



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

January 12, 2009

Motion 12908

Proposed No. 2009-0014.1

Sponsors Constantine

1 A MOTION waiving the requirements for competitive
2 bidding or formal solicitation and minority and women's
3 business enterprises requirements, for repairs to protect life
4 and property threatened by the emergency conditions cited in
5 the Local Proclamation of Emergency issued by the King
6 County executive.

7
8 WHEREAS, weather conditions consisting of heavy snowfall and persistent icy
9 conditions that began on December 19, 2008, are creating hazardous road conditions and
10 posing a risk to public property and facilities, and

11 WHEREAS, persons and property have been and will be adversely affected
12 throughout King County unless further efforts are taken to reduce the potential threat to life
13 and public property, and

14 WHEREAS, emergency measures to clear and de-ice county roads and protect
15 other public facilities must begin immediately to minimize the potential risk of personal
16 injury and property damage, and

17 WHEREAS, the nonemergency requirements of K.C.C. chapter 4.16 relating to the
18 county's lease or purchase of tangible personal property or services, contracts for public
19 works as defined by RCW 39.04.010 or to the selection and award of professional and/or
20 technical service consultant contracts; including contracting on a competitive basis for
21 public works contracts, leases or purchase of supplies, materials and equipment pursuant to
22 chapter 36.32 RCW and compliance with minority and women's business enterprises
23 requirements pursuant to K.C.C. chapters 4.18, 12.16 and 12.18 for such repairs must be
24 waived in order to prevent delay in beginning the repair work;

25 NOW, THEREFORE, BE IT MOVED by the Council of King County:

26 A. The nonemergency requirements of K.C.C. chapter 4.16 relating to the county's
27 lease or purchase of tangible personal property or services, contracts for public works as
28 defined by RCW 39.04.010, or to the selection and award of professional and/or technical
29 service consultant contracts; including contracting on a competitive basis for public works
30 contracts, leases or purchase of supplies, materials and equipment pursuant to chapter
31 36.32 RCW for emergency repair, restoration or relief work, in order to prevent delay in
32 beginning the work, are hereby waived.

33 B. The nonemergency minority and women's business enterprises requirements
34 pursuant to K.C.C. chapters 4.18, 12.16 and 12.18 are hereby waived as to the individual
35 project contracts, provided that the emergency waiver of the requirements of K.C.C.
36 chapters 4.18, 12.16 and 12.18 pursuant to this motion shall not amend the annual
37 utilization goals unless the emergency makes it impossible to achieve the annual utilization
38 goals.

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39 C. This waiver of requirements for competitive bidding or formal solicitation and
40 minority and women's business enterprises requirements expires February 15, 2009.

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Motion 12908 was introduced on 1/12/2009 and passed by the Metropolitan King County Council on 1/12/2009, by the following vote:

Yes: 9 - Ms. Patterson, Mr. Dunn, Mr. Constantine, Ms. Lambert, Mr. von Reichbauer, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague

No: 0

Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



Dow Constantine, Chair

ATTEST:



Anne Noris, Clerk of the Council

Attachments A. Local Proclamation of Emergency



King County

LOCAL PROCLAMATION OF EMERGENCY KING COUNTY

WHEREAS, the King County Office of Emergency Management has reported to the King County Executive that winter storm conditions with heavy snow and persistent icy conditions have impacted the King County region since December 19, 2008, causing significant impacts to King County government departments and infrastructure as well as to cities and special purpose districts, and

WHEREAS, persons and property are and will be threatened and damaged unless further efforts are taken to reduce the threat to life and property; and

WHEREAS, this disaster is causing an undesigned amount of damage; and

WHEREAS, the severity and magnitude of this disaster is beyond the response and recovery capability of local resources; and

WHEREAS, there is an emergency present which necessitates activation of the King County Emergency Management Plan and utilization of emergency powers granted pursuant to RCW Chapter 38.52. and K.C.C. Chapter 12.52; and

WHEREAS, the emergency may require emergency purchases by King County and the waiver of public procurement processes as described under K.C.C. Chapter 4.16.050, therefore

BE IT PROCLAIMED BY THE KING COUNTY EXECUTIVE, RON SIMS

SECTION 1

That it is hereby declared that there is an emergency due to extreme winter weather conditions and other secondary hazards affecting King County; therefore designated departments of King County are authorized to enter into contracts and incur obligations necessary to combat such emergency to protect and provide emergency assistance to victims of such emergency.

SECTION 2

Each designated department is authorized to exercise the powers vested under Section 1 of this Resolution in light of the exigencies of an emergency situation without regard to time consuming procedures and formalities prescribed by law (excepting mandatory constitutional requirements).

DATED this 23rd day of December, 2008.

RON SIMS, King County Executive
State of Washington