12/6/95
CAJ:cj
dsestcln

Introduced By: CYNTHIA SULLIVAN
RON SIMS

Proposed No.: 96-017

ORDINANCE NO. 12074

AN ORDINANCE relating to the disestablishment of the department of metropolitan services, repealing Ordinance 11032, Sections 1, 2, 11 (part), 12 through 18, 19 (part), 21, 25, 26 and 28 through 30, and K.C.C. 28.01.010, K.C.C. 28.01.020, K.C.C. 28.02.001 through K.C.C. 28.02.010, K.C.C. 28.02.020 through K.C.C. 28.02.060, K.C.C. 28.02.075, K.C.C. 28.02.090 through K.C.C. 28.02.120, K.C.C. 28.02.130 through K.C.C. 28.02.165, K.C.C. 28.02.175, K.C.C. 28.02.180, K.C.C. 28.02.190 through K.C.C. 28.02.245, K.C.C. 28.02.255 through K.C.C. 28.02.305, K.C.C. 28.02.315 through K.C.C. 28.02.400, K.C.C. 28.02.410 through K.C.C. 28.02.440, K.C.C. 28.02.455, K.C.C. 28.02.460, K.C.C. 28.02.470 through K.C.C. 28.02.505, K.C.C. 28.04.005 through K.C.C. 28.04.140, K.C.C. 28.08.005 through K.C.C. 28.08.090, K.C.C. 28.12.010 through K.C.C. 28.12.030, K.C.C. 28.16.010 through K.C.C. 28.16.080, K.C.C. 28.20.010 through K.C.C. 28.20.030, K.C.C. 28.20.080, K.C.C. 28.28.010 through K.C.C. 28.28.080, K.C.C. 28.44.010, K.C.C. 28.44.020, and K.C.C. 28.48.010 through K.C.C. 28.48.030, adding new sections to K.C.C. 28.01 and K.C.C. 28.02, and renaming Title 28 K.C.C.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 11032, Sections 1, 2, 11 (part), 12 through 18, 19 (part), 21, 25, 26 and 28 through 30, and K.C.C. 28.01.010, K.C.C. 28.01.020, K.C.C. 28.02.001 through K.C.C. 28.02.010, K.C.C. 28.02.020 through K.C.C. 28.02.060, K.C.C. 28.02.075, K.C.C. 28.02.090 through K.C.C. 28.02.120, K.C.C. 28.02.130 through K.C.C. 28.02.165, K.C.C. 28.02.175, K.C.C. 28.02.180, K.C.C. 28.02.190 through K.C.C. 28.02.245, K.C.C. 28.02.255 through K.C.C. 28.02.305, K.C.C. 28.02.315 through K.C.C. 28.02.400, K.C.C. 28.02.410 through K.C.C. 28.02.440, K.C.C. 28.02.455, K.C.C. 28.02.460, K.C.C. 28.02.470 through K.C.C. 28.02.505, K.C.C. 28.04.005 through K.C.C. 28.04.140, K.C.C. 28.08.005 through K.C.C. 28.08.090, K.C.C. 28.12.010 through K.C.C. 28.12.030, K.C.C. 28.16.010 through K.C.C. 28.16.080, K.C.C. 28.20.010 through K.C.C. 28.20.030, K.C.C. 28.20.080, K.C.C. 28.28.010 through K.C.C. 28.28.080,

K.C.C. 28.44.010, K.C.C. 28.44.020, and K.C.C. 28.48.010 through K.C.C. 28.48.030, are hereby repealed.

SECTION 2. **Rename Title 28.** The clerk of the council is hereby directed to rename King County Code Title 28 to "Metropolitan Functions".

NEW SECTION. SECTION 3. There is added to K.C.C. 28.01 a new section to read as follows:

Title established. Title 28 in the King County Code which shall pertain to the performance by the county of metropolitan functions under chapter 35.58 RCW is hereby established.

NEW SECTION. SECTION 4. There is added to K.C.C. 28.01 a new section to read as follows:

Readoption, ratification and codification of Metro Council resolutions. A. All resolutions duly enacted by the council of the Municipality of Metropolitan Seattle and not expressly repealed by such body effective no later than midnight, December 31, 1993, and which are not inconsistent with the King County Charter or ordinances duly enacted pursuant to the Charter are hereby readopted and ratified.

B. The clerk of the council is hereby authorized to codify such resolutions to the extent codification would assist the executive, the council and the public to be aware of actions taken by the council of the Municipality of Metropolitan Seattle.

NEW SECTION. SECTION 5. There is added to K.C.C. 28.02 a new section to read as follows:

Definitions. The following words and phrases, when used in K.C.C. 28.20, shall have the meanings hereinafter set forth in this chapter. These definitions shall not apply to provisions of the King County Code other than K.C.C. 28.20.

NEW SECTION. SECTION 6. There is added to K.C.C. 28.02 a new section to read as follows:

Bidder or Proposer. Bidder or proposer means "bidder", "proposer" or "offeror" as those terms are defined in K.C.C. 4.16.

NEW SECTION. SECTION 7. There is added to K.C.C. 28.02 a new section to read as follows:

Construction Contract. Construction contract means "public works contract" as that term is defined in K.C.C. 4.18.

NEW SECTION. SECTION 8. There is added to K.C.C. 28.02 a new section to read as follows:

Consultant Contract. Consultant contract means "service contract" as that term is defined in K.C.C. 4.18.

NEW SECTION. SECTION 9. There is added to K.C.C. 28.02 a new section to read as follows:

Contract. Contract means "contract" as that term is defined in K.C.C. 4.16.

NEW SECTION. SECTION 10. There is added to K.C.C. 28.02 a new section to read as follows:

Contractor. Contractor means "contractor" as that term is defined in K.C.C. 4.18.

NEW SECTION. SECTION 11. There is added to K.C.C. 28.02 a new section to read as follows:

Department. Department means "department" as that term is defined in K.C.C. 4.18.

NEW SECTION. SECTION 12. There is added to K.C.C. 28.02 a new section to read as follows:

Director. Director means "administrator" as that term is defined in K.C.C. 4.18.

NEW SECTION. SECTION 13. There is added to K.C.C. 28.02 a new section to read as follows:

Division. Division means an organizational unit of a department so designated in K.C.C. 2.16.

NEW SECTION. SECTION 14. There is added to K.C.C. 28.02 a new section to read as follows:

Metropolitan Functions. Metropolitan functions means "metropolitan functions" as that term is defined in K.C.C. 4.18.

NEW SECTION. SECTION 15. There is added to K.C.C. 28.02 a new section to read as follows:

Minority or Minorities. Minority or minorities shall include Blacks or African-Americans, Asians, Pacific Islanders, Native American Indians, Alaskan Natives, and Hispanics or Latinos or as otherwise described under applicable state and federal laws and regulations.

NEW SECTION. SECTION 16. There is added to K.C.C. 28.02 a new section to read as follows:

Purchasing Contracts. Purchasing contracts means "tangible personal property contracts" as that term is defined in K.C.C. 4.18.

NEW SECTION. SECTION 17. There is added to K.C.C. 28.02 a new section to read as follows:

Subcontract. Subcontract means a contract or agreement to perform a specified part of the work, or to provide specified materials or services, under or subordinate to a contract between a contractor and the county.

NEW SECTION. SECTION 18. There is added to K.C.C. 28.02 a new section to read as follows:

Subcontractor. Subcontractor means "contractor" as that term is defined in K.C.C. 4.18.

NEW SECTION. SECTION 19. There is added to K.C.C. 28.02 a new section to read as follows:

Utilization Goals. Utilization goals means those biennial and specific minimum contract goals for the participation of certified minority, women and disadvantaged businesses in contracting opportunities with the county, whether as prime contractors or subcontractors. The goal shall be expressed as a numerical percentage of the total dollar value of all contracts or a specific contract, as the case may be, to be awarded by or for the county in support of a metropolitan function. These goals shall be applicable to businesses organized for profit, along with governmental agencies and quasi-governmental agencies, unless otherwise provided in K.C.C. 28.20 or under applicable state and federal laws and regulations.

NEW SECTION. SECTION 20. There is added to K.C.C. 28.02 a new section to read as follows:

Utilization Requirements. Utilization Requirements means those efforts which bidders, contractors, subcontractors and the county shall make to meet the utilization goals.

SECTION 21. **Severability.** The provisions of this ordinance shall be effective in all cases unless otherwise provided by federal law. The provisions of this ordinance are separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or other portion of this ordinance or the invalidity of the application thereof to any person or circumstance shall not affect the validity of the remainder of this ordinance or the validity of the application to other persons or circumstances.

SECTION 22. **Continuation of ordinances.** The provisions of this ordinance, so far as they are substantially the same as those of ordinances existing at the time of the enactment of this ordinance, shall be construed as continuations thereof.

SECTION 23. **Effective date.** This ordinance shall take effect on January 1, 1996.

INTRODUCED AND READ for the first time this 11th day of December, 1995.

PASSED by a vote of 11 to 0 this 18th day of December, 1995

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Kent Pullen
Chair

ATTEST:

Gerald A. Peterson
Clerk of the Council

APPROVED this 21st day of December, 1995

Gary Locke
King County Executive

Attachments:
None