

Ordinance No. 119603

(K6)

The City of Seattle - Legislative Department
Council Bill/Ordinance sponsored by: _____

Council Bill No. 112829

AN ORDINANCE directing City Departments to use available tools to promote race and gender equity in contracting.

Committee Action

passed 4-0

Martha Chase

CF No. _____

Date Introduced:		
Date 1st Referred:	AUG 02 1999	To: (committee) Finance & Budget Committee
Date Re - Referred:	AUG 02 1999	To: (committee)
Date Re - Referred:		To: (committee)
Date of Final Passage:	8/9/99	Full Council Vote: 6-0 Excused: Conlin, Podlodowski, Steinbrunn
Date Presented to Mayor:	AUG 10 1999	Date Approved: AUG 16 1999
Date Returned to City Clerk:	AUG 16 1999	Date Published: T.O. <input checked="" type="checkbox"/> 3 pages F.T. _____
Date Vetoed by Mayor:		Date Veto Published:
Date Passed Over Veto:		Veto Sustained:

This file is complete and ready for presentation to Full Council.

Law Department

Law Dept. Review

OMP Review

(V)
City Clerk Review

16

The City of Seattle - Legislative Department

Council Bill/Ordinance sponsored by: _____ CHOE
Councilmember

Committee Action:

passed 4-0

Martha Chase

This file is complete and ready for presentation to Full Council. Committee: _____ (initial/date)

Podlowski, Steinhilber

Finance & Budget
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3 pages

Law Department

Law Dept. Review

OMP
Review

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City Clerk
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JGJ/peyer
July 27, 1999
CONTR-EQ
(Ver. 2)

ORDINANCE 119603

1
2 AN ORDINANCE directing City Departments to use available tools to promote race and gender equity
3 in contracting.

4 BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

5 Section 1. Findings. The City Council finds the following:

6 1. Race and gender discrimination continues to create barriers for minority-owned and women-
7 owned businesses in the City.

8 2. When the effects of historical and present day race and gender discrimination are overcome,
9 those firms doing business with the City should be expected to proportionately represent the range of
10 available contractors within the City.

11 3. The passage of Initiative-200 has prohibited the City from using race and gender-based
12 preferences as methods to remedy this discrimination.

13 4. Economic justice is served by using all available means to enhance competitive opportunities
14 for minority-owned and women-owned businesses.

15 5. The City must continue to comply with state and federal requirements of affirmative action to
16 address the effects of race and gender discrimination.

17 Section 2. Goal. It is an important goal of the City that, as soon as possible, the effects of race
18 and gender discrimination be overcome so that the races and genders of the citizens of the City are fairly
19 represented by those who do business with the City.

20 Section 3. City departments should strive to use all legal means to see that minority-owned and
21 women-owned businesses do not face unfair barriers in their competition for City contracts and in their
22 successful performance of those contracts. Efforts by City departments should include:

23 a. Advertising and information-sharing that extend beyond traditional media and networks.

24 b. Use of small contract rosters to provide new avenues of access to City contracts.

c. Design and packaging of contracts and projects so that small emerging contractors can
realistically compete for, and successfully perform them.

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JGJ/peyer
July 27, 1999
CONTR-EQ
(Ver. 2)

1 d. Flexibility in bonding, insurance, and retainage so as to minimize the effects of financial and
2 economic discrimination against minority-owned and women-owned businesses.

3 e. Assist victims of discrimination in pursuing enforcement of anti-discrimination laws.

4 f. Monitor and report the availability and utilization of minority-owned and women-owned firms
5 on City contracts.

6 Section 4. Departments shall comply with RCW 35.22.650, which requires that City contracts
7 for any public work or improvement contain provisions requiring the contractor to:

8 a. Actively solicit the employment of members of minority groups;

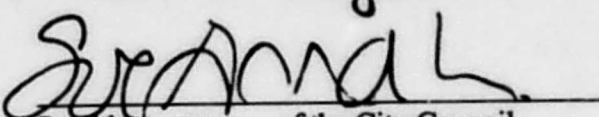
9 b. Actively solicit bids for the subcontracting of goods or services from qualified minority
10 businesses;

11 c. Furnish evidence of compliance with the requirements of minority employment and
12 solicitation;

13 d. Consider the grant of subcontracts to said minority bidders on the basis of substantially equal
14 proposals in the light most favorable to said minority businesses.

15 Section 5. This ordinance shall take effect and be in force thirty (30) days from and after its
16 approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after
17 presentation, it shall take effect as provided by Municipal Code Section 1.04.020.

18 Passed by the City Council the 9th day of August, 1999, and signed by me in open
19 session in authentication of its passage this 9th day of August, 1999.

20 
21 President _____ of the City Council

22 Approved by me this 10th day of August, 1999.
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JGJ/peyer
July 27, 1999
CONTR-EQ
(Ver. 2)

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Paul S. Deep
Mayor

Filed by me this 16th day of August, 1999.

Justin E. Pappas
City Clerk

(Seal)

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City of Seattle

Paul Schell, Mayor

Executive Services Department
Dwight D. Dively, Director

MEMORANDUM

DATE: July 28, 1999

TO: Honorable Sue Donaldson, President
Seattle City Council

FROM: Dwight Dively, Director *Dively for*
Executive Services Department

SUBJECT: ORDINANCE to promote race and gender equity in contracting

I am pleased to submit the attached ordinance for consideration by the Seattle City Council. This ordinance compels City departments to employ every legal means to ensure that minority-owned and women-owned businesses do not face unfair barriers in their competition for City contracts. The ordinance calls out specific efforts for City departments to take, particularly in the area of outreach:

- Advertising and information-sharing beyond traditional media and networks
- Use of small contract rosters to provide new avenues of access
- Packaging of contracts and projects so small emerging contractors can realistically compete for them
- Flexibility in bonding, insurance, and retainage
- Assisting victims of discrimination in pursuing enforcement of anti-discrimination laws

The ordinance reaffirms the City's goal of overcoming the effects of race and gender discrimination, and within the constraints of the legal environment, directs City departments to take an activist role in achieving this goal. If you have questions or would like additional information about this legislation, please contact Rod Brandon, Director of ESD's Contracting Services Division, at 684-0324.

Thank you.

cc: Rod Brandon
Germaine Covington

600 Fourth Avenue, Room 103, Seattle, WA 98104-1891

Tel: (206) 684-0484, TDD: (206) 233-7810, Fax: (206) 684-8286, <http://www.ci.seattle.wa.us>

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TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

Matthew Cho

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: _____

PRESIDENT'S SIGNATURE

C. S. 20.28

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STATE OF WASHINGTON - KING COUNTY

109350
City of Seattle, City Clerk

-s.

No. 02, 03, 05/ORD

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CTOT: 119592, 94, 601,

was published on

08/25/99

The amount of the fee charged for the foregoing publication is the sum of \$ _____, which amount has been paid in full.

H. Patterson

Subscribed and sworn to before me on

08/25/99

M. McQuinn

Notary Public for the State of Washington,
residing in Seattle

Affidavit of Publication

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City of Seattle

TITLE-ONLY PUBLICATION

The following ordinances, passed by the City Council on August 8, 1999, and published here by title only, will be mailed, at no cost, upon request for two months after this publication. For further information, contact the Seattle City Clerk at 624-8344.

ORDINANCE NO. 119692

AN ORDINANCE relating to the Seattle Center; authorizing the Seattle Center Director to execute a construction agreement with the Seattle Children's Theatre Association for construction of a technical pavilion addition to the Charlotte Martin Theatre.

ORDINANCE NO. 119694

AN ORDINANCE authorizing an expenditure from the Judgment/Claims Fund to be reimbursed by the Drainage Fund to settle the claim of Diane Dambacher (C-64860), all by a two-thirds vote of the City Council.

ORDINANCE NO. 119601

AN ORDINANCE to be known as the Fair Contracting Practices Ordinance and prohibiting discrimination in contracting; providing remedies for victims of such discrimination, and creating a new position and increasing expenditure allowance in the 1999 Seattle Office for Civil Rights budget.

ORDINANCE NO. 119602

AN ORDINANCE creating a program to promote the use of small economically disadvantaged businesses in competing for City contracting opportunities.

ORDINANCE NO. 119603

AN ORDINANCE directing City Departments to use available tools to promote race and gender equity in contracting.

ORDINANCE NO. 119605

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Publication ordered by JUDITH PIPPIN, City Clerk.

Official publication in Daily Journal of Commerce, Seattle, August 23, 1999. 8/25(169350)

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