



SEATTLE CITY COUNCIL

Legislative Summary

CB 119642

Record No.: CB 119642

Type: Ordinance (Ord)

Status: Passed

Version: 2

Ord. no: Ord 125920

In Control: City Clerk

File Created: 08/01/2019

Final Action: 09/20/2019

Title: AN ORDINANCE relating to City emergency purchases of goods and services; emergency consultant contracts; and emergency public works contracting; amending Section 10.02.070 of the Seattle Municipal Code to align with current practices and the procedures in subsections 3.39.020.M and 20.50.090.A and Section 20.60.114.

Notes:

Sponsors: Bagshaw

Attachments:

Drafter: adrian.matanza@seattle.gov

Date

Filed with City Clerk: 9/20/2019

Mayor's Signature: 9/20/2019

Vetoed by Mayor:

Veto Overridden:

Veto Sustained:

Filing Requirements/Dept Action:

History of Legislative File

Legal Notice Published:

☐ Yes

☐ No

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	City Clerk	09/03/2019	sent for review	Council President's Office			
1	Mayor	09/03/2019	Mayor's leg transmitted to Council	City Clerk			
1	Council President's Office	09/06/2019	sent for review	Finance and Neighborhoods Committee			
Action Text: The Council Bill (CB) was sent for review. to the Finance and Neighborhoods Committee							
1	City Council	09/09/2019	referred	Finance and Neighborhoods Committee			
1	Finance and Neighborhoods Committee	09/11/2019	pass as amended				Pass

Action Text: The Committee recommends that City Council pass as amended the Council Bill (CB).

In Favor: 2 Chair Bagshaw, Vice Chair González

Opposed: 0

1 City Council 09/16/2019 passed

Pass

Action Text: The Council Bill (CB) was passed by the following vote, and the President signed the Bill:

Notes:

Councilmember Herbold left the Council Chamber at 4:40 p.m.

In Favor: 8 Councilmember Bagshaw, Councilmember González , Council
President Harrell, Councilmember Juarez, Councilmember Mosqueda,
Councilmember O'Brien, Councilmember Pacheco, Councilmember
Sawant

Opposed: 0

Absent(NV): 1 Councilmember Herbold

2 City Clerk 09/18/2019 submitted for Mayor
Mayor's signature

2 Mayor 09/20/2019 Signed

Action Text: The Council Bill (CB) was Signed.

2 Mayor 09/20/2019 returned City Clerk

Action Text: The Council Bill (CB) was returned. to the City Clerk

2 City Clerk 09/20/2019 attested by City Clerk

Action Text: The Ordinance (Ord) was attested by City Clerk.

CITY OF SEATTLE

ORDINANCE 125920

COUNCIL BILL 119642

AN ORDINANCE relating to City emergency purchases of goods and services; emergency consultant contracts; and emergency public works contracting; amending Section 10.02.070 of the Seattle Municipal Code to align with current practices and the procedures in subsections 3.39.020.M and 20.50.090.A and Section 20.60.114.

WHEREAS, emergencies in the City often require the purchase of goods and services, emergency consultant contracts, and emergency public works contracting; and

WHEREAS, while the circumstances that require immediate public works contracting to respond to an emergency are exempt from the process in Chapter 20.48 of the Seattle Municipal Code (SMC), subsection 3.39.020.M describes the current process by which these contracts are executed; and

WHEREAS, while the circumstances that require immediate consultant contracting to respond to an emergency are exempt from the process in SMC Chapter 20.50, subsection 20.50.090.A describes the current process by which these contracts are executed; and

WHEREAS, while the circumstances that require immediate purchases of goods and services to respond to an emergency are exempt from the purchasing process in SMC Chapter 20.60, Section 20.60.114 describes the current process by which these purchases are made; and

WHEREAS, amendments are needed to bring SMC Section 10.02.070 in line with current and practices and procedures and subsections 3.39.020.M and 20.50.090.A and SMC Section 20.60.114; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Section 10.02.070 of the Seattle Municipal Code, last amended by Ordinance 124849, is amended as follows:

10.02.070 Emergency Purchasing and Contracting ~~Purchases of Supplies~~-(~~3~~)

A. Upon the proclamation of a civil emergency by the Mayor, and during the existence of a civil emergency, emergency public works contracting is authorized to be made consistent with the procedures outlined in subsection 3.39.020.M as follows:

1. The Finance and Administrative Services Director or designee is authorized to waive competitive bidding requirements, and award public works contracts as necessary to address the emergency.

B. Upon the proclamation of a civil emergency by the Mayor, and during the existence of a civil emergency, emergency consultant contracts are authorized to be made consistent with the procedures outlined in subsection 20.50.090.A as follows (for purposes of this subsection 10.02.070.B, "department" has the meaning in Section 20.50.010 instead of in Section 10.01.030):

1. The department head determines a competitive consultation process would adversely affect the City's interests because an emergency exists.

2. The department head files a written explanation of the determination with the contract.

C. Upon the proclamation of a civil emergency by the Mayor, and during the existence of a civil emergency, emergency purchases of goods (products, supplies, materials, and equipment) and services are authorized to be made ((in accordance)) consistent with the procedures outlined in ((SMC)) Section 20.60.114 as follows:

1. Any City officer or employee authorized by ordinance or City department policy may procure goods or services to respond to an emergency.

2. All such purchases shall be documented by the City department with a written explanation of the emergency.

~~((A. Preprinted emergency purchasing forms shall be provided by the Director of Finance and Administrative Services for use for all emergency purchases or contracting for supplies, materials or labor during the existence of such emergency, which forms shall provide for the filling in of appropriate information prescribed by the Director including: date and time of purchase; name and address of supplier; quantity, unit, description, unit price, and total price of item; name and appropriate identification number from the City employee identification card of the person making the purchase; date required and date delivered; description of use of item; including disaster work order number, description of disaster work and location of use; and name and appropriate identification number from the City employee identification card of the person receiving the item.~~

~~B. An employee identification card shall be used in all cases to verify that the purchaser is an employee of the City.~~

~~C. A log of all purchases made during any emergency shall be maintained by each department and by the Director of Finance and Administrative Services.))~~

D. The City officer or employee shall conduct competitive solicitation to the extent practicable given the emergency, and in keeping with the dollar value of the acquisition, and in compliance with any applicable city, state, and federal laws and regulations.

E. The heads of City departments ~~((using emergency purchase forms))~~ shall account for all costs incurred in making such purchases and contracts in compliance with any applicable policies and procedures.

1 ((E)) F. Upon termination of the emergency, the heads of City departments shall review
2 all emergency purchases and contracts issued by their respective departments, and shall verify
3 and authenticate all orders, and submit a summary of emergency purchase orders through the
4 Director of Finance and Administrative Services to the City Council(~~for authorization of~~
5 ~~payment~~)).

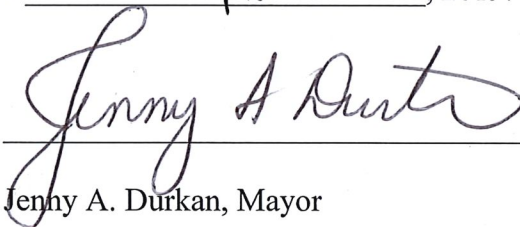
Section 2. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the 16th day of September, 2019,
and signed by me in open session in authentication of its passage this 16th day of
September, 2019.

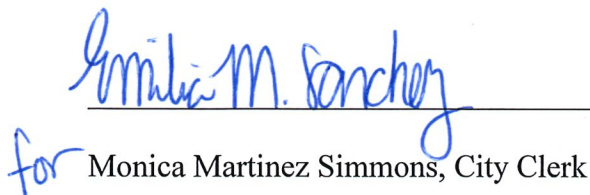


President _____ of the City Council

Approved by me this 20th day of September, 2019.


Jenny A. Durkan, Mayor

Filed by me this 20th day of September, 2019.


for Monica Martinez Simmons, City Clerk

(Seal)

STATE OF WASHINGTON -- KING COUNTY

--SS.

378564

No. 125915,16,17,18,19,20,21

CITY OF SEATTLE,CLERKS OFFICE

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.

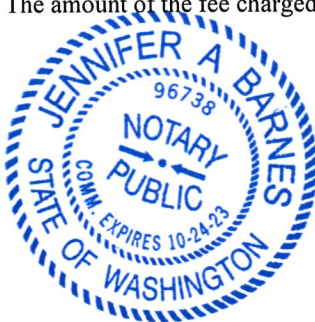
The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:TITLE ONLY ORDINANCES

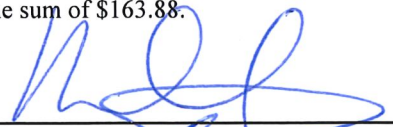
was published on

10/14/19

The amount of the fee charged for the foregoing publication is the sum of \$163.88.



Affidavit of Publication


Subscribed and sworn to before me on

10/14/2019


Notary public for the State of Washington,
residing in Seattle

State of Washington, King County

City of Seattle

Title Only Ordinances

The full text of the following legislation, passed by the City Council on September 16, 2019, and published below by title only, will be mailed upon request, or can be accessed at <http://seattle.legistar.com>. For information on upcoming meetings of the Seattle City Council, please visit <http://www.seattle.gov/council/calendar>.

Ordinance 125915

Council Bill 119646

AN ORDINANCE appropriating money to pay certain audited claims for the week of September 2, 2019 through September 6, 2019 and ordering the payment thereof.

Ordinance 125916

Council Bill 119609

AN ORDINANCE relating to certain City-owned properties located in the South Lake Union neighborhood and declaring them as surplus to the City's needs; removing the properties from the limited access highway purposes property designation previously assigned to them; authorizing sale of the properties for an aggregate selling price of \$138,500,000, together with additional cash and non-cash consideration, including the purchaser's covenant to develop affordable housing and to negotiate a lease with the Seattle Parks and Recreation Department for a recreational facility to be located upon a portion of one of the properties; authorizing the Mayor or designee to execute a Memorandum of Understanding for the sale of the property consistent with its terms; authorizing the Superintendent of the Parks and Recreation Department or designee to negotiate, execute, and deliver a lease of the recreational facility; authorizing the Director of the Seattle Department of Transportation or designee to negotiate, execute, and deliver all other documents necessary or appropriate to effect the foregoing and to carry out the transactions described in this ordinance; and ratifying and confirming certain prior acts.

Ordinance 125917

Council Bill 119623

AN ORDINANCE relating to City employment; authorizing execution of a collective bargaining agreement between The City of Seattle and the International Brotherhood of Electrical Workers Local No. 77 Information Technology Professionals Unit; and ratifying and confirming certain prior acts.

Ordinance 125918

Council Bill 119624

AN ORDINANCE relating to City employment; adjusting the pay zone structures for the City's Information Technology Professional discretionary pay program; and ratifying and confirming certain prior acts.

Ordinance 125919

Council Bill 119626

AN ORDINANCE relating to City employment, commonly referred to as the Second Quarter 2019 Employment Ordinance; designating positions as exempt from the civil service system; returning a position to the civil service system; and adjusting salary ranges for certain pay titles; all by a 2/3 vote of the City Council.

Ordinance 125920

Council Bill 119642

AN ORDINANCE relating to City emergency purchases of goods and services; emergency consultant contracts; and emergency public works contracting; amending Section 10.02.070 of the Seattle Municipal Code to align with current practices and the procedures in subsections 3.39.020.M and 20.50.090.A and Section 20.60.114.

Ordinance 125921

Council Bill 119629

AN ORDINANCE related to appropriations for the Human Services Department; amending Ordinance 125724, which adopted the 2019 Budget; lifting a proviso; and ratifying and confirming certain prior acts.

Date of publication in the Seattle Daily Journal of Commerce, October 14, 2019.

10/14(378564)