

Adopted: 07/31/13
Effective: 08/11/13

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

ORDINANCE NO. 13-057

RELATING TO COUNTY CONTRACTS AND AMENDING SCC 2.460.170

WHEREAS, the Snohomish County Human Rights Ordinance, Chapter 2.460 SCC, was adopted in 2010 to provide protections, additional to those provided by Washington's Law Against Discrimination, Chapter 49.60 RCW, against discrimination in employment, credit transactions, public accommodations, housing, county contracting, and county services within unincorporated Snohomish county, county government, and consenting county municipalities; and

WHEREAS, the County Council is informed that SCC 2.460.170 relating to county contracts has created unintended and unnecessary difficulties in the making of intergovernmental cooperative purchases for services; and

WHEREAS, the County Council has determined that SCC 2.460.170 should be amended to permit the County to enter into contracts for the cooperative purchase of services as authorized by RCW 39.34.030 if those contracts contain provisions that are, at a minimum, consistent with federal law on non-discrimination;

NOW, THEREFORE, BE IT ORDAINED:

Section 1. Snohomish County Code Section 2.460.170, last amended by Amended Ordinance No. 11-077 on November 14, 2011, is amended to read:

2.460.170 County contacts.

(1) The county executive, purchasing manager, and other county officers authorized to enter into contracts on behalf of the county shall include a provision in all county contracts for services that sets forth or incorporates the requirements of this chapter, requires the contractor to comply with substantive requirements of this chapter, and requires the contractor to certify the contractor's compliance with those requirements. All county contracts for services must provide that if the contractor is found to have violated that provision, or to have furnished false or misleading information in an investigation or proceeding conducted pursuant to the contract or this chapter, the contract may be subject to a declaration of default and termination at the county's discretion.

(2) In this section, "county contract for services" means a written agreement with a provider of services under which the county purchases services in exchange for payment of money. This section does not apply to:

1 (a) contracts with:

- 2 (i) counties, cities, towns, and special purpose districts,
- 3 (ii) the state or federal governments,
- 4 (iii) federally recognized Indian tribes; or ~~((te))~~

5 (b) contracts between other public agencies and providers of services
 6 from which the county elects to purchase services pursuant to RCW
 7 39.04.030(5)(b) and SCC 3.04.220 if:

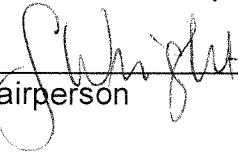
8 (i) such contracts contain non-discrimination provisions consistent
 9 at a minimum with federal law; and

10 (ii) the purchasing division has determined after diligent research
 11 and has documented in its files that the providers of services from which the
 12 county elects to purchase has not violated any laws similar to those contained in
 13 chapter 2.460 SCC; or

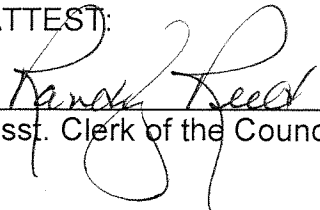
14 (c) other contracts for which its application is determined by the
 15 purchasing authority to violate competitive bidding or other legal requirements.

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 17 PASSED this 31st day of July, 2013.

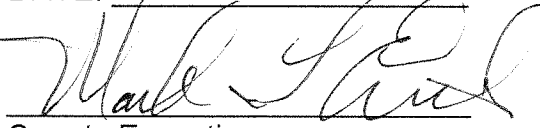
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 19 SNOHOMISH COUNTY COUNCIL
 20 Snohomish County, Washington

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 22 
 23 _____
 24 Chairperson

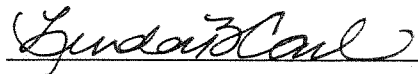
25 ATTEST:

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 27 _____
 28 Ass. Clerk of the Council

- 31 () APPROVED
- 32 () EMERGENCY
- 33 () VETOED

34 DATE: 08-01-2013
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 37 _____
 38 County Executive

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 40 ATTEST:

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 44 **MARK ERICKS**
 County Executive, Acting

1 Approved as to form only:

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3 Christine Staggard 5/30/13
4 Deputy Prosecuting Attorney
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