

COUNTY COUNCIL
Snohomish County, Washington



ORDINANCE NO. 92-067

AMENDING THE SNOHOMISH COUNTY CODE; 2.10 and 2.400
RELATING TO AUTHORITY OF THE COUNTY EXECUTIVE AND
DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES
TO APPROVE CERTAIN COUNTY CONTRACTS

BE IT ORDAINED:

Section 1. Snohomish County Code Section 2.10.010, last amended by Ordinance No. 92-001 on January 29, 1992, is amended to read:

2.10.010 Executive functions. The following functions of government not otherwise provided for in the charter are deemed executive functions and shall be performed by the county executive:

(1) Approval of all bonds and assignments of account running to or for the benefit of the county, including but not limited to: officials and employees bonds, except that the bond of the county executive shall be approved by the council; cash bonds, bonds issued by a surety company, or assignments of account given to assure performance or maintenance; cash bonds, bonds issued by a surety company, or assignments of accounts to assure performance of conditions incidental to land use activities or to any other license or permit issued by the county; but not including any bond required in any civil or criminal court proceeding;

(2) Approval of change orders and orders for extra work on any contracts; PROVIDED, That the amount of any change order so approved shall not exceed twenty-five thousand dollars; and PROVIDED, FURTHER, That the total of change orders so approved on any contract shall not exceed ten percent of the contract price. All change orders not approvable by the county executive and all supplements and amendments to contracts requiring council approval shall be submitted by the executive to the council for approval;

(3) Determination that the performance or other consideration to be delivered to the county under the terms of any contract has been performed or delivered; and to accept such performance or other consideration on behalf of the county. The executive shall keep the council advised of developments which will unreasonably delay completion of any contract or unreasonably increase the costs thereof;

(4) Approval of all insurance policies and certificates of insurance;

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(5) Approval of payrolls of county officials and employees;

(6) Approval of and signing of all licenses to occupy or use Evergreen State Fairgrounds property as provided in SCC 2.32.150.

(7) Upon receipt of any claim against the county, or any pleading in connection therewith, the county executive shall immediately forward copies thereof to the prosecuting attorney and the county department involved;

(8) Approval of the bringing of or joining in civil lawsuits seeking damages or injunctive relief in behalf of the county. The council may also approve the bringing of or joining the county in any lawsuit in behalf of the county;

(9) Approval of budget transfers as provided in chapter 4.26 SCC as it now exists or is hereafter amended;

(10) Approval of escrow agreements on retained percentages as provided in RCW 60.28.010;

(11) Approval of all permits and licenses affecting any property under the jurisdiction of the department of parks and general services, including deeds of right to use land for public recreation purposes and hazardous substances certifications required for property acquired with funds granted by the Interagency Committee for Outdoor Recreation (IAC);

(12) Approval of all agreements with any cities or towns of Snohomish County of the county jail or district court filing fees. PROVIDED, That the council by resolution has previously established the rates to be charged and other terms of such agreements and has approved the forms of contracts to be utilized. The executive shall submit to the council an annual report not later than February 15th of each year of contracts showing rates and effective dates of such contracts approved by the executive. Not later than December 1st of each year, the executive shall submit to the council the forms of contracts to be used on such agreements for the following year. Rates and terms to be used in such contracts shall be reviewed not less than once a year by the council;

(13) Approval and acceptance of all contracts with landowners and/or developers required by or as a condition of any comprehensive plan amendment, rezone, variance, conditional use permit, plat or replat or any other land use control, final approval thereof which has been given by the council or the hearing examiner; PROVIDED, That all such contracts shall be approved by the hearing examiner prior to approval by the executive; and the executive shall submit to the council an annual report, due not later than February 15th of each year, showing the names of parties and the general purposes of such contracts as have been approved by the executive;

(14) Approval of applications for airport grants in aid and all airport leases previously approved by the airport

commission; PROVIDED, That annually the council by resolution will establish the rates to be charged and other terms of any such lease and approve the form of lease utilized which rates, terms and form may be changed from time to time by the council; and PROVIDED, FURTHER, That the airport manager shall submit an annual report, not later than February 15th of each year, showing the names of parties, rents, reserve, areas rented, time period of each such lease. Any lease executed pursuant to this section shall be deemed to be with the approval of the council as required by Snohomish County Code Section 15.04.060(2).

(15) Approval of contracts (~~(with sub-agencies, or recipients on block grant, mental health, development disability, HUD, DSHS, Office of Aging and similar grants programs, PROVIDED, That the council by resolution has approved the letting of contracts under any such program and has approved the forms of contract used, PROVIDED, FURTHER, That the executive shall submit an annual report or reports, not later than February 15th of each year, showing parties, amounts, purposes of each contract approved by him,))~~ and contract amendments relating to the department of human services as set out in SCC 2.400.065.

(16) Approval of contracts with the cities, towns, or other municipal subdivisions for purchase of gasoline, diesel oil or other petroleum products, and contracts for street or road maintenance with counties, cities, or towns; PROVIDED, That the council has approved the schedule of charges to be made for various items of maintenance and the forms of contract to be used. The executive shall submit an annual report, not later than February 15th of each year, showing the parties' services and charges on such contracts;

(17) Applications and contracts (city-county agreements) for grants in aid and for any projects previously approved in the annual or six year road program with the Washington State Department of Transportation; PROVIDED, That the Director of public works shall submit to the council an annual report, not later than February 15th of each year summarizing such applications and contracts;

(18) Approving and signing public disclosure reports for lobbying activities by county officials and employees as required by Chapter 42.17 RCW;

(19) Approve haul route agreements with other public agencies or contractors with public agencies permitting use of designated county roads, or sections thereof for detour routes or moving of heavy equipment or materials necessitated by the performance of a public works contract;

(20) Approval of vouchers for payment of all claims presented against the county by persons furnishing goods or materials, rendering services or performing labor, or for any other contractual purpose as well as employee reimbursement claims for allowable expenses. Prior to

commission; PROVIDED, That annually the council by resolution will establish the rates to be charged and other terms of any such lease and approve the form of lease utilized which rates, terms and form may be changed from time to time by the council; and PROVIDED, FURTHER, That the airport manager shall submit an annual report, not later than February 15th of each year, showing the names of parties, rents, reserve, areas rented, time period of each such lease. Any lease executed pursuant to this section shall be deemed to be with the approval of the council as required by Snohomish County Code Section 15.04.060(2).

(15) Approval of contracts (~~(with-sub-agencies, or recipients-on-block-grant, mental-health, development disability, HUD, DSHS, Office-of-Aging-and-similar-grants programs, PROVIDED, That-the-council-by-resolution-has approved-the-letting-of-contracts-under-any-such-program-and has-approved-the-forms-of-contract-used, PROVIDED, FURTHER, That-the-executive-shall-submit-an-annual-report-or-reports, not-later-than-February-15th-of-each-year, showing-parties, amounts, purposes-of-each-contract-approved-by-him))~~) and contract amendments relating to the department of human services as set out in SCC 2.400.065.

(16) Approval of contracts with the cities, towns, or other municipal subdivisions for purchase of gasoline, diesel oil or other petroleum products, and contracts for street or road maintenance with counties, cities, or towns; PROVIDED, That the council has approved the schedule of charges to be made for various items of maintenance and the forms of contract to be used. The executive shall submit an annual report, not later than February 15th of each year, showing the parties' services and charges on such contracts;

(17) Applications and contracts (city-county agreements) for grants in aid and for any projects previously approved in the annual or six year road program with the Washington State Department of Transportation; PROVIDED, That the Director of public works shall submit to the council an annual report, not later than February 15th of each year summarizing such applications and contracts;

(18) Approving and signing public disclosure reports for lobbying activities by county officials and employees as required by Chapter 42.17 RCW;

(19) Approve haul route agreements with other public agencies or contractors with public agencies permitting use of designated county roads, or sections thereof for detour routes or moving of heavy equipment or materials necessitated by the performance of a public works contract;

(20) Approval of vouchers for payment of all claims presented against the county by persons furnishing goods or materials, rendering services or performing labor, or for any other contractual purpose as well as employee reimbursement claims for allowable expenses. Prior to

approval by the executive, all claims shall be certified for payment by the county auditing officer.

(21) Approval of agreements between the state and county for the purpose of participating in state work experience programs.

Section 2. Snohomish County Code Section 2.400.040, adopted by Ordinance No. 82-111 on October 26, 1982, is amended to read:

2.400.040 Director. The director shall supervise and administer the activities of the department and shall advise the executive and the council with respect to matters affecting human services and the extent to which the county should participate in various human services programs and projects. The director may, upon approval by the executive, enter into and amend contracts on behalf of the county ((to-carry-out-the-purposes-of-this-chapter)) where the executive is authorized to do so under SCC 2.400.065. The director may act for the county in initiating or participating in any multi-governmental agency program relative to the purposes of this chapter and may accept, on behalf of the county, gifts and grants of every kind and nature. The director shall prepare and submit to the executive an annual budget request for the department as directed by the executive. The director shall appoint all officers and employees of the department in accordance with the rules of the county personnel system. The director may delegate functions, powers and duties to other officers and employees of the department as (s)he deems expedient to further the purposes of this chapter.

Section 3. A new section is added to chapter 2.400 of the Snohomish County Code to read:

2.400.065 Approval of contracts. (1) The county executive is authorized to approve and sign the following contracts and contract amendments:

(a) Any contract or contract amendment to implement a program administered by the department where necessary contracts with state or other sources of county funds have been approved under SCC 2.400.065(2) and the county council has authorized the letting of a contract under the program; and

(b) Any amendment to a contract with a state or other source of county funds for a program administered by the department where the amendment does not increase the contract amount as previously amended by more than \$25,000.

(2) This section does not authorize the county executive to approve contracts with state or other sources of county funds for programs administered by the department, which contracts must be approved by the county council. The

county executive may approve and sign amendments to such contracts as set out in SCC 2.400.065(1)(b).

(3) The county executive shall submit a quarterly report to the county council showing the parties, contract amount, and purpose of each contract and contract amendment approved and signed by the county executive under this section.

PASSED this 8th day of July, 1992.

SNOHOMISH COUNTY COUNCIL
Snohomish County, Washington

[Signature]
Chairperson

Approved as to Form:

[Signature]
Deputy Prosecuting Attorney
THOMAS HERRICK ROBERTSON

ATTEST:

[Signature]
Clerk of Council, A357

- () APPROVED
- () VETOED
- () EMERGENCY

DATE: July 10, 1992
[Signature]
County Executive

PUBLISHED _____ and _____