

PROPOSED BY: Brad Bennett

INTRODUCED: November 9, 2021

**ORDINANCE NO.** \_\_\_\_\_

**AN ORDINANCE AMENDING WCC 3.08 (PURCHASING SYSTEM) TO UPDATE THE SMALL PUBLIC WORKS ROSTER PROCESS TO AWARD PUBLIC WORKS CONTRACTS UNDER WCC 3.08.095 AND TO ESTABLISH CONSULTING SERVICES ROSTER AWARD PROCESS FOR ARCHITECTIURAL, ENGINEERING, AND OTHER PROFESSIONAL SERVICES.**

**WHEREAS**, RCW 39.04.155 and other laws regarding contracting for public works by municipalities, allow certain contracts to be awarded by a small works roster process; and

**WHEREAS**, Whatcom County Code sections 3.08.060 and 3.08.095 provide for awards of contracts from a small works roster pursuant to RCW 39.04.155; and

**WHEREAS**, WCC 3.08.095 should be updated to ensure compliance with the current requirements of state law as to allow for continued use of the small works roster contract awards process; and

**WHEREAS**, Ch. 39.80 RCW and other laws regarding contracting for consulting services by municipalities allow certain contracts to be awarded by a consultant roster process; and

**WHEREAS**, WCC 3.08.060 currently requires all awards of contracts for professional services exceeding \$40,000.00 be based upon bids or proposals in response to specifications and invitations to bid subject to the provisions of WCC 3.08.090; and

**WHEREAS**, the Whatcom County Council seeks to establish procedures for the use of consultant rosters as an alternative means of procuring professional services contracts consistent with the requirements of state law; and

**WHEREAS**, the availability and use of a consultant roster contract award process will help achieve greater administrative efficiencies related to the procurement of professional services; and

**WHEREAS**, the Whatcom County Council wishes to update the purchasing code, WCC 3.08, to include a new section that provides for a consultant roster contract award process as an alternative to existing purchasing code requirements.

**NOW, THEREFORE, BE IT ORDAINED,** that the County Code shall hereby be amended as detailed in the attached Exhibit(s) A, B, and C.

**ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2021

**ATTEST:**

**WHATCOM COUNTY COUNCIL  
WHATCOM COUNTY, WASHINGTON**

\_\_\_\_\_  
Dana Brown-Davis, Clerk of the Council

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Barry Buchanan, Council Chair

**APPROVED AS TO FORM:**

**WHATCOM COUNTY EXECUTIVE  
WHATCOM COUNTY, WASHINGTON**

Christopher Quinn per email 10/27/2021  
Civil Deputy Prosecutor

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Satpal Sidhu, County Executive

( ) Approved      ( ) Denied

Date Signed: \_\_\_\_\_