



CO00000307

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

ORDINANCE NO. 01- 125

CREATING APPRENTICESHIP REQUIREMENTS FOR  
COUNTY CONSTRUCTION PROJECTS;  
ENACTING SNOHOMISH COUNTY CODE CHAPTER 3.05

WHEREAS, a well-trained work force is critical to the economic vitality of any community; and

WHEREAS, studies have shown that the percentage of skilled workers in the construction trades is declining due to attrition and retirement without concomitant new skilled workers joining the construction trades; and

WHEREAS, the experience of other agencies and jurisdictions in the region has shown that apprenticeship programs are effective in providing training and experience to individuals seeking to enter or advance in the workforce; and

WHEREAS, apprenticeship programs also offer the opportunity for underrepresented groups such as minorities, women, and persons with disabilities to enter the construction trades by providing opportunity and training in the trades; and

WHEREAS, the county is in the process of designing construction projects to meet the pressing space needs for county government through the campus redevelopment initiative that will provide the county with an opportunity to utilize apprenticeship programs on major construction projects

**NOW, THEREFORE, BE IT ORDAINED:**

New Section. Section 1. The following new chapter 3.05 is added to Title 3 of the Snohomish County Code:

**Chapter 3.05**

**Construction Projects – Apprentice Requirements**

**Sections:**

- 3.05.010 Definitions
- 3.05.020 Use of apprentices required for campus redevelopment initiative
- 3.05.030 Administration

3.05.040	exceptions and waivers
3.05.050	Monitoring
3.05.060	Reporting
3.05.070	remedies
3.05.080	Severability

### **3.05.010 Definitions.**

Where used in this chapter, unless the context clearly requires otherwise, the following terms shall have the meaning and construction set forth herein:

(1) "The campus redevelopment initiative" refers to county jail expansion in downtown Everett, a new county office building also located in downtown Everett, construction of parking facilities, and remodeling of the county courthouse for purposes of creating additional court and other justice agency facilities.

(2) "Labor hours" refers to the total number of hours worked by workers receiving an hourly wage who are directly employed on the site of the campus redevelopment initiative. "Labor hours" shall also include hours worked by workers employed by subcontractors on the campus redevelopment initiative.

### **3.05.020 Use of apprentices required for campus redevelopment initiative.**

Apprentices shall be utilized on the construction of all facilities comprising the campus redevelopment initiative in accordance with this chapter.

### **3.05.030 Administration.**

For those construction projects subject to this chapter, the executive shall establish a percentage of total labor hours that shall be performed by apprentices enrolled in training programs approved or recognized by the Washington State Apprenticeship and Training Council. The labor hour goals for the labor hours required to be performed by apprentices on each such project shall be at least 15% and no more than 20% of the total labor hours on the individual project. Contracts for such construction projects shall include provisions detailing the apprentice labor requirements.

### **3.05.040 Exceptions and Waivers.**

During the term of a construction contract subject to this chapter, the executive may reduce or waive the apprentice labor hour goals upon his or her determination that:

- (1) the contractor has demonstrated that it has utilized its "best efforts" to meet the established percentage requirement but remains unable to fulfill the goal,
- (2) in order to meet the requirement, the contractor will be forced to displace members of its workforce; or
- (3) the reasonable and necessary requirements of the contract render apprentice utilization infeasible at the required levels.

**3.05.050 Monitoring.**

The executive shall implement a system for monitoring the actual use of apprentices in construction projects subject to this chapter. Such monitoring shall include identifying individual apprentices by name and Washington State apprenticeship registration number; reviewing documents provided by the contractor showing total apprentice labor hours; determining the apprentice hours worked by minorities and women, and as available, persons with disabilities and economically disadvantaged youth; and assessing whether the contractor has complied with the apprenticeship requirement established in its contract.

**3.05.060 Reporting.**

The executive shall report to the council annually upon the use of apprentices for construction projects. The report shall include to the extent it is available:

- (1) The percentage of labor hours actually worked by apprentices on each project and the total number of labor hours on each project;
- (2) The number of apprentices by contractor broken down by trade and craft category;
- (3) The number and percentage of minorities, women, persons with disabilities and disadvantaged youth utilized as apprentices on each project;
- (4) The number of new apprentices indentured during the reporting year as a result of the county's apprenticeship requirements for campus redevelopment initiative projects; and
- (5) The percentage of apprentices in training on county projects who have graduated to journey level during the reporting year.

**3.05.070 Remedies.**

Failure by a contractor to comply with established apprenticeship requirements, unless otherwise waived or excused in writing by the executive pursuant to SCC 3.05.040, shall be deemed a breach of contract for which the county shall be entitled to all remedies allowed by law and under the contract. Failure to comply with the apprenticeship requirements may also be considered evidence bearing on a contractor's qualification for award of future contracts with the county.

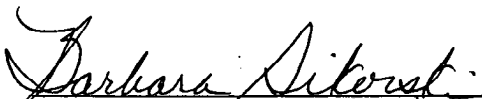
**3.05.080 Severability.**

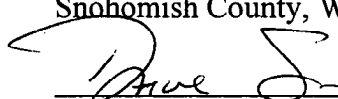
The provisions of this chapter shall be effective in all cases unless otherwise provided by federal or state law. The provisions of this ordinance are separate and severable. The invalidity of any clause, sentence, paragraph, subdivision, section or other portion of this chapter or the invalidity of the application thereof to any person or circumstance shall not affect the validity of the remainder of this chapter or the validity of the application to other persons or circumstances.

PASSED this 19<sup>th</sup> day of December, 2001.

ATTEST:

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

  
Clerk of the Council, *Asst.*

  
Chairperson

- APPROVED
- EMERGENCY
- VETOED

DATE: 12/24/01

ATTEST:

Laura Nelson

Gary Weikel  
for County Executive

Approved as to form only:

G. W. [Signature] 11/19/01  
Deputy Prosecuting Attorney

GARY WEIKEL  
Deputy Executive

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