

RESOLUTION NO. 1938

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A Resolution establishing Apprenticeship Utilization requirements for City of Longview construction contracts of \$250,000 or more.

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WHEREAS, a highly skilled workforce is essential for enhanced economic growth and continued prosperity for workers throughout Cowlitz County; and

WHEREAS, journey level construction workers are retiring in numbers greater than the number of applicants to replace them, creating shortages of skilled construction workers that are limiting job growth and affecting our region's economy; and

WHEREAS, in 2000, the Governor issued Executive Order 00-01, mandating that 15% of all labor hours on all state agency public works projects of over \$1 million dollars be performed by registered apprentices; and

WHEREAS, in 2005, the Legislature and the Governor approved Substitute Senate Bill 5097, codifying such apprentice training on many state public works projects; and

WHEREAS, the responsibility to train the next generation of skilled workers rests with both public and private sector employers; and

WHEREAS, apprenticeship programs are an effective means of providing training and experience to individuals seeking to enter or advance in the workforce, offering the unique opportunity to earn living wages and receive excellent benefits while acquiring valuable, marketable skills; and

WHEREAS, requiring participation in apprenticeship programs will provide retraining and job opportunities for community members who have been laid off and will promote a viable workforce in the construction trades into the future; and

WHEREAS, actions by the Washington State Apprenticeship and Training Council have made apprenticeships more widely available in the construction industry; and

WHEREAS, the use of apprentices enrolled in an apprenticeship program approved by the Washington State Apprenticeship and Training Council ensures proper training and compliance with employment and wage regulations; and

WHEREAS, the City of Longview is committed to promoting the use of apprentices; and

WHEREAS, on December 15, 2005, the City Council approved Resolution No. 1824, requiring apprentice training on City of Longview construction contracts estimated to cost \$500,000 or more; and

WHEREAS, the \$500,000 estimated contract cost threshold reduces the effectiveness of the City Council policy promoting apprenticeship utilization due to the limited number of projects exceeding that threshold; and

WHEREAS, the City of Longview is committed to providing regional leadership in the area of economic development.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Longview that the City of Longview shall promote apprenticeship training programs through its construction contracts as follows:


1. For each construction contract with an estimated cost of \$250,000 or more, at least fifteen percent (15%) of the labor hours worked in each apprenticeable trade on the project, excluding foremen, superintendents, owners and workers not subject to prevailing wage requirements, shall be performed by apprentices enrolled in apprenticeship programs approved or recognized by the Washington State Apprenticeship and Training Council. This requirement shall apply to the labor hours of both the general contractor and all subcontractors.
2. The Director of Public Works shall determine the documentation required, and it shall be the responsibility of the contractor to provide the documentation and evidence required to demonstrate compliance with the provisions of this resolution, as further defined in the project specifications. It is not the intent of the City Council to require staff to review all certified payroll records for a project; instead, the Director of Public Works shall develop procedures sufficient to implement the enforcement provision identified below.
3. The Director of Public Works may reduce or waive the requirements of this resolution in the following situations:
  - a) An emergency.
  - b) The project involves a high proportion of equipment and material costs compared to the anticipated labor hours.
  - c) Conflict with state or federal requirements, or the requirements of any other grant or funding programs.
  - d) Insufficient apprentices are available in the trades to be utilized in the contract work.
  - e) Other situations that the Director of Public Works determines it is appropriate to reduce or waive the requirements.
4. Any contractor or subcontractor who fails to comply with the project apprentice labor hours requirement shall be debarred from working on City of Longview construction contracts containing these apprenticeship requirements, for a period of two (2) years from final acceptance of the contract for which the contractor or subcontractor failed to comply with the apprenticeship requirements. The Director of Public Works may waive this debarment requirement if the contractor or subcontractor has demonstrated a good faith effort to comply with the apprentice requirements, but insufficient apprentices are available in the trades to be utilized, available apprentices are unwilling to work on the project, or other extenuating circumstances beyond the contractor's control prevent them

from meeting the apprentice utilization requirement. The Director of Public Works shall have the discretion, subject to review by the City Manager, to determine whether or not the contractor has made good faith efforts to comply with the apprentice utilization requirements and to waive the debarment requirement.

PASSED by the City Council of Longview, Washington, and approved by its Mayor this 24 day of Sept, 2009.

  
MAYOR

ATTEST:

  
City Clerk