

RESOLUTION #04-2018

RESOLUTION ESTABLISHING PREVAILING WAGES

WHEREAS, THE STATE OF ILLINOIS HAS ENACTED "AN ACT REGULATING WAGES OF LABORERS, MECHANICS AND OTHER WORKERS EMPLOYED IN ANY PUBLIC WORKS BY THE STATE, COUNTY, CITY OR ANY PUBLIC BODY OR ANY POLITICAL SUBDIVISION OR BY ANY ONE UNDER CONTRACT FOR PUBLIC WORKS," APPROVED JUNE 26, 1941, CODIFIED AS AMENDED, 820 ILCS 130/12(THE "ACT") AND

WHEREAS, THE AFORESAID ACT REQUIRES THAT THE TOWNSHIP OF BELVIDERE INVESTIGATE AND ASCERTAIN THE PREVAILING RATE OF WAGES AS DEFINED IN SAID ACT FOR LABORERS, MECHANICS AND OTHER WORKERS IN THE LOCALITY OF BOONE COUNTY EMPLOYED IN PERFORMING CONSTRUCTION OF PUBLIC WORKS, FOR SAID BELVIDERE TOWNSHIP.

NOW THEREFORE, BE IT ORDAINED BY THE HIGHWAY COMMISSIONER OF BELVIDERE TOWNSHIP:

SECTION 1: TO THE EXTENT AND AS REQUIRED BY THE ACT, THE GENERAL PREVAILING RATE OF WAGES IN THIS LOCALITY FOR LABORERS, MECHANICS AND OTHER WORKERS ENGAGED IN THE CONSTRUCTION OF PUBLIC WORKS COMING UNDER THE JURISDICTION OF THE BELVIDERE TOWN BOARD IS HEREBY ASCERTAINED TO BE THE SAME AS THE PREVAILING RATE OF WAGES FOR CONSTRUCTION WORK IN BOONE COUNTY AS DETERMINED BY THE DEPARTMENT OF LABOR OF THE STATE OF ILLINOIS (THE "DEPARTMENT") WHICH ARE IN EFFECT ON AUGUST 31, 2017. IF THE DEPARTMENT ADOPTS DIFFERENT RATES AFTER JUNE 1, 2018 DURING THE MONTH OF JUNE, 2018, A COPY OF THAT DETERMINATION WILL BE APPENDED HERETO AND INCORPORATED HEREIN BY THE REFERENCE WHEN IT IS AVAILABLE FROM THE DEPARTMENT. AS REQUIRED BY SAID ACT, ANY AND ALL REVISIONS OF THE PREVAILING RATE OF WAGES BY THE DEPARTMENT SHALL SUPERSEDE THE DEPARTMENT'S JUNE DETERMINATION AND APPLY TO ANY AND ALL PUBLIC WORKS CONSTRUCTION UNDERTAKEN BY THE TOWNSHIP. THE DEFINITION OF ANY TERMS APPEARING IN THIS ORDINANCE WHICH ARE ALSO USED IN THE ACT SHALL BE THE SAME AS IN THE ACT.

SECTION 2: NOTHING HEREIN CONTAINED SHALL BE CONSTRUED TO APPLY SAID GENERAL PREVAILING RATE OF WAGES AS HEREIN ASCERTAINED TO ANY WORK OR EMPLOYMENT EXCEPT PUBLIC WORKS CONSTRUCTION OF THE TOWNSHIP OF BELVIDERE TO THE EXTENT REQUIRED BY THE AFORESAID ACT.

SECTION 3: IF ANY SECTION, PARAGRAPH OR PROVISION OF THIS ORDINANCE SHALL BE HELD INVALID, THE VALIDITY THEREOF SHALL NOT AFFECT ANY OF THE OTHER PROVISIONS OF THIS ORDINANCE.

SECTION 4: ALL ORDINANCES IN CONFLICT HEREWITH ARE HEREBY REPEALED TO THE EXTENT OF SUCH CONFLICT.

SECTION 5: THE BELVIDERE TOWNSHIP TOWN CLERK SHALL PUBLICLY POST OR KEEP AVAILABLE FOR INSPECTION BY ANY INTERESTED PARTY IN THE MAIN OFFICE OF THE BELVIDERE TOWNSHIP OFFICE THIS DETERMINATION OR ANY REVISIONS OF SUCH PREVAILING RATE OF WAGE. A COPY OF THIS DETERMINATION OR OF THE CURRENT REVISED DETERMINATION OF PREVAILING RATE OF WAGES THEN IN EFFECT SHALL BE ATTACHED TO ALL CONTRACT SPECIFICATIONS.

SECTION 6: THE BELVIDERE TOWNSHIP TOWN CLERK SHALL MAIL A COPY OF THIS DETERMINATION TO ANY EMPLOYER, AND TO ANY ASSOCIATION OF EMPLOYERS AND TO ANY PERSON OR ASSOCIATION OF EMPLOYEES WHO HAVE FILED THEIR NAMES AND ADDRESSES, REQUESTING COPIES OF ANY DETERMINATION STATING THE PARTICULAR RATES AND THE PARTICULAR CLASS OF WORKERS WHOSE WAGES WILL BE AFFECTED BY SUCH RATES.

SECTION 7: BY JULY 15TH, THE BELVIDERE TOWNSHIP TOWN CLERK SHALL PROMPTLY FILE A CERTIFIED COPY OF THIS ORDINANCE WITH BOTH THE SECRETARY OF STATE INDEX DIVISION AND THE DEPARTMENT OF LABOR OF THE STATE OF ILLINOIS.

SECTION 8: WITHIN THIRTY (30) DAYS AFTER FILING A CERTIFIED COPY OF THIS ORDINANCE WITH THE ILLINOIS DEPARTMENT OF LABOR, THE TOWNSHIP CLERK SHALL CAUSE TO BE PUBLISHED IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE AREA A NOTICE THAT THIS DETERMINATION IS EFFECTIVE AND CONSTITUTES THE DETERMINATION OF THIS PUBLIC BODY, OR BY A HYPERLINK POSTED TO THE DEPARTMENT'S DETERMINATION IN ACCORDANCE WITH 820 ILCS 130/9.

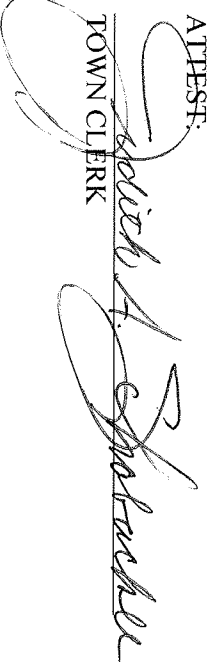
SECTION 9: THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL AND PUBLICATION IN PAMPHLET FORM AS PROVIDED BY LAW.

PRESENTED, READ, ADOPTED AND APPROVED THIS 12TH DAY OF JUNE, 2018.

APPROVED:


HIGHWAY COMMISSIONER

ATTEST:


TOWN CLERK

AYES: 5

NAYES: 0

RESOLUTION #03-2018

RESOLUTION ESTABLISHING PREVAILING WAGES

WHEREAS, THE STATE OF ILLINOIS HAS ENACTED "AN ACT REGULATING WAGES OF LABORERS, MECHANICS AND OTHER WORKERS EMPLOYED IN ANY PUBLIC WORKS BY THE STATE, COUNTY, CITY OR ANY PUBLIC BODY OR ANY POLITICAL SUBDIVISION OR BY ANY ONE UNDER CONTRACT FOR PUBLIC WORKS," APPROVED JUNE 26, 1941, CODIFIED AS AMENDED, 820 ILCS 130/12 (the "Act"); AND

WHEREAS, THE AFORESAID ACT REQUIRES THAT THE TOWNSHIP OF BELVIDERE INVESTIGATE AND ASCERTAIN THE PREVAILING RATE OF WAGES AS DEFINED IN SAID ACT FOR LABORERS, MECHANICS AND OTHER WORKERS IN THE LOCALITY OF BOONE COUNTY EMPLOYED IN PERFORMING CONSTRUCTION OF PUBLIC WORKS, FOR SAID BELVIDERE TOWNSHIP.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF BELVIDERE TOWNSHIP, BOONE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: TO THE EXTENT AND AS REQUIRED BY THE ACT, THE GENERAL PREVAILING RATE OF WAGES IN THIS LOCALITY FOR LABORERS, MECHANICS AND OTHER WORKERS ENGAGED IN THE CONSTRUCTION OF PUBLIC WORKS COMING UNDER THE JURISDICTION OF THE BELVIDERE TOWN BOARD IS HEREBY ASCERTAINED TO BE THE SAME AS THE PREVAILING RATE OF WAGES FOR CONSTRUCTION WORK IN BOONE COUNTY AS DETERMINED BY THE DEPARTMENT OF LABOR OF THE STATE OF ILLINOIS (THE "DEPARTMENT"), WHICH ARE IN EFFECT ON AUGUST 31, 2017. IF THE DEPARTMENT ADOPTS DIFFERENT RATES AFTER JUNE 1, 2018 DURING THE MONTH OF JUNE, 2018, A COPY OF THAT DETERMINATION WILL BE APPENDED HERETO AND INCORPORATED HEREIN BY REFERENCE WHEN IT IS AVAILABLE FROM THE DEPARTMENT. AS REQUIRED BY SAID ACT, ANY AND ALL REVISIONS OF THE PREVAILING RATE OF WAGES BY THE DEPARTMENT SHALL SUPERSEDE THE DEPARTMENT'S JUNE DETERMINATION AND APPLY TO ANY AND ALL PUBLIC WORKS CONSTRUCTION UNDERTAKEN BY THE TOWNSHIP. THE DEFINITION OF ANY TERMS APPEARING IN THIS ORDINANCE WHICH ARE ALSO USED IN THE ACT SHALL BE THE SAME AS IN THE ACT.

SECTION 2: NOTHING HEREIN CONTAINED SHALL BE CONSTRUED TO APPLY SAID GENERAL PREVAILING RATE OF WAGES AS HEREIN ASCERTAINED TO ANY WORK OR EMPLOYMENT EXCEPT PUBLIC WORKS CONSTRUCTION OF THE TOWNSHIP OF BELVIDERE TO THE EXTENT REQUIRED BY THE AFORESAID ACT.

SECTION 3: IF ANY SECTION, PARAGRAPH OR PROVISION OF THIS ORDINANCE SHALL BE HELD INVALID, THE INVALIDITY THEREOF SHALL NOT AFFECT ANY OF THE OTHER PROVISIONS OF THIS ORDINANCE.

SECTION 4: ALL ORDINANCES IN CONFLICT HEREWITH ARE HEREBY REPEALED TO THE EXTENT OF SUCH CONFLICT.

SECTION 5: THE BELVIDERE TOWNSHIP TOWN CLERK SHALL PUBLICLY POST OR KEEP AVAILABLE FOR INSPECTION BY ANY INTERESTED PARTY IN THE MAIN OFFICE OF THE BELVIDERE TOWNSHIP OFFICE THIS DETERMINATION OR ANY REVISIONS OF SUCH PREVAILING RATE OF WAGE. A COPY OF THIS DETERMINATION OR OF THE CURRENT REVISED DETERMINATION OF PREVAILING RATE OF WAGES THEN IN EFFECT SHALL BE ATTACHED TO ALL CONTRACT SPECIFICATIONS.

SECTION 6: THE BELVIDERE TOWNSHIP TOWN CLERK SHALL MAIL A COPY OF THIS DETERMINATION TO ANY EMPLOYER, AND TO ANY ASSOCIATION OF EMPLOYERS AND TO ANY PERSON OR ASSOCIATION OF EMPLOYEES WHO HAVE FILED THEIR NAMES AND ADDRESSES, REQUESTING COPIES OF ANY DETERMINATION STATING THE PARTICULAR RATES AND THE PARTICULAR CLASS OF WORKERS WHOSE WAGES WILL BE AFFECTED BY SUCH RATES.

SECTION 7: BY JULY 15TH, THE BELVIDERE TOWNSHIP TOWN CLERK SHALL PROMPTLY FILE A CERTIFIED COPY OF THIS ORDINANCE WITH BOTH THE SECRETARY OF STATE INDEX DIVISION AND THE DEPARTMENT OF LABOR OF THE STATE OF ILLINOIS.

SECTION 8: WITHIN THIRTY (30) DAYS AFTER FILING A CERTIFIED COPY OF THIS ORDINANCE WITH THE ILLINOIS DEPARTMENT OF LABOR, THE TOWNSHIP CLERK SHALL CAUSE TO BE PUBLISHED IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE AREA A NOTICE THAT THIS DETERMINATION IS EFFECTIVE AND CONSTITUTES THE DETERMINATION OF THIS PUBLIC BODY, OR BY A HYPERLINK POSTED TO THE DEPARTMENT'S DETERMINATION IN ACCORDANCE WITH 820 ILCS 130/9.


SECTION 9: THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL AND PUBLICATION IN PAMPHLET FORM AS PROVIDED BY LAW.

PRESENTED, READ, ADOPTED AND APPROVED THIS 13th DAY OF JUNE, 2018.

APPROVED:


TOWNSHIP SUPERVISOR

ATTEST:


TOWN CLERK

AYES: 5

NAYES 0