

ORDINANCE NO. 24

**AN ORDINANCE ADOPTING THE PREVAILING RATE OF WAGES OF LABORERS, MECHANICS AND OTHER WORKERS EMPLOYED IN PUBLIC WORKS AS ASCERTAINED BY THE ILLINOIS DEPARTMENT OF LABOR**

**WHEREAS**, the State of Illinois has enacted an act regulating wages of laborers, workers and mechanics employed by or on behalf of any and all public bodies engaged in public works; and

**WHEREAS**, the Board of Trustees of the Lakeside Water District desires to adopt the prevailing rate of wages for Jackson and Williamson Counties, Illinois, as ascertained by the Illinois Department of Labor, as the prevailing rate of wages for Lakeside Water District.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE LAKESIDE WATER DISTRICT, JACKSON AND WILLIAMSON COUNTIES, ILLINOIS, AS FOLLOWS:**

**Section 1.** To the extent and as required by “An Act regulating wages of laborers, mechanics and other workers employed in any public works by state, county, city or any public body or any political subdivision or by any one under contract for public works,” approved June 26, 1941, as amended, the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in construction of public works coming under the jurisdiction of the Lakeside Water District is hereby ascertained to be the same as the prevailing rate of wages for construction work in Jackson and Williamson Counties, Illinois, as determined by the Department of Labor of the State of Illinois as of June of the current year, a copy of that determination being attached hereto and incorporated herein by reference.

**Section 2.** As required by the Act, any and all revisions of the prevailing rate of wages by the Illinois Department of Labor shall supersede the Department’s June determination and apply to any and all public works construction undertaken by the

Lakeside Water District. The definition of any terms appearing in this Ordinance which are also included in the Act shall be the same as in the Act.

**Section 3.** Nothing herein shall be construed to apply the general prevailing rate of wages as herein ascertained to any work or employment except public works construction of the Lakeside Water District to the extent required by the Act.

**Section 4.** This determination, or any revisions of such prevailing rate of wages, shall be publicly posted or kept available in the main office of this public body for inspection by any interested party. 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 5.** A copy of this determination shall be promptly mailed 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 6.** A certified copy of this Ordinance shall be promptly filed in the office of the Secretary of State Index Division and the Illinois Department of Labor.

**Section 7.** This Ordinance shall be published in the Southern Illinoisan, a newspaper of general circulation in the District and such publication shall constitute notice that the determination is effective and that this is the determination of the Board of Trustees of the Lakeside Water District.

**Section 8.** All ordinances and parts thereof in conflict herewith are expressly repealed and are of no other force and effect.


**Section 9.** The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance, insofar as they are the same or substantially the

same as those of any prior ordinance, shall be construed as a continuation of said prior ordinance.

**Section 10.** It is the intention of the Board of Trustees of the Lakeside Water District that this Ordinance and every provision thereof shall be considered separable, and the invalidity of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

Passed, approved and adopted by the Board of Trustees of the Lakeside Water District, Jackson and Williamson Counties, Illinois, this 20<sup>th</sup> day of JULY, 1995.

  
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Chairman

  
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Secretary

**MINUTES OF THE REGULAR MEETING OF  
LAKESIDE WATER DISTRICT  
HELD JULY 20, 1995**

The regular meeting of the Lakeside Water District was held July 20, 1995 at 7:30 o'clock p.m. at the office of R.A. Nack and Associates, Inc., in Carbondale, Illinois.

Present were trustees Usher, Clayton, Fly, Wilson, McMeen, Hudson and Dillinger. Also present were Bud Walker, Dennis Heck, Sandy Nance, Denon Austin and Michael R. Twomey.

The board welcomed Judy Dillinger to the board to complete the term of Walter Troutman.

Minutes of the regular meeting of May 9, 1995 were approved as presented.

Michael R. Twomey presented to the board the information contained in the records concerning the expiration of terms of board members. Bud Walker will examine his records to determine if he agrees. Tom Clayton upon learning that his term had expired expressed his desire to resign. All trustees are to consider replacements for Mr. Clayton. It also appears that Bob Hudson's term expired in May of 1994. Reappointment of Trustee Hudson will be necessary.

Separate bills in the amounts of \$50.00 and \$640.00 from Barrett, Twomey, Morris, Broom and Hughes were presented to the board for consideration for attorneys fees in connection with the annexation and general water district work. A bill in the amount of \$525.00 for title work done by Palmer and Murrie Abstractors in Marion was also presented. Motion made by Trustee Fly and seconded by Trustee Hudson to pay these bills. On roll call vote, motion passed, with all trustees voting aye.

A bill from Oliver and Associates for board member liability insurance coverage in the amount of \$1,275.00 and a bill in the amount of \$555.00 from R.A. Nack for engineering services were presented to the board for consideration. Motion made by Trustee McMeen and seconded by Trustee Wilson to pay these bills. On roll call vote, motion passed, with six trustees voting aye and one abstaining.

Prevailing Wage Ordinance was submitted for consideration. On motion to adopt by Trustee Wilson and seconded by Trustee Hudson. On roll call vote, motion passed, with all trustees voting aye.

Sandy Nance and Denon Austin reported to the board concerning the problem of chlorine residual on the north side of the district. Report was made that this is a seasonal problem and should be okay when the temperatures subside. The board unanimously agreed that the water district should do what it needs to make sure that water users have properly treated water.

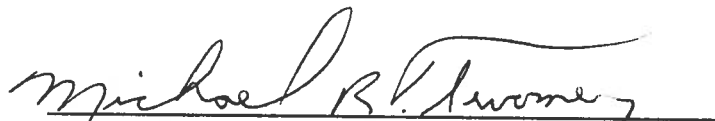
Discussion was had concerning the updating of the water district's computer and software along with a new printer and possible use of a local service in Carterville for back-up. Motion made by Trustee Fly and seconded by Trustee Dillinger that Bud

Walker be allowed to purchase whatever computer and software the water district needs to set up a system. On roll call vote, motion passed, with all trustees voting aye.

Sandy Nance requested board permission to hire an apprentice to learn her portion of the district so that in the event of a problem there is another person that can take care of her duties. All trustees are to consider a person to fill the apprenticeship.

Treasurer's report for the months of May and June, 1995 were approved as presented.

There being no further business, meeting adjourned at 9:00 o'clock p.m.

  
Michael R. Twomey, Secretary

**CERTIFICATION**

STATE OF ILLINOIS        )  
                                  )  
COUNTY OF JACKSON     )        SS.


I, **Michael R. Twomey**, do hereby certify that I am the duly qualified and acting secretary of the Board of Trustees of Lakeside Water District, Jackson County, Illinois, and as such am the keeper of the records of said water district.

I further certify that the foregoing is a full, true and complete transcript of that portion of the minutes of the legally convened meeting of said Board of Trustees of said water district, held on the 20th day of July, 1995, insofar as the same relates to the adoption of an ordinance providing for the adoption of the prevailing rate of wages of laborers, mechanics and other workers employed in public works as ascertained by the Illinois Department of Labor, said ordinance being entitled:

AN ORDINANCE adopting the prevailing rate of wages of laborers, mechanics and other workers employed in public works as ascertained by the Illinois Department of Labor,

a true, correct and complete copy of which said ordinance as adopted at said meeting appears in the foregoing transcript of the minutes of said meeting.

**IN WITNESS WHEREOF**, I hereunto affix my official signature at Carbondale, Illinois, this 31<sup>st</sup> day of July, 1995.

  
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Secretary