

**ORDINANCE NO. 27**

**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.

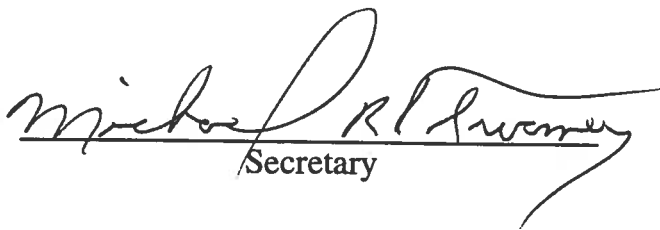
**Section 9.** The repeal of any ordinance by this Ordinance shall not affect any rights accrued or liability incurred under said repealed ordinance to the effective date hereof. The provisions of this Ordinance, insofar as they are the same or substantially the

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 17<sup>th</sup> day of July, 1997.

  
Chairman

  
Secretary

**MINUTES OF THE REGULAR MEETING OF THE  
LAKESIDE WATER DISTRICT  
JULY 17, 1997**

The regular meeting of the Lakeside Water District was held on July 17, 1997, at 7:30 p.m., at the office of R.A. Nack and Associates, Inc., in Carbondale, Illinois.

Present were trustees Usher, McMeen, Wilson and Fly. Absent were Dillinger and James. Also present were Bub Walker, Ted Swanner and Michael R. Twomey.

Minutes of the regular meeting of May 13, 1997 were approved as presented.

Ted Swanner reported to the board that Williamson County is willing to act as a sponsor for a grant application with DCCA, with the Williamson County Economic Development Department administering the grant. Motion to accept Williamson County as a sponsor made by Trustee Fly and seconded by Trustee Wilson. On hand vote, motion passed, with all trustees voting aye.

Michael Twomey presented Prevailing Wage Rate Ordinance No. 27 to the board for consideration. Motion to adopt made by Trustee Wilson and seconded by Trustee McMeen. On voice vote, motion passed, with all trustees voting aye.

Motion made by Trustee Fly and seconded Trustee McMeen to accept the Hawthorne Agreement of Conveyance. On voice vote, motion passed, with all trustees voting aye.

It was reported to the board that Trustee Bob Hudson had died since our last meeting. A Williamson County replacement will need to be found.

Appointment of officers for the next fiscal year was considered. Motion to appoint Trustee James as Chairman and Dale Usher as Vice Chairman with Michael R. Twomey as Secretary and Bud Walker as Treasurer with the law firm of Barrett, Twomey, Morris, Broom & Hughes being appointed attorney for the District and R.A. Nack as engineer made by Trustee Wilson and seconded by Trustee McMeen. On roll call vote, motion passed, with all trustees voting aye.

Bud Walker presented to the board a bill from Barrett, Twomey, Morris, Broom & Hughes in the amount of \$137.50. Motion to pay made by Trustee Wilson and seconded by Trustee McMeen. On hand vote, motion passed, with all trustees voting aye.

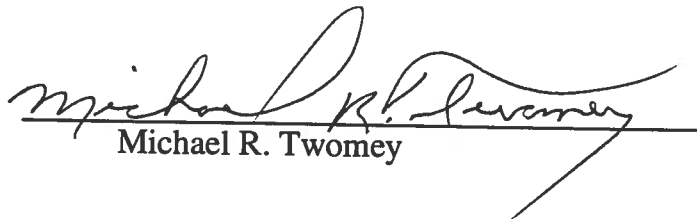
Bud Walker presented to the board a director liability insurance proposal for three years in the amount of \$3,211.00 with a \$1,000,000.00 limit. By paying for the liability insurance for three years in advance there is a savings to the District in the amount of \$500.00. Motion to accept the liability insurance proposal and pay three years in advance in the amount of \$3,211.00 with a \$1,000,000.00 limit made by Trustee Fly and seconded by Trustee Wilson. On hand vote, motion passed, with all trustees voting aye.

Bud Walker also reported to the board that the City of Carbondale will be raising its rates \$0.20 per thousand gallons from \$1.94 to \$2.14 effective the November water bill. Board discussion held concerning rate change. Motion to increase the existing water charge to customers of the District from \$2.95 per thousand gallons to \$3.20 per thousand gallons effective with November usage to be reflected on December bills made by Trustee McMeen and seconded by Trustee Fly. On hand vote, motion passed, with all trustees voting aye.

The treasurer's report was presented by Bud Walker for the months of May and June, 1997. The reports were approved as presented.

Special thanks from the board of trustees was given to Dale Usher for his many years of dedication and also for the leadership he provided to the District.

There being no further business, the meeting adjourned at 8:40 p.m.

  
Michael R. Twomey

**CERTIFICATION**

STATE OF ILLINOIS     )  
                                  )  
COUNTY OF JACKSON    )     SS.

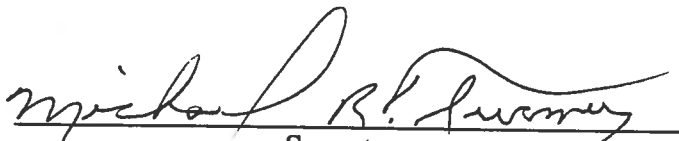
I, **Michael R. Twomey**, do hereby certify that I am the duly qualified and acting secretary of the Board of Trustees of Lakeside Water District, Jackson County, Illinois, and as such am the keeper of the records of said water district.

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 17th day of July, 1997, 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 17<sup>th</sup> day of July, 1997.

  
Secretary