

ORDINANCE NO. 54

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 County and Williamson County as determined by the Department of Labor of the State of Illinois as of September, 2008, 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 October 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.

Section 7. This Ordinance shall be published in the Carbondale Times, 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 ____ day of May, 2009.

Chairman, Board of Trustees

Secretary, Board of Trustees