



LEGAL DIVISION
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JACK WAALER
City Attorney

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Assistant City Attorney

Memorandum

DATE: June 15, 2001
TO: Bruce Walden
FROM: Jack Waaler
RE: Determination of Prevailing Wages

The City is required by State statute to require contractors to pay the prevailing wages and benefits to workers employed in public works projects contracted by the City. The prevailing wages and benefit rates are determined by the Illinois Department of Labor on a county-wide basis. The Illinois Supreme Court has ruled that Home Rule municipalities also must comply with the Prevailing Wage Act by determining wage rates each year.

Identification of Issues and Approvals Required. There are no issues involved and Council approval is required.

Background/Facts. Attached to the Resolution is the determination of the prevailing wages in Champaign County as determined by the Illinois Department of Labor.

Options. (1) Adopt the State prevailing wage rates for Champaign County; or (2) elect to investigate and determine prevailing wages on our own; or (3) decline to adopt the State's prevailing wage rates.

Alternative (1) would be the easiest and what Urbana has always done. Alternative (2) would entail considerable staff effort, and alternative (3) would mean that the City would not be in compliance with the Prevailing Wage Act. A violation of this statute could be prosecuted as a Class B Misdemeanor.

Fiscal Impact. None.

Recommendation. Adoption of the Resolution as presented.

RESOLUTION NO. 2001-06-020R

A RESOLUTION
ASCERTAINING PREVAILING WAGES
(2001/2002)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF URBANA,
ILLINOIS, as follows:

Section 1. That the prevailing wages as established by the Illinois Department of Labor, Conciliation and Mediation Service for Construction Trades, dated and effective June 1, 2001, for the County of Champaign, a copy of which is attached hereto and made a part hereof, is hereby approved and is hereby established as prevailing wages for construction trades, in accordance with the laws of the State of Illinois concerning the Wages of Employees on Public Works.

Section 2. That the City Clerk shall keep available for inspection by any interested party in the City Clerk's Office this determination of the prevailing wage rate.

Section 3. That the City Clerk shall file a certified copy of this Resolution with both the Secretary of State and the Department of Labor of the State of Illinois and also the City Engineer.

Section 4. That the City Clerk shall cause to be published in a newspaper of general circulation within the area a notice that this Resolution has been approved and is effective, and shall mail this Resolution to any person who has made a written request for the determination made herein.

PASSED by the City Council this ____ day of _____, 2001.

Phyllis D. Clark, City Clerk

APPROVED by the mayor this ____ day of _____, 2001.

Tod Satterthwaite, Mayor