

ORDINANCE NO. 2011-2

AN ORDINANCE ASCERTAINING 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, as amended, (820 ILCS 130/0.01 et seq.) (the "Prevailing Wage Act" or the "Act"); and

WHEREAS, the Prevailing Wage Act requires that the Hanover Township Mental Health Board of Cook County, Illinois, (the "Mental Health Board") investigate and ascertain the prevailing rate of wages as defined in the Act for laborers, mechanics and other workers in the locality of the Mental Health Board performing public works for the Mental Health Board;

NOW, THEREFORE, BE IT ORDAINED by the Hanover Township Mental Health Board, Cook County, Illinois as follows:

SECTION ONE: To the extent and as required by the Prevailing Wage Act, as amended, the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in performing public works coming under the jurisdiction of the Mental Health Board is hereby ascertained to be the same as the prevailing rate of wages for the Cook County area 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. As required by said Act, any and all revisions of the prevailing rate of wages by the Department of Labor of the

State of Illinois shall supersede the Department's June determination and apply to any and all public works undertaken by the Mental Health Board. The definition of any terms appearing in this Ordinance which are also used in aforesaid Act shall be the same as in said Act.

SECTION TWO: 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 of the Mental Health Board to the extent required by the aforesaid Act.

SECTION THREE: The Hanover Township Clerk shall publicly post or keep available for inspection by any interested party in the main office of Mental Health Board this determination or any revisions of such prevailing rate of wage. To the extent required under the Act: (i) a copy of this determination or of the current revised determination of prevailing rate of wages then in effect shall be attached to all bid specifications and other bid documents for public work projects subject to the Act as required under Section 4 of the Act; (ii) all contracts, purchase orders, resolutions, ordinances, and other documents for such projects shall require that not less than the prevailing rate of wages as determined herein subject to subsequent revisions by the Illinois Department of Labor and/or Mental Health Board shall be paid to all laborers, workers and mechanics performing work under such contracts; (iii) such bid documents, contracts, purchase orders, and other documents, pertaining to public works shall otherwise comply with the requirements of the Act; and (iv) notice of said prevailing rate of wages requirement shall otherwise be provided in accordance with the Act.

SECTION FOUR: The Hanover Township Clerk shall promptly 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 FIVE: The Township Clerk shall promptly file a certified copy of this Ordinance with both the Secretary of State Index Division (Springfield, Illinois) and the Department of Labor of the State of Illinois, but in no event later than July 15, 2011.

SECTION SIX: Within thirty (30) days of filing a certified copy of this Ordinance with the Secretary of State, the Township Clerk shall cause to be published in a newspaper of general circulation within the Township notice of the above mentioned determination by the Mental Health Board regarding said prevailing rate of wages.

SECTION SEVEN: **Severability.** The various provisions of this Ordinance are to be considered as severable and if any part or portion of this Ordinance shall be held invalid by any Court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION EIGHT: **Repeal of Prior Ordinances.** All prior Ordinances and Resolutions in conflict or inconsistent herewith are hereby expressly repealed only to the extent of such conflict or inconsistency.

SECTION NINE: **Effective Date.** This Ordinance shall be in full force and effect upon its passage and approval.

ROLL CALL VOTE:

AYES: 5

NAYS: 0

ABSENT: 3

PASSED this 24th day of May, 2011

APPROVED this 24th day of May, 2011

Brian Moran
Chairperson

ATTEST:

Linda Best
Secretary

FILED
INDEX DEPARTMENT
JUN 29 2011
IN THE OFFICE OF
SECRETARY OF STATE

CERTIFICATION

I, the undersigned, do hereby certify that I am the Secretary of Hanover Township Mental Health Board, Cook County, Illinois, and that the foregoing is a true, complete and exact copy of Ordinance No. 2011-2 enacted on May 24, 2011, and approved May 24, 2011, as the same appears from the official records of the Hanover Township Mental Health Board.

Linda Best
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Linda Best
Secretary