**MEMORIAL PARK DISTRICT**

COOK COUNTY, ILLINOIS

**ORDINANCE**

NUMBER 2019-01

**AN ORDINANCE ADOPTING**

**PREVAILING WAGE RATES TO BE PAID TO**

**LABORERS, MECHANICS AND OTHER WORKERS**

**PERFORMING CONSTRUCTION OF PUBLIC WORKS IN**

**THE MEMORIAL PARK DISTRICT**

Gwendolyn Evans, President

Charles Miller

Theodore Steiskal

Madalyn Arredondo

Selena Martinez

Park District Board

Published in pamphlet form by authority of the

President and the Board of Commissioners of Memorial Park District

on this the 18th day of June, 2019

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**THE MEMORIAL PARK DISTRICT**

**WHEREAS,** the State of Illinois has enacted the Prevailing Wage Act, approved June 26, 1941, as amended, being 820 ILCS 130/0.01 through 130/12 (hereinafter referred to as the “Act”);

**WHEREAS,** the Act requires that during the month of June of each calendar year the Board of Commissioners of Memorial Park District (hereinafter referred to as “Park District”) investigate and ascertain the prevailing rate of wages, as defined in said Act, in the “locality” of the Park District for laborers, mechanics and other workers performing construction of public works for the Park District.

**NOW, THEREFORE, BE IT ORDAINED,** in open meeting assembled, by the Board President and Board of Commissioners of Memorial Park District, Cook County, Illinois as follows:

**Section One - Recitals**

The Board of Commissioners hereby find that all of the recitals hereinbefore stated as contained in the preamble to the Ordinance are full, true and correct and do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

**Section Two – Adoption of Determination:**

1. To the extent and as required by the Act, the general prevailing rate of wages in this locality for laborers, mechanics and other workers engaged in the construction of public works coming under the jurisdiction of the Park District is hereby ascertained to be the same as the prevailing wages for construction work in Cook County as determined by the Department of Labor of the State of Illinois (hereinafter referred to as the “Department”) which are in effect on June 1, 2019. If the Department adopts different rates after June 1, 2019, a copy of that determination will be appended hereto and incorporated herein by reference when it is available from the Department As required by said Act, any and all revisions of the prevailing rate of wages by the Department shall supersede the Department’s June determination and apply to any and all public works construction undertaken by the Park District. The definition of any terms appearing in this Ordinance which are also used the Act shall be the same as the Act.
2. Nothing herein contained is intended to apply nor shall be construed to apply said prevailing rate of wages as herein ascertained to any work or employment performed on behalf of this Park District except public works construction to the extent required by the Act.
3. The Board Secretary shall publicly post or keep available for inspection by any interested party in the main office of this Park District this determination of prevailing rate of wages. 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.
4. By July 15, the Board Secretary shall file a certified copy of this Ordinance with the Illinois Department of Labor.
5. Within thirty (30) days after filing a certified copy of this Ordinance with the Secretary of State, the Board Secretary shall cause to be published in a newspaper of general circulation within the area a notice that this determination is effective and constitutes the determination of the public body or the Park District may, pursuant to 820 ILCS 130/9, satisfy the Prevailing Wage Act’s notice of publishing by posting same on the website maintained by the public body in lieu of a newspaper of general circulation.
6. The Board Secretary shall mail a copy of this Ordinance 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 Six – Effective Date:**

This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

**Section Seven - Conflict Clause**

That all ordinances or parts of ordinances in conflict with the terms of this Ordinance shall be repealed to the extent of said conflict.

**Section Eight – Saving Clause**

If any section, paragraph, clause or provision of this Ordinance is declared by a court of law to be invalid or unconstitutional, the invalidity or unconstitutionality thereof shall not affect the validity of the remaining provisions of this ordinance, which are hereby declared to be separable.

**Section Nine - Recording**

This Ordinance shall be entered into the minutes and upon the journals of the Board of Commissioners of Memorial Park District.

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**DECIDED** pursuant to a Roll Call Vote as follows:

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| --- | --- | --- | --- | --- |
|  | YES | NO | ABSENT | PRESENT |
|  |  |  |  |  |
| Charles Miller |  |  | X |  |
| Theodore Steiskal | X |  |  |  |
| Madalyn Arredondo |  |  | X |  |
| Selena Martinez | X |  |  |  |
| Gwendolyn Evans, Board President | X |  |  |  |
| TOTAL | 3 | 0 | 2 |  |

**PASSED AND APPROVED** by the Board of Commissioners of the Memorial Park District on the 18th day of June, 2019:

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Gwendolyn Evans

Board President

ATTEST:

Mari Herrell

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Mari Herrell

Board Secretary