

ORDINANCE NO. 757

AN ORDINANCE ASCERTAINING  
THE PREVAILING RATE OF WAGES  
FOR LABORERS, WORKMEN AND MECHANICS  
EMPLOYED ON PUBLIC WORKS

WHEREAS the State of Illinois has enacted "An ACT regulating wages of laborers, mechanics and other workmen 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, being Section 39s-1 through 39s-12, Chapter 48, Illinois Revised Statutes, 1985,

AND WHEREAS the aforesaid Act requires that the City Council of the City of Nokomis investigate and ascertain the prevailing rate of wages as defined in the said Act for laborers, mechanics and other workmen in the locality of the said City employed in performing construction of public works for the said City, exclusive of maintenance work.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF NOKOMIS:

Section 1: To the extent and as required by "An ACT regulating wages of laborers, mechanics and other workmen 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, the general prevailing rate of wages in this locality for laborers, mechanics and other workmen engaged in the con-

struction of public works coming under the jurisdiction of this City is hereby ascertained to be the same as the prevailing rate of wages for construction work in the Montgomery County area as determined by the Department of Labor of the State of Illinois as of June, 1987, a copy of that determination being incorporated herein by reference. The definition of any terms appearing in this ordinance which are also used in the aforesaid Act shall be the same as in the said Act.

Section 2: Nothing herein contained shall be construed to apply the said general prevailing rate of wages as herein ascertained to any work or employment except public works construction of this City to the extent required by the aforesaid Act.

Section 3: The City Clerk shall publicly post or keep available for inspection by any interested party in the main office of this City this determination of such prevailing rate of wage.

Section 4: The City Clerk shall 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, or file, their names and addresses, requesting copies of any determination stating the particular rates and the particular class of workmen whose wages will be affected by such rates.

Section 5: The City Clerk shall promptly file a certified copy of this ordinance with the Secretary of State of Illinois.

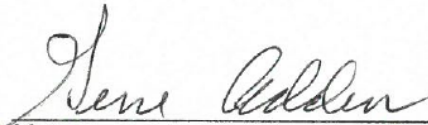
Section 6: The City Clerk shall cause to be published in a newspaper of general circulation within the area a copy of this ordi-

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nance, and such publication shall constitute notice that the determination is effective and that this is the determination of this public body.

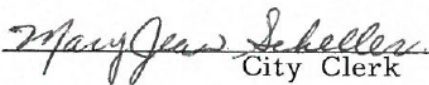
PASSED THIS 13th day of July , 1987.

APPROVED:

  
\_\_\_\_\_  
Mayor

(SEAL)

ATTEST:

  
\_\_\_\_\_  
City Clerk

Published the 29th day of July , 1987.

STATE OF ILLINOIS                    )  
COUNTY OF MONTGOMERY            )    SS.  
CITY OF NOKOMIS                    )

CERTIFICATE

I, MARY JEAN SCHELLER, DO HEREBY CERTIFY THAT I am the City Clerk in and for the City of Nokomis; that the foregoing is a true and correct copy of an ordinance duly passed by the Mayor and the City Council of the City of Nokomis being entitled: "AN ORDINANCE ASCERTAINING THE PREVAILING RATE OF WAGES FOR LABORERS, WORKMEN AND MECHANICS EMPLOYED ON PUBLIC WORKS", at a regular meeting held on the 13th day of July , 1987, the ordinance being a part of the official records of said City.

DATED: This 15th day of July , 1987.

(SEAL)

Mary Jean Scheller.  
Mary Jean Scheller, City Clerk



ILLINOIS DEPARTMENT OF LABOR  
 COMPLETION AND MEDIATION SERVICE  
 PREVAILING WAGES FOR CONSTRUCTION TRADES  
 FOR THE COUNTY OF MONTGOMERY, EFFECTIVE 06/01/87

These Prevailing Wages shall be included in the contracts and their advertised specifications to which any public body, as defined in CHAPTER 48, SECTION 395-2, ILL. REV. STAT., is a party, for the construction, reconstruction, maintenance and/or repair, including painting, redecorating, asbestos abatement, encasement, and landscaping of public buildings or public works within the State of Illinois which requires or involves the employment of mechanics, laborers and owner/operators excluding independent contractors. Minimum wages, overtime rate and fringe benefits certified herein shall be paid and the scale of wages to be paid shall be posted by the contractor in a prominent and easily accessible place at the site of work. This determination is the property of the Illinois Department of Labor and shall not be altered without their consent in writing.

NAME OF TRADE	RG	TP	BASIC	FORM	WEEKLY SALES/SM/HL	WFR	PENSH	VACTN
ROOFERS	B	D	20.350	21.850	2.00	2.50	2.00	.00
BRICKLAYERS	B	D	19.300	16.800	2.00	2.00	1.250	.00
CARPENTERS	M	S	17.300	18.470	2.00	1.470	1.500	.00
CARPENTERS	M	S	18.685	19.435	2.00	1.470	1.500	.00
HILLMAN	M	H	17.870	18.300	2.00	1.470	1.000	.00
PIPERLAYERS	M	H	17.870	18.300	2.00	1.470	1.000	.00
PLUMBERS	M	H	17.800	18.800	2.00	1.470	1.000	.00
CEMENT MASONS	M	H	18.405	18.905	2.00	1.500	1.250	.00
CEMENT MASONS	M	H	17.100	17.900	2.00	1.500	1.270	.00
CEMENT MASONS	M	H	17.230	17.830	2.00	1.500	1.450	.00
ELECTRICIANS	M	H	18.400	20.270	2.00	1.250	1.900	.00
ELECTRICIANS	M	H	18.520	20.270	2.00	1.250	1.900	.00
ELECTRICIANS	M	H	20.200	21.170	2.00	1.945	2.050	.00
GLAZIERS	B	D	17.000	17.500	2.00	1.600	2.050	.00
IRON WORKERS	M	H	19.500	20.500	2.00	1.600	1.050	.00
IRON WORKERS	M	H	19.500	20.500	2.00	1.600	1.050	.00
LABORERS	M	H	17.370	18.170	2.00	1.470	1.000	.00
MARBLE WORKERS	B	D	17.500	17.500	2.00	1.200	1.510	.00
OPER. ENGINEERS	A	L	16.040	16.040	2.00	1.120	1.510	.00
OPER. ENGINEERS	A	L	15.290	15.290	2.00	1.120	1.510	.00
OPER. ENGINEERS	A	L	15.040	15.040	2.00	1.120	1.510	.00
OPER. ENGINEERS	A	L	17.450	17.450	2.00	1.700	1.500	.00
WELL DRILLERS	A	L	16.250	16.250	2.00	1.250	1.100	.00
PAINTERS	M	H	18.310	18.310	2.00	1.250	1.100	.00
PAINTERS	M	H	17.730	17.730	2.00	1.250	1.100	.00
PLUMBERS	M	H	19.025	19.525	2.00	1.750	1.850	.00
PLUMBERS	M	H	19.025	19.525	2.00	1.750	1.850	.00
PLASTERERS	M	H	16.500	16.400	2.00	1.600	1.650	.00
SPRINKLER FITTERS	M	H	18.400	19.650	2.00	1.850	1.600	.00
ROOFERS	M	H	17.650	17.400	2.00	1.550	1.460	.00
SHEET METAL WORKERS	M	H	17.650	17.840	2.00	1.550	1.460	.00
TERRAZZO WORKERS	M	H	17.500	17.500	2.00	2.000	1.525	.00
TILE LAYERS	M	H	15.425	15.425	2.00	2.000	1.525	.00
TRUCK DRIVERS	A	L	16.025	16.025	2.00	2.000	1.525	.00
TRUCK DRIVERS	A	L	16.275	16.275	2.00	2.000	1.525	.00

NOTE: Operators in any classification shall be paid an amount per hour equal to the sum of the prevailing wage and the amount shown in the latest "Schedule of Average Annual Equipment Ownership Expenses" publication issued by the Illinois Department of Transportation.

Such inclusion (including incorporation by reference) in a contract shall not and cannot contradict or affect the interpretation of this determination, no matter what other provisions of such contract or advertisement may say. If any such other provision shall be held to contradict or affect the interpretation of this determination, this determination shall be null and void, thereby rendering the contract null and void. The Department shall be the sole authority as to the interpretation of this determination.

Failure to comply with this determination shall be a material breach of such contracts. Failure to comply includes but is not limited to both a failure to keep an accurate record of the names, occupations and actual wages paid, which record shall show the various activities and classifications of work undertaken by each individual, each day, and as well as failing to pay appropriately. A contractor shall show compliance to the public body by a written statement of labor has not otherwise investigated compliance presenting either a following statement under penalty of perjury and fraud from an officer of the company that the contractor has followed his interpretation of payroll and non-payroll records that the contractor has complied with this determination or a verification to the same effect from a certifying public accountant following an audit. A failure to present such a verification shall constitute a failure to comply, and shall be the basis for liens by or for all employees

over)...Motor Graders or Pushcats, Scoops or Turnpills, Bulldozers, Endloaders or Fork Lifts, Power Blade or Elevating Graders, Winch Cabs, Boom or Winch Trucks or Boom Tractors, Pipe Wrapping or Painting Machines, Asphalt Plant Engineer, Journeyman Lubricating Engineer, Self-propelled walk-behind rollers, Drilling (other than Derrick Type), Iron Drum Hoists, Mud Jacks, or Well Drilling Machines, Boring Machines or Track Jacks, Mixers (Two or Three Bags), Conveyors (Two) Air Compressors (Two), Water Pumps regardless of size (Two), Welding Machines (Two), Siphons or Jets (Two), Winch Heads or Apparatus (Two), Light Plants (Two)...Mixers (under two bags)...All Tractors regardless of size (straight tractor only), Firearm on Stationary Boilers, Automatic Elevators, Form Grading Machines, Finishing Machines, Power Sub-Grader or Ribbon Machines, Longitudinal Cuts, Boat Operators (under 25 feet), Distributor Operators on Trucks, Winch Heads or Apparatus (One), Mobile track air and heaters (Two to Five), Assistant Master Mechanic and Heavy Duty Mechanic.

Class 2. Air Compressors (One), Water Pumps, regardless of size (One), Welding Machine (One), Mixers (One Bag), Conveyor (One) Air Jet (One), Light Plant (One), Heater (One), Lamobile Track Air (One).

Class 3. Asphalt Spreader Oilers, Fireman on Whirlfles.

Class 4. Heavy Equipment Oilers (Truck Cranes, Dredges, Monigans, Large Cranes), over 65 ton rated Capacity.

Class 5. Oiler.

Other Classifications of Work:

For definitions of classifications not otherwise set out, the Department generally has on file such definitions which are available. If there is no such definition on file, the Bureau of Labor Statistics SIC list will be used. If a task to be performed is not subject to one of the classifications of pay set out, the Department will upon being contacted state which neighboring county has such a classification and provide such rate, such rate being deemed to exist by reference in this document. Further, if no such neighboring county rate applies to the task, the Department shall undertake a special determination, such special determination being then deemed to have existed under this determination.

comply on the part of a contractor followed by contractual payment notwithstanding a public body, would reveal the determination stipulation as in fact unenforced by the public body, rendering both determination stipulation and contract null and void for purposes of the Prevailing Wage Act.

The definitions of owner/operators and independent operators can be found in "Guidelines Concerning the Illinois Prevailing Wage Act".

This determination incorporates and includes the Department's "Guidelines Concerning the Illinois Prevailing Wage Act" and the Act itself.

Overtime applies as shown to hours after 40 in a week, after eight hours in a day, Saturdays and Sundays. There is no 4-10s exception. Further, overtime applies to combinations of private and public work. Thus, if an employee works 38 hours of private work in a week before 4 hours of public work, 2 hours of the public work is overtime at prevailing wage. Thus, too, an employee who works 6 hours in private work and 4 hours on public work has worked 2 overtime hours at the prevailing wage.

Overtime problems often occur regarding supposed before and after work vehicle driving; for a description of the coverage of the Act as to such situations, contact the Superintendent of the Conciliation and Mediation Division for the Department's "Letter on Travel."

This electrician classification is subject to a further 3% pension "surcharge" on the hourly rate (including overtime premium). Note that the 3% does not apply to the other hourly fringe rates shown.

TRUCK DRIVERS

EXPLANATION OF CLASSES - BUILDING, HEAVY AND HIGHWAY WORK

Classification of work in the following Counties of Illinois:

Adams, Alexander, Bond, Brown, Bureau, Calhoun, Carroll (South), Cass, Champaign, Christian, Clark, Clay, Clinton, Coles, Crawford, Cumberland, DeWitt, Douglas, Edgar, Edwards, Effingham, Fayette, Franklin, Fulton, Gallatin, Greene, Hamilton, Hancock, Hardin, Henderson, Henry, Jackson, Jasper, Jefferson, Jersey, Johnson, Knox, LaSalle, Lawrence, Logan, Macon, Macoupin, Madison, Marion, Marshall, Mason, Massac, McDonough, Menard, Mercer, Monroe, Montgomery, Morgan, Moultrie, Peoria, Perry, Platt, Pike, Pope, Pulaski, Putnam, Randolph, Richland, Rock Island, Saline, Sangamon, Schuyler, Scott, Shelby, St. Clair, Stark, Tazewell, Union, Vermilion, Wabash, Warren, Washington, Wayne, White, Whiteside, Williamson; and parts of Ford (except North), Jo Daviess (West), Lee (except East), McLean (except North), Ogle (South), and Woodford (except East).

Class 1. Drivers on 2 axle trucks hauling less than 9 ton. Air compressor and welding machines and brooms, including those pulled by separate units, truck driver helpers, warehousemen, mechanic helpers, greasers and firemen, pickup trucks when hauling materials, tools, or men to and from and on-the-job site, and fork lifts up to 6,000 lb. capacity.

Class 2. Two or three axle trucks hauling more than 9 ton but hauling less than 16 ton. A-frame winch trucks, hydro lift trucks, or similar equipment when used for transportation purposes. Fork lifts over 6,000 lb. capacity, winch trucks, four axle combination units, and ticket writers.

Class 3. Two, three or four axle trucks hauling 16 ton or more. Drivers on water pulls, mechanics and working foremen, and dispatchers.

Five axle or more combination units.

Class 4. Low Boy and Oil Distributors.

OPERATING ENGINEERS

EXPLANATION OF CLASSES - BUILDING, HEAVY AND HIGHWAY CONSTRUCTION

Classification of work in the following Counties of Illinois:

Bond, Calhoun, Clinton, Fayette, Greene, Jefferson, Jersey, Macoupin, Madison, Marion, Monroe, Montgomery, Perry, Randolph (includes Kaskaskia Island), St. Clair, and Washington.

Class 1. Cranes, Dragline, Shovels, Skimmer Scoops, Clamshells or Derrick Boats, Pile Drivers, Crane-type Backhoes, Asphalt Plant Operators, Concrete Plant Operators, Ditching Machines or Backfillers (requiring Oilers), Dredges, Asphalt Spreading Machines, All Locomotives, Cable Ways, or Tower Machines, Hoists, 2 Drums or more (where Oiler or Fireman is required)...Hydraulic Backhoes, Ditching Machines or Backfiller (not requiring Oilers), Hoists, 2 Drums or more (where Oiler or Fireman is not required), Cherry Pickers, Overhead Cranes, Roller, Steam or Gas, Concrete Pavers, Excavators, Concrete

