

ORDINANCE NO. 4163AN ORDINANCE CONCERNING RESPONSIBLE  
BIDDERS ON PUBLIC WORKS CONTRACTS

WHEREAS, the City of Peru, an Illinois home rule municipal corporation (hereinafter "City") is subject to the terms of the Prevailing Wage Act, 820 ILCS 130/1 seq. (hereinafter "Act") and the City must comply with 65 ILCS 5/8-9-1 (hereinafter "Statute") which provides that contracts advertised for bids shall be awarded to the lowest responsible bidder; and

WHEREAS, the term "responsible bidder" is not otherwise defined by Statute; and

WHEREAS, the City Council of the City finds and determines that it is advisable to define "responsible bidder" to avoid disputes on the award of contracts governed by the Act.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PERU, LASALLE COUNTY, ILLINOIS, A HOME RULE MUNICIPAL CORPORATION, AS FOLLOWS:

SECTION 1: To the extent and as required by the Act and the Statute, a "responsible bidder" for public improvement projects let for bid shall meet the following criteria and submit evidence of compliance:

- (a) Compliance with all applicable laws prerequisite to doing business in the State of Illinois and, if applicable, in the City.
- (b) Certificates of insurance indicating coverages for general liability, workers'

compensation, completed operations, and vehicle coverage.

(c) Compliance with all provisions of the Act.

(d) Compliance with one or more of the following:

(i) Participation in apprenticeship and training programs approved and registered with the United States Department of Labor's Bureau of Apprenticeship and Training for the trade for which the bid is submitted;

(ii) Licensed by the State of Illinois for the trade for which the bid is submitted;

(iii) Pre-certified as qualified by the Illinois Department of Transportation, Illinois Capital Development Board, or other State of Illinois Agency for the trade for which the bid is submitted; and/or

(iv) Certified as a "responsible bidder" by the City, or a designated committee of the City, no less than 14 days prior to the last date for return of bids by a submission from the bidder to the City that the bidder is competent in the trade for which the bid is submitted. Such submission shall include, but not be limited to, a summary of all training for those performing work, a work history of those performing work, and letters of recommendation from recent customers.

SECTION 2: This Ordinance shall be effective upon passage, approval, and publication according to law.

PRESENTED, PASSED, AND ADOPTED at a regular meeting of the City Council of the City of Peru, Illinois, by an aye and nay roll call vote, with 8 voting aye, 0 voting nay, 0 absent, and Mayor Baker not voting     , which meeting was held on the 21<sup>st</sup> day of March, 2005.



APPROVED: March 21, 2005

*Donald L. Baker Mayor*  
 Donald L. Baker, Mayor

(CORPORATE SEAL STATE OF ILLINOIS)

ATTEST:

*Judith A. Heuser*  
 Judith A. Heuser, CMC  
 City Clerk

<u>Alderman</u>	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
Ferrari	X		
Mikyska	X		
Ankiewicz	X		
Wren	X		
Mertel	X		
O'Beirne	X		
Witczak	X		
Potthoff	X		

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