

Responsible Bidder Ordinance -- Information Packet --

Printed In House

An Introduction to Responsible Bidder Ordinances

1. What is a Responsible Bidder Ordinance?

It is an ordinance that sets minimal requirements for all contractors and subcontractors bidding on publicly funded projects in the political jurisdiction covered by the ordinance. The requirements are then incorporated into all bid documents (similar to other state and local regulations) so that all potential bidders will know what is expected of them.

2. What are the specific requirements?

All bidders must:

- a) Comply with all laws pre-requisite to doing business in Illinois
- b) Produce evidence of a federal employer tax number or social security number
- c) Provide evidence of compliance with Equal Opportunity Employer requirements
- d) Provide evidence of all specified insurance coverages
- e) Comply with all provisions of the Illinois Prevailing Wage Act
- f) Must be participating in a USDOL approved and registered apprenticeship program
- g) Comply with any other additional requirements a community may find beneficial

3. Why is a Responsible Bidder Ordinance needed?

The public construction market has been the scene of an extraordinary amount of legal violations in recent years. Most recently, in Illinois the effects of balancing the State budget have resulted in cuts to every level of government, creating a decline in the effectiveness of the offices charged with the enforcement of prevailing wages and other relevant laws. This combined with a bearish economic climate create competitive pressures that push unscrupulous contractors to cheat in order to submit low bids. Since awarding authorities must award projects to the lowest bidder, those who are willing to cheat, gain an enormous cost advantage, and have the effect of driving legitimate contractors out of the market.

Many people have been hurt by the destruction of standards in the public construction market. Workers have been cheated out of wages, communities have been cheated out of revenue, taxpayers have been subsidizing illegal activities, and the integrity of public officials has been brought into question after awarding contracts to dishonorable contractors who deliver poor quality products over budget and behind schedule.

While enforcement efforts may be bolstered by pending legislation, budgetary restraints will always continue to factor, so with limited resources and personnel these types of violations will most likely be a concern for years to come. What the "Responsible Bidder Ordinance" does is address these issues up front as opposed to chasing the cheaters after the violations have occurred.

4. Is this just a pro-union law?

The word "union" does not appear in any Responsible Bidder Ordinance. The Ordinance simply attempts to create a level playing field for all contractors, union and non-union alike, so that the lowest bids reflect managerial expertise rather than the willingness to subvert the laws of the State. Like the prevailing wage law which was enacted in 1941 in Illinois, the Ordinance is neutral with respect to the union issue. It simply further defines the phrase "responsible bidder" as it relates to the term "lowest responsible bidder" that is referenced in the Illinois Municipal Code (65 ILCS 5/8-9-1) and been incorporated into the majority of procurement regulations around the state.

It does not give an advantage to union contractors; it gives an advantage to responsible contractors. The Ordinance simply asks that contractors who wish to benefit from public dollars play by the rules of fair and honest contracting.

5. What is the significance of each provision?

- a) By requiring contractors to provide evidence that they are in compliance with the laws of doing business in Illinois, it is assuring the contracting agency that a company is legitimate and credible, by for example being current with the Secretary of State, or the Department of Financial and Professional Regulation if necessary, and not classified as "debarred" by the Department of Labor, to mention a few.
- b) By requiring the contractor to produce their Federal Employer Tax Number or Social Security Number, (if they are an individual) it provides an assurance to the contracting agency that they are working with legitimate contractors.
- c) The "Equal Opportunity Employer provisions" Provide for nondiscrimination in employment by government contractors and sub-contractors. This simply restates the existing Federal regulations.
- d) Requiring specific certificates of insurance coverage is a way for the contracting agency to protect itself from the irresponsible actions of a dishonorable contractor. The State of Illinois requires; general liability, professional liability, product liability, worker's compensation, completed operations, hazardous occupation, and automobile. Other communities have required commercial umbrella policies and even gone so far as to specify dollar amounts in their Ordinances.
- e) By reinforcing that contractors abide by the Illinois Prevailing Wage Act, a contracting agency is not only requiring that the prevailing wage is paid but that employees covered under the act are also provided with medical and hospitalization insurance as well as retirement benefits as mandated by State law.
- f) Participation in a United States Department of Labor's Bureau of Apprenticeship and Training approved program creates an environment that supports and endorses education. With education such a major part of public policy today, no employer should be subsidized by public funds without some training contribution. If apprentices are on the job but not part of a USDOL-BAT registered program it is most likely a ruse to pay lower wages without offering genuine training.
- g) Other additional requirements could include; weekly certified payrolls, non-compliance penalties such as fines and debarment, policies on harassment, or mandating residency requirements.

6. What will the passage of a Responsible Bidder Ordinance Cost?

Essentially nothing, there will be no need to add enforcement officers because the ordinance is designed to screen out offenders before the contract is awarded instead of pursuing them after the violations have been committed. Enforcement for most of the provisions is provided at the State level. The Responsible Bidder Ordinance simply requires bidders and sub-bidders to demonstrate that they can comply with the specifications written into the bid documents. If they are not able to, their bids will not be considered.

7. Is the Responsible Bidder Ordinance Lawful?

The first Ordinance to "Further Define Responsible Bidder" in Illinois was adopted by Winnebago County, on May 12th 1994. From that point it was adopted by numerous other Counties, Villages and Cities until December 31, 2003 when Governor, Rod Blagojevich Signed HB3048, making it Public Act 93-0642 an act that amended the Illinois Procurement Code to include "Responsible Bidder" language on state construction projects.



Sample Ordinance Language

SAMPLE RESPONSIBLE BIDDER ORDINANCE

AN ORDINANCE AMENDING _____ OF THE _____
CODE TO FURTHER DEFINING RESPONSIBLE BIDDER

WHEREAS, Chapter _____ of the _____
County/City/Municipality
Code regulates purchases and contracts entered into by the _____; and

WHEREAS, Although section _____ defines responsible bidder, that definition needs to
Be expanded in the case of bidders for construction projects (construction of new facilities, renovation
of current facilities or road construction projects) over \$25,000.00.

NOW, THEREFORE, BE ORDAINED, by the (Governing Body) of the _____
_____ Illinois that the following definition be added to section _____ of
County/City/Municipality
the code.

Responsible bidder for construction contracts means a bidder who meets all of the job
Specifications, the following applicable criteria, and submits evidence of such compliance:

- (1) All applicable laws prerequisite to doing business in Illinois.
- (2) Evidence of compliance with
 - (a) Federal Employer Tax Identification Number or Social Security Number (for individuals)
 - (b) Provision of Section 2000(c) of Chapter 21, Title 42 of the United States Code and Federal Executive Order No. 11246 as amended by Executive Order No. 11375 (known as the Equal Opportunity Employer provisions).
- (3) Certificates of insurance indicating the following coverage's: general liability, workers' compensation, completed operations, automobile, hazardous occupation, and product liability.
- (4) Compliance with all provisions of the Illinois Prevailing Wage Act, including wages, medical and hospitalization insurance and retirement for those trades covered in the act.
- (5) The bidder and all bidder's sub-contractors must participate in active apprenticeship and training programs approved and registered with the United States Department of Labor's Bureau of Apprenticeship and Training for each of the trades of work contemplated under the awarded contract.
- (6) All contractors and sub-contractors are required to turn in certified payrolls as specified in Illinois Public Act 94-0515.

BE IT FURTHER ORDAINED, that nothing herein hereby adopted shall be construed to affect any
suit of proceeding now pending in any court of any rights accrued or liability incurred or cause or causes of
action accrued of existing under any prior Resolution or Ordinance. Nor shall any right or remedy of any
character be lost, impaired, or affected by the Ordinance.

BE IT FURTHER ORDAINED, that this Ordinance amendment shall be in full force and effect
immediately upon its adoption.

BE IT FURTHER ORDAINED, that the Clerk of this _____ is hereby
Governing Body
authorized and directed to prepare and deliver a certified copy of this Ordinance amendment to
_____ Purchasing Director.
Governing Body

The above and foregoing ordinance amendment was adopted by the _____
Governing Body
of the County of _____, Illinois, this _____ day of _____, 20____.

SAMPLE RESPONSIBLE BIDDER RESOLUTION

WHEREAS, the _____ finds that it is in its best interest to define the term "responsible" as contained in competitive bidding statutes governing its purchases of construction goods and services;

WHEREAS, the _____ wishes to ensure that contracts are awarded in an atmosphere that invites competition and guards against favoritism, improvidence, arbitrary conduct, extravagance, fraud and corruption, so as to secure the best work of supplies at the lowest cost practicable;

WHEREAS, the _____ possesses great discretion in determining the "lowest responsible bidder" and is entitled to specify the terms of the contract when it solicits bids and the criteria that bidders must meet in order to be considered a "responsible" bidder in the exercise of its proprietary duties and responsibilities;

WHEREAS, the contracting authority of the _____ is entrusted with the power to determine whether a respective bidder is the "lowest responsible bidder"; and,

WHEREAS, the _____ solicits bids and/or proposals on many different types of construction contracts with varying factors affecting each purchasing decision, and therefore must take into account reasonable benefits to the community's welfare arising from each bid and in the exercise of its proprietary functions.

THEREFORE, BE IT RESOLVED THAT financial responsibility is an important factor in determining the lowest responsible bidder, and the _____, through its contracting authority, shall require an entity that bids on a public contract produce satisfactory evidence that the business entity is properly registered and authorized to conduct the type of work to be performed, including evidence that demonstrates that the entity possesses or complies with the requirements of the Internal Revenue Service, Illinois Departments of Revenue and/or Registration, and Illinois Department of Employment Security registration requirements, as well as complying with the general business license requirements of the _____ prior to the award and during the term of the contract.

Additionally, the contracting authority, in order to make its determination as to whether the bidding entity is responsible, shall confirm and substantiate that the contract awardee can reasonably be expected to complete and perform under the contract specifications, and the contracting authority may require the successful bidder to post a bid, performance, wage/fringe benefit and/or material bond(s). The contracting authority shall also determine if the successful bidder can reasonably be expected to complete the project within the time constraints as delineated in the request for bids and/or proposals. The contracting authority shall also determine if the bidding entity maintains a satisfactory level of past performance and integrity as well as possesses the financial, supervisory, personnel, material, equipment, and other resources and expertise to satisfactorily meet its contractual responsibilities and obligations.

BE IT FURTHER RESOLVED THAT social responsibility is a concern in awarding public contracts, and the contracting authority may factor in its determination of whether a bidder is "responsible" such factors as bidder's record of conformity with environmental, labor, and health and safety laws including compliance with the requirements of the U.S. Department of Labor's Occupational Safety & Health Administration. Furthermore, the bidder shall be required to provide a certificate of insurance, designating _____ as an Additional Insured under all pertinent policies, specifying all required coverages, including general liability, workers' compensation, completed operations, automobile, hazardous occupation, and product liability at such limits as the contracting authority deems appropriate to protect the interests of _____.

ALSO BE IT FURTHER RESOLVED THAT the provision of satisfactory evidence by the bidding entity that it provides or participates in a medical hospitalization program for its employees, an apprenticeship and training program approved and registered with the U.S. Department of Labor's Bureau of Apprenticeship & Training, a pension or retirement benefit program for its employees, with the premium or cost or contribution rate, as well as benefit configuration for each of the respective aforementioned programs, being no less than required under the Illinois Prevailing Wage Act, is minimally required to demonstrate that a bidding entity is "responsible".



Summary of Illinois Public Act 093-0642



Illinois General Assembly

HB3048 93rd Illinois General Assembly Public Act 93-0642 Effective Date, June 1, 2004

Synopsis of Public Act 93-0642

Amends the Illinois Procurement Code. Provides that to be considered a responsible bidder on a construction contract for purposes of the Code, a bidder must comply with certain requirements and must present satisfactory evidence of that compliance to the appropriate construction agency. The requirements include compliance with laws concerning the bidder's entitlement to conduct business in Illinois, compliance with the Prevailing Wage Act, compliance with federal "Equal Employment Opportunities" provisions, having certain insurance coverage, and participation in federally approved apprenticeship and training programs.

Public Act 93-0642

AN ACT relating to procurement.

*Be it enacted by the People of the State of Illinois,
represented in the General Assembly:*

*Section 5. The Illinois Procurement Code is amended by
adding Section 30-22 as follows:*

(30 ILCS 500/30-22 new)

*Sec. 30-22. Construction contracts; responsible bidder
requirements. To be considered a responsible bidder on a
construction contract for purposes of this Code, a bidder
must comply with all of the following requirements and must
present satisfactory evidence of that compliance to the
appropriate construction agency:*

*(1) The bidder must comply with all applicable laws
concerning the bidder's entitlement to conduct business
in Illinois.*

*(2) The bidder must comply with all applicable
provisions of the Prevailing Wage Act.*

*(3) The bidder must comply with Subchapter VI
("Equal Employment Opportunities") of Chapter 21 of Title
42 of the United States Code (42 U.S.C. 2000e and
following) and with Federal Executive Order No. 11246 as
amended by Executive Order No. 11375.*

*(4) The bidder must have a valid Federal Employer
Identification Number or, if an individual, a valid
Social Security Number.*

*(5) The bidder must have a valid certificate of
insurance showing the following coverages: general
liability, professional liability, product liability,
workers' compensation, completed operations, hazardous
occupation, and automobile.*

*(6) The bidder and all bidder's subcontractors must
participate in applicable apprenticeship and training
programs approved by and registered with the United
States Department of Labor's Bureau of Apprenticeship and
Training.*

*The provisions of this Section shall not apply to
federally funded construction projects if such application
would jeopardize the receipt or use of federal funds in
support of such a project.*



NOTICE OF HB 3048 REQUIREMENTS

NOTICE

NEW APPRENTICESHIP TRAINING REQUIREMENT

Illinois Governor Rod R. Blagojevich has signed into law amendments to the Illinois Procurement Code that impact all bidders on CDB projects. Effective June 1, 2004, all bidders must participate in apprenticeship and training programs that are both approved by and registered with the U.S. Department of Labor's Bureau of Apprenticeship and Training. The program must be in the same trades that the firm performs. In addition, the requirement also applies to subcontractors.

Applicants for CDB prequalification will be further notified of the requirement, and CDB contract bid forms will require bidders to certify that they, and their subcontractors for the project are, at the time of bid, participating in an approved apprenticeship and training program. The bid form provision and the revised Section 01010 is available online. Proof of compliance may be requested.

See www.legis.state.il.us to read the new law, HB 3048 (Public Act 93-0642). For further information, or to inquire on how to participate or how a program complying with the new requirement can be set up in your area, please call Dave Wyatt at the U.S. Department of Labor at 312/596-5508, or see the U.S. Department of Labor website at www.doleta.gov/atels_bat/.

<i>William G. Stratton</i>	<i>James R. Thompson</i>	<i>Dunn-Richmond</i>	<i>LaSalle/Peru</i>
<i>Building</i>	<i>Center</i>	<i>Economic</i>	<i>Satellite Office</i>
<i>Third Floor</i>	<i>14th Floor</i>	<i>Development</i>	<i>1222 Shooting Park</i>
<i>Springfield, IL 62706</i>	<i>100 West Randolph</i>	<i>Center</i>	<i>Rd.</i>
<i>PH: 217/782-2864</i>	<i>Street</i>	<i>Room #258</i>	<i>Peru, IL 61354</i>
<i>TDD: 217/524-4449</i>	<i>Chicago, IL 60601</i>	<i>150 Pleasant Hill</i>	<i>PH: 815/220-1360</i>
<i>FAX: 217/524-0565</i>	<i>PH: 312/814-6000</i>	<i>Road</i>	<i>FAX</i>
	<i>FAX: 312/814-2041</i>	<i>Carbondale, IL</i>	
		<i>62901</i>	
		<i>PH: 618/453-8232</i>	
		<i>FAX: 618/453-</i>	
		<i>8233</i>	



Excerpt from CDB: Bidding & Contract Requirements Document 00300 – Bid Form

THE BIDDER MAKES THE FOLLOWING REPRESENTATIONS AND CERTIFICATIONS:

- A. A surety company has agreed to issue Bonds required by the Bid Documents for this work if this bid is accepted by CDB.
 - B. The Bidder is not barred from contracting with any unit of state or local government as a result of violating the bid rigging or bid rotating provisions contained in 720 ILCS 5/33E-3 and 720 ILCS 5/33E-4.
 - C. The Bidder is not barred from contracting with the State of Illinois as a result of a bribery conviction per 30 ILCS 505/10.2.
 - D. The Bidder and its subcontractors are in compliance with the Illinois Procurement Code, 30 ILC 500/30-22, Apprenticeship and Training Program requirement as defined in Project Manual Section 01010.
-

Referenced Portion of CDB: Project Manual Section 01010 – Project Summary

1. APPRENTICESHIP TRAINING REQUIREMENT

- 1. Effective June 1, 2004, all bidders and all their subcontractors must be participants in apprenticeship and training programs that are both approved by and registered with the U.S. Department of Labor's Bureau of Apprenticeship and Training. The program(s) must be in the same trade(s) in which the firm performs work
- 2. A statement to the above effect has been added to the Representations and Certifications section of the Bid Form (00300). Bidders must be a member of an approved apprenticeship program prior to beginning work on the project.
- 3. CDB, at any time before or after award, may require the production of a copy of each applicable Certificate of Registration issued by the United States Department of Labor evidencing such participation by the contractor and each of its subcontractors. Unless otherwise directed in writing by CDB, applicable apprenticeship and training programs are those that have been approved and registered with the United States Department of Labor
- 4. In order to fulfill this requirement, it shall not be necessary that an applicable program sponsor be currently taking or that it will take applications for apprenticeship, training or employment during the performance of the work of this contract.
- 5. For information on how to participate in or set up a program, contractors may call David Wyatt at the U.S. Department of Labor (312/596-5508) or check the USDOL website: www.doleta.gov/atels_bat/.



Bureau of Local Roads and Streets Manual 2005 Edition

12-3(4) LETTING AND CONTRACT AWARD - MFT and State Funds

July 2005

12-3.03 Lettings

12-3.03(a) General

It is important to note that if proposals are issued to contractors with the intent of soliciting bids, eligibility for bidding is generally assumed unless communicated otherwise. If the contractor is a responsible bidder meeting the acceptance criteria of the local agency and IDOT, the award will be made to the contractor with the lowest bid once the bids are opened. It is therefore important to ensure that each contractor is a responsible bidder prior to opening bids, and if practical, prior to issuing proposals.

1. The bidder must comply with all applicable laws concerning the bidder's entitlement to conduct business in Illinois.
2. The bidder must comply with all applicable provisions of the Prevailing Wage Act.
3. The bidder must comply with Subchapter VI ("Equal Employment Opportunities") of Chapter 21 of Title 42 of the United States Code (42 U.S.C. 2000e and following) and with Federal Executive Order No. 11246 as amended by Executive Order No. 11375.
4. The bidder must have a valid Federal Employer Identification Number or, if an individual, a valid Social Security Number.
5. The bidder must have a valid certificate of insurance showing the following coverage: general liability, professional liability, product liability, workers' compensation, completed operations, hazardous occupation, and automobile.
6. The bidder and all bidders' subcontractors must participate in applicable apprenticeship and training programs approved by and registered with the United States Department of Labor's Bureau of Apprenticeship and Training. The bidder must certify as such when submitting a bid.
7. The bidder is not disqualified from bidding on MFT- and State-funded work by the department.

If a bidder does not comply with these requirements or fails to submit proper certification, the bidder is considered not responsible and the non-responsible bidder's proposal shall not be opened.



Information about Apprenticeship and Training Programs



U.S. Department of Labor Employment & Training Administration

Registered Apprenticeship: What Every Government Official Should Know

Apprenticeship is a proven training strategy that improves the skills of our workforce and enhances the efficiency and productivity of our industries. Investment in the registered apprenticeship system is a wise use of government dollars, and pays for itself many times over. As the nation faces a critical shortage of skilled workers, expanding apprenticeship opportunities offers an effective approach to meet the needs of industry and our citizens in search of high-quality training and good jobs.

What is Registered Apprenticeship?

Apprenticeship, a proven training strategy that prepares skilled workers, helps America compete more effectively in the global economy, and contributes to our economic development, sustained economic growth and national security.

Who Does Registered Apprenticeship Serve?

Nationwide, 80,000 industries and companies offer registered apprenticeship training to more than 395,000 apprentices. These training programs serve a diverse population, including minorities, women, youths and dislocated workers. Currently, approximately 80% of all apprenticeship training positions are in the construction and manufacturing industries. Experts agree, however, that apprenticeship has the potential to benefit numerous other industries, as well, including the service, retail, and the public sector. With this in mind, the possibilities for expanding apprenticeship -- and meeting the needs of many more American companies and citizens in search of high quality training opportunities -- are virtually unlimited.

Who Operates and Pays for Apprenticeship Training?

Registered apprenticeship programs are operated by private industry - employer or labor/management sponsors. Registered apprenticeship programs range from one to six or more years in length. For the apprentice, this translates into an "industry scholarship" worth \$40,000 to \$150,000. Since the content of the training program is determined by industry needs, apprenticeship produces workers with high demand skills.

What Role Does Government Play In Apprenticeship?

As a result of the Federal Apprenticeship Act of 1937, the federal government (specifically the U.S. Department of Labor's Office of Apprenticeship Training, in cooperation with the states) oversees the nation's apprenticeship system. The agency issues Certificates of Completion to apprentices, encourages the development of new programs through marketing and technical assistance, protects the safety and welfare of apprentices, and ensures that all programs provide high-quality training to apprentices.

What is Government's Return on Investment for Apprenticeship?

The government's return clearly outperforms other types of government-sponsored job training programs. Apprentices "earn as they learn," and wages paid totally by the private sector begin as soon as the apprentice enters training.



What is an apprentice? An apprentice is a paid worker who is enrolled in a special training program administered by an employer together with a labor organization or trade association. Most apprentices work in trades related to construction.

Apprenticeship is a formal method of training in a skilled occupation, craft, or trade. During the apprenticeship period, the apprentice receives 2,000 hours or more of structured on-the-job training with at least 144 hours of related classroom instruction. Apprenticeship requires a written agreement between the program sponsor (employer) and the apprentice.

The U.S. Department of Labor, Bureau of Apprenticeship and Training establishes guidelines, procedures, and standards and assists employers in the development of apprenticeship programs.

Interested Illinois employers may contact:

IDES Apprenticeship Coordinator
33 South State Street
Chicago, Illinois 60605

Many job opportunities

During the next 10 to 15 years, the number of construction-related jobs in Illinois is expected to grow at a very healthy pace. The greatest growth will occur in electrical work, masonry and stonework, plastering, and other specialties.

Most apprenticeships take three to five years to complete. The typical program includes 2,000 hours of on-the-job training plus at least 144 hours per year of related classroom instruction.

Apprentices earn about half the going tradesperson's wage to start. Pay is gradually increased over the length of the apprenticeship, until training is completed and the trainee graduates to full trade person status.

IDES can help you get started

Some offices (see list below) of IDES serve as Apprenticeship Information Centers where you can obtain detailed information about apprenticeships. Staff will help you decide which trade would best suit you, and can tell you about entrance requirements and when apprenticeship programs are accepting applications.

Equal Employment Opportunity. Apprenticeships provide equal employment opportunity: Women and minorities are encouraged to apply. However, admission is highly competitive. To be selected, you must meet the qualifications of the particular trade and program for which you are applying.



Examples of Responsible Bidder Ordinances

**A RESOLUTION EXPANDING ON THE DEFINITION OF WHAT
CONSTITUTES A RESPONSIBLE BIDDER FOR CONSTRUCTION PROJECTS
FOR COMMUNITY HIGH SCHOOL DISTRICT 218**

WHEREAS, Illinois Compiled Statutes regulate purchases and contracts entered into by Community High School District 218; and

WHEREAS, such statutes allow Community High School District 218 to determine what constitutes a responsible bidder and that definition needs to be expanded in the case of bidders for construction projects (construction of new facilities, renovation of current facilities or construction projects.)

NOW, THEREFORE, BE IT RESOLVED, by Community High School District 218 that the following requirements be applied by Community High School District 218, in defining who is a "responsible bidder" in addition to any other requirements as determined by Community High School District 218 for the specific type of work to be performed.

Responsible bidder for construction contracts Means a bidder who meets all of the following applicable criteria, and submits evidence of such compliance:

(1) All applicable laws prerequisite to doing business in Illinois.

(2) Evidence of compliance with:

(a) Federal Employer Tax Identification Number or Social Security Number (for individual)

(b) Provisions of Section 2000(e) of Chapter 21, Title 42 of the United States Code and Federal Executive Order No. 11246 as amended by Executive Order No. 11375 (known as the Equal Opportunity Employer provisions).

(3) Certificates of insurance indication the following coverage's: general liability, workers' compensation, completed operations, automobile, hazardous occupation, product liability and professional liability.

(4) Compliance with all provisions of the Illinois Prevailing Wage Act, including wages, medical and hospitalization insurance and retirement for those trades as covered in the Act.

(5) Participation in an apprenticeship and training programs approved and registered with the United States Department of Labor's Bureau of Apprenticeship and Training.

NOW THEREFORE BE IT RESOLVED, that nothing hereby adopted shall be construed to affect any suit or proceeding now pending in any court or any right accrued or liability incurred or cause or causes of action accrued or existing under any prior Resolution or Ordinance.

NOW THEREFORE BE IT RESOLVED, that this resolution shall be in full force and effect immediately upon its adoption.

ADOPTED this 9th day of August, 2004 by the following roll call vote:

AYES: 5

NAYS: 0

ABSENT: 2



Letters of Endorsement for Responsible Bidding

DISTRICT OFFICES:
126 VANDALLA, SUITE 1
COLLINSVILLE, ILLINOIS 62234
618/345-2176
hoffman@legis.state.il.us

216 CRANE STREET
EDWARDSVILLE, IL 62025
618/692-9710
(BY APPOINTMENT)

1310 MEDRINGHAUS
GRANITE CITY, IL 62040
618/877-9098
(BY APPOINTMENT)

CAPITOL ADDRESS:
263 S. STRATTON BUILDING
SPRINGFIELD, ILLINOIS 62706
217/782-5918



JAY C. HOFFMAN
STATE REPRESENTATIVE • 112TH DISTRICT

MAJORITY FLOOR LEADER

COMMITTEES:

TRANSPORTATION-CHAIRMAN

JUDICIARY 1-CIVIL LAW

LABOR

WORKERS COMP. UNEMPLOYMENT INS.
SUB-CHAIRMAN

July 18, 2008

Dear City Council Members,


I am writing in support for a comprehensive Responsible Bidder Ordinance for all public construction projects in your community.

A Responsible Bidder Ordinance ensures that construction contractors submit to a set of standards that ensures the needs of workers are met and the people of your community will receive higher quality work.

I urge you to adopt a Responsible Bidder Ordinance so the taxpayer's money will go to the safest and most qualified company.

Thank you for your generous time and consideration. Please contact my office if you have any questions or concerns.

Sincerely,


Jay C. Hoffman
State Representative
112th District

JCH/kah

☐ CAPITOL OFFICE:
M118 STATE CAPITOL
SPRINGFIELD, ILLINOIS 62706
(217) 782-1607

☒ DISTRICT OFFICE:
1155 WEST 79TH STREET
CHICAGO, ILLINOIS 60620
(773) 224-2830
FAX (773) 224-2855



COMMITTEES:
■ FINANCIAL INSTITUTIONS
CHAIRPERSON
■ REVENUE
VICE CHAIRPERSON
■ APPROPRIATIONS
■ HOUSING & COMMUNITY AFFAIRS
COMMISSIONS:
■ LEGISLATIVE REFERENCE BUREAU

Jacqueline Y. Collins
STATE SENATOR : 16TH DISTRICT

December 19, 2005

Michael B. Macellaio
Director
Governmental Affairs
Chicago Area Laborers-Employers Cooperation and Education Trust
999 McClintock Drive, Suite 302
Burr Ridge, IL 60527

Dear City Council Member:

It is with great pleasure that I write this letter of endorsement for a Responsible Bidding Ordinance for city construction contracts.

It is my understanding that a responsible bidder ordinance ensures that a contractor who wishes to perform work on behalf of a public body complies by certain standards to avoid legal violations. This ordinance would protect taxpayers and officials and create a fair and level bidding environment for all contractors.

I support and endorse a Responsible Bidding Ordinance, and I am very excited about the opportunities, improvements and safeguards that this ordinance will provide to my constituency. Thank you for your time and consideration.

Sincerely,

Jacqueline Y. Collins
State Senator, 16th District

LANE EVANS
17TH DISTRICT, ILLINOIS
RANKING MEMBER
HOUSE COMMITTEE ON
VETERANS' AFFAIRS
MEMBER
HOUSE COMMITTEE ON
ARMED SERVICES

Congress of the United States
House of Representatives
Washington, DC 20515-1517

WASHINGTON OFFICE
2311 KAYBURN BUILDING
WASHINGTON, DC 20515-1317
(202) 225-5305

DISTRICT OFFICES
1535 47TH AVE., #5
MOLINE, IL 61265
(309) 793-5760
TOLL FREE, 800-322-5710
281 N. BROAD, #5
GALESBURG, IL 61401
(309) 342-4411

August 13, 2002

Dear City Council Member:

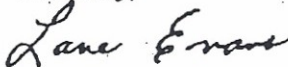
I am writing to you to support a Responsible Bidder Ordinance for city construction contracts.

The concept of responsible bidding is a common-sense idea that ensures that taxpayer dollars are well-spent and that the basic needs of workers are addressed. It helps ensure quality work while addressing the safety and other training requirements of workers. It is my understanding that all construction workers under this program (union and non-union) would have access to training offered by the federal government.

The Illinois House of Representatives recently passed responsible bidder legislation. I support their action and hope that the City Council will take similar action to ensure that it's citizens only have the best-trained workers for its infrastructure projects.

Thank you for considering my request.

Sincerely,



LANE EVANS
Member of Congress



April 21, 2005

Dear City Council Member:

I am writing to ask you to support the Responsible Bidder Ordinance for all public works construction projects in your municipality.

Our constituents deserve to know that their tax dollars are being used efficiently and responsibly. The Responsible Bidder Ordinance sets clear and reasonable standards for contractors and subcontractors, union and non-union, who benefit from public dollars. These standards reinforce Illinois and federal law regarding prevailing wage, equal opportunity employment, insurance coverage and other accountability measures.

I know you share my belief that the people of Illinois deserve to know their tax dollars are being used responsibly. The Responsible Bidder Ordinance helps to ensure protection for workers, jobsite safety, on-time completion of projects and quality work. Combining these factors leads to the efficient use of public funds.

Thank you for your consideration.

Sincerely yours,

Daniel W. Hynes
Illinois State Comptroller

Please respond to:

☐ State House
Springfield, Illinois 62706-0001
217/782-6000

☐ James R. Thompson Center
100 West Randolph, Suite 15-500
Chicago, Illinois 60601-3252
312/814-2451

☐ 325 West Adams
Springfield, Illinois 62704-1871

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☐ Capitol Office:
M106 State House
Springfield, Illinois 62706
217/782-8206
217/782-2115 Fax

☐ District Office:
140 Carlinville Plaza
Carlinville, Illinois 62626
217/854-4441
217/854-5311 Fax



Deanna Demuzio
State Senator • 49th District

☐ Committees:
Chairperson
State Government
& Veterans Affairs

Vice-Chairperson
Education

☐ Member
Agriculture & Conservation
Commerce & Economic
Development

☐ Commission:
Legislative Audit
Commission

July 3, 2008

Dear City Council Member/Village Board Member:


I would like to take this opportunity to write in support of a comprehensive Bidder Ordinance for all public works construction contracts issued by your taxing body.

I feel that it is important to protect the well-being of workers in our local economies. By establishing RBOs, assurances would be established that would ensure workers would be covered under fringe benefit plans.

Another positive aspect of RBOs would be the requirement of contractors to participate in apprenticeship programs approved by the Department of Labor. This would ensure that the workers contractors hire are properly trained.

Again, I would like to offer my support of a comprehensive Bidder Ordinance. If I can be of any further assistance, please do not hesitate to contact me at my district office at (217) 854-4441.

Sincerely,


Deanna Demuzio
State Senator
49th District

DISTRICT OFFICE:
528 HENRY STREET
ALTON, ILLINOIS 62002
618/465-5900
618/465-5150 FAX

CAPITOL OFFICE:
281-S STRATTON BUILDING
SPRINGFIELD, ILLINOIS 62706
217/782-5996
217/558-0493 FAX



DAN BEISER
STATE REPRESENTATIVE
111TH DISTRICT

COMMITTEES:

CHAIRMAN

- DCFS OVERSIGHT

MEMBER:

- AGING
- ELECTIONS & CAMPAIGN REFORM
- HIGHER EDUCATION
- LEAST COST POWER PROCUREMENT
- REGISTRATION & REGULATION
- TRANSPORTATION

July 23, 2008

Dear City Council Member:

Please accept this letter as my support for a comprehensive Responsible Bidder Ordinance (RBO) for all public construction contracts.

A comprehensive RBO will provide assurance that workers are covered under fringe benefit plans. Public construction costs are increased when a job is awarded to a contractor that pays low wages without fringe benefits. This then creates a burden on the taxpayers. In addition, workers who are covered by fringe benefit plans become net contributors to the local economy.

RBO's also requires that contractors participate in applicable apprenticeship programs approved by the U.S. Department of Labor. This will ensure that contractors are using properly trained workers to complete the project which offers a higher quality product and increases safety in the community.

I hope you will give favorable consideration of this ordinance. If you have any questions, please feel free to contact me.

Sincerely,

Dan Beiser
State Representative
111th District