

CITY OF INVER GROVE HEIGHTS
DAKOTA COUNTY, MINNESOTA

ORDINANCE NO. _____

AN ORDINANCE REQUIRING THAT CERTAIN CONSTRUCTION CONTRACTS
FOR DEVELOPMENTS RECEIVING DIRECT FINANCIAL ASSISTANCE
FROM THE CITY OF INVER GROVE HEIGHTS CONTAIN PROVISIONS
CALLING FOR PAYMENT OF THE PREVAILING WAGE RATE TO
LABORERS AND MECHANICS ON THE PROJECT SITE

The City Council of Inver Grove Heights ordains:

Section 1. CITY POLICY. It is in the public interest to promote employment. It is in the public interest that developments and buildings constructed with financial assistance by the City be constructed and maintained by the best means and highest quality of labor reasonably available and that persons working on such buildings and developments be compensated according to the real value of the services they perform. It is, therefore, the policy of the City of Inver Grove Heights that wages of laborers, workers, and mechanics on developments and buildings financially assisted by City funds should be comparable to wages paid for similar work in the community as a whole.

Section 2. DEFINITIONS.

Subd. 1. TERMS. As used in this ordinance, the terms defined in this section shall have the meaning given them below, except where the context indicates otherwise.

Subd. 2. FINANCIALLY ASSISTED PROJECT. "Financially Assisted Project" means any private development involving either the construction of new buildings or the remodeling or expansion of existing buildings under the following conditions:

- a.) the City, either by itself or through the Dakota County Housing and Redevelopment Authority, provides direct financial assistance to the development by any of the following means:
 - i.) grants
 - ii.) tax increment financing
 - iii.) revenue bonds or general obligation bonds
 - iv.) loans

Section 3. CONTRACT REQUIREMENT FOR PAYMENT OF PREVAILING WAGE RATE. The bid specifications and the contract for any City Project shall contain the following provisions or language similar in substance:

- a.) The contractor and any subcontractor, agent, and other person doing or contracting to do all or a part of the work of the City Project must pay at least the Prevailing Wage Rate to all laborers and mechanics employed directly on the City Project work site.
- b.) Upon request of the City, the contractor and any subcontractor, agent and other person doing or contracting to do all or a part of the work of the City Project shall within five (5) working days supply the City a copy of payrolls showing wages paid, and a wage compliance statement with respect to wages paid each of its mechanics and laborers employed directly on the City Project work site. In the event such statements are not provided or in the event such statements disclose that the required Prevailing Wage Rate is not being paid, then the City shall have the right to withhold payments to the contractor for such periods of non-compliance. The withheld payments shall be equal to the difference between the wages paid and the Prevailing Wage Rate for the period of non-compliance. During the course of and upon completion of the contract work, the City shall have the right to require an audit of the contractor's books to determine compliance or non-compliance. Each contractor and subcontractor shall retain copies of the weekly payrolls for a period not less than one (1) year after completion of the work.

Section 4. EXCEPTIONS. The requirements set forth in Section 3 do not apply to wage rates of laborers or mechanics who process or manufacture materials or products or to the delivery of materials or products by or for commercial establishments which have a fixed place of business from which they regularly supply processed or manufactured materials or products. Provided, however, the requirements set forth in Section 3 do apply to laborers or mechanics who deliver mineral aggregate such as sand, gravel, or stone which is incorporated into the work under the contract by depositing the material substantially in place, directly or through spreaders, from the transporting vehicle.

Section 5. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage and publication according to law.

Passed this _____ day of _____, 1989.

William Saed, Mayor

Attest:

Loretta Garrity, Deputy Clerk

ID#3667K