BUREAU COUNTY, ILLINOIS

STATE OF ILLINOIS)
) ss.
COUNTY OF BUREAU)

ORDINANACE DEFINING "RESPONSIBLE BIDDER" IN COMPETITIVE BIDDING

WHEREAS, the County of Bureau is required by 55 ILCS 5/5-1022 to put out for competitive bidding certain contracts for goods and services in excess of $10,000 in amount; and

WHEREAS, the County of Bureau wishes to state with more particularity for some of said contracts what constitutes a responsible bidder for purposes of determining the "lowest responsible bidder" as described in said statute; and

WHEREAS, the County of Bureau has an interest in encouraging compliance by prospective bidders with other state and federal laws and in fostering the development of apprenticeship and training programs in the various industrial and commercial trades; and

WHEREAS, although said statute on competitive bidding contains a list of factors helping to define "lowest responsible bidder" in a competitive bidding process, that definition should 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, LET IT BE ORDAINED by the County of Bureau, a body politic and corporate, acting by and through its County Board in regular meeting assembled:

"'Responsible bidder' for construction contracts (construction of new facilities, renovation of current facilities or road construction projects) over $25,000.00 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 individuals), and (b) provision of section 2000(e) of Chapter 21, of 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 coverages: general liability, worker's 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 apprenticeship and training programs approved and registered with the United States Department of Apprenticeship and Training."

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

BE IT FURTHER ORDAINED, that the Clerk of this County Board is hereby authorized and directed to prepare and deliver a certified copy of this Ordinance to the County's various department heads and elected officials.

This ordinance shall be in full force and effect on its passage and adoption.

PASSED, APPROVED, AND ADOPTED this 13th day of April 2002