



Legislation Text

File #: 990130, Version: 1

990130
SUBSTITUTE 1

THE CHAIR

A substitute ordinance relating to waiver of service contract living wage requirements by the central board of purchases.

310-13-3 am
310-13-4 am
310-13-6 am
310-13-8 am
- Analysis -

This ordinance authorizes the central board of purchases to waive insertion of living wage requirements into specifications or proposals for service contracts, upon recommendation of the purchasing director, if it is likely that no bids or proposals will be received without a waiver. This ordinance also changes the word "minimum" in section 310-13 to "living" to provide consistency throughout the section. The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 310-13-3 and 4 of the code is amended to read:

310-13. Service Contract Wage Requirements.

3. **[[MINIMUM]] >>LIVING<< WAGE REQUIREMENT.** All workers, whether permanent or temporary, employed in any work performed as part of a service contract, as defined in sub. 2, awarded after December 31, 1995, shall receive and be paid a sum of not less than \$6.05 per hour. On March 1, 1996, and each March 1 thereafter, the **[[minimum]] >>living<<** hourly wage shall be adjusted to the amount required to produce, for 2,080 hours worked, an annual income equal to the U.S. department of health and human services' most recent poverty guideline for a family of 3. No contractor may use the **[[minimum]] >>living<<** wage requirement of this subsection to reduce the wage paid to any person employed by the contractor as of December 31, 1995.

4. **PART-TIME WORKERS COVERED.** The **[[minimum]] >>living<<** wage requirement of sub. 3 shall apply to part-time employees performing work as part of a service contract, as defined in sub. 2.

Part 2. Section 310-13-6 of the code is amended to read:

6. **SERVICE CONTRACT BID AND REQUEST-FOR-PROPOSAL SPECIFICATIONS.** The proper city officials shall add a digest of the provisions of this section to all specifications for service contract work upon which they call for bids or issue requests for proposals >>unless the central board of purchases, upon recommendation of the purchasing director, approves the waiver of the provisions in cases where it is likely that no bids or proposals will be received without such a waiver<<.

Part 3. Section 310-13-8 of the code is amended to read:

8. **POSTING OF WAGE RATE.** For every service contract, as defined under sub. 2, the **[[minimum]] >>living<<** hourly wage required by sub. 3 shall be kept posted by the contractor at the site of the work in a prominent place where it can be easily seen and read by persons employed in the performance of such contract. In addition, copies of the **[[minimum]] >>living<<** hourly wage requirement shall be supplied to any person employed in the performance of a service contract at the request of such person and within a reasonable period of time after the request.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

DOA - Purchasing Division
99043-2

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5/21/99