



Rep. Michael J. Zalewski

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09900HB0245ham001

LRB099 03754 AWJ 29353 a

1 AMENDMENT TO HOUSE BILL 245

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 245 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Municipal Code is amended by  
5 changing Sections 4-5-11 and 8-9-1 as follows:

6 (65 ILCS 5/4-5-11) (from Ch. 24, par. 4-5-11)

7 Sec. 4-5-11. Except as otherwise provided, all contracts,  
8 of whatever character, pertaining to public improvement, or to  
9 the maintenance of the public property of a municipality  
10 involving an outlay of \$10,000 or more, shall be based upon  
11 specifications to be approved by the council. Any work or other  
12 public improvement which is not to be paid for in whole or in  
13 part by special assessment or special taxation, when the  
14 expense thereof will exceed \$30,000 ~~\$20,000~~, shall be  
15 constructed as follows:

16 (1) By a contract let to the lowest responsible bidder

1 after advertising for bids, in the manner prescribed by  
2 ordinance, except that any such contract may be entered  
3 into by the proper officers without advertising for bids,  
4 if authorized by a vote of 4 of the 5 council members  
5 elected; or

6 (2) In the following manner, if authorized by a vote of  
7 4 of the 5 council members elected: the commissioner of  
8 public works or other proper officers to be designated by  
9 ordinance, shall superintend and cause to be carried out  
10 the construction of the work or other public improvement  
11 and shall employ exclusively for the performance of all  
12 manual labor thereon, laborers and artisans whom the city  
13 or village shall pay by the day or hour, but all material  
14 of the value of \$30,000 ~~\$20,000~~ and upward used in the  
15 construction of the work or other public improvement, shall  
16 be purchased by contract let to the lowest responsible  
17 bidder in the manner to be prescribed by ordinance.

18 Nothing contained in this Section shall apply to any  
19 contract by a municipality with the United States of America or  
20 any agency thereof.

21 (Source: P.A. 94-435, eff. 8-2-05.)

22 (65 ILCS 5/8-9-1) (from Ch. 24, par. 8-9-1)

23 Sec. 8-9-1. In municipalities of less than 500,000 except  
24 as otherwise provided in Articles 4 and 5 any work or other  
25 public improvement which is not to be paid for in whole or in

1 part by special assessment or special taxation, when the  
2 expense thereof will exceed \$30,000 ~~\$20,000~~, shall be  
3 constructed either (1) by a contract let to the lowest  
4 responsible bidder after advertising for bids, in the manner  
5 prescribed by ordinance, except that any such contract may be  
6 entered into by the proper officers without advertising for  
7 bids, if authorized by a vote of two-thirds of all the aldermen  
8 or trustees then holding office; or (2) in the following  
9 manner, if authorized by a vote of two-thirds of all the  
10 aldermen or trustees then holding office, to-wit: the  
11 commissioner of public works or other proper officers to be  
12 designated by ordinance, shall superintend and cause to be  
13 carried out the construction of the work or other public  
14 improvement and shall employ exclusively for the performance of  
15 all manual labor thereon, laborers and artisans whom the  
16 municipality shall pay by the day or hour; and all material of  
17 the value of \$30,000 ~~\$20,000~~ and upward used in the  
18 construction of the work or other public improvement, shall be  
19 purchased by contract let to the lowest responsible bidder in  
20 the manner to be prescribed by ordinance. However, nothing  
21 contained in this section shall apply to any contract by a  
22 city, village or incorporated town with the federal government  
23 or any agency thereof.

24 In every city which has adopted Division 1 of Article 10,  
25 every such laborer or artisan shall be certified by the civil  
26 service commission to the commissioner of public works or other

1 proper officers, in accordance with the requirement of that  
2 division.

3 In municipalities of 500,000 or more population the letting  
4 of contracts for work or other public improvements of the  
5 character described in this section shall be governed by the  
6 provisions of Division 10 of this Article 8.

7 (Source: P.A. 94-435, eff. 8-2-05.)

8 Section 99. Effective date. This Act takes effect upon  
9 becoming law.".