

**Village of Downs**  
**ORDINANCE NO. 98-05**  
**RESPONSIBLE BIDDER ORDINANCE**

WHEREAS, The Village of Downs regulates purchases and contracts entered into by The Village of Downs; and

WHEREAS, The Village of Downs defines responsible bidder in the case of bidders for construction projects (construction of new facilities, renovation of current facilities or road construction projects) over \$10,000.00.

NOW, THEREFORE, BE IT ORDAINED, by the Village of Downs Board of Trustees in McLean County, Illinois that the following definition be proclaimed:

“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 individuals).
  - (b) Provision of section 2000(e) of Chapter 21, Title 42 of the United States Code and Federal Executive order No. 11244 as amended by Federal Executive order No. 11375 (known as the Equal Opportunity Employer provisions).
- (3) Certificate of insurance indicating the following coverages: general liability, completed operations, automobile, product liability at \$1,000,000.00 levels. Worker’s Compensation at \$500,000.00 levels. Commercial Umbrella policy at \$5,000,000.00.
- (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) Participation in apprenticeship and training programs approved and registered with the United States Department of Labor’s Bureau of Apprenticeship and Training.
- (6) Written statement regarding zero tolerance for harassment of any type.
- (7) At the discretion of The Village of Downs Board of Trustees a wage and welfare bond, the amount of which is to be contingent upon the costs associated with any bid project.

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 any cause or causes of action accrued or existing under any prior Resolution or Ordinance, nor shall any right of remedy of any character be lost, impaired, or affected by this Ordinance.

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

The above and foregoing Ordinance amendment was adopted by The Village of Downs Board of Trustees in the County of McLean, Illinois, this 3<sup>rd</sup> day of September, 1998.