

ORDINANCE NO. 86

AN ORDINANCE PROVIDING FOR THE PREVAILING
SCALE OF WAGES IN LAKE COUNTY FOR VARIOUS
TAX ABATEMENT AND OTHER RELATED PROJECTS
WITHIN THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

WHEREAS, it is the general purpose of the Municipal Code of the Town of St. John, Lake County, Indiana, to regulate the Town's orderly development; and

WHEREAS, it is the purpose of the Municipal Code to protect and to promote the economical, beneficial development of the Town of St. John, Lake County, Indiana; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana deems it appropriate that the prevailing scale of wages in Lake County be paid for any projects within the Town of St. John to be funded or benefited totally or in part by industrial revenue bonds, economic revitalization designation (tax abatement), urban development action grants or any future economic development incentive.

NOW THEREFORE BE IT ORDAINED, by the Town Council of the Town of St. John, Lake County, Indiana, that the Municipal Code of the Town of St. John, Lake County, Indiana, is amended to read as follows:

SECTION 1: PREVAILING SCALE OF WAGES

Any firm, individual, partnership or corporation which is hereafter given approval by the Town Council for projects to be funded or benefitted totally or in part by: industrial revenue bonds, economic revitalization designation (tax abatement), urban development action grants, or any future economic development incentive shall be required to pay for each class of work on the project a scale of wages which shall in no case be less than the prevailing scale of wages being paid in Lake County for such class of work.

SECTION 2: PROHIBITING OF PAYMENT OF LESS THAN PREVAILING WAGES

It shall be considered unlawful for any contractor or subcontractor to make payment of wages for skilled, semiskilled or unskilled labor on any project which are less than the minimum provided for in the applicable national code of fair competition or regional agreement approved by the President of the United States.

SECTION 3: FILING SCHEDULE OF WAGES

It shall be required that any contractor or subcontractor

performing work shall file a schedule of the wages to be paid to such laborers, workmen or mechanics with the Town of St. John Clerk-Treasurer and in the Town Council office. The schedule shall not be less than the prevailing scale of wages being paid in Lake County for such class of work. There is nothing, however, which shall prevent any contractor or subcontractor from paying a higher rate of wages than set out in the schedule of wages filed by him.

SECTION 4: VIOLATIONS; PENALTIES

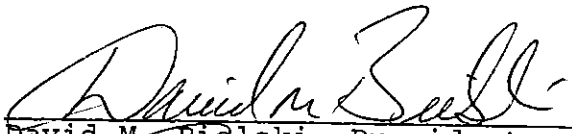
A contractor or subcontractor who knowingly or willfully fails to pay the rate of wages determined under this chapter commits a Class A infraction and shall be fined up to \$10,000. Each day the violation is committed or permitted to continue shall constitute a separate offense and shall be fined as such.

SECTION 5: SEVERABILITY

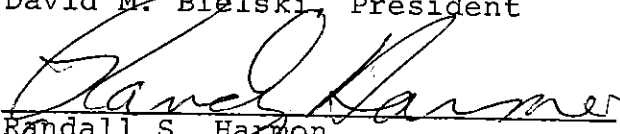
If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The Town Council hereby declares that it would have passed this ordinance; and that each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one or more of the sections, subsections, sentences, clauses, or phrases hereof be declared invalid or unconstitutional.

BE IT FURTHER ORDAINED that all other ordinances and resolutions of the Town of St. John that are in conflict with this ordinance are hereby repealed to the extent of such conflict; however, notwithstanding the foregoing, all other ordinances and resolutions not in conflict herewith shall remain in full force and effect;


Passed by the Town Council of the Town of St. John, Lake County, Indiana this 11 day of SEPT., 1989.



David M. Bielski, President



Randall S. Harmon



Douglas Patterson
TOWN COUNCIL, TOWN OF ST.
JOHN, INDIANA

ATTEST:



Judith J. Comparik
Clerk/Treasurer