

**CITY OF BALTIMORE
COUNCIL BILL 18-0297
(First Reader)**

Introduced by: Councilmembers Henry, Pinkett, Bullock, President Young, Councilmembers
Middleton, Scott, Dorsey, Burnett, Cohen, Stokes, Sneed, Clarke, Reisinger, Costello,
Schleifer

Introduced and read first time: October 15, 2018

Assigned to: Taxation, Finance and Economic Development Committee

REFERRED TO THE FOLLOWING AGENCIES: City Solicitor, Baltimore Development Corporation,
Department of Housing and Community Development, Department of Finance

A BILL ENTITLED

1 AN ORDINANCE concerning

2 **Prevailing Wages – Tax Increment Financing Projects**

3 FOR the purpose of extending the existing prevailing wage requirement to projects receiving
4 funds from tax increment financing in excess of a certain amount; and clarifying and
5 conforming related provisions.

6 BY repealing and reordaining with amendments

7 Article 5 - Finance, Property, and Procurement

8 Section(s) 25-1, 25-2

9 Baltimore City Code

10 (Edition 2000)

11 **SECTION 1. BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF BALTIMORE**, That the
12 Laws of Baltimore City read as follows:

13 **Baltimore City Code**

14 **Article 5. Finance, Property, and Procurement**

15 **Subtitle 25. Prevailing Wages for Work Under Construction Contracts**

16 **§ 25-1. Definitions.**

17 (a) *Apprentice.*

18 (1) The term “apprentice” as used in this subtitle means a person at least 16 years of age who
19 has entered into a written agreement with an employer or his agent, an association of
20 employers, or an organization of employers, or a joint committee representing both, and
21 which shall state the trade, craft, or occupation which the apprentice is to be taught, and
22 the time at which the apprenticeship will begin and end.

EXPLANATION: CAPITALS indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

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1 (2) All such apprenticeship agreements shall be approved by the Maryland Apprenticeship
2 and Training Council, and certification of such approval shall be furnished to the Wage
3 Commission.

4 (b) *Contractor*.

5 “Contractor”, as used herein, shall mean the person, firm or corporation awarded a City
6 contract OR ENGAGED IN A PROJECT RECEIVING FUNDS FROM TAX INCREMENT FINANCING
7 IN EXCESS OF \$10,000,000.

8 (c) *Subcontractor*.

9 “Subcontractor”, as used herein, shall mean any person, firm or corporation, other than
10 the contractor, performing any work upon the site of the project, whether subcontractor or
11 lower tier contractor

12 **§ 25-2. Scope of Subtitle.**

13 (A) *CITY CONTRACTS OVER \$5,000.*

14 THIS SUBTITLE APPLIES TO EACH [Each] and every contract in excess of \$5,000
15 [(hereinafter referred to the “the contract”)] made by the Board of Estimates (hereinafter
16 referred to as “the City”), or on its behalf, with any person, firm or corporation for the
17 construction, reconstruction, erection, conversion, installation, alteration, repair,
18 maintenance, renovation, razing, demolition, moving, removing, grading, paving,
19 repaving, curbing, filling, excavation, or any other operation or work to be done or
20 performed in, on, upon, or in connection with any building, bridge, viaduct, tunnel, tower,
21 stack, or other structure, airport, land, highway, pier, wharf, sewer, drain, main, conduit,
22 machinery, or mechanical, electrical, or other equipment [for said municipality shall
23 contain the following provisions].

24 (B) *TAX INCREMENT FINANCING PROJECTS OVER \$10,000,000.*

25 THIS SUBTITLE APPLIES TO EACH AND EVERY PROJECT RECEIVING FUNDS FROM TAX
26 INCREMENT FINANCING IN EXCESS OF \$10,000,000 IN THE AGGREGATE TO THE EXTENT
27 THOSE FUNDS ARE USED IN WHOLE OR IN PART FOR THE CONSTRUCTION,
28 RECONSTRUCTION, ERECTION, CONVERSION, INSTALLATION, ALTERATION, REPAIR,
29 MAINTENANCE, RENOVATION, RAZING, DEMOLITION, MOVING, REMOVING, GRADING,
30 PAVING, REPAVING, CURBING, FILLING, EXCAVATION, OR ANY OTHER OPERATION OR WORK
31 TO BE DONE OR PERFORMED IN, ON, UPON, OR IN CONNECTION WITH ANY BUILDING,
32 BRIDGE, VIADUCT, TUNNEL, TOWER, STACK, OR OTHER STRUCTURE, AIRPORT, LAND,
33 HIGHWAY, PIER, WHARF, SEWER, DRAIN, MAIN, CONDUIT, MACHINERY, OR MECHANICAL,
34 ELECTRICAL, OR OTHER EQUIPMENT.

35 **SECTION 2. AND BE IT FURTHER ORDAINED,** That this Ordinance takes effect on the 30th day
36 after the date it is enacted.