



Legislation Details (With Text)

File #: 20-0629 **Version:** 0 **Name:** Prevailing Wage - Determination

Type: Ordinance **Status:** Failed

File created: 10/5/2020 **In control:** Mayor

On agenda: **Final action:** 12/7/2020

Enactment date: **Enactment #:**

Title: Prevailing Wage - Determination
For the purpose of simplifying the manner by which the City determines its prevailing wage for construction contracts by indexing with the prevailing hour wage established under State law for State -financed construction work performed in the City; and providing for a rate review procedure after the initial rate establishment.

Sponsors: Bill Henry, Mary Pat Clarke, John T. Bullock, Ryan Dorsey, Kristerfer Burnett, Shannon Sneed, Sharon Green Middleton, Mayor Brandon M. Scott, Edward Reisinger, Zeke Cohen

Indexes: Prevailing Wage

Code sections:

Attachments: 1. Agenda 20-0629, 2. 20-0629~1st Reader, 3. DHCD 20-0629, 4. Finance 20-0629, 5. Law 20-0629, 6. BCity Prev Wage Letter, 7. Legislation Ordinance #20-0269, 8. OECR 20-0629, 9. BDC 20-0629, 10. cc20-0629~1st(Henry), 11. Meeting Minutes - 20-0629, 12. Labor - Hearing Notes Bill 20-0629, 13. Labor - Hearing Notes Bill 20-0629, 14. Council Bill 20-0629 Prevailing Wage - Determination, 15. Ltr - Honorable Shannon Sneed re Ordinance 20-0269, 16. 2nd Reader Amendment 20-0629~1st(Comm), 17. SKM_C45820101512330, 18. 20-0629~3rd Reader, 19. cc20-0629~1st(Comm)

Date	Ver.	Action By	Action	Result
12/7/2020	0	City Council	Failed	
11/2/2020	0	City Council	Approved and Sent to the Mayor	
10/19/2020	0	City Council	3rd Reader, for final passage	
10/19/2020	0	Labor Committee	Recommended Favorably with Amendment	
10/15/2020	0	Labor Committee	Recommended Favorably with Amendment	Pass
10/8/2020	0	The City Council	Refer to Dept. of Housing and Community Development	
10/8/2020	0	The City Council	Refer to Wage Commission	
10/8/2020	0	The City Council	Refer to Dept. of Finance	
10/8/2020	0	The City Council	Refer to City Solicitor	
10/8/2020	0	The City Council	Refer to Baltimore Development Corporation	
10/5/2020	0	City Council	Assigned	
10/5/2020	0	City Council	Introduced	
10/5/2020	0	Labor Committee	Scheduled for a Public Hearing	

Explanation: Capitals indicate matter added to existing law.
[Brackets] indicate matter deleted from existing law.

* **Warning:** This is an unofficial, introductory copy of the bill.
The official copy considered by the City Council is the first reader copy.

Introductory*
City of Baltimore
Council Bill

Introduced by: Councilmember Henry

A Bill Entitled

An Ordinance concerning

Prevailing Wage - Determination

For the purpose of simplifying the manner by which the City determines its prevailing wage for construction contracts by indexing with the prevailing hour wage established under State law for State-financed construction work performed in the City; and providing for a rate review procedure after the initial rate establishment.

By repealing and re-ordaining, with amendments

Article 5 - Finance, Property, and Procurement

Section(s) 25-16

Baltimore City Code

(Edition 2000)

Section 1. Be it ordained by the Mayor and City Council of Baltimore, That the Laws of Baltimore City read as follows:

Baltimore City Code

Article 5. Finance, Property, and Procurement

Subtitle 25. Prevailing Wages for Work under Construction Contracts

§ 25-16. [Schedules of prevailing] Prevailing wage [rates] determination.

(a) *[Board of Estimates to adopt, review, and revise.] In general.*

The prevailing hourly wage rate is the prevailing wage rate established annually by the Maryland State Commissioner of Labor and Industry for the City under _ 17-201 *et seq.* of the State Finance and Procurement Article.

[(1) The Board of Estimates may adopt, establish, repeal, modify, change, or amend, from time to time, schedules of prevailing hourly wage rates to be paid to all classes of laborers, mechanics, or apprentices directly employed by any contractor or any subcontractor on the site in any of the various types of work or projects mentioned in or contemplated by this subtitle.]

[(2) These schedules of prevailing hourly wage rates shall be reviewed and revised by the Board of Estimates at least once every year to conform to the area prevailing hourly wage rates.]

(b) *[Basis of revision.] Revisions.*

(1) *In general.*

On petition, the Board of Estimates may review and revise any prevailing hourly wage rate established under subsection (a) of this section.

(2) *Timeliness of request.*

Any petition for rate review under this section shall be submitted to the Board within 21 days after a contracting agency publishes a request for bids or proposals for a project for which the prevailing hourly wage rate would be used for the first time following its initial establishment.

[(1) The revision may be based on recommendations by the prevailing wage section of the Wage Commission.]

[(2) The schedules of prevailing hourly wage rates, including overtime rates for all hours worked on Saturdays and Sundays, and all hours worked in excess of 8 hours per day on Monday through Friday, and all hours worked on legal holidays designated as overtime holidays by the Board of Estimates may not be less in amount than the general prevailing hourly wage rates being paid to laborers, mechanics, and apprentices for doing work of a similar character in the locality in which the project is located.]

[(3) These general prevailing hourly wage rates shall be determined by the Board of Estimates whose decision in the matter is final.]

[(c) *Authority of Board not restricted.*]

[Nothing in this Ordinance limits or restricts in any way the power and authority of the Board of Estimates to classify the type of work to be done for the Mayor and City Council of Baltimore and to establish schedules of prevailing hourly wage rates for these classifications.]

Section 2. And be it further ordained, That the catchlines contained in this Ordinance are not law and may not be considered to have been enacted as a part of this or any prior Ordinance.

Section 3. And be it further ordained, That this Ordinance takes effect on the 30th day after the date it is enacted.