

**Item #4:**  
**Village President Underwood**  
**Opposition To HB 924**

## David Lothspeich

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**From:** David Lothspeich  
**Sent:** Wednesday, May 08, 2013 10:04 AM  
**To:** David Lothspeich; 'Dan Duffy'  
**Cc:** 'Maria'; Angie Underwood  
**Subject:** RE: Village of Long Grove Opposition To HB  
**Attachments:** Long Grove Opposition To HB 924 Signed 05072013.PDF

Senator Duffy,

Please refer to the attached signed letter and let me know if you have any questions.

Thank you in advance for your support.

David Lothspeich

**From:** David Lothspeich  
**Sent:** Wednesday, May 08, 2013 7:07 AM  
**To:** Dan Duffy  
**Cc:** Maria; Angie Underwood  
**Subject:** Village of Long Grove Opposition To HB

Senator Duffy,

Please refer to the attached letter from Long Grove Village President Maria Rodriguez and Village President-Elect Angie Underwood requesting your support in opposition to HB 924. The original with signatures will follow later this morning.

Please let me know if you have any questions.

Thank you,

David Lothspeich  
Village Manager  
Village of Long Grove  
847-634-9440



May 7, 2013

Senator Dan Duffy  
Senator 26th District  
105D Capitol Building  
Springfield, IL 62706  
(217) 782-0116 FAX

Dear Senator Duffy,

On behalf of the Residents of the Village of Long Grove and other small communities, we write to urge that you oppose HB 924. This legislation would further burden public bodies and taxpayers by increasing the costs of public projects. It would also begin to impose the state's cumbersome procurement rules onto local governments.

HB 924 would amend the Illinois Prevailing Wage Act to impose certain bidding provisions found within the Illinois Procurement Code. This means that only those contractors that meet these requirements would be permitted to bid on public projects. The most burdensome requirement is that eligible contractors must participate in a United States Department of Labor apprenticeship program. Participation in such a program is costly and creates compliance difficulties for smaller contractors. The result of the bill would be to exclude smaller contractors from bidding on public works projects.

This exclusion favors larger contractors, reduces competition, and drives up project costs for local taxpayers. While the bill would reduce competition among contractors in many municipalities, it is smaller municipalities that would be most impacted. Smaller communities have fewer local contractors from which to accept bids. In some communities served by smaller local contractors, most, if not all, of the local contractors would find themselves ineligible to bid on public projects. Some of these communities would have no choice but to seek out larger contractors from outside of the community. This certainly hinders efforts to promote local businesses.

As you may already be aware, the Village of Long Grove is a relatively small community (population 8,043) that does not levy a municipal property tax and therefore has very limited government by design. In order to provide essential local government services, the Village contracts out many services typically provided by in-house employees in many other communities. The services that the Village contracts out include: public works (road paving/maintenance, storm/sanitary sewer maintenance, etc.) building department reviews/inspectional services; engineering; legal, etc. In what have been already very challenging times, any further actions that result in higher costs will only place further financial burdens on the Village of Long Grove, and many other communities, to reduce/eliminate these essential services that our residents rely upon greatly.

Once again, the Village of Long Grove respectfully requests that you vote with your communities and local taxpayers by opposing HB 924.

Respectfully,

A handwritten signature in blue ink that reads "Maria Rodas".

Village President  
Village of Long Grove

Respectfully,

A handwritten signature in blue ink that reads "Angela K. Underwood".

Village President Elect  
Village of Long Grove



David Lothspeich

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**From:** IML Legislation [IMLLegislation@iml.org]  
**Sent:** Tuesday, May 07, 2013 11:36 AM  
**Subject:** Illinois Municipal League Statehouse Briefing - May 7, 2013

# IML Statehouse Briefing



On the ground news and insider information!

May 7, 2013

Today's Statehouse Briefing includes an action alert on legislation that would increase the cost of public works projects, an update on United States Senate passage of the Marketplace Fairness Act, a new and costly workers' compensation amendment, and our Statehouse Preview video for this week.

## **ACTION ALERT!**

**Higher Public Work Project Costs:** We need your help **RIGHT AWAY** to fight off another bill that would increase costs on local taxpayers and begin to impose the state's cumbersome procurement rules on local governments!

[HB 924](#) (Sen. Raoul, D-Chicago) would begin **imposing the state's procurement requirements within the prevailing wage law**. In the case of HB 924, contractors wanting to bid on a public works project would be disqualified if they do not participate in a U.S. Department of Labor approved apprenticeship program. This requirement is expensive and many contractors, **particularly smaller and non-union contractors**, will not be able to afford it. The result will be fewer contractors eligible to bid on public works projects and less competition to drive down project costs.

Multiple bidders create a competitive marketplace and keep costs down. HB 924 will **undermine this essential marketplace dynamic!** HB 924 would be yet another law hatched in Springfield that makes local government **more expensive** for taxpayers. **The bill is also a first step toward imposing the state's cumbersome and bureaucratic procurement rules on local governments.** Local residents, as well as legislators, need to know that **local governments are OPPOSED to HB 924!**

Legislators are huddling with their union allies ahead of Wednesday's scheduled committee vote on HB 924. **They are prepared to pull out all the stops to jam this bill through the Illinois Senate!** The only thing between bill supporters and their desire for passage of the bill is a coalition of contractors and local governments.

We urge that you [contact your state senator TODAY](#) and demand that they oppose HB 924. We also ask that you [register your opposition on this witness slip](#). We have also prepared a [model letter](#) that you can **e-mail or fax** to your state senator's office.

**Local budgets and local taxpayers deserve a break from yet another cost driver forced upon local governments by the General Assembly.**

**Marketplace Fairness Act:** The United States Senate approved the Marketplace Fairness Act early Monday evening by a vote of 69-27. The National League of Cities (NLC) has [issued a press release](#) applauding the advancement of this important issue for local revenue collections. Senator Durbin was a sponsor the Act and Senator Kirk voted against it. The IML supports the Marketplace Fairness Act.

**Workers' Compensation Amendment:** An amendment has been filed by Senator Mulroe (D-Chicago) to [HB 3390](#). The bill makes several changes to the Illinois Workers' Compensation Act that would increase costs to local governments. The IML is conducting a complete review of the amendment.

**Statehouse Preview Video:** Watch this [short video](#) summarizing some of the legislative issues that we will be working on this week.

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## ILLINOIS GOVERNMENT AND MUNICIPAL PRACTICE

### Legislative Alert: Illinois House of Representatives Passes HB 924

Amendment to Prevailing Wage Act Would Require Contractors Bidding for Public Works Projects to Be "Responsible Bidders"

May 3, 2013

By Barbara A. Adams | Stewart J. "Stew" Weiss

On April 18, 2013, the Illinois House of Representatives passed House Bill 924 on a 60–50 vote. The bill amends the Illinois Prevailing Wage Act (820 ILCS 130/2) to require that all contractors and subcontractors bidding on work subject to the Act satisfy the Illinois Procurement Code's definition of "responsible bidder." 30 ILCS 500/30-22.

To qualify as a "responsible bidder," all contractors and subcontractors would have to meet a series of requirements, three of which may increase costs and reduce the pool of bidders. They are:

participate in a U.S. Department of Labor apprenticeship program

provide proof of extensive insurance coverages, many of which may not be germane to the work being bid

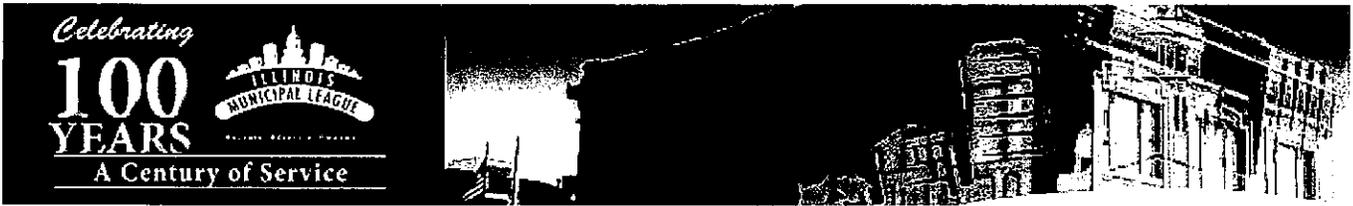
maintain an Illinois office as the primary place of employment for persons who will work on the work being bid

The bill is now being considered by the Senate's Labor and Commerce Committee.

HB 924 also would require all contractors and subcontractors to identify and report on a monthly basis, either as part of their certified payroll submissions or monthly manpower utilization reports, the number of hours worked by minorities and females on projects subject to the Act. This new reporting requirement could be a concern to many smaller local governments that do not have minority- and women-owned business participation requirements.

Holland & Knight can provide additional information about the bill. If you are concerned about the impact of this legislation, please contact your state senator.

A copy of HB 924 as adopted by the Illinois House of Representatives is available [here](#).



Today is May 03, 2013

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## Statehouse Briefing - Action Alert - April 11, 2013

Updated on Friday May 03, 2013 @ 01:49 PM

### WHY HB 924 IS BAD LEGISLATION

HB 924 (Senator Raoul, D-Chicago) would **increase the cost of public works projects**. Fewer contractors would be eligible to bid on public works projects under the Prevailing Wage Act because eligible bidders would be required to demonstrate participation within a United States Department of Labor approved apprentice and training program. Not all contractors participate in such a program. The result would be fewer contractors eligible to bid, less competition, and **HIGHER COSTS** to taxpayers for local projects. If your community is smaller, there may not even be a local contractor eligible to bid as a result of HB 924. The bill therefore discourages the use of local community businesses.

### HOW YOU CAN MAKE A DIFFERENCE

Call your state senator today! Phone calls are the best way to contact a state representative. We have also prepared a [model letter](#) that you can e-mail or fax to your state senator's office.

#### Additional Resource:

[Fact Sheet](#)



#### TOP RESOURCE PAGES

1. News Items of Municipal Interest for April 30, 2013
2. Handbooks & Manuals

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David Lothspeich

From: IML Legislation [IMLLegislation@iml.org]  
Sent: Friday, May 03, 2013 3:25 PM  
Subject: Illinois Municipal League Statehouse Briefing - May 3, 2013

# IML Statehouse Briefing



On the ground news and insider information!

May 3, 2013

The House and Senate convened this week as the calendar turned to May. We are now officially one month from the scheduled adjournment date of May 31. At this point there is no certainty over whether the General Assembly will meet the scheduled date for the conclusion of the spring legislative session. The state budget process is expected to once again be contentious, and little information has surfaced to indicate how the debate is shaping up. Several other major issues remain unresolved, including pension reform, concealed carry, same sex marriage, medical marijuana, and gaming. Some progress was made this past week on pensions and gaming. The House approved a major pension reform bill (SB 1) and the Senate approved a gaming bill ([SB 1739](#)). Both bills await consideration in the opposite chamber.

The next significant deadline is May 10. This is the date by which both the House and Senate must conclude major committee work with respect to legislation that was approved by the opposite chamber.

**Lobby Day:** Our annual Lobby Day was held on Wednesday, May 1. The event was a resounding success! We would like to thank all of the municipal officials that attended our legislative briefing on Wednesday morning and our legislative reception later that evening. Attendees of our legislative briefing participated in a discussion about a wide range of issues with State Representative Anthony DeLuca (D-Chicago Heights) and the IML staff. Visit our Facebook page to see pictures from the [legislative briefing](#) and the [evening reception](#).

**Pension Reform:** Speaker Madigan (D-Chicago) reignited a pension reform discussion that had appeared to go dormant for several weeks by filing an amendment to [SB 1](#) and moving the bill out of the House on Thursday, May 2 by a narrow vote of 62-51. The [legislation reduces benefit levels and changes funding requirements](#) for the state-funded pension systems. It remains unclear how the bill will fare in the Senate.

**Responsible Bidder:** Legislation to impose "responsible bidder" requirements into the Illinois Prevailing Wage Act did not receive a vote in the Senate Labor and Commerce on Wednesday, May 1, but the bill did get a new Senate sponsor. We strongly request that you contact your state senators and urge that they oppose [HB 924](#) (Sen. Raoul, D-Chicago). The bill would require that contractors adhere to the "responsible bidder" requirements of the Illinois Procurement Code. This legislation has already passed out of the House and must be stopped in the Senate! [More information is available here.](#) **IML OPPOSES**

**Finance & Audit Committees:** [HB 1562](#) (Rep. Bivins, R-Dixon) was presented in the Senate Local Government Committee on Wednesday, May 1 but, after several questions from committee members,

did not receive the requisite number of votes for passage. The bill would compel counties and municipalities to establish a local finance and audit committee. This committee may be comprised of members of the corporate authorities or other officials or members of the public. Counties and municipalities could establish a new committee, use an existing committee, or establish a committee of the whole to meet this requirement. The committee would be required to review and inspect the treasurer's book, bank accounts and any other financial transactions. In addition, the committee would be responsible for reviewing the audit and management letter. This legislation could be brought before the Senate Local Government Committee for another vote before the end of session.

**Tracked Bills:** A categorized list of all legislation being tracked by the IML can be [viewed here](#). Legislation on which the IML has taken a position can be [viewed here](#). These pages are updated as necessary.

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