

RESOLUTION NUMBER R-298185

ADOPTED ON JULY 14, 2003

A RESOLUTION RESCINDING RESOLUTION NO. R-251555;
AND AUTHORIZING THE ADVERTISEMENT OF CERTAIN
PUBLIC WORKS MUNICIPAL AFFAIR PROJECTS AS
SUBJECT TO STATE PREVAILING WAGE REQUIREMENTS.

WHEREAS, City of San Diego Council Resolution No. R-251555 provides that a prevailing wage specification will be included in City contracts only when required by federal or state grants, and on jobs of state concern; and

WHEREAS, the Council of the City of San Diego has discretion to require that prevailing wages be paid on the City's public works municipal affair projects when it finds that to do so would be consistent with the City Charter's competitive bidding requirements; and

WHEREAS, on June 4, 2003, the Rules Committee of the Council heard and considered public testimony and documentation regarding the payment of prevailing wages on the City's public works municipal affair projects, and voted 5-0 to require prevailing wages on the City's sewer and water public works projects with an estimated value of over ten million dollars, including the prevailing wage estimate, provided that the necessary findings can be made; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Council generally finds and determines that requiring the payment of prevailing wages on the City's public works municipal affair projects with an estimated value of over ten million dollars, including prevailing wages, can result in the following benefits: stimulation of marketplace competition; ensuring that contractors compete on an even playing field; providing a cost benefit to the public by ensuring the project will be adequately built by a skilled labor force; preventing the waste of public funds; minimizing the chance of further expenditure of funds for premature reparations due to use of unskilled labor; and that the public benefit from requiring prevailing wages on such projects can outweigh any potential increase in costs.

2. That Council Resolution No. R-251555 is hereby rescinded.

3. That the City Manager or designee is directed to advertise and include a specification requiring compliance with the State's prevailing wage laws on all City public works municipal affair water and/or sewer fund projects, including design-build projects, when the engineer's estimate for the construction of the project exceeds ten million dollars [Water and/or Sewer Fund Projects].

4. That, on a project-by-project basis, the City Council will determine, based on the evidence in the record, whether a Water and/or Sewer Fund Project will be awarded subject to the State's prevailing wage requirements.

5. That all other City public works projects shall include a prevailing wage specification only on jobs of state concern and/or when required by federal or state grants.

6. That the City Manager is directed to identify provisions of the State Prevailing Wage Laws and Procedures which the City would apply to its municipal affair Water and/or Sewer

Fund projects with an estimated value in excess of ten million dollars and set that forth in an administrative regulation.

APPROVED: CASEY GWINN, City Attorney

By 
Lori W. Girard
Deputy City Attorney

LWG:lc
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Aud.Cert: N/A
Or.Dept: Rules
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