

1 **BY AUTHORITY**

2 ORDINANCE NO. \_\_\_\_\_  
3 SERIES OF 2012

COUNCIL BILL NO. CB12-0158  
COMMITTEE OF REFERENCE:  
GOVERNMENT & FINANCE

4  
5 **A BILL**

6 **For an Ordinance amending Section 20-76(d) of Division 3 of Article IV of Chapter**  
7 **20, Treatment of Employees Associated with City Contracts, to permit payment of**  
8 **prevailing wages by contractors to oil and gas field employees and contractors on**  
9 **a biweekly basis.**  
10

11 **WHEREAS**, Division 3 of Article IV of Chapter 20 provides requirements for the payment  
12 of prevailing wages to employees associated with City contracts; and,

13 **WHEREAS**, the City Council finds that Section 20-76(d) should be amended, to permit  
14 contractors subject to the City’s prevailing wage requirements the flexibility to pay oil and gas  
15 employees and contractors on a biweekly basis.

16 **NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE CITY AND COUNTY OF**  
17 **DENVER:**

18 **Section 1.** Subsection 20-76(d)(2) of the Denver Revised Municipal Code is amended  
19 to read as follows:

20 “(2) Such contract shall further require the contractor and subcontractors to pay all construction  
21 workers, mechanics and other laborers at least once a week the full amounts of wages accrued  
22 at the time of payment, computed at wage rates not less than those stated in the specifications;  
23 except that the contractor and subcontractors shall make such payments to ~~non-construction~~  
24 ~~workers such as janitorial or custodial workers,~~ and oil and gas employees and contractors, at  
25 least biweekly ~~twice per month.~~”

26 **Section 2.** Subsection 20-76(d)(5) of the Denver Revised Municipal Code is amended  
27 to read as follows:

28 “(5) Every such contract shall further provide that the contractor shall furnish to the auditor each  
29 ~~week~~ pay period during which work is in progress under the contract a true and correct copy of the  
30 payroll records of all workers, laborers and mechanics employed under the contract, either by the  
31 contractor or subcontractors. Such payroll records shall include information showing the number  
32 of hours worked by each worker, laborer or mechanic employed under the contract, the hourly pay  
33 of such worker, laborer or mechanic, any deductions made from pay, and the net amount of pay  
34 received by each worker, laborer or mechanic for the period covered by the payroll.”  
35

1 COMMITTEE APPROVAL DATE: March 1, 2012 by consent  
2 MAYOR-COUNCIL DATE: March 6, 2012  
3 PASSED BY THE COUNCIL: \_\_\_\_\_, 2012  
4 \_\_\_\_\_ - PRESIDENT  
5 APPROVED: \_\_\_\_\_ - MAYOR \_\_\_\_\_, 2012  
6 ATTEST: \_\_\_\_\_ - CLERK AND RECORDER,  
7 EX-OFFICIO CLERK OF THE  
8 CITY AND COUNTY OF DENVER  
9 NOTICE PUBLISHED IN THE DAILY JOURNAL: \_\_\_\_\_, 2012; \_\_\_\_\_, 2012  
10 PREPARED BY: Daniel B. Slattery- Assistant City Attorney DATE: March 8, 2012  
11 Pursuant to section 13-12, D.R.M.C., this proposed ordinance has been reviewed by the office of the  
12 City Attorney. We find no irregularity as to form, and have no legal objection to the proposed  
13 ordinance. The proposed ordinance is not submitted to the City Council for approval pursuant to §  
14 3.2.6 of the Charter.  
15  
16 Douglas J. Friednash, Denver City Attorney  
17  
18 BY: \_\_\_\_\_, Assistant City Attorney DATE: \_\_\_\_\_, 2012