

1 AN ACT concerning libraries.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 3. The Township Code is amended by changing Section  
5 85-30 as follows:

6 (60 ILCS 1/85-30)

7 Sec. 85-30. Purchases; bids. Any purchase by a township  
8 ~~having fewer than 10,000 inhabitants and located in a county~~  
9 ~~with a population under 3,000,000~~ for services, materials,  
10 equipment, or supplies in excess of \$20,000 ~~\$10,000~~ (other than  
11 professional services) ~~and any purchase by a township in a~~  
12 ~~county with a population of 3,000,000 or more, or by a township~~  
13 ~~having 10,000 or more inhabitants and located in a county with~~  
14 ~~a population of less than 3,000,000, for services, materials,~~  
15 ~~equipment, or supplies in excess of \$10,000 (other than~~  
16 ~~professional services)~~ shall be contracted for in one of the  
17 following ways:

18 (1) By a contract let to the lowest responsible bidder  
19 after advertising for bids at least once (i) in a newspaper  
20 published within the township, or (ii) if no newspaper is  
21 published within the township, then in one published within  
22 the county, or (iii) if no newspaper is published within  
23 the county, then in a newspaper having general circulation  
24 within the township.

25 (2) By a contract let without advertising for bids in  
26 the case of an emergency if authorized by the township  
27 board.

28 This Section does not apply to contracts by a township with  
29 the federal government.

30 (Source: P.A. 92-627, eff. 7-11-02.)

31 Section 4. The Illinois Municipal Code is amended by

1 changing Sections 4-5-11 and 8-9-1 as follows:

2 (65 ILCS 5/4-5-11) (from Ch. 24, par. 4-5-11)

3 Sec. 4-5-11. Except as otherwise provided, all contracts,  
4 of whatever character, pertaining to public improvement, or to  
5 the maintenance of the public property of a municipality  
6 involving an outlay of \$10,000 ~~\$1,500~~ or more, shall be based  
7 upon specifications to be approved by the council. Any work or  
8 other public improvement which is not to be paid for in whole  
9 or in part by special assessment or special taxation, when the  
10 expense thereof will exceed \$20,000 ~~\$10,000~~, shall be  
11 constructed as follows:

12 (1) By a contract let to the lowest responsible bidder  
13 after advertising for bids, in the manner prescribed by  
14 ordinance, except that any such contract may be entered into by  
15 the proper officers without advertising for bids, if authorized  
16 by a vote of 4 of the 5 council members elected; or

17 (2) In the following manner, if authorized by a vote of 4  
18 of the 5 council members elected: the commissioner of public  
19 works or other proper officers to be designated by ordinance,  
20 shall superintend and cause to be carried out the construction  
21 of the work or other public improvement and shall employ  
22 exclusively for the performance of all manual labor thereon,  
23 laborers and artisans whom the city or village shall pay by the  
24 day or hour, but all material of the value of \$20,000 ~~\$10,000~~  
25 and upward used in the construction of the work or other public  
26 improvement, shall be purchased by contract let to the lowest  
27 responsible bidder in the manner to be prescribed by ordinance.

28 Nothing contained in this section shall apply to any  
29 contract by a municipality with the United States of America or  
30 any agency thereof.

31 (Source: P.A. 86-576.)

32 (65 ILCS 5/8-9-1) (from Ch. 24, par. 8-9-1)

33 Sec. 8-9-1. In municipalities of less than 500,000 except  
34 as otherwise provided in Articles 4 and 5 any work or other

1 public improvement which is not to be paid for in whole or in  
2 part by special assessment or special taxation, when the  
3 expense thereof will exceed \$20,000 ~~\$10,000~~, shall be  
4 constructed either (1) by a contract let to the lowest  
5 responsible bidder after advertising for bids, in the manner  
6 prescribed by ordinance, except that any such contract may be  
7 entered into by the proper officers without advertising for  
8 bids, if authorized by a vote of two-thirds of all the aldermen  
9 or trustees then holding office; or (2) in the following  
10 manner, if authorized by a vote of two-thirds of all the  
11 aldermen or trustees then holding office, to-wit: the  
12 commissioner of public works or other proper officers to be  
13 designated by ordinance, shall superintend and cause to be  
14 carried out the construction of the work or other public  
15 improvement and shall employ exclusively for the performance of  
16 all manual labor thereon, laborers and artisans whom the  
17 municipality shall pay by the day or hour; and all material of  
18 the value of \$20,000 ~~\$10,000~~ and upward used in the  
19 construction of the work or other public improvement, shall be  
20 purchased by contract let to the lowest responsible bidder in  
21 the manner to be prescribed by ordinance. However, nothing  
22 contained in this section shall apply to any contract by a  
23 city, village or incorporated town with the federal government  
24 or any agency thereof.

25 In every city which has adopted Division 1 of Article 10,  
26 every such laborer or artisan shall be certified by the civil  
27 service commission to the commissioner of public works or other  
28 proper officers, in accordance with the requirement of that  
29 division.

30 In municipalities of 500,000 or more population the letting  
31 of contracts for work or other public improvements of the  
32 character described in this section shall be governed by the  
33 provisions of Division 10 of this Article 8.

34 (Source: P.A. 86-576.)

35 Section 5. The Illinois Local Library Act is amended by

1 changing Section 5-5 as follows:

2 (75 ILCS 5/5-5) (from Ch. 81, par. 5-5)

3 Sec. 5-5. When the directors determine to commence the  
4 construction of the building or the remodeling, repairing or  
5 improving of an existing library building or the erection of an  
6 addition thereto, the purchase of the necessary equipment for  
7 such library, or the acquisition of library materials such as  
8 books, periodicals, recordings and electronic data storage and  
9 retrieval facilities in connection with either the purchase or  
10 construction of a new library building or the expansion of an  
11 existing library building, they may then revise the plan  
12 therefor or adopt a new plan and provide estimates of the costs  
13 thereof, and shall, when the cost is in excess of \$20,000  
14 ~~\$10,000~~, advertise for bids for the construction of the  
15 building, or the remodeling, repairing or improving of an  
16 existing library building or the erection of an addition  
17 thereto, or the purchase of the necessary equipment for such  
18 library, or the acquisition of library materials such as books,  
19 periodicals, recordings and electronic data storage and  
20 retrieval facilities in connection with either the purchase or  
21 construction of a new library building or the expansion of an  
22 existing library building, and shall let the contract or  
23 contracts for the same, when the cost is in excess of \$20,000  
24 ~~\$10,000~~, to the lowest responsible bidder or bidders and may  
25 require from such bidders, such security for the performance of  
26 the bids as the board shall determine. The directors may let  
27 the contract or contracts to one or more bidders, as they shall  
28 determine.

29 (Source: P.A. 86-405.)

30 Section 10. The Public Library District Act of 1991 is  
31 amended by changing Section 40-45 as follows:

32 (75 ILCS 16/40-45)

33 Sec. 40-45. Bids for construction, improvements, or

1 equipment purchases.

2 (a) When the trustees determine to commence constructing  
3 the building, purchasing a site or a building, remodeling,  
4 repairing, or improving an existing library building, erecting  
5 an addition to an existing library building, or purchasing the  
6 necessary equipment for the library, they may then revise the  
7 plan or adopt a new plan and provide estimates of the costs of  
8 the revised or new plan.

9 (b) The board shall, when the cost is in excess of \$20,000  
10 ~~\$10,000~~, advertise for bids for constructing the building,  
11 remodeling, repairing, or improving of an existing library  
12 building, erecting an addition to an existing library building,  
13 or purchasing the necessary equipment for the library and shall  
14 let the contract or contracts for the project, when the cost is  
15 in excess of \$20,000 ~~\$10,000~~, to the lowest responsible bidder  
16 or bidders. The board shall require from the bidders security  
17 for the performance of the bids determined by the board  
18 pursuant to law. The trustees may let the contract or contracts  
19 to one or more bidders as they determine.

20 (Source: P.A. 87-1277.)

21 Section 15. The Illinois Highway Code is amended by  
22 changing Section 6-201.7 as follows:

23 (605 ILCS 5/6-201.7) (from Ch. 121, par. 6-201.7)

24 Sec. 6-201.7. Construct, maintain and repair and be  
25 responsible for the construction, maintenance and repair of  
26 roads within the district, let contracts, employ labor and  
27 purchase material and machinery therefor, subject to the  
28 limitations provided in this Code. Contracts, labor,  
29 machinery, disposal, and incidental expenses related to  
30 special services under Section 6-201.21 of this Code constitute  
31 maintenance, for purposes of this Section.

32 Except for professional services, when the cost of  
33 construction, materials, supplies, new machinery or equipment  
34 exceeds \$20,000 ~~\$10,000~~, the contract for such construction,

1 materials, supplies, machinery or equipment shall be let to the  
2 lowest responsible bidder after advertising for bids at least  
3 once, and at least 10 days prior to the time set for the  
4 opening of such bids, in a newspaper published within the  
5 township or road district, or, if no newspaper is published  
6 within the township or road district then in one published  
7 within the county, or, if no newspaper is published within the  
8 county then in a newspaper having general circulation within  
9 the township or road district, but, in case of an emergency,  
10 such contract may be let without advertising for bids. For  
11 purposes of this Section "new machinery or equipment" shall be  
12 defined as that which has been previously untitled or that  
13 which shows fewer than 200 hours on its operating clock and  
14 that is accompanied by a new equipment manufacturer's warranty.  
15 (Source: P.A. 92-268, eff. 1-1-02; 93-109, eff. 7-8-03; 93-164,  
16 eff. 7-10-03; 93-610, eff. 11-18-03; revised 12-4-03.)

17 Section 99. Effective date. This Act takes effect upon  
18 becoming law.