

ORDINANCE NO.

1 **AN ORDINANCE AMENDING ORDINANCE NO. 20110629-003 REGARDING**
2 **THE WAIVER OF CERTAIN DEVELOPMENT FEES TO WHITE LODGING**
3 **SERVICES CORPORATION IN ORDER TO REVISE THE WAGE RATE PAID**
4 **TO WORKERS AT THE CONSTRUCTION OF THE HOTEL AT SECOND**
5 **STREET AND CONGRESS AVENUE; IMPOSE ADDITIONAL CONDITIONS;**
6 **AND AUTHORIZE THE CITY MANAGER TO TAKE ALL NECESSARY**
7 **ACTION TO ENFORCE THE ORDINANCE.**
8

9 **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

10
11 **PART 1.** Council amends the wage rate policy set forth in Ordinance No. 20110629-003
12 to replace Subsection (B)(2) to read [choose one]:
13

14 (B) For the construction phase of the hotel, White Lodging must comply with
15 the following for its workers and require that its construction contractors
16 comply with the following:

17
18 (1) the principals and standards of the City's MBE/WBE regulations; and

19
20 (2) [~~the City's prevailing wage policy.~~]

21
22 (2) Average Wage Rate based on an average of wage rates paid for all
23 workers on the site.

24
25 (2) Average Wage Rate and Living Wage (minimum of \$11/hour).

26
27 (2) Living Wage (minimum of \$11/hour).
28

29 **PART 2.** Council amends PART 2 (Waivers) in Ordinance No. 20110629-003 to add
30 a new Subsection (D) to read as follows:
31

32 (D) White Lodging shall coordinate and allow the Contract Management
33 Department staff, or other staff designated by the City Manager, to access
34 the hotel construction site and interview workers. White Lodging shall
35 maintain certified payroll records and provide the City access to such
36 records upon request of the City.
37
38

39 **PART 3.** Previous non-compliance with Ordinance No. 20110629-003 is waived.
40

1 **PART 4.** The City Manager is authorized to take all necessary action to interpret and
2 enforce the terms of this Ordinance.

3
4 **PART 5.** This ordinance takes effect on _____, 2013.

5 **PASSED AND APPROVED**

6
7 §
8 §
9 _____, 2013 § _____

10 Lee Leffingwell
11 Mayor

12
13
14 **APPROVED:** _____
15 Karen M. Kennard
16 City Attorney

ATTEST: _____
Jannette S. Goodall
City Clerk

Draft