Prevailing Wage Decision Tree

1. Need
   - Is your purchase for the construction, alteration, installation, repair or maintenance of a plant, building, structure, ground facility, utility system or any real property?
     - No: No Prevailing Wage
     - Yes: Is your purchase >$1,000?
2. Is your purchase >$1,000?
   - Yes: Is your purchase for services or combined goods and services?
     - Yes: Prevailing Wage Required
     - No: No Prevailing Wage
   - No: No Prevailing Wage

Exception 1: Janitorial or custodial services of a routine, recurring or usual nature

Exception 2: Protection of the sort provided by guards, watchmen, or other security forces

Exception 3: Landscape maintenance work by “sheltered workshops,” where “sheltered workshops” are nonprofit organizations licensed by the Chief of DLSE employing mentally and/or physically handicapped workers
Construction or Maintenance Flowchart

Need

Is the need on a routine or recurring basis?

- Yes
  - Is the need to bring the equipment or building system back to its fully function state?
    - Yes
      - Is the need to ensure the equipment or building system retains its functionality for its anticipated useful life?
        - Yes
          - Is the component less than 50% of the cost of replacement of the system?
            - Yes
              - Construction or Call Counsel for Advice
            - No
              - Maintenance
                - Is the Purchase within the Minor Cap limit? ($750,000)
                  - Yes
                    - Is the purchase a Replacement in Kind?
                      - Yes
                        - Request OP approval or proceed with a construction contract
                      - No
                        - If a replacement in kind is obsolete or otherwise not reasonably commercially available, is the purchase a reasonably similar replacement?
                          - Yes
                            - Construction or Call Counsel for Advice
                          - No
                            - No
              - No
        - No
          - Request OP approval or proceed with a construction contract
    - No
      - Construction or Call Counsel for Advice
  - No

Maintenance

- Is the Purchase within the Minor Cap limit? ($750,000)
  - Yes
    - Is the purchase a Replacement in Kind?
      - Yes
        - Request OP approval or proceed with a construction contract
      - No
        - If a replacement in kind is obsolete or otherwise not reasonably commercially available, is the purchase a reasonably similar replacement?
          - Yes
            - Construction or Call Counsel for Advice
          - No
            - No