

**IDOT PROJECT LABOR AGREEMENT DETERMINATION**

To: Ann L. Schneider, Secretary

From: William R. Frey, Interim Director

Date: December 3, 2012

Re: FAP 326, Contract Number 60N13, Kane County

{January 18, 2013}

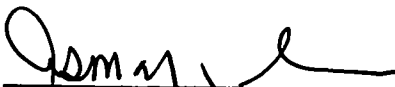
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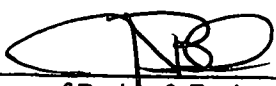
In accordance with the Project Labor Agreement Act (30 ILCS 571), it is recommended that a project labor agreement (PLA) be utilized for the above-captioned Project. This recommendation is based on the considerations indicated below.


- 1) The Project is being awarded and administered by IDOT (i.e., not by another governmental agency).
- 2) The Project is being constructed using state and federal funds.  
(See Attachment A)
- 3) The overall size, scope, sequencing, logistics or other aspects of the Project make it particularly challenging to manage, and use of a PLA is expected to help assure that the construction work is performed properly and efficiently under the circumstances.  
(See Attachment A)
- 4) The duration of construction activity on the Project is expected to be completed in one construction season (i.e., 80 or more working days), or the nature of the Project results in a heightened need for labor force continuity and stability over a substantial period of time (See Attachment A)
- 5) There is a firm construction completion date established for the Project thereby increasing the adverse consequences of any work stoppage or other labor disruption.  
(See Attachment A)
- 6) The time required to complete the Project is expected to extend beyond the expiration date of one or more existing collective bargaining agreements covering trades likely to be involved in the Project, thereby increasing the likelihood of work stoppage(s) or other labor disruption(s) during construction of the Project. (See Attachment A)
- 7) In the absence of a PLA, there is an increased likelihood of jurisdictional disputes among unions or of conflict between unionized and non-unionized workers on the Project that could have a potentially material adverse effect on the time, cost, or quality of work performed on the Project. (See Attachment A)

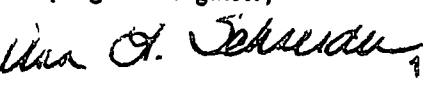
- 8) This project presents specific safety concerns to the traveling public and a PLA, will ensure labor force continuity and stability, decreasing the length of the safety concern. (See Attachment A)
- 9) Use of a PLA is expected to result in improved access to skilled labor, improved efficiency, or improved safety performance on the Project. (See Attachment A)
- 10) Use of a PLA on the Project is not expected to have a material adverse effect on the competitive bidding process (See Attachment A)
- 11) Use of a PLA on the Project is not expected to have a material adverse effect on the ability of the Department to achieve other Departmental goals (e.g., utilization of disadvantaged businesses, utilization of Illinois domiciled businesses, development of competitive vendor alternatives over time, etc.). (See Attachment A)
- 12) There are other material considerations favoring or disfavoring use of a PLA on this Project as follows:  
(See Attachment A)

Based upon the identified considerations, we recommend that you approve use of a PLA on this Project. Upon your approval, the Department shall undertake to negotiate in good faith a PLA with the relevant labor organization(s), and shall include in all necessary bid specifications and other documents information regarding the actual or form of PLA that is to binding upon all contractors and their employees.

Agreed:   
{Division Chief} (Date)

Agreed:  12/19/2012  
{Bureau of Design & Environment} (Date)

Agreed  12-7-12  
{Regional Engineer} (Date)

Approved:  1-4-13  
Ann L. Schneider, Secretary (Date)

FHWA concurrence in the PLA for the above mentioned contract

Gregory G. Nadeau	12/03/2012
FHWA Deputy Administrator	(see attached approval page)

**ATTACHMENT A:**

The use of a Project Labor Agreement for Contract 60N13 is consistent with all State and Local statutory and regulatory requirements

**Item 2** This project includes State and Federal funds.

**Item 3:** Estimated project cost is \$2,250,000.00

Any disruption in the continuity of this project due to labor issues would result in delayed deadlines that would cause safety concerns for the travelling public. Lapsing trade contracts during the project would be addressed through the use of a Project Labor Agreement. It is the Illinois Department of Transportation's finding that the large skilled workforce needed for this project can be provided by the union trades involved and is a necessary requirement for a Project Labor Agreement.

**Item 5:** Contract completion date is September 30, 2013. This completion date is key to avoid any delays for the scheduled follow-on contract, which will include all remaining activities associated with construction of IL Rte 47 over Virgil Ditch #2

**Item 8** This project is located in a rural section of the District. The existing road network in the area is sparse. There are no good close alternative routes for motorists in this area for use. Should a strike of any kind occur which resulted in a work stoppage, motorists would be required to drive through the construction zone for a longer period of time than what is planned in the contract. While we use all the current standards and devices for our maintenance of traffic, the work zone can be a dangerous place for drivers. Therefore, use of a PLA will ensure we complete the job in a timely manner, the safest for all motorists who travel this route.

**Item 12:** The union contract expiration dates are as follows:

Collective Bargaining Agreements

1. Chicago Regional Council of Carpenters
  - Local 54 Cook, Lake & DuPage Counties 6-1-10 to 5-31-14
2. Cement Masons
  - Local 502 Cook County 6-1-10 to 5-31-13
3. Construction and General Laborers' District Council of Chicago & Vicinity
  - Road Building Various Local Unions 6-1-10 to 5-31-13
4. Operating Engineers, Local 150
  - Heavy, Highway & Underground 6-1-10 to 5-31-13
5. Teamsters Joint Council No 25
  - Local 330 (Elgin) still being negotiated  
Under extension agreement

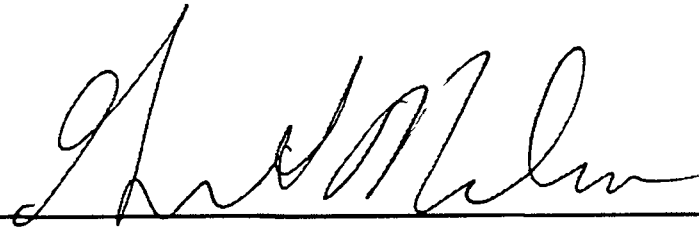
- Teamsters Local 119 still being negotiated
6. Technical Engineers, Local 130 6-1-10 to 5-31-13
7. Electricians.
- Cook, Local 134 6-6-2011 to 6-1-2014
  - Will, Local 176
    - Inside & Service/Maintenance 6-1-2012 to 5-31-2014
    - VDB Agreement 6-1-2012 to 5-31-2013
  - McHenry, Lake, Kane, DuPage
    - Local 117
      - Inside Agreement 6-4-2012 to 5-31-2013
      - Residential Agreement 9-03-2012 to 9-2-2013
      - Telecommunication Agreement 6-4-2012 to 8-31-2014
    - Local 150
      - Inside Agreement 6-4-2012 to 6-2-2013
      - Residential Agreement 6-4-2012 to 6-2-2013
      - Telecommunication Agreement 6-4-2012 to 6-2-2013
    - Local 461
      - Inside Agreement 6-4-2012 to 6-2-2013
      - Residential Agreement 6-1-2012 to 5-31-2013
      - Telecommunication Agreement 6-4-2012 to 6-2-2013
    - Local 701
      - Inside Agreement 6-4-2012 to 6-3-2013
      - Residential Agreement still being negotiated
      - Telecommunication Agreement 6-4-2012 to 6-3-2013
8. Ironworkers Local 1
- Structural still being negotiated  
Extension on agreements

**PLA Request**

**Approval of Project Labor Agreement**

**Disapproval of Project Labor Agreement**

**Reason for disapproval:**

  
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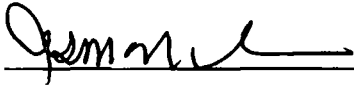
**Signature**

12/3/12  
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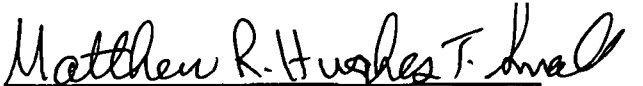
**Date**

Execution Page

Illinois Department of Transportation

  
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Omer M. Osman, P.E. Director of Highways, Chief Engineer

  
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Matthew R. Hughes, Director Finance & Administration

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Michael A. Forti, Chief Counsel

  
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Ann L. Schneider, Secretary

1-14-13.  
(Date)

Illinois AFL-CIO Statewide Project Labor Agreement Committee, representing the local unions listed below:

  
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December 13, 2012  
(Date)

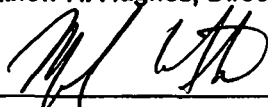
List Union Locals:


**Execution Page**

**Illinois Department of Transportation**

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Omer M Osman, P E Director of Highways, Chief Engineer

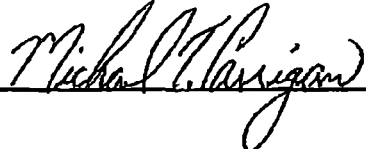
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Matthew R. Hughes, Director Finance & Administration

  
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Michael A. Forti, Chief Counsel

  
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Ann L. Schneider, Secretary

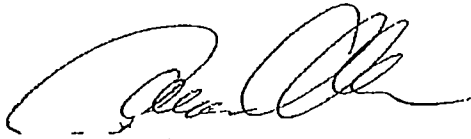
1-14-13.  
(Date)

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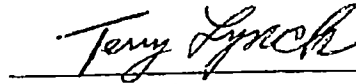
  
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December 13, 2012  
(Date)

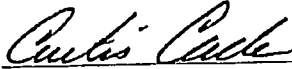
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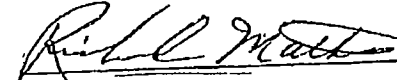
Jim Allen  
Bricklayers



Terry Lynch  
Heat & Frost Insulators & Allied  
Workers



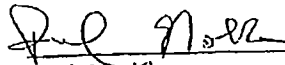
Curtis Cade  
United Association



Richard Mathis  
Roofers

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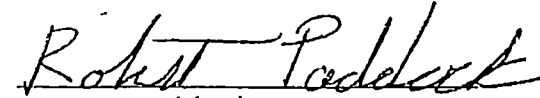
Ed Christensen, Elevator  
Constructors



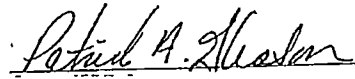
Paul Noble  
IBEW



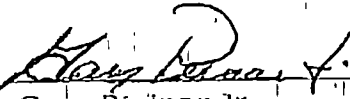
Terry Fitzmaurice  
Painters



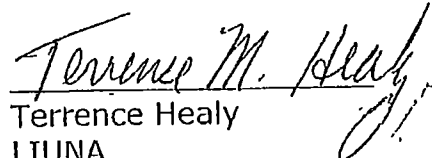
Robert Paddock  
IUOE



Pat Gleason  
Teamsters



Gary Perinar Jr.  
Carpenters



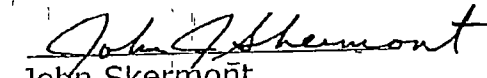
Terrence Healy  
LIUNA



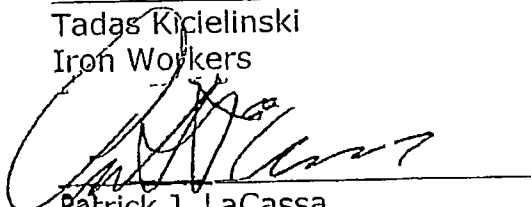
Brian Mulheran  
Sheet Metal Workers



Tadas Kiciulinski  
Iron Workers



John Skermont  
Boilermakers



Patrick J. LaCassa  
OPCMIA

\*only if Elevator Constructors master agreement  
language is attached to PLA