

**IDOT PROJECT LABOR AGREEMENT DETERMINATION**

To: Ann L. Schneider, Secretary

From: Omer Osman, Director

Date: 5/6/2014

Re: FAP 785 (IL 140), Contract Number 76G58, Madison County

{Letting - June 13, 2014}

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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 or local funds only (i.e., no 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 exceed one construction season (i.e., 110 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.

FAP 785 (IL 140)  
Contract Number 76G58  
Madison County  
Item

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.

9) Use of a PLA is expected to result in improved access to skilled labor, improved efficiency, or improved safety performance on the Project.

10) Use of a PLA on the Project is not expected to have a material adverse effect on the competitive bidding process

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.)

12) There are other material considerations favoring or disfavoring use of a PLA on this Project as follows:

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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: Ismael Ju 6/11/14  
{Division Chief} (Date)

Agreed: [Signature] 5/14/2014  
{Bureau of Design & Environment} (Date)

Agreed: Jeffrey J. [Signature] 5/6/14  
{Regional Engineer} (Date)

Approved: Ann L. Schneider 6/12/14  
Ann L. Schneider, Secretary (Date)

FHWA concurrence in the PLA for the above mentioned contract

Thomas P. Holian	5/06/2014
FHWA Acting Chief Counsel (see 5/6 approval memo re 76G58)	

Sarah Kurmann  
Sarah Kurmann,  
Executive Assistant

**ATTACHMENT A:**

**JUSTIFICATION FOR USE OF PROJECT LABOR AGREEMENT ON FAP 785 (IL 140), CONTRACT NUMBER 76G58, MADISON COUNTY, WHICH IS LOCATED ON IL 140 FROM APPROXIMATELY 0.2 MILE WEST OF IL 159 TO 0.1 MILE WEST OF PARK AVENUE IN HAMEL.**

**ITEM 2:** This project is 80% federally funded.

**ITEM 3:** Estimated project cost is \$2,000,000. The project length is approximately 6.64 miles with ADT of 8,050. The project has a completion date of November 21, 2014.

The overall project scope consists of:

- Pavement patching throughout the project limits.
- Milling 1-1/2" to 2-1/4" off the existing 7" to 7-3/4" bituminous overlay of the concrete pavement and resurfacing with 2-1/4" to 2-1/2" hot-mix asphalt.
- Existing bituminous shoulders will be resurfaced with 2-1/4" to 2-1/2" hot-mix asphalt.
- Replacing a deteriorated 5'x5' box culvert.
- With a challenging completion date, stage construction along with daily lane closures will be utilized to complete the work.

Any disruption in the continuity of this project due to labor issues would result in delays in construction and completion date. As a result, incomplete portions of the project remaining closed to the traveling public and extended completion date may cause additional traffic delays due to delays by a work stoppage.

It is anticipated that lapsing trade agreements through any of the stages of work on this 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 4:** Since this is a June letting and there are 60 working days, the project will not get done in one construction season. Due to the temperature restrictions for the application of pavement marking, the contractor will have to wait until the spring to finish this work

**ITEM 5:** The Contractor has until November 21, 2014 to complete all items in the contract, except for the items related to pavement marking, raised reflective pavement marker installation and miscellaneous items necessary to complete the work. The Department will receive a better quality product if the box culvert replacement and resurfacing are completed. Failure to meet the completion date may result in partial completion of the box culvert replacement and resurfacing over the winter months. A labor agreement ensures that no stoppages in work will occur which would jeopardize the project schedule.

**ITEM 6:** This project has a completion date of November 21, 2014

The following is a list of all the collective bargaining agreements and their contract expiration dates

Local	Current Contract Expiration
• Carpenters D C.	Exp. 04/30/2018
• Cement Masons 90	Exp. 07/31/2015
• IBEW 309 (lineman)	Exp. 11/27/2016
• Iron Workers 392	Exp 07/31/2016
• Laborers D.C.	Exp. 07/31/2016
• Operating Engineers 520	Exp. 07/31/2015
• Teamsters 50	Exp. 04/30/2014

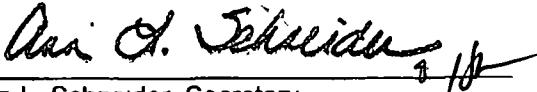
Execution Page

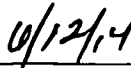
Illinois Department of Transportation

  
\_\_\_\_\_  
Omer Osman, Director of Highways

  
\_\_\_\_\_  
Tony Small, Director of Finance & Administration

  
\_\_\_\_\_  
Michael A. Forti, Chief Counsel

  
\_\_\_\_\_  
Ann L. Schneider, Secretary

  
\_\_\_\_\_  
(Date)

  
Sarah Kurmann,  
Executive Assistant

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

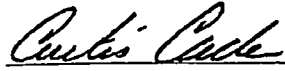
  
\_\_\_\_\_  
Michael J. Parrigan

May 14, 2014  
\_\_\_\_\_  
(Date)

List Union Locals:



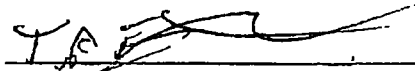
Jim Allen  
Bricklayers



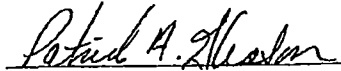
Curtis Cade  
United Association

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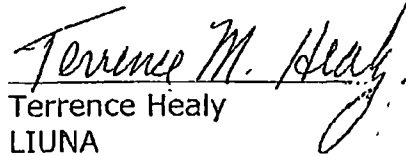
Ed Christensen, Elevator  
Constructors



Terry Fitzmaurice  
Painters



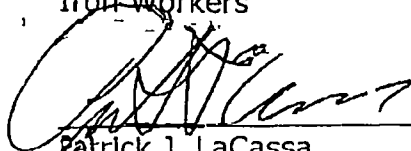
Pat Gleason  
Teamsters



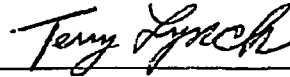
Terrence Healy  
LIUNA



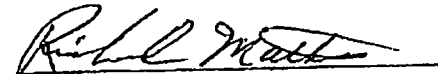
David Beard  
Iron Workers



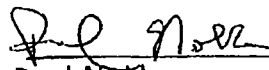
Patrick J. LaCassa  
OPCMIA



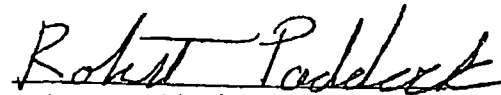
Terry Lynch  
Heat & Frost Insulators & Allied  
Workers




Richard Mathis  
Roofers



Paul Noble  
IBEW



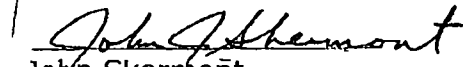
Robert Paddock  
IUOE



Gary Perinar Jr.  
Carpenters



Brian Mulheran  
Sheet Metal Workers



John Skermont  
Boilermakers

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