

IDOT PROJECT LABOR AGREEMENT DETERMINATION

To: Ann L. Schneider, Secretary

From: Omer Osman, Director

Date: February 15, 2013

Re: FAP 330 (US 45), Contract Number 60M62, Cook County

{April 28, 2013 Letting}

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.

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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)

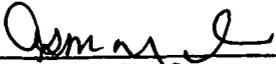
9) Use of a PLA is expected to result in improved access to skilled labor, improved efficiency, or improved safety performance on the Project.

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

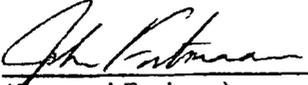
11) Use of a PLA on the Project is not expected to have a material adverse effect on the ability of the Department to achieve other Departmental goals (e.g., utilization of disadvantaged businesses, utilization of Illinois domiciled businesses, development of competitive vendor alternatives over time, etc.)

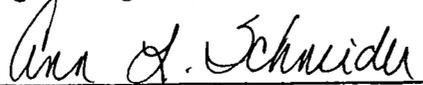
12) There are other material considerations favoring or disfavoring use of a PLA on this Project as follows: (See Attachment A)

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  4/18/13
{Division Chief} (Date)

Agreed:  4/10/2013
{Bureau of Design & Environment} (Date)

Agreed:  3-31-13
{Regional Engineer} (Date)

Approved  4/19/13
Ann L. Schneider, Secretary (Date)

FHWA concurrence in the PLA for the above mentioned contract

| | |
|---------------------------|------------------------------|
| <u>Gregory G. Nadeau</u> | <u>3/06/2013</u> |
| FHWA Deputy Administrator | (see attached approval page) |

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Attachment A:

Justification for use of a Project Labor Agreement for Contract No 60F05 in Cook County

The use of a Project Labor Agreement on this project is consistent with all State and Local statutory and regulatory requirements.

Item 2: This project includes State and Federal funds

Item 3 The estimated construction cost is contract is \$25,600,000 00

This contract is one of the three main contracts and a part of the \$95,000,000.00 US Route 45 from 131st Street to 179th Street reconstruction project. Any disruption in the continuity of this project due to labor issues would result in delayed deadlines that would delay completion of the other two contracts, also scheduled for this letting, and may cause safety concerns for the traveling public. Lapsing trade contracts that would occur 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 has made it necessary to have a Project Labor Agreement

Item 4 The Department has divided the project into three contracts to try to complete all the work for the US Route 45 from 131st Street to 179th Street reconstruction project in two (2) construction seasons using multiple stages of construction. The nature of the work for this contract involves widening and reconstruction pavement, traffic signal modernization/installation, roadway lighting installation, storm sewer installation, retaining wall construction, sidewalk/multi use path construction and landscaping along US Route 45, a local SRA route in the Village of Tinley Park, Orland Hills and Orland Park.

Item 5. This contract is scheduled to be constructed by using multiple stages to reduce impact to businesses and traffic delay.

Item 6: The targeted completion date of this contract is October 31, 2014 and this date falls beyond the union contract expiration date as shown below:

Collective Bargaining Agreements

- 1 Chicago Regional Council of Carpenters
 - Local 54 Cook, Lake & DuPage Counties 6-1-10 to 5-31-14
- 2 Construction and General Laborers' District Council of Chicago & Vicinity
 - Road Building Various Local Unions 6-1-10 to 5-31-13
- 3 Operating Engineers, Local 150
 - Heavy, Highway & Underground 6-1-10 to 5-31-13
- 4 Teamsters Joint Council No 25
- 5 Teamsters Local 179 still being negotiated
- 6 Technical Engineers, Local 130 6-1-10 to 5-31-13
- 7 Electricians,
 - McHenry, Lake, Kane, DuPage.
Local 117
 - Inside Agreement 6-4-2012 to 5-31-2013
 - Residential Agreement 10-31-2011 to 9-2-2012
 - Telecommunication Agreement 6-4-2012 to 8-31-2014
 - Local 150
 - Inside Agreement 6-4-2012 to 6-2-2013
 - Residential Agreement 10-31-2011 to 9-2-2012
 - Telecommunication Agreement 6-4-2012 to 6-2-2013
 - Local 461
 - Inside Agreement 6-4-2012 to 6-2-2013
 - Residential Agreement 10-31-2011 to 9-2-2012
 - 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
- 7 Ironworkers Local 1
 - Structural still being negotiated
Extension on agreements

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Item 8: US Route 45 has an ADT of 35,700 vehicles. There are no good alternate routes under the department's jurisdiction therefore traffic is likely to continue to use US Route 45 even when there are delays due to narrow lanes and shorter left turn lane at intersections during construction. Any disruption to the contractor's schedule due to labor issues may result in additional hardship on the travelling public if the amount of time they have to deal with narrow lane and shorter left turn lane at intersection is increased.

Item 12: The Contract is planned to be completed in two construction seasons. The trades expected to be used on this project include but are not limited to laborers, carpenters, masons, operators and ironworkers. Any work stoppage due to expiration of contracts or strikes will jeopardize the construction resulting in inconvenience to the motoring public, safety concerns and increased delays.

PLA Request

Approval of Project Labor Agreement

Disapproval of Project Labor Agreement

Reason for disapproval:



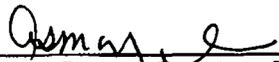
Signature

3/4/13

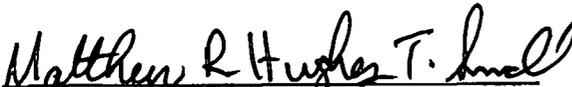
Date

Execution Page

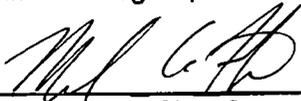
Illinois Department of Transportation



Omer Osman, Director of Highways



Matthew R. Hughes, Director Finance & Administration



Michael A. Forti, Chief Counsel

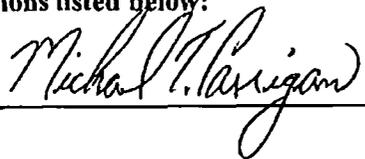


Ann L. Schneider, Secretary



(Date)

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



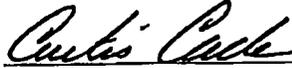
April 5, 2013

(Date)

List Union Locals:



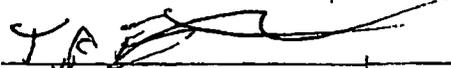
Jim Allen
Bricklayers



Curtis Cade
United Association

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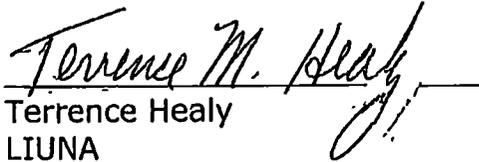
Ed Christensen, Elevator
Constructors



Terry Fitzmaurice
Painters



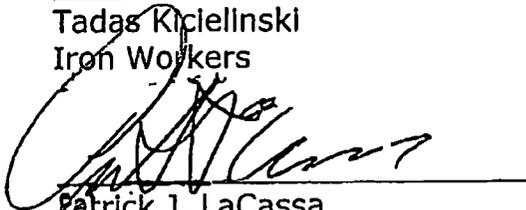
Pat Gleason
Teamsters



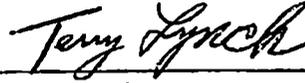
Terrence Healy
LIUNA



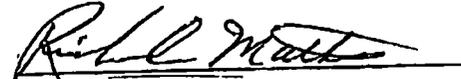
Tadas Kiciellinski
Iron Workers



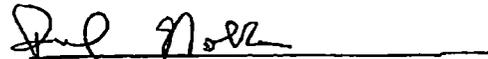
Patrick J. LaCassa
OPCMIA



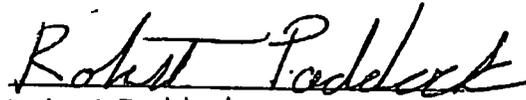
Terry Lynch
Heat & Frost Insulators & Allied
Workers



Richard Mathis
Roofers



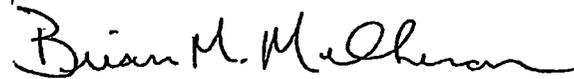
Paul Noble
IBEW



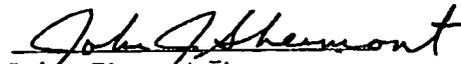
Robert Paddock
IUOE



Gary Perina Jr.
Carpenters



Brian Mulheran
Sheet Metal Workers



John Skermont
Boilermakers

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