

**IDOT PROJECT LABOR AGREEMENT DETERMINATION**

To: Gary Hannig Secretary

From: Susan R. Shea, Director, Division of Aeronautics



Date: May 11, 2010

Re: Item 15A on June 11, 2010 IDOT Letting  
**Runway 9/27 Reconstruction**  
Quad City International Airport  
Illinois Project No. MLI-3791  
A.I.P. Project No. 3-17-0068-XX

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In accordance with Executive Order 2010-03, 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).
- 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.
- 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.
- 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.
- 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.
- 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.

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:  
See the attached worksheet and resolution completed by the Airport Authority.

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: Susan R. Shea 5-11-10  
Susan R. Shea, Director, Division of Aeronautics (Date)

Agreed: Ellen Schanzle-Haskins  
Ellen Schanzle-Haskins, Chief Counsel (Date)

Approved: Gary Hannig  
Gary Hannig, Secretary (Date)

**PROJECT LABOR AGREEMENT WORKSHEET**

To: Director of Aeronautics

From: Bruce Carter, Director of Aviation, Metropolitan Airport/ Authority (Sponsor)

Date: April 20, 2010

Re: Runway 9/27 Rehabilitation project (MLI-3791) (Project)  
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It is recommended that a project labor agreement (PLA) be evaluated for use on the above-captioned Project. This recommendation is based on the considerations indicated below.

- 1) The Project will be awarded and administered by IDOT, Division of Aeronautics (Division).
- 2) The Project will be constructed using federal funds and is subject to the State Block Grant Program between the Division and the FAA.
- 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.
- 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.
- 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.
- 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.
- 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.
- 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 IDOT to achieve other IDOT 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 use of a PLA on this Project as follows:

Refer to attached resolution

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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 too binding upon all contractors and their employees. The foregoing is subject to the attached resolution.

Recommended: Bruce Carter  
{Sponsor}

4/19/10  
(Date)

## RESOLUTION

### IN RESPONSE TO ILLINOIS DEPARTMENT OF TRANSPORTATION, DIVISION OF AERONAUTICS, ADMINISTRATIVE BULLETIN 2010-03.

WHEREAS, on March 31, 2010, Illinois Governor Pat Quinn issued Executive Order No. 10-03 providing, among other things, that on a project-by-project basis, a special district, such as the Metropolitan Airport Authority of Rock Island County, Illinois, shall include a project labor agreement on future projects where there is a determination that such an agreement advances cost, efficiency, quality, safety, timeliness, skilled labor force, labor stability or a policy toward the advancement of minority and women owned businesses and minority and female employment;

WHEREAS, the Governor's Executive Order is consistent with and in furtherance of the Presidential Executive Order No. 13502 relating to the utilization of project labor agreements on certain public works projects funded in whole or in part with Federal funds;

WHEREAS, the Illinois Department of Transportation, Division of Aeronautics, has issued Administrative Bulletin No. 2010-03, wherein the Division recommends to airport project sponsors, such as the Metropolitan Airport Authority of Rock Island County, Illinois, that such sponsors apply specific criteria and identify and request potential projects for the Division's consideration as appropriate for utilization of a project labor agreement;

WHEREAS, the term "project labor agreement" ("PLA") is deemed to have the same definition herein as the definition utilized in Administrative Bulletin 2010-03; and more specifically, the PLA is defined as a pre-hire collective bargaining agreement with one or more labor organizations, and the agreement establishes the terms and conditions of employment for a specific construction project, and the agreement is otherwise an agreement as described in 29 USC 158(f);

WHEREAS, the Authority has devoted a portion of three public meetings of the Authority on the subject of the advantages and disadvantages of using a PLA on Authority projects, resulting in the Authority receiving comments from private contractors and labor organizations affiliated with the construction industry; and

WHEREAS, the Authority has taken the above into account and has applied the criteria set forth in Administrative Bulletin No. 2010-03 to the Runway 9/27 Rehabilitation project (MLI-3791) (the "Project").

NOW THEREFORE, the Authority at its regular monthly meeting on the date hereinafter specified, upon motion and second duly made and following discussion thereon, has adopted the following motion: Motion that Airport staff be directed to communicate with the Illinois Department of Transportation, Division of Aeronautics, recommending the use of a PLA on the Project and that such recommendation be conditioned upon the Department's recognition of the points hereinafter specified:

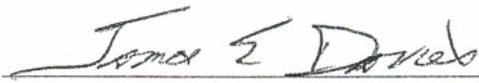
1. The Authority notes that the Project will be awarded and administered by the Illinois Department of Transportation, Division Aeronautics (satisfaction of Criteria No. 1 on Administrative Bulletin No. 2010-03).

2. The construction of the Project requires the simultaneous closure of the three existing runways and, accordingly, there is a heightened need for labor force continuity and stability over a substantial period of time, i.e., for more than 110 working days (satisfaction of Criteria No. 6 within Administrative Bulletin 2010-03).
3. The use of a PLA is not expected to have a material adverse effect on the ability of Illinois Department of Transportation to achieve other Illinois Department of Transportation goals (satisfaction of Criteria No. 11 within Administrative Bulletin No. 2010-03).
4. There are other material considerations favoring the use of a PLA on the Project which are uniquely applicable to the Authority, such considerations including, but not limited to, the Authority's belief that the Resolution will achieve the benefits sought by the Governor's Executive Order No. 10-03 and, more specifically, the Authority believes that a positive labor-management relationship will help ensure that the Airport's expansion and improvement projects will be completed on time, within budget and without labor disruption, and with high-quality results (satisfaction of Criteria No. 12 within Administrative Bulletin No. 2010-03).
5. The Authority desires to participate with the Department in the Department's negotiation of the specific terms of a PLA with the relevant labor organizations.
6. The Authority deems this Resolution to be applicable only to the Project identified herein and only effective to the extent that the Resolution does not contravene any state or federal law or jeopardize the Authority's ability to benefit from publicly funded projects; and if any provision of this Resolution or its application to any person or circumstance is held invalid by any court of competent jurisdiction, such invalidity shall not effect any other provision or application of the Resolution that can be given effect without the invalid provision or application.

RESOLUTION presented to the Board of Commissioners April 20, 2010; adopted moved by Commissioner Carl A. Robinson, seconded by Commissioner Richard H. Work.

Yeas Seven ( 7 ); Nays None ( 0 ) Commissioner Gianulis Abstained.

APPROVED

  
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Chairman, Board of Commissioners  
METROPOLITAN AIRPORT AUTHORITY  
OF ROCK ISLAND COUNTY, ILLINOIS

ATTEST:

  
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Asst. Secretary