

IDOT PROJECT LABOR AGREEMENT DETERMINATION

To: Ann Schneider, Secretary
From: Omer Osman, Director
Date: April 3, 2013
Re: FAP 788, Contract Number 76850, St. Clair County
{ Letting – June 14, 2013 }

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)
- 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
- 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.

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.

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.

Agreed: Asman 6/03/13
{Division Chief} (Date)

Agreed: [Signature] 5/20/2013
{Bureau of Design & Environment} (Date)

Agreed: Jeffrey Z. Kern 5/13/13
{Regional Engineer} (Date)

Approved: Ann Schneider 6/4/13
Ann Schneider, Secretary (Date)
Sarah Kumann, Sr. Assistant

FHWA concurrence in the PLA for the above mentioned contract

Gregory Nadeau, Deputy Administrator of FHWA
See Approval Dated 5/09/13

ATTACHMENT A:

JUSTIFICATION FOR USE OF PROJECT LABOR AGREEMENT ON FAP 788, CONTRACT NUMBER 76850, ST. CLAIR COUNTY, WHICH IS LOCATED ON NEW ALIGNMENT OF RELOCATED ILLINOIS 3 FROM APPROXIMATELY RIVERPARK DRIVE TO APPROXIMATELY 300 FEET NORTH OF RELOCATED MISSOURI AVENUE, INCLUDING RIVERPARK DRIVE, RIVERPARK DRIVE CONNECTOR, AND RELOCATED MISSOURI AVENUE FROM EXISTING MISSOURI AVENUE TO RELOCATED IL 3.

ITEM 3: Estimated project cost is \$12,200,000 The project length is approximately 1.25 miles. The overall project scope consists of.

- Paving of Relocated IL 3 on new alignment including guardrail, striping, and signing

This work is being constructed on new alignment with little to no impact to vehicular traffic on nearby roadways. However, construction has the potential to impact traffic on adjacent railroads and will require close and constant coordination with railroad entities. Any disruptions in communications with railroads due to labor issues could cause delays and/or legal issues for the Department that could potentially jeopardize already strained relations with the railroads. Since additional coordination with railroads is essential for future adjacent projects, continuity in communications with the railroads on this project is critical.

With the strong likelihood that adjacent Relocated IL 3 contracts will be under construction simultaneously, coordination and cooperation is also essential between work forces of the various Relocated IL 3 contracts and would ensure efficient production thereby decreasing potential for project delays due to conflicting activities or other causes.

It is anticipated that lapsing trade agreements 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 5: A completion date has been established for this project based on 153 calendar days plus 15 additional working days.

ATTACHMENT A (cont'd):

ITEM 6: The following collective bargaining agreements will expire during the letting process and construction of this project:

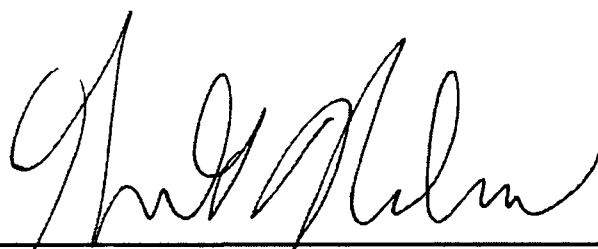
- Carpenters D C (618-277-2033) Exp 04/30/2013
- Cement Masons 90 (618-667-2562) Exp. 07/31/2015
- IBEW 309 (Lineman) (618-345-5112) Exp 12/01/2013
- Iron Workers 392 (618-874-0313) Exp 07/31/2013
- Laborers D C (618-234-2704) Exp 07/31/2013
- Operating Engineers 520 (618-931-0500) Exp 07/31/2015
- Teamsters 50 (618-233-0313) Exp 07/31/2014

PLA Request

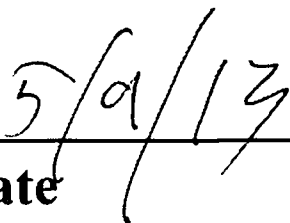
Approval of Project Labor Agreement

Disapproval of Project Labor Agreement

Reason for disapproval:

A handwritten signature in black ink, appearing to read "John M. ...", written over a horizontal line.

Signature

A handwritten date "5/9/13" written over a horizontal line.

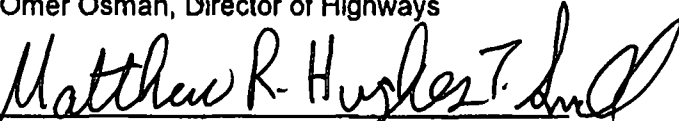
Date

Execution Page

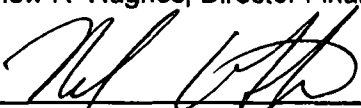
Illinois Department of Transportation



Omer Osman, Director of Highways



Matthew R. Hughes, Director Finance & Administration



Michael A. Forti, Chief Counsel



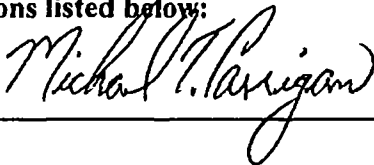
Ann L. Schneider, Secretary

6/4/13

(Date)

Sarah Kermann, Ex Assistant

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



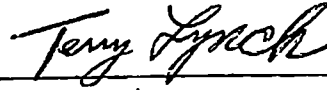
May 20, 2013

(Date)

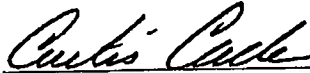
List Union Locals:



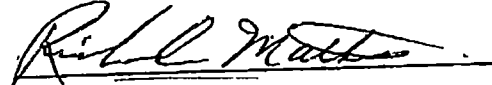
Jim Allen
Bricklayers



Terry Lynch
Heat & Frost Insulators & Allied
Workers



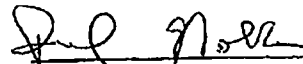
Curtis Cade
United Association



Richard Mathis
Roofers

*

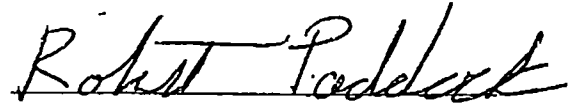
Ed Christensen, Elevator
Constructors



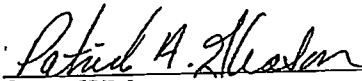
Paul Noble
IBEW



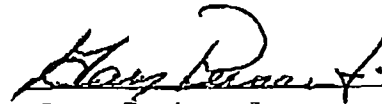
Terry Fitzmaurice
Painters



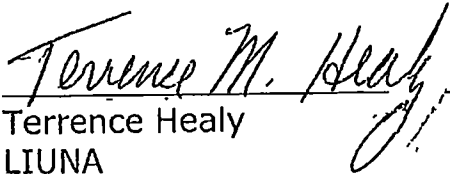
Robert Paddock
IUOE



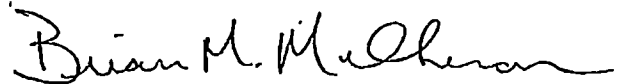
Pat Gleason
Teamsters



Gary Perinar Jr.
Carpenters



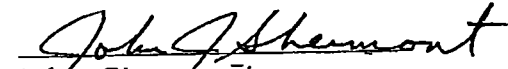
Terrence Healy
LIUNA



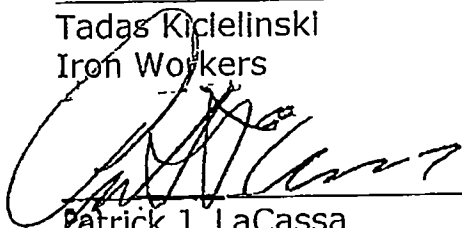
Brian Mulheran
Sheet Metal Workers



Tadas Kicielinski
Iron Workers



John Skermont
Boilermakers



Patrick J. LaCassa
OPCMIA

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