

**IDOT PROJECT LABOR AGREEMENT DETERMINATION**

To: Erica J Borggren, Acting Secretary  
From: Omer Osman, Director  
Date: 04/04/14  
Re: FAU 379 (IL 126) Contract Number 66D39, Kendall County

---

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.
- 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.

Contract Number 66D39  
Kendall 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:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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: James J. Jones 8/4/14  
{Division Chief} AAW (Date)

Agreed: NB 7/21/2014  
{Bureau of Design & Environment} (Date)

Agreed. Paul C. [Signature] 5/7/14  
{Regional Engineer} (Date)

Approved: [Signature] 8/7/14  
Erica J. Borggren, Acting 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 66D39)

**Attachment A:**

Justification for use of Project Labor Agreement on Contract #66D39, Kendall County

**Item 1:** The use of a Project Labor Agreement on this project is consistent with all State and Local statutory and regulatory requirements

**Item 3:** Estimated project cost is \$2,100,000

Any disruption in the continuity of this project due to labor issues would result in delayed deadlines that would cause safety concerns for the traveling public. Lapsing trade contract 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 skilled workforce needed for this project can be provided by the union trades involved and is a necessary requirement for a Project Labor Agreement

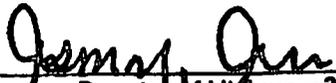
**Item 8:** The subject project is a highway safety improvement. Segments of this roadway are listed on the Department's Five Percent Report and the proposed work was prioritized for construction due to crashes along the entire route

**Item 12:** If the duration of the contract increases then additional user delay costs would be incurred from traffic operating at reduced speeds due to the work zone being in place for longer than anticipated. If the proposed work is not completed in calendar 2014 the roadway users would not benefit from the safety improvements until the next construction season

The trades that will be used on this project include but are not limited to the following Laborers, Operators, and Teamsters

Execution Page

Illinois Department of Transportation

  
\_\_\_\_\_  
Omer Osman, Director of Highways<sup>3</sup> AAW

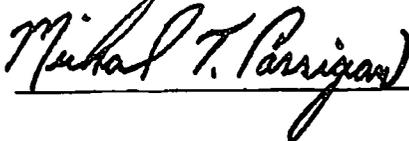
  
\_\_\_\_\_  
Tony Small, Director of Finance & Administration

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

  
\_\_\_\_\_  
Erica J. Borggren, Acting Secretary

8/7/14  
(Date)

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

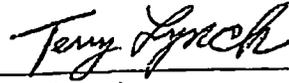
  
\_\_\_\_\_  
Michael T. Carrigan

7-16-14  
(Date)

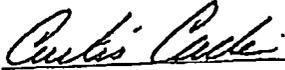
List Union Locals:



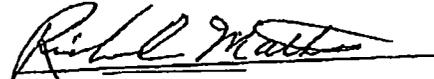
Jim Allen  
Bricklayers



Terry Lynch  
Heat & Frost Insulators & Allied  
Workers



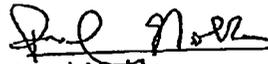
Curtis Cade  
United Association



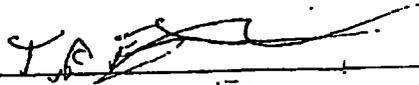
Richard Mathis  
Roofers

\*

Ed Christensen, Elevator  
Constructors



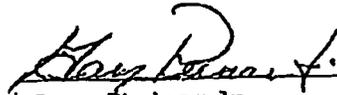
Paul Noble  
IBEW



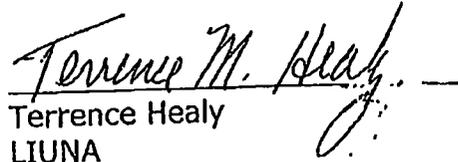
Terry Fitzmaurice  
Painters



Pat Gleason  
Teamsters



Gary Perinar Jr.  
Carpenters



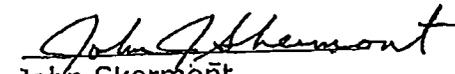
Terrence Healy  
LIUNA



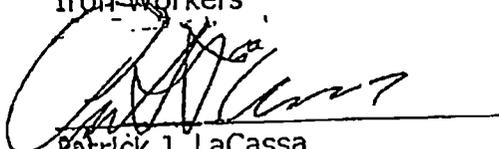
Brian Mulheran  
Sheet Metal Workers



David Beard  
Iron Workers



John Skermont  
Boilermakers



Patrick J. LaCassa  
OPCMIA

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