

**IDOT PROJECT LABOR AGREEMENT DETERMINATION**

To: Erica J. Borggren, Acting Secretary

From: Omer Osman, Director

Date: July 16, 2014

Re: FAP 805 (IL161), Contract Number 76G31, Clinton County

{September 19, 2014 Letting}

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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).
- 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:

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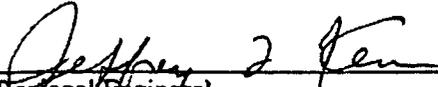
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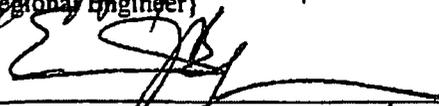
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Based upon the identified considerations, we recommend that you approve use of a PLA on this Project. Upon your approval, the Department shall undertake to negotiate in good faith a PLA with the relevant labor organization(s), and shall include in 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  10/02/14  
{Division Chief} (Date)

Agreed:  8/27/14  
{Bureau of Design & Environment} (Date)

Agreed:  8/18/14  
{Regional Engineer} (Date)

Approved:  10/3/14  
Erica J Borggren, Acting Secretary 1 (Date)

FHWA concurrence in the PLA for the above mentioned contract  Sarah Kurmann, Executive Assistant

Thomas P. Holian	8/5/2014
FHWA Acting Chief Counsel (see 8/5 approval memo re 76G31)	

**ATTACHMENT A:**

**JUSTIFICATION FOR USE OF PROJECT LABOR AGREEMENT ON FAP-805 (IL-161), CONTRACT NUMBER 76G31, CLINTON COUNTY WHICH INVOLVES THE 3P RESURFACING OF IL-161 FROM 0.1 MILE EAST OF SLANT ROAD TO 0.1 MILE WEST OF RANDOLPH DRIVE IN CENTRALIA. THE LENGTH OF THIS PROJECT IS APPROXIMATELY 15.42 MILES.**

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

**ITEM 3:** Estimated project cost is \$6,100,000. The project length is approximately 15.42 miles.

The overall project scope consists of:

- HMA surface removal (i.e. milling) (1 ½ - 2 ¼ inches in depth) and two-lift resurfacing (2 ¼ inches in depth) of IL-161, consisting of two (2), twelve to thirteen (12-13) foot lanes.
- The milling and resurfacing work will be constructed utilizing highway standards for single lane closures with flaggers.

Although this project may not be complicated with regard to the scope of work, any disruption of this project due to labor issues could result in maintaining traffic indefinitely on pavement which has been milled a depth varying from 1 ½ to 2 ¼ inches. The exposure of milled pavement for an indefinite length of time could result in increased pavement failures, both partial and full-depth. In order to avoid additional pavement distress, maintaining a steady workforce is necessary.

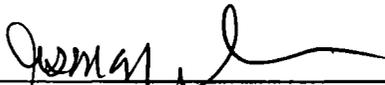
It is anticipated that lapsing trade agreements on this project would be addressed through the use of a Project Labor Agreement. It is the Illinois Department of Transportation's finding that the workforce needed for this project can be provided by the union trades involved.

**ITEM 6:** The following collective bargaining agreements may expire during the construction of this project:

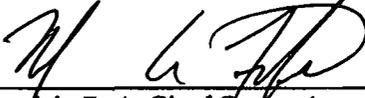
<u>Local</u>	<u>Current Contract Expiration</u>
Cement Masons 90	07/31/2015
IBEW 702 (Lineman)	06/28/2015
Operating Engineers 520	07/31/2015

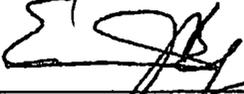
Execution Page

Illinois Department of Transportation

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

  
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Tony Small, Director of Finance & Administration

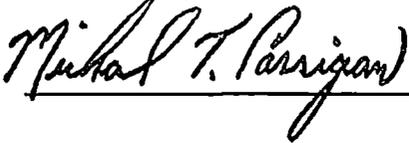
  
\_\_\_\_\_  
Michael A. Forti, Chief Counsel

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

10/3/14  
(Date)

  
Sarah Kurmann,  
Executive Assistant

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

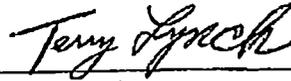
  
\_\_\_\_\_  
Michael T. Parrigan

8-27-14  
(Date)

List Union Locals:



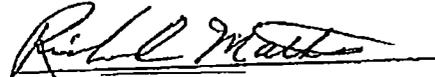
Jim Allen  
Bricklayers



Terry Lynch  
Heat & Frost Insulators & Allied  
Workers



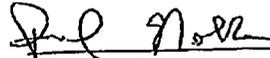
Curtis Cade  
United Association



Richard Mathis  
Roofers

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Ed Christensen, Elevator  
Constructors



Paul Noble  
IBEW



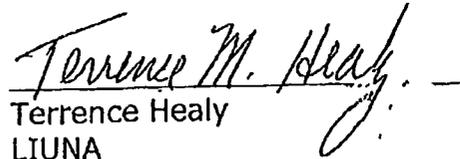
Terry Fitzmaurice  
Painters



Pat Gleason  
Teamsters



Gary Perlman Jr.  
Carpenters



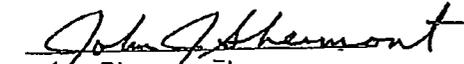
Terrence Healy  
LIUNA



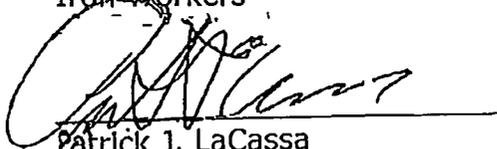
Brian Mulheran  
Sheet Metal Workers



David Beard  
Iron Workers



John Skermont  
Boilermakers



Patrick J. LaCassa  
OPCMIA

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