

Item 83

IDOT PROJECT LABOR AGREEMENT DETERMINATION

To: Ann L. Schneider, Secretary

From William R. Frey, Interim Director

Date: November 2, 2012

Re: IL 4 (FAP 662) & IL 97 (FAP 67), Contract Number 72F23, Sangamon County
{January 18, 2013 Letting}

In accordance with Executive Order 2010-03 (Quinn), 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**

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**

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**

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.

IL 4 (FAP 662) & IL 97 (FAP 67)
Contract Number 72F23
Sangamon County

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

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: [Signature] _____
{Division Chief} (Date)

Agreed: [Signature] 12/19/2012
{Bureau of Design & Environment} (Date)

Agreed: [Signature] 12-7-12
{Regional Engineer} (Date)

Approved: [Signature] 1-14-13
Ann L. Schneider, Secretary (Date)

FHWA concurrence in the PLA for the above mentioned contract.

Gregory G. Nadeau	12/03/2012
FHWA Deputy Administrator	(see attached approval page)

Attachment A

Justification for use of Project Labor Agreement on Contract No. 72F23, Sangamon County.

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

Item 2: The project is both *state* and *federally* funded. This contract is a *Trac Y* capital improvement project.

Item 3: The estimate cost for this project is \$2,690,000.

Any disruption in the continuity of this project due to the labor issues would result in delayed deadlines that would cause safety concerns for the traveling public. 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 4: The project requires 70 working days. Construction of the project will not take place over multiple construction seasons.

Item 8: Any disruption to the contractor's schedule due to labor issues may present safety concerns to the motoring public. Traffic control left in place for an extended period of time, especially over the winter months, may contribute to additional exposure to crashes through the work zone, due to the inherent risk of driver inattention to lane changes, etc. that will be in place during stage construction. The traffic volumes and capacity of this section of roadway would also greatly diminish safety if any traffic control and protection was left in place longer than necessary.

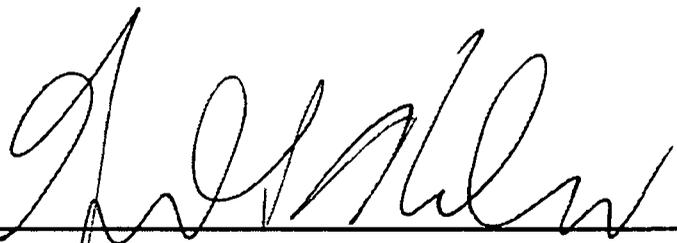
Item 12: The various trades that may be used on the project include Laborers, Finishers, Carpenters, Iron Workers, Operators and Teamsters.

PLA Request

Approval of Project Labor Agreement

Disapproval of Project Labor Agreement

Reason for disapproval:



Signature

10/3/12

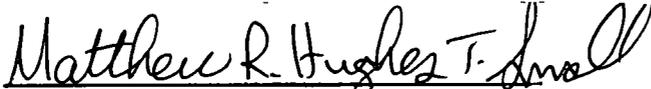
Date

Execution Page

Illinois Department of Transportation



Omer M. Osman, P.E. Director of Highways, Chief Engineer



Matthew R. Hughes, Director Finance & Administration

Michael A. Forti, Chief Counsel



Ann L. Schneider, Secretary

1-14-13

(Date)

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



December 13, 2012

(Date)

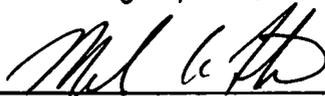
List Union Locals:

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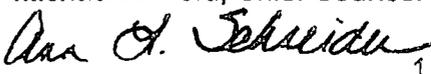
Illinois Department of Transportation

Omer M Osman, P E Director of Highways, Chief Engineer

Matthew R. Hughes, Director Finance & Administration



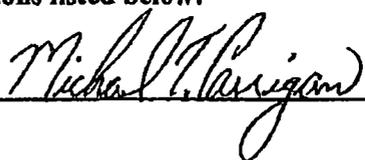
Michael A. Forti, Chief Counsel



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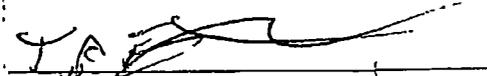
Jim Allen
Bricklayers



Curtis Cade
United Association

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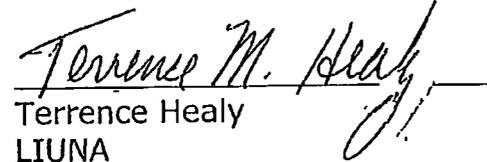
Ed Christensen, Elevator
Constructors



Terry Fitzmaurice
Painters



Pat Gleason
Teamsters



Terrence Healy
LIUNA



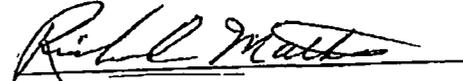
Tadas Kicelinski
Iron Workers



Patrick J. LaCassa
OPCMIA



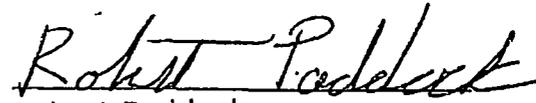
Terry Lynch
Heat & Frost Insulators & Allied
Workers



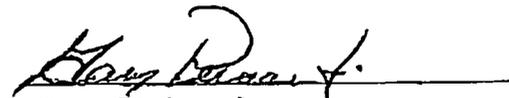
Richard Mathis
Roofers



Paul Noble
IBEW



Robert Paddock
IUOE



Gary Perinar Jr.
Carpenters



Brian Mulheran
Sheet Metal Workers



John Skermont
Boilermakers

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