

FAP 793 (US 40)
Contract No. 76M79
Madison County
Item [Click here to enter text.](#)
Fed. Proj. NHPP-8HUL(043)

IDOT PROJECT LABOR AGREEMENT DETERMINATION

To: Omer Osman, Secretary

From: Kirk Brown, Region Five Engineer

Date: 8/17/2022

Re: FAP 793 - US 40 from 0.2 Mi east of IL 4 to 0.1 mi east of IL 143, Contract Number 76M79, Madison 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.
- 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.

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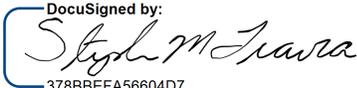
10) Use of a PLA on the Project is not expected to have a material adverse effect on the competitive bidding process.

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.).

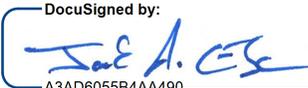
12) There are other material considerations favoring or disfavoring use of a PLA on this Project as follows:

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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:  11/1/2022 | 5:04 PM CDT
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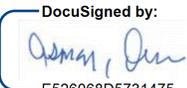
{Division Chief} (Date)

Agreed:  11/1/2022 | 12:50 PM CDT
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{Bureau of Design & Environment} (Date)

Agreed:  08/17/2022

{Regional Engineer} (Date)

Approved:  11/3/2022 | 1:05 PM CDT
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Omer Osman, Secretary (Date)

FHWA concurrence in the PLA for the above-mentioned contract
MICHAEL W SMART Digitally signed by MICHAEL W SMART
Date: 2022.10.14 13:45:28 -05'00'

Division Administrator FHWA (Date)

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ATTACHMENT A:

Justification for use of a Project Labor Agreement on AP 793 (US 40) Contract Number 76M79, Madison County which involves resurfacing of US 40 from 0.2 miles east of IL 4 to 0.1 mi east of IL 143 (Walnut Street). In addition, ADA improvements at isolated locations and box culvert extension.

Federal Project Number: NHPP-8HUL(043)

ITEM 3: Estimated project cost is \$5,400,000.

Working Days: +/-45

The proposed project consists of the resurfacing of US 40 from 0.2 miles east of IL 4 to 0.1 miles east of IL 143 (Walnut Street) along with ADA improvements, box culvert extension and guardrail upgrades. This project consists of removing and replacing 2-3/4" hot-mix asphalt, concrete curb & gutter, box culvert extension, guardrail removal & replacement and all incidental and collateral work necessary to complete the project as shown on the plans and as described herein. The contractor will be allowed to close 1 lane of traffic to perform work activities. As construction is drawn out, this will continue to be an impact to drivers and their daily commute.

ITEM 6: See list of Unions on Execution Page for collective bargaining agreement(s) that will expire during the construction of this project.

Operating Engineers Local #530	July 31, 2024
Electrician Local #309	Sept 3, 2023
Painter Local #58	August 31, 2025
Laborers Local #100	July 31, 2022
Carpenters Local	July 31, 2022
Operative Plasters Local #90	July 31, 2022
Iron Workers Local #392	August 2022
Cement Mason Local #90	July 31, 2023

ITEM 8: Labor continuity will minimize the amount of time the traveling public is inconvenienced by the periodic lane closures and ongoing construction work.

Any work stoppage during construction will extend the length of construction project and the amount of time that the work zone is in place, thus reducing the overall safety of the roadway to the traveling motorists.

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Execution Page

Illinois Department of Transportation

DocuSigned by:

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Director of Highways Project Implementation

DocuSigned by:

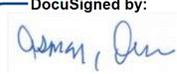
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Director of Finance & Administration

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Yangsu Kim, Chief Counsel

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Omer Osman, Secretary

11/3/2022 | 1:05 PM CDT

(Date)

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

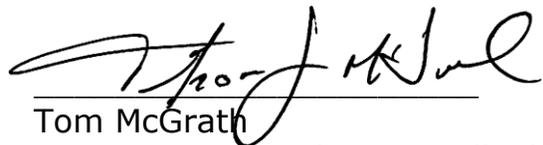


10/28/2022
(Date)

List Unions:



Mike Volpentesta
Bricklayers



Tom McGrath
Heat & Frost Insulators & Allied
Workers



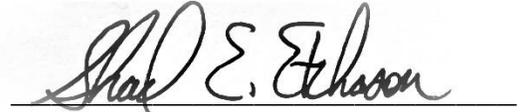
Evan Wooding
United Association



Gary Menzel
Roofers & Waterproofers



*Ed Christensen
Elevator Constructors



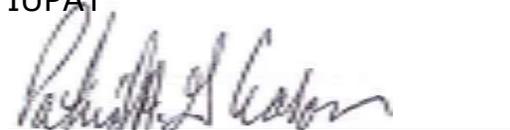
Shad Etchason
IBEW



Ryan Anderson
IUPAT



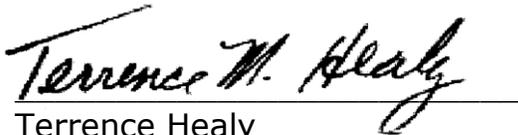
Michael R Kresge
IUOE



Pat Gleason
Teamsters



Ron Culbertson
Carpenters



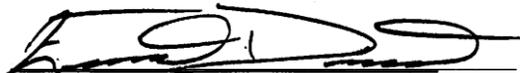
Terrence Healy
LIUNA



Daniel M. Ahern
Sheet Metal Workers



David Beard
Iron Workers



Eric S. Davis
Boilermakers



Kevin J. Farley
OPCMIA

*Elevator Constructors master agreement language
must be attached to PLA