

STATE OF ILLINOIS – DEPARTMENT OF LABOR  
160 N. LASALLE ST., STE. C-1300  
CHICAGO, ILLINOIS 60601

IN THE MATTER OF:	)	
	)	
UNITED ASSOCIATION OF PLUMBERS & PIPEFITTERS, LOCAL 149,	)	
	)	
	)	
PETITIONER(S),	)	STATE FILE NO. 2019-H-PK08-2239
	)	
v.	)	DATE OF NOTICE: <u>September 28, 2018</u>
	)	
JOSEPH BEYER, DIRECTOR OF THE ILLINOIS DEPARTMENT OF LABOR, and THE ILLINOIS DEPARTMENT OF LABOR,	)	CERT. MAIL/RETURN RECEIPT:
	)	<u>707 2620 0001 04675563</u>
	)	
RESPONDENTS.	)	
	)	

**NOTICE OF HEARING**

**PLEASE TAKE NOTICE** that Joseph Beyer, Director of the Illinois Department of Labor, and the Illinois Department of Labor [hereinafter, "Respondents"] have received from the United Association of Plumbers & Pipefitters, Local 149 [hereinafter, "Petitioner(s)"] written objections to the prevailing wage determinations posted by the Department on its website on August 15, 2018, and a request for hearing on those objections pursuant to Section 9 of the Prevailing Wage Act [hereinafter, "IPWA" or "Act"], 820 ILCS 130/0.01 et seq.

Pursuant to the PWA, Article 10 of the Illinois Administrative Procedure Act, 5 ILCS 100/10-5 et seq., and 56 Ill. Admin. Code 120.100 et seq., Respondents will convene a hearing on:

**DATE:** OCTOBER 9, 2018  
**TIME:** 1:00 p.m.  
**PLACE:** ILLINOIS DEPARTMENT OF LABOR  
160 NORTH LASALLE STREET, SUITE C-1300  
CHICAGO, ILLINOIS 60601

**ADMINISTRATIVE LAW JUDGE:**

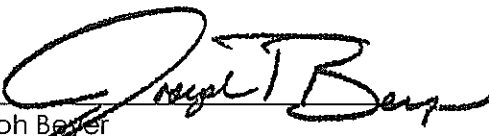
**CLAUDIA MANLEY**  
**CHIEF ADMINISTRATIVE LAW JUDGE**  
**ILLINOIS DEPARTMENT OF LABOR**  
**160 NORTH LASALLE STREET, SUITE C-1300**  
**CHICAGO, ILLINOIS 60601**

The hearing involves the written objections and hearing request filed by Petitioner(s), attached hereto and made a part hereof (Exhibit A).

The parties and their respective representatives must be prepared to proceed at the hearing. The parties must present all information, documents, records or witnesses necessary to substantiate their position(s) at the hearing.

Pursuant to 56 Illinois Administrative Code 120.640, the administrative law judge shall issue a Decision and Order. In the event no timely or proper exceptions are filed, the findings, conclusions, recommendations and order of the administrative law judge shall automatically become the decision and order of the Director of Labor.

The proceedings are subject to judicial review in accordance with the provisions of the Administrative Review Law, 735 ILCS 5/3-101 et seq. The Director of Labor's determination on the objections is final and binding unless a party to this proceeding applies for and obtains judicial review of the final administrative decision in accordance with the provisions of the Administrative Review Law.



\_\_\_\_\_  
Joseph Beyer  
Director of Labor

August 27, 2018

2019-H-PR08-2239

**Via Certified Mail**

Mr. Joseph Beyer  
Acting Director of the Department of Labor  
Illinois Department of Labor  
900 S. Spring Street  
Springfield, IL 62704

**Via Certified Mail**

Illinois Department of Labor  
Administrative Hearings  
160 N. LaSalle, C-1300  
Chicago, IL 60601

**EXHIBIT A**

Re: Local 149 Request for a Section 9 Hearing and Objection to Prevailing Wage Schedule for Plumbers and Pipefitters in all applicable counties

Dear Mr. Beyer:

This firm represents the United Association of Plumbers & Pipefitters Local 149 ("Local 149"). The purpose of this correspondence is to submit written objections and a request for a hearing pursuant to Section 9 of the Illinois Prevailing Wage Act (820 ILCS §130/4, 9). A copy of the current wage rate sheet is enclosed.

Specifically, Local 149 objects to the following:

1. Champaign County
  - Pipefitter Training is \$2.03, not \$1.53.
  - Plumber Training is \$2.03, not \$1.63.
  
2. Coles County
  - Pipefitter Training is \$2.03, not \$1.83.
  - Plumber Training is \$2.03, not \$1.99.
  - Plumber Base Wage is \$43.59, not \$41.54.
  - Plumber Foreman Wage is \$46.09, not None.
  - Plumber H/W is \$7.25, not \$7.1.
  - Plumber Pension is \$10.25, not \$11.45.
  
3. Cumberland County
  - Pipefitter Training is \$2.03, not \$1.83.
  - Plumber Training is \$2.03, not \$1.99.
  - Plumber Base Wage is \$43.59, not \$41.54.

Mr. Joseph Beyer  
August 27, 2018  
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- Plumber Foreman Wage is \$46.09, not \$44.04.
- Plumber H/W is \$7.25, not \$7.1.
- Plumber Pension is \$10.25, not \$11.45.

4. Effingham County

- Pipefitter Training is \$2.03, not \$1.83.
- Plumber Base Wage is \$43.59, not \$41.54.
- Plumber Foreman Wage is \$46.09, not None.
- Plumber OT Su is 2, not 1.5.
- Plumber OT Hol is 2, not 1.5.
- Plumber H/W is \$7.25, not \$1.54.
- Plumber Pension is \$10.25, not \$0.73.
- Plumber Vacation is 0, not \$0.98.
- Plumber Training is \$2.03, not 0.
- Plumber Other Fringe Benefits is 0, not \$18.27.

5. Ford County

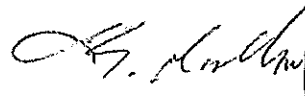
- Pipefitter Training is \$2.03, not \$1.83.
- Plumber Training is \$2.03, not \$1.83.

6. Piatt County E.

- Pipefitter Training is \$2.03, not \$1.83.
- Plumber Training is \$2.03, not \$2.09.
- Plumber Base Wage is \$43.59, not \$41.54.
- Plumber Foreman Wage is \$46.09, not None
- Plumber H/W is \$7.25, not \$7.1.
- Plumber Pension is \$10.25, not \$11.45.

If you have any questions or concerns, please contact me. I am available via telephone at (312) 757-5462, or via email at [mallon@johnsonkrol.com](mailto:mallon@johnsonkrol.com).

Very truly yours,



Joseph E. Mallon

Enclosures

cc: Matthew J. Kelly, Business Manager, Local 149  
Benno Weisberg, IDOL General Counsel  
Paul Kersey (via e-mail at [Paul.Kersey@illinois.gov](mailto:Paul.Kersey@illinois.gov))

## UA Local 149 2018 Commercial Wage Sheet

With regard to the Economic Package, the following will be in effect June 1, 2018.

### *Article 3, Section 3.1:*

#### Journeyman from June 1, 2018 through May 31, 2019

Wages per hr.	\$ 43.59
P&P National Pension Fund per hr.	2.00
E.C.I.P.T. Pension Fund per hr.	8.25
E.C.I.P.T. Health & Welfare Fund per hr.	7.25
Education Fund per hr.	1.53
Employer Fund per hr.	.10
International Training Fund per hr.	.10
Substance Abuse Prevention Corp. Fund per hr.	.10
Training Facility Fund per hr.	.30

**TOTAL PACKAGE** **\$ 63.22**

E.C.I.P.T. 401-k Fund (deduct from gross with Authorization Form)  
\$1.00 to \$10.00 in dollar increments

Working Assessment/Dues (*deduct from gross*) 4.5%

Market Recovery Program (*deduct from gross*) \$0.35 per hour

### *Article 3, Section 3.2:*

#### Apprentices from June 01, 2018 through May 31, 2019 (starting before May 31, 2018)

First Year Apprentice	50% of Journeyman Wages	\$ 21.79
Second Year Apprentice	60% of Journeyman Wages	26.15
Third Year Apprentice	70% of Journeyman Wages	30.51
Fourth Year Apprentice	80% of Journeyman Wages	34.87
Fifth Year Apprentice	90% of Journeyman Wages	39.23

#### Apprentices from June 01, 2018 through May 31, 2019 (starting after May 31, 2018)

First Year Apprentice	45% of Journeyman Wages	\$ 19.61
Second Year Apprentice	55% of Journeyman Wages	23.97
Third Year Apprentice	65% of Journeyman Wages	28.33
Fourth Year Apprentice	75% of Journeyman Wages	32.69
Fifth Year Apprentice	85% of Journeyman Wages	37.05

\*Working Assessment/Dues (*deduct from gross*) 4.5%

Article 3, Section 3.3:

Supervision from June 01, 2018 through May 31, 2019

Foreman	\$2.50/hr. above Journeyman Wage Rate
General Foreman	4.50/hr. above Journeyman Wage Rate
Superintendent	6.50/hr. above Journeyman Wage Rate

Supervision from June 01, 2019 through May 31, 2023

Foreman	6.20%/hr. above Journeyman Wage Rate
General Foreman	10.70%/hr. above Journeyman Wage Rate
Superintendent	15.20%/hr. above Journeyman Wage Rate

Article 17, Section 17.2:

ECIPT Pension Apprentice Contributions from June 01, 2018 through May 31, 2019

*Apprentice contribution rates shall mirror the ratio of pay scale.*

Apprentices that started BEFORE May 31, 2018:

First Year Apprentice	50%
Second Year Apprentice	60%
Third Year Apprentice	70%
Fourth Year Apprentice	80%
Fifth Year Apprentice	90%

Apprentices that started AFTER May 31, 2018:

First Year Apprentice	45%
Second Year Apprentice	55%
Third Year Apprentice	65%
Fourth Year Apprentice	75%
Fifth Year Apprentice	85%

Trainees:

First Year Trainee (DT-MESS)	70% of Journeyman Wages	\$30.51
Second Year Trainee (DT-MESS)	80% of Journeyman Wages	\$34.87
Third Year Trainee (DT-MESS)	90% of Journeyman Wages	\$39.23

\*Working Assessment/Dues (*deducted from gross*) 4.5%

\*\* Full fringe benefits like a journeyman.

\*\*\*If prevailing wage job, trainees receive journeyman wages.

## ARTICLE 18

### Education Fund

Section 18.1 (a) Each Employer covered by this Agreement shall pay

3.6% of the current Journeyman wage rate (refer to Article 3, Economic

Package) for each hour worked by and for all Employees covered by this Agreement. These payments shall be made no later than the 10th day of each month following the month for which payment is being made.

Section 18.1 (b) Payments received by this Fund shall be used for purpose of conducting training programs for Journeymen, Apprentices, and any other category of Employees covered by this Agreement and for the hiring and employment of training coordinators and instructors who are to conduct such programs.

CERTIFICATE OF SERVICE

Under penalties as provided by law, including pursuant to Section 1-109 of the Code of Civil Procedure, I C. V. Jackson, a non-attorney, affirm, certify or on oath state, that I served notice of the attached Notice of Hearing upon all parties to this case, or their agents appointed to receive service of process, by enclosing a copy of the Notice of Hearing in Case No. 2019-H-PK08-2239 and a copy of the Certificate of Service in an envelope addressed to each party or party's agent at the respective address shown on the Certificate of Service, having caused each envelope to be served by U.S. mail certified mail return receipt requested and at 100 W. Randolph Street, Chicago, Illinois on the 28<sup>th</sup> day of September, 2018 prior to 4:30 p.m. and placed on the Illinois Department of Labor's official website at and placed on the Illinois Department of Labor's official website at www.state.il.us/agency/idol/

United Assoc. of Plumbers & Pipefitters, Local 149  
c/o Joseph E. Mallon, Esq.  
Johnson & Krol LLC  
311 S. Wacker Dr., Ste. 1050  
Chicago, IL 60606  
joe@johnsonkrol.com

Via messenger:

Joseph Beyer  
Director of Labor  
Illinois Department of Labor  
160 N. LaSalle St., Ste. C-1300  
Chicago, IL 60601

Illinois Department of Labor  
c/o Benno Weisberg  
General Counsel  
Illinois Department of Labor  
160 N. LaSalle St., Ste. C-1300  
Chicago, IL 60601

C. V. Jackson

Subscribed and Sworn to this 26<sup>th</sup> day of September, 2018

Laura Kotelman  
Notary Public

