

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

IN THE MATTER OF:)
)
PIPE FITTERS ASSOCIATION, LOCAL 597, U.A.)
)
)
PETITIONER(S),)
)
v.)
)
JOSEPH BEYER, DIRECTOR OF THE)
ILLINOIS DEPARTMENT OF LABOR, and)
THE ILLINOIS DEPARTMENT OF LABOR,)
)
RESPONDENTS.)
)

STATE FILE NO. 2019-H-PK08-2240

DATE OF NOTICE: September 28, 2018

CERT. MAIL/RETURN RECEIPT:

7017 2620 0001 0467 5570

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 Pipe fitters, Local 597, U.A. [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:

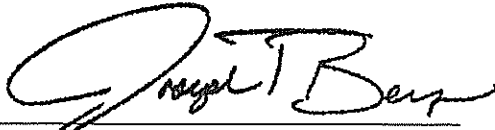
CLAUDIA MANLEY
CHIEF ADMINISTRATIVE LAW JUDGE
ILLINOIS DEPARTMENT OF LABOR
160 NORTH LASALLE STREET, SUITE C-1300
CHICAGO, ILLINOIS 60601

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.

A handwritten signature in black ink, appearing to read "Joseph Beyer", written over a horizontal line.

Joseph Beyer
Director of Labor

August 27, 2018

2019-11-PRO8-2240

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 597 Petition for Section 9 Hearing and Objection to Prevailing Wage Schedule for Pipefitters in all applicable Counties

Dear Mr. Beyer:

This firm represents the Pipe Fitters Association, Local 597 U.A. ("Local 597"). 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 Sheet is enclosed.

Specifically, Local 597 objects to the following for Pipe Fitters:

1. Bureau County
-Training is \$2.54, not \$2.22.
2. Cook County
-OT Hol is 2, not 1.5.
-Pension is \$18.85, not \$18.94.
3. DeKalb County
-Training is \$2.54, not \$2.22.
-Foreman is \$51.50, not None.
4. DuPage County
-OT Hol is 2, not 1.5.
-Pension is \$18.85, not \$18.94.

5. Grundy County
 - Base Wage is \$48.50, not 47.50.
 - Foreman is \$51.50, not \$50.50.
 - Pension is \$18.85, not \$17.85.
 - Training is \$2.54, not \$2.12.

6. Kane County
 - OT Hol is 2, not 1.5.
 - Pension is \$18.85, not \$18.94.

7. Kankakee County
 - Training is \$2.54, not \$2.22.

8. Kendall County
 - Training is \$2.54, not \$2.22.

9. Lake County
 - OT Hol is \$2, not 1.5.
 - Pension is \$18.85, not \$18.94.

10. LaSalle County
 - H/W is \$10.05, not \$10.55.
 - Training is \$2.54, not \$2.13.

11. Livingston County (N)
 - Training is \$2.54, not \$2.22.

12. Marshall County (N)
 - Training is \$2.54, not \$2.22.

13. McHenry County
 - Training is \$2.54, not \$2.22.

14. Putnam County
 - Training is \$2.54, not \$2.22.

15. Will County
 - OT Hol is 2, not 1.5.
 - Pension is \$18.85, not \$18.94.

16. Iroquois County
 - Training is \$2.54, not \$2.22.

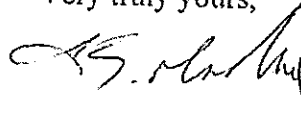
Mr. Joseph Beyer
August 27, 2018
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17. Woodford County (NW)

- Base Wage is \$48.50, not \$39.50.
- Foreman Wage is \$51.50, not \$43.85.
- H/W is \$10.05, not \$7.25.
- Pension is \$18.85, not \$12.78.
- Training is \$2.54, not \$1.16.

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.

Very truly yours,



Joseph E. Mallon

Enclosures

Cc: Thomas J. Kotel, Local 597
Benno Weisberg, IDOL General Counsel
Paul Kersey (via e-mail at Paul.Kersey@illinois.gov)

**MCA/LU 597
WAGE LETTER
EFFECTIVE JUNE 1, 2018**

To All Employers Subject to the Area Agreement
with Pipe Fitters Association, Local Union 597, U.A.

Please be informed that the Joint Arbitration Board has concluded negotiations and has agreed to extend the current agreement to June 1, 2019. Effective June 1, 2018 an increase to the total package will be \$2.10. The basic hourly rates for Journeymen, Apprentices, and Metal Trades Division, as well as trust fund contributions and wage-work assessment, are as set forth in the new rate schedule below.

The area in which this Agreement shall apply shall cover all operations in the counties of Bureau, Cook, DeKalb, DuPage, Grundy, Iroquois, Kankakee, Kane, Kendall, Lake, LaSalle, McHenry, Putnam, Will and those portions of, Livingston, Marshall, and Woodford Counties in the State of Illinois and in the Counties of Jasper, Lake, LaPorte, Newton, and Porter in the State of Indiana to which Territorial Jurisdiction has been assigned or may in the future be assigned to the Union by the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry.

(NOTE: This schedule does **not** apply to work under the Industrial Agreement or the Residential Agreement, for which the JAB will issue a separate wage schedule.)

EFFECTIVE 12:01 a.m., June 1, 2018 through May 31, 2019.

<u>CLASSIFICATION</u>		<u>Wage Rates</u>	<u>Wage-Work Assessment (after tax)¹</u>
Journeymen Pipe Fitters		\$48.50	.97
Foremen		51.50	.97
General Foremen		53.50	.97
Superintendents		55.50	.97
General Superintendents		As negotiated	.97
<u>Apprentice Rates²</u>			
First Year	(40%)	\$19.40	.39
Second Year	(55%)	26.68	.53
Third Year	(65%)	31.53	.63
Fourth Year	(78%)	37.83	.76
<u>Metal Trades Division</u>			
Metal Trades Service Technician	(80%)	\$38.80/hr	.78
Appliance Service Technician	(52.3%)	\$25.37	.51

Service Apprentice (same as Apprentices Rates above)

Fringe Trust Funds (non taxable)

WELFARE FUND (includes \$0.50 HRA)	\$10.05/hr ³
RETIREMENT FUND	9.85
DEFINED CONTRIBUTION FUND	9.00
LMCC	0.09
TRAINING FUND	2.22 ⁴
PIPING EDUCATION COUNCIL	0.32

Contributions to Fringe Trust Funds are to be made by Employers **FOR ALL HOURS WORKED** by Journeymen, all Supervisory Classifications, and Metals Trades Division Fitters, in addition to the aforesaid wage rate.

**Pipe Fitters Association
Local Union 597, U. A.**



**Kevin Morrissey
Business Manager**

Mechanical Contractors Association



**Marc Pittas
Chairman, JAB**

¹ The "Local Union 597 Wage-Work Assessment" is an **after-tax DEDUCTION** from the wage rates and shall be paid for all hours worked for all classifications of Local Union 597 members.

² A Welfare Fund contribution of **\$3.00 per hour** shall be paid on behalf of **First Year** Apprentices. **Second Year through Fourth Year** Apprentices shall have full Welfare Fund contributions of **\$9.55 per hour** contributed on their behalf in addition to the aforesaid wage rates. **All Apprentices** shall pay the appropriate per hour deduction for LU 597 Wage-Work Assessment. **Second Year through Fourth Year** Apprentices shall have **\$3.00 per hour** paid into the Defined Contribution (401(k)) Fund on their behalf. Retirement Fund, Training Fund, LMCC, and Piping Education Council are **NOT** payable on Apprentices.

³ \$0.50 for the Health Reimbursement Account (HRA) is paid on all classifications, including all Metal Trades. It is **NOT** paid on 1st through 4th year Apprentices.

⁴ \$0.59 of the Training Fund contribution is applied to the Apprentice Wage Reimbursement (AWR) Fund. This Fund pays the wages and fringes directly to apprentices for the regular work days that they are in attendance at the LU 597 apprentice school. Currently, the Fund covers wages and fringes for **all Apprentices**.

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-PK08-2240 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 28th 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/

Pipe Fitters, Local 597
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 26th day of September, 2018

Laura Kotelman
Notary Public

