

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

IN THE MATTER OF:

ADMINISTRATIVE DISTRICT COUNCIL 1 OF
ILLINOIS OF THE INTERNATIONAL UNION
OF BRICKLAYERS & ALLIED
CRAFTWORKERS

Objector(s),

v.

JANE R. FLANAGAN, DIRECTOR of the
ILLINOIS DEPARTMENT OF LABOR, and
the ILLINOIS DEPARTMENT OF LABOR.

Respondents.

State File No.: 2026-H-RP08-2354

CERTIFICATE OF SERVICE

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PLEASE TAKE NOTICE that on this 20th day of August, 2025, the undersigned provided the above listed parties copies of the attached Petition to Intervene and Appearances electronically where noted.

/s/ Kara M. Principe
One of Their Attorneys

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)
Respondents.)

APPEARANCES

The undersigned attorneys hereby enter the following appearances on behalf of Stanley Simrayh and the International Union of Operating Engineers, Local 150, AFL-CIO in the above-referenced matter.

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(815) 254-3332 (office)

We agree to accept service in this matter by electronic mail at the e-mail addresses set forth above. I further affirm and certify that all information provided and the statements made herein are true, correct, and complete.

/s/ Kara M. Principe 8/20/2025

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PETITION TO INTERVENE

Petitioners, Stanley Simrayh, a member of the International Union of Operating Engineers, Local 150 AFL-CIO, and the International Union of Operating Engineers Local 150, AFL-CIO (“IUOE Local 150”), by and through their attorneys, submit this petition to intervene in the above-captioned matter, and in support of state as follows:

1. Stanley Simrayh is a member of IUOE Local 150 and negotiates collective bargaining agreements on behalf of Local 150.
2. IUOE Local 150 is a labor organization representing individuals performing work as Operating Engineers on prevailing wage projects throughout various Illinois counties, including Cook, DeKalb, DuPage, Grundy, Kane, Kendall, Lake, McHenry, and Will Counties.
3. Pursuant to Section 3 of the Illinois Prevailing Wage Act (the “Act”), 820 ILCS 130/3, the general prevailing rate of hourly wages for work of a similar character shall be paid to all laborers, workers and mechanics engaged in the construction or demolition of public works.

4. On or about August 7, 2025, Objectors Administrative District Council 1 of Illinois of the International Union of Bricklayers & Allied Craftworkers (“Bricklayers” or “Objectors”) submitted Written Objections and Request for Hearing Under Sections 4 and 9 (“Objections”) to the Illinois Department of Labor (“IDOL” or “Department”) July 15, 2025 prevailing wage determinations pursuant to sections 4 and 9 of the Prevailing Wage Act (820 ILCS 130/4 and 130/9).

5. In the written objections the Objector seeks to establish a Concrete Specialist Welder classification and a Concrete Specialist Non-Welder classification in Cook, DeKalb, DuPage, Grundy, Kane, Kendall, Lake, McHenry, and Will Counties.

6. In the written objections, Objector states it has entered into collective bargaining agreements with Mason Contractors Association of Greater Chicago (“MASON CONTRACTORS”), Mid-American Regional Bargaining Association (“MARBA”), Chicagoland Association of General Contractors (“CAGC”), Illinois Road and Transportation Builders Associations (“IRTBA”), Great Lakes Construction Association (“GLCA”), and Underground Contractors Associations (“UCA”) concerning Concrete Specialist Welder and Concrete Specialist Non-Welder work in the relevant counties.

7. In exhibits to the written objections, Objector attaches a collective bargaining agreement (CBA) between Objectors and Mason Contractors Association of Greater Chicago (“MASON CONTRACTORS”), Mid-American Regional Bargaining Association (“MARBA”), Chicagoland Association of General Contractors (“CAGC”), Illinois Road and Transportation Builders Associations (“IRTBA”), Great Lakes Construction Association (“GLCA”), and Underground Contractors Associations (“UCA”) titled “Carpenters Agreement,” and a CBA between the KCA and the Chicago Regional Council of Carpenters.

8. The CBA does not define Concrete Specialist Welder or Concrete Specialist Non-Welder.

9. There is currently a prevailing wage classification and rates for “Brick Mason” in each of the relevant counties.

10. Objector states there is no prevailing wage classification for Concrete Specialist Welder and Concrete Specialist Non-Welder performing work in the relevant geographical jurisdiction.

11. Objector does not state the type of work performed under the proposed classifications of Concrete Specialist Welder and Concrete Specialist Non-Welder.

12. It is IUOE Local 150’s position that Concrete Specialist Welder and Concrete Specialist Non-Welder work is covered under the existing prevailing wage classification for “Brick Mason” in the relevant counties.

13. IUOE Local 150 has entered into collective bargaining agreements with signatory contractors in Cook, DeKalb, DuPage, Grundy, Kane, Kendall, Lake, McHenry, and Will Counties. Members of Local 150, as well as the signatory contractors who employ them, currently perform work on public projects in these counties pursuant to collective bargaining agreements; this work is performed under the existing prevailing wage classification for Operating Engineer established by the Department based on these collective bargaining agreements.

14. If Objector is successful, some of this work performed by Local 150’s members may be encompassed by Objector’s request for a Concrete Specialist Welder classification and Concrete Specialist Non-Welder classification based on the Objectors’ CBAs.

15. Section 120.320(a)(1) of Title 56 of the Illinois Administrative Code states that a party may intervene in a Section 9 hearing in the following circumstances: “(A) The party is so

situated that he or she may be adversely affected by a final order arising from the hearing; (B) The party requesting intervention is a necessary party to the hearing proceeding; or (C) A party's claim or defense and the main action have a question of law or fact in common."

16. Pursuant to Section 9 of the Act, "any interested objectors may ... introduce such evidence as is material to the issue." 820 ILCS 130/9.

17. As set forth above, IUOE Local 150, as well as signatory contractors, may be adversely affected by a final order arising from a hearing, based on the potential conflict of work performed under the existing classification of Operating Engineer and new Concrete Specialist Welder classification and Concrete Specialist Non-Welder classification.

18. Because work set out in the Objector's CBAs may be covered under IUOE Local 150 CBAs, and the existing classification of Operating Engineer, Local 150 is a necessary party to the hearing proceeding.

19. There are also common questions of law and fact that must be resolved prior to ruling on the objections, including whether the proposed classification is covered under the existing classification of Brick Mason. 820 ILCS 130/4(m).

20. Permitting Local 150 to intervene will not cause undue delay or prejudice and will result in a full and fair resolution of the issues.

WHEREFORE, IUOE Local 150 respectfully requests the Administrative Law Judge enter an Order granting this Petition to Intervene and for such other relief deemed appropriate and just.

Respectfully submitted,

STANLEY SIMRAYH, as a Member of the International Union of Operating Engineers, Local 150 AFL-CIO, and THE INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 150, AFL-CIO,

September 20, 2025

By: /s/ Kara M. Principe
One of Their Attorneys

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