

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

LOCAL 193 OF THE INTERNATIONAL  
BROTHERHOOD OF ELECTRICAL WORKERS,  
AFL-CIO, and ROBERT M. BROGLIN, as  
Member of LOCAL 193 OF THE  
INTERNATIONAL BROTHERHOOD OF  
ELECTRICAL WORKERS, AFL-CIO,

PETITIONER(S),

v.

MICHAEL D. KLEINIK, DIRECTOR OF THE  
ILLINOIS DEPARTMENT OF LABOR, and  
THE ILLINOIS DEPARTMENT OF LABOR,

RESPONDENTS.

STATE FILE NO. 2020-H-RP07-2320

ORDER

THESE MATTERS COMING on to be heard under the Prevailing Wage Act, 820 ILCS 13010.01-12 and a Joint Motion for Entry of a Consent Decree, and Notice of Hearing issued thereunder, and, pursuant to 56 Ill. Admin. Code 120.400(a) (I -6), all parties being duly advised in the premises, issues this order:

IT IS HEREBY ORDERED:

1. The order scheduling a **pre-hearing conference** via **telephone** on **August 20, 2019 at 9:00 a.m.** is **vacated**. The **hearing** currently scheduled for **August 22, 2019 at 1:00 p.m.** is **stricken**.
2. The Joint Motion for Entry of a Consent Decree is granted. The Consent Decree is hereby entered and is attached hereto and made a part hereof. The parties waive any further procedural steps before the undersigned.
3. This matter is closed.

DATE: August 12, 2019

By: Claudia D. Manley  
Administrative Law Judge

Claudia D. Manley  
Chief Administrative Law Judge  
Illinois Department of Labor  
160 N. LaSalle St., Ste. C-1300  
Chicago, IL 60601  
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**STATE OF ILLINOIS — DEPARTMENT OF LABOR  
CONCILIATION/MEDIATION DIVISION  
160 N. LASALLE ST., STE. C-1300  
CHICAGO, IL 60601**

IN THE MATTER OF:	)	
	)	
LOCAL 193 OF THE INTERNATIONAL	)	
BOROTHERHOOD OF ELECTRICAL	)	
WORKERS, AFL-CIO, et al.	)	
	)	STATE FILE NO.: 2020-H-RP07-2320
Petitioners,	)	
	)	
v.	)	
	)	
MICHAEL D. KLEINIK,	)	
DIRECTOR OF THE ILLINOIS	)	
DEPARTMENT OF LABOR and	)	
THE ILLINOIS DEPARTMENT OF	)	
LABOR,	)	
	)	
Respondents.	)	

**CONSENT DECREE**

Pursuant to 56 Ill. Admin. Code 120.540, the LOCAL 193 OF THE INTERNATIONAL BORTHERHOOD OF ELECTRICAL WORKERS, AFL-CIO, ("Local 193") and Robert M. Broglin (collectively the "Petitioners") and Respondents Michael D. Kleinik, Director of the Illinois Department of Labor, and the Illinois Department of Labor (the "Department" or "IDOL") (collectively "Respondents"), jointly agree to resolve Petitioners' Section 9 Petition under the Illinois Prevailing Wage Act (820 ILCS § 130/4, 9) as follows:

WHEREAS, on or around July 29, 2019, Petitioners filed objections and a request for hearing pursuant to Section 9 of the Illinois Prevailing Wage Act objecting to and seeking to correct the prevailing wage rates posted by the IDOL for the Electrician

classification in the southern region of Mason County and all of Morgan County (the “Objections”);

WHEREAS, as of the date of this Decree, no party has filed a petition to intervene in the matter;

WHEREAS, Petitioner Local 193 has represented to Respondents that the rate paid its members who perform the work of the Electrician trade on public works in the southern region of Mason County and all of Morgan County is the journeyman electrician rate set forth in the Local 193 inside labor agreement and, further, has represented to Respondents that employers affiliated with the Springfield Division, Illinois Chapter, National Electrical Contractor Association, which are signatory to the Local 193 inside labor agreement, employ at least 30% of the workers performing the work of the Electrician trade in the southern region of Mason County and all of Morgan County;

WHEREAS, Respondents have reviewed the Objections; and

WHEREAS, Petitioners and Respondents have reached agreement on the claims made in the Objections.

**NOW, it is ORDERED, ADJUDGED, and DECREED that:**

- 1) In light of the above, the Department will establish and publish the following rates with respect to the Electrician trade in the southern region of Mason County (as currently defined) and all of Morgan County for the BUILDING type:

County	Trade	Region	Type	Base	Fore.	OTMF	OTSa	OTSu	OTH	H&W	Pension	Vac	Tmg	Other
Mason	Electrician	S	BLD	\$36.30	\$38.30	1.5	1.5	2.0	2.0	\$7.59	\$10.99	\$0.00	\$0.00	\$0.00
Morgan	Electrician	All	BLD	\$36.30	\$38.30	1.5	1.5	2.0	2.0	\$7.59	\$10.99	\$0.00	\$0.00	\$0.00

- 2) The determinations set forth in this Consent Decree shall be implemented and enforced by the Department effective upon entry of the Order approving this Consent Decree.
- 3) The Decision and Order disposing of this proceeding shall have the same force and effect as an Order made after a full hearing.
- 4) Petitioners and Respondents waive:
  - a. Further procedural steps before the Administrative Law Judge; and
  - b. Any right to challenge or contest the validity of this Consent Decree or the Decision and Order entered in accordance herewith.

DATED this 12<sup>th</sup> day of August, 2019

The undersigned apply for and consent to the entry of this Consent Order and Judgment this 8<sup>th</sup> day of August 2019:

**For the Petitioners:**

/s/ Christopher N. Grant  
One of Petitioners' Attorneys  
Christopher N. Grant (Ill. Bar #6277560)  
1221 Locust Street, Second Floor  
St. Louis, MO 63103-2364  
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**For the Respondents:**

/s/ Audrey Cosgrove  
One of Respondent's Attorneys  
Audrey Cosgrove  
Illinois Department of Labor  
160 North LaSalle Street – 13<sup>th</sup> Floor  
Chicago, IL 60601  
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**CERTIFICATE OF SERVICE**

Under penalties as provided by law, including pursuant to Section 1-109 of the Code of Civil Procedure, I Claudia Manley, an attorney, affirm, certify or on oath state, that I served notice of the attached Order upon all parties to this case, or their agents appointed to receive service of process, by enclosing a copy of the Order in Case No. 2020-H-RP07-2320 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 via email from 160 N. LaSalle St., Ste. C-1300, Chicago, IL 60601 on the 12<sup>th</sup> day of August, 2019 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/](http://www.state.il.us/agency/idol/)

Via email:

Local 193, IBEW  
c/o Christopher Grant, Esq.  
[cng@schuchatcw.com](mailto:cng@schuchatcw.com)

Illinois Department of Labor  
c/o Audrey Cosgrove, Esq.  
[audrey.cosgrove@illinois.gov](mailto:audrey.cosgrove@illinois.gov)

*/s/ Claudia D. Manley*  
Administrative Law Judge  
Illinois Department of Labor