

CBJ DOCKS & HARBORS BOARD
SPECIAL BOARD MEETING AGENDA
For Wednesday, May 12, 2010

I. Call to Order.

Chairman Preston called the Special Board Meeting to order at 5:00 p.m. in meeting room 224 of the Assembly building.

II. Roll Call

The following members were present: Mr. Etheridge, Mr. Jardell, Mr. Wostmann, Mr. Kueffner, Mr. Williams, Mr. Donek and Mr. Preston.

The following member was absent: Mr. Mehrkens and Ms. Jebe.

III. Approval of Agenda.

MOTION by Mr. Etheridge: ASK UNANIMOUS CONSENT TO APPROVE THE AGENDA AS PRESENTED.

Motion passed without objection

IV. Approval of Previous Meeting Minutes.

No previous meeting minutes.

V. Public Participation on Non-Agenda Items.

There was none.

VI. Items for Action.

1. Discussion of Project Labor Agreement for Port Customs Building.

Mr. Stone said the Port customs and Visitor Center project has an estimated construction cost of \$7,465,570. and is generally comprised of two projects: the infill dock areas and two small buildings. This project has been advertised for bids that are due on May 20, 2010. The bid date has been postponed until further notice to address the issue of including a Project Labor Agreement (PLA). The City Assembly has expressed support of PLAs on large projects and the practice of the Engineering Department has been to consider PLAs on a project by project basis.

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VI. Items for action (continued).

Mr. Gillette, our Port Engineer, has prepared an analysis of whether or not to include a PLA in this project using the 9 criteria to assess if a PLA is required for a project.

Mr. Gillette said there are no official laws governing PLAs for the CBJ. For each project that is large, the city does an analysis to determine whether or not the project is bid with a PLA. The City has only done this analysis about 10 times previously.

Mr. Gillette provided a copy of the PLA Analysis for Port Customs and Visitor Center Project and gave a brief overview of the 10 criteria.

Mr. Gillette said based on the facts and discussion presented about the Port Customs and Visitor Center project, and after consultation with the City Attorney, a good faith attempt has been made to apply the criteria in a meaningful analysis of the facts of the project. In conclusion, we do not believe this project meets the criteria requirements for mandating a PLA to be incorporated into the project.

Mr. Jardell asked if there could be a substantial cost savings for this project if a PLA was incorporated.

Mr. Gillette said with Labor Union work, we would not pay double or triple time to the work force if the project is behind schedule.

Mr. Kueffner asked if Mr. Stone or Mr. Gillette had any experience with projects that had required a PLA.

Mr. Stone said he had previous projects in the Engineering Department that used PLAs but not a Docks and Harbors project.

Public Comment

Jonathon Smith, 9991 silver St., Juneau, AK 99801

Mr. Smith said he was in favor of PLAs and he felt the Port Customs and Visitor Center project was more complicated than indicated in the analysis.

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Public Comment(continued)

Mr. Smith also said there could be a cost saving to the project if a PLA was included and that union and non-union contractors could both bid on the project. Some of the PLA's include apprenticeship language in them that help provide a skill to young people that want to remain working in Juneau.

Dave Vanpool, 3820 Iowa Dr., Juneau, AK 99801

Mr. Vanpool is the owner of Vanpool painting. Mr. Vanpool said he has had problems with the Painter's Union out of Anchorage. They will not allow him to bid on projects with PLAs on them unless he and his employees join the union. He is losing a lot of work because of this problem with the union.

Mr. Wostmann said the PLA should not discriminate against union or non-union members.

Doug Trucano -Trucano construction/Marine construction

Mr. Trucano said he is a non-union contractor but he is willing to work with the unions and union employees. He has used workers from both the electrical union and the masonry union in the past. He did not feel including a PLA in this project would help the local economy. Including a PLA will most likely bring in a contractor from out of town who will bring all of his workers from out of town.

End of Public comment

Mr. Jardell said it doesn't seem like we have the justification to include a PLA in this project and that he was inclined to agree with Mr. Gillette's analysis.

Mr. Preston said it is still the Board's decision to either include or not include a PLA in this project.

Mr. Wostmann said it is incumbent upon the Board to find or not find a justification for a PLA. He did want to encourage local hire and evidence does not suggest a PLA is needed.

Mr. Kueffner said he felt the recommendation was subjective although he was inclined to accept the staff recommendation.

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MOTION by Mr. Kueffner: TO NOT ACCEPT STAFF RECOMMENDATION AND INCLUDE A PLA IN THE PORT CUSTOMS BUILDING PROJECT AND ASK UNANIMOUS CONSENT.

There was further discussion among committee members.

Motion failed with 1 member in favor and 6 opposed.

MOTION by Mr. Donek: TO ACCEPT STAFF RECOMMENATION AND NOT INCLUDE A PLA IN THE PORT CUSOMS BUILDING PROJECT AND ASK UNANIMOUS CONSENT.

The motion passed without objection.

VII. Adjournment.

MOTION by Mr. Williams: TO ASK UNANIMOUS CONSENT TO ADJORN THE SPECIAL BOARD MEETING.

Motion Passed with out objection.

Meeting adjourned at 5:48 p.m.