



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Matt Loesch

SUBJECT: CITYWIDE PROJECT LABOR
AGREEMENT

DATE: March 4, 2024

Approved

Date

3/12/24

RECOMMENDATION

Approve Amendment Number 1 to the First Amended and Restated Citywide Project Labor Agreement to extend the term for a period of five years through March 28, 2029 and to provide for additional five year extensions to the agreement, subject to any potential future amendments that the parties may agree to at any time prior to the expiration of each five-year extension term.

SUMMARY AND OUTCOME

Approval of Amendment Number 1 to the First Amended and Restated Citywide Project Labor Agreement extends the Citywide Project Labor Agreement through March 28, 2029, and absent any mutually agreed upon amendments, the Citywide Project Labor Agreement will continue to extend for additional five year terms.

BACKGROUND

On March 28, 2019, the City of San José and the Santa Clara and San Benito Counties Building and Construction Trades Council (Building Trades Council), on behalf of its affiliated local unions, entered into a Citywide Project Labor Agreement for the City of San José.

On June 3, 2022, the City and the Building Trades Council, on behalf of its affiliated local unions, entered into the First Amendment and Restated Citywide Project Labor Agreement for the City of San José, which incorporated certain amendments authorized by the Mayor and City Council on December 14, 2022, while maintaining the expiration date of March 28, 2024.

ANALYSIS

Since its adoption, the Citywide Project Labor Agreement between the City of San José and Building Trades Council has promoted the efficiency of construction operations for the City and promoted the public interest in timely and economical completion of public works projects. The Public Works Department has continued to experience positive benefits from the agreement and its ongoing relationship with the Building Trades Council and its affiliated local unions.

The Public Works Department and the Building Trades Council mutually desire to extend the term of the Citywide Project Labor Agreement and allow for successive term extensions unless the agreement is further amended or terminated.

The Building Trades Council has represented and demonstrated to the City that it has the authority to execute this amendment on behalf of its affiliated local unions.

Extension of the Project Labor Agreement and amendment to further extend the agreement absent changes benefit the City in completion of public works construction projects.

EVALUATION AND FOLLOW-UP

The Public Works Department will continue to implement and administer the Project Labor Agreement and will provide updates in the Annual Capital Improvements Program Report.

COORDINATION

This update was developed in coordination with the City Manager's Budget Office, City Attorney's Office, and the Department of Planning, Building, and Code Enforcement.

PUBLIC OUTREACH

This memorandum will be posted on the City's Council Agenda website for the March 26, 2024 City Council meeting.

COMMISSION RECOMMENDATION AND INPUT

No commission recommendation or input is associated with this action.

CEQA

Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment.

PUBLIC SUBSIDY REPORTING

This item does not include a public subsidy as defined in section 53083 or 53083.1 of the California Government Code or the City's Open Government Resolution.

/s/
MATT LOESCH
Director of Public Works

For questions, please contact Christopher Hickey, Division Manager, at christopher.hickey@sanjoseca.gov.