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July 16, 2013

Tony Curato
ALL Commercial Supplies
12623 Imperial Hwy. Suite #209
Santa Fe Springs, CA 90670

Subject: Port of Long Beach Middle Harbor Project Labor Agreements

Dear Mr. Curato:

Thank you for your inquiry. I understand that you are a SBE contractor/vendor interested in opportunities to provide labor and/or materials to Port of Long Beach construction projects, including some that are covered by one of the Port's Project Labor Agreements (PLAs), and interested in verifying whether the PLAs have any prohibitions on the use of contractors/vendors who are not signatory to a union collective bargaining agreement.

The Port has signed four (4) PLAs covering projects that are currently active; they cover all Port-owned projects currently underway or bidding under the Middle Harbor Program, as well as construction work on the Gerald Desmond Bridge replacement. The scope of all four PLAs is limited to construction work; vendors are not covered, and the PLAs do not place any limitations on what kind of vendor, including union signatory status, that contractors are permitted to use. All of the agreements specifically exempt material suppliers and delivery from PLA coverage; for example, North Middle Harbor PLA §3.4(6) says, "This Agreement shall not apply to material suppliers or delivery by any means (truck, rail, or vessel) of material, supplies, or equipment required to any point of delivery."

Contractors who are not signatory to a collective bargaining agreement may also perform labor on the projects; several have done so and are doing so on active projects. Non-signatory contractors must be willing to sign a Letter of Assent to the applicable PLA and a "subscription agreement" with the appropriate Labor/Management Trust Fund, and are required to abide by the PLA referral and trust fund provisions, among other contractual requirements.

I hope this satisfactorily answers your inquiry. If you need clarification or have any further questions, please contact me at joseph.carroll@associates.polb.com or (562) 283-7601.

Sincerely,

Joseph Carroll
Middle Harbor Program Project Labor Agreement Administrator

cc: Adriana Ramirez, POLB