**DOCUMENT 007325**

**SUPPLEMENTARY CONDITIONS – PROJECT LABOR AGREEMENT (PLA)**

This supplement modifies the General Conditions. Where any part of the General Conditions is modified by this supplement, the unaltered provisions of that part shall remain in effect.

**ARTICLE 2 – DEFINITIONS**

Add the following:

**2.24** The term “Project Labor Agreement” means a pre-hire collective bargaining agreement, negotiated on behalf of the Office of General Services, Design and Construction Group, covering the terms and conditions of employment for all workers on the project, without distinction as to trade or contractor having jurisdiction over work taking place for the project.

**ARTICLE 4 – SUBMITTALS**

Add the following:

**4.8** The contractor shall submit to the Directors Representative and the Contracting Officer an Agreement to Comply for each subcontractor of any tier for the work performed on the project.

**ARTICLE 6 – CONTRACTORS SUPERVISION**

Add the following:

**6.4.1** Before any part of the Contract shall be sublet, the contractor shall secure an Agreement to Comply with the provisions of the Project Labor Agreement from each subcontractor of any tier for the work performed on the project.

**6.7** After the contract is awarded, and thereafter any change of subcontractor or agreed-upon amount to be paid to each shall require the approval of the public owner, upon a showing presented to the public owner of legitimate construction need for such change, which shall be open to public inspection. Legitimate construction need shall include, but not be limited to, a change in project specifications, a change in construction material costs, a change to subcontractor status as determined pursuant to paragraph (e) of subdivision two of section two hundred twenty-two of the labor law, or the subcontractor has become otherwise unwilling, unable or unavailable to perform the subcontract. The Contracting Officer shall approve any such changes prior to the contractor’s execution of such change. The appropriate BDC forms shall be utilized and submitted to Contract Administration’s Vendor Responsibility Unit, accordingly.

**ARTICLE 25 – MISCELLANEOUS PROVISIONS**

Add the following:

**25.12** A Project Labor Agreement (“PLA”) has been negotiated and executed on behalf of the New York State - Office of General Services (by The Construction Manager, (ADD NAME OF CM), (ADD NAME OF COLLECTIVE BARGAINING ENTITY) and its member unions. The PLA will govern the relationship between the OGS D&C (by The Construction Manager, (ADD NAME OF CM), its contractors, and labor with respect to construction work to be performed under the contract

The PLA has been executed to promote labor harmony on the project; expedite the construction process and reduce construction costs; provide standardized terms and conditions of employment, flexibility in scheduling, enhancement of employment opportunities for minority, women and disadvantaged persons; and create a safer construction site. The Project Labor Agreement is bound in the Appendix of the Project Manual and forms a part of the Contract Documents.

**END OF DOCUMENT**