

CITY OF NIAGARA FALLS, NEW YORK

REQUEST FOR BIDS BID #34-10

Bids on items as specified herein will be accepted at City Hall until 11:00 A.M., and opened at 11:00 A.M. on July 1, 2010.

Bidders must state when delivery can be made.

All bids are subject to delivery as stated herein.

If a bid is submitted on an article intended as a substitute for a grade or brand specified, the bidder must state the grade or brand of the substitution, otherwise it will be assumed that the bid is based on the grade or brand specified.

The City reserves the right to accept this bid by items, or as a whole, or to reject any or all bids or waive informalities.

Bids are to be shown NET. Cash discounts are to be stated, if any.

All bids must be accompanied by the requisite bid bond IF SO STATED IN THE SPECIFICATIONS.

Provision of any required performance bond is the responsibility of the bidder.

Prices must be filled in with typewriter or ink on this form.

THE ENVELOPE CONTAINING THE BID MUST BE SEALED AND CLEARLY MARKED WITH THE BID NUMBER.

Any and all bids and contracts made or awarded by the City of Niagara Falls or any department, agency or official thereof for work or services performed or to be performed, or goods purchased or sold or to be purchased or sold are made subject to the provisions of Chapter 861 of the Laws of New York, 1953, as amended by Chapter 751 of the Laws of New York, and as now contained or as may hereafter be amended. The provisions of the New York State General Municipal Law and 103a and 103b are applicable to this bid.

BIDDER'S ATTENTION IS REQUESTED REGARDING THE FOLLOWING CONDITIONS AND REGULATIONS. BIDS NOT IN COMPLIANCE WITH THE FOREGOING CONDITIONS AND REGULATIONS WILL NOT BE CONSIDERED.

NON-COLLUSIVE BIDDING CERTIFICATION (PERSUANT TO CHAPTER 751 OF LAWS OF NEW YORK, 1965)

By submission of this bid or proposal, the bidder certifies that:

- a) This bid or proposal has been independently arrived at without collusion with any other bidder or with any competitor or potential competitor;
- b) This bid or proposal has not been knowingly disclosed and will not be knowingly disclosed, prior to the opening of bids or proposals for this project, to any other bidder, competitor or potential competitor;
- c) No attempt has been or will be made to induce any other person, partnership or corporation to submit or not to submit a bid or proposal;
- d) The person signing this bid or proposal certifies that he has fully informed himself regarding the accuracy of the statements contained in this certification, and under the penalties of perjury, affirms the truth thereof, such penalties being applicable to the bidders as well as to the person signing on its behalf;
- e) That attached hereto (if a corporate bidder) is a certified copy or resolution authorizing the execution of this certificate by the signator of this bid or proposal on behalf of the corporate bidder.

(see reverse side for additional information)

COMPANY NAME:

ADDRESS:

| | |
|---|--------------------------|
| TOTAL NET PRICE | DELIVERY PROMISED |
| | |
| CONTACT PERSON FOR QUESTIONS REGARDING BID | TELEPHONE NUMBER |
| | |
| AUTHORIZED SIGNATURE | DATE |
| | |
| TITLE | |
| | |

MAIL BIDS TO:
CITY OF NIAGARA FALLS
PURCHASING DIVISION ROOM 14-B
PO BOX 69
NIAGARA FALLS, NY 14302-0069

DELIVER BIDS TO:
CITY OF NIAGARA FALLS
CITY HALL ROOM 14-B
745 MAIN STREET
NIAGARA FALLS, NY 14302-0069

BIDS SUBMITTED BY FACSIMILE ARE UNACCEPTABLE

| QUANTITY | UNIT | DESCRIPTION | UNIT PRICE | | NET TOTAL |
|----------|------|--|------------|--|-----------|
| | | Sealed bid proposals will be received by the City | | | |
| | | Purchasing Agent in his office at City Hall, Room | | | |
| | | 14-B, for the purchase and planting of trees as | | | |
| | | follows: | | | |
| | | | | | |
| 347 | Ea. | Trees as per the attached list and specifications | | | |
| | | | | | |
| | | The City reserves the right to increase or decrease | | | |
| | | the number of trees to be purchased and planted | | | |
| | | depending upon funding availability. | | | |
| | | | | | |
| | | Please provide a price for the purchase of the | | | |
| | | trees only as planting may be done by City staff. | | | |
| | | | | | |
| | | A separate price should be provided for the | | | |
| | | purchase and planting of trees. | | | |
| | | | | | |
| | | If this bid is awarded for the "purchase only" of | | | |
| | | trees, they will be ordered as needed over the | | | |
| | | course of one year after award of the bid. | | | |
| | | (Approximately 3-4 deliveries) | | | |
| | | | | | |
| | | The NYS Department of Labor has determined the | | | |
| | | planting of trees is subject to the prevailing wage | | | |
| | | rate law. Attached is a copy of the schedule | | | |
| | | provided by the Dept. of Labor. | | | |
| | | | | | |
| | | Funding for this project is being provided by the | | | |
| | | federal government. As such, all provisions of the | | | |
| | | Davis-Bacon Act apply. The high prevailing wage | | | |
| | | rate (State or Federal) shall be paid to employees | | | |
| | | working under this contract. Certified payrolls must | | | |
| | | be submitted to this office weekly. | | | |
| | | | | | |

CITY OF NIAGARA FALLS TREE LIST

| ITEM | QTY. | VARIETY | TREE ONLY PRICE | TREE AND PLANTING PRICE |
|------|------|--|-----------------|-------------------------|
| 1 | 30 | Autumn Blaze Maple (<i>Acer x freemanii</i>) | | |
| 2 | 10 | Scarlet Sentinel Maple (<i>Acer x freemanii</i>) | | |
| 3 | 13 | Superform Norway Maple (<i>Acer platanoides</i>) | | |
| 4 | 18 | Crimson King Maple (<i>Acer platanoides</i>) | | |
| 5 | 15 | Homestead Elm (<i>Ulmus spp.</i>) | | |
| 6 | 17 | Accolade Elm (<i>Ulmus spp.</i>) | | |
| 7 | 20 | Skymaster Oak (<i>Quercus robur</i>) | | |
| 8 | 11 | Swamp White Oak (<i>Quercus bicolor</i>) | | |
| 9 | 16 | Magyar Ginkgo (<i>Ginkgo biloba</i>) | | |
| 10 | 30 | Hedge Maple (<i>Acer campestre</i>) | | |
| 11 | 33 | Serviceberry (<i>Amelanchier spp.</i>)* | | |
| 12 | 31 | Golden Raintree (<i>Koelreuteria paniculata</i>)* | | |
| 13 | 35 | Cleveland Pear (<i>Pyrus calleryana</i>)* | | |
| 14 | 34 | Japanese Tree Lilac (<i>Syringia reticulata</i>)* | | |
| 15 | 17 | Thornless Cockspur Hawthorne (<i>Crataegus crus-galli</i> var. <i>inermis</i>) | | |
| 16 | 16 | Oakleaf Ash (<i>Sorbus thuringiaca</i>) | | |
| | | | | |
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City of Niagara Falls
Bid # 34-10
Tree Purchase and Planting
Specifications

1. Tree selections were based on margin width (between street and sidewalk) and presence of overhead utilities. Trees used under utility lines were selected from the National Grid "recommended list" for Zone 6 and below.
2. All trees are to be a minimum of 1-1/4" to 1-1/2" caliper size.
3. All trees are to be container-grown in 15 gallon containers, well rooted, not bare rooted and put into containers. If certain varieties of trees are unavailable in containers, balled and burlapped trees are acceptable.
4. The contractor shall be responsible for utility checks (U.F.P.O.s) while excavating.
5. All trees will be planted in the City's right-of-way. Most of the planting will be between the curb and the sidewalk. The City can supply, if requested, the right-of-way distance from the curb to the sidewalk.
6. On the pricing sheet, four varieties of trees are marked with an asterisk. Some of those trees may be planted in tree wells, in commercial areas of the City (Pine Avenue and Main Street). If the price for planting at those locations is different, this must be indicated on the pricing sheet.
7. Trees planted by the contractor are to be guaranteed for a period of one year after planting.
8. All trees shall be staked (two stakes) and trunks are to be wrapped to the first lateral branch. A tree guard shall be installed on the trunk of each tree.
9. All plantings shall be mulched with 3" – 4" of hardwood mulch and "watered-in" thoroughly at planting.
10. The contractor shall be responsible for removing and disposing of all excavated soil from the site. The planting hole shall be backfilled with four (4) parts tested soil (approx. 1/3 each sand, silt and loam) and

City of Niagara Falls
Bid # 34-10
Tree Purchase and Planting
Specifications

one (1) part compost. Wood chips shall not be added to the backfill mixture.

11. The contractor is responsible for repairing any damage (including lawn damage) incurred while planting.
12. Trees in unacceptable form or health (including, but not limited to trees improperly pruned, poor structure, pest or physical damage) will be rejected and shall be replaced by the contractor.
13. The City will provide to the contractor a list of street locations with the variety of tree to be planted at each location. The City reserves the right to change the variety of tree to be planted at any given location. If a resident at any location approaches the contractor with a request to change the variety of tree to be planted or if the resident does not want a tree planted at any given location, the contractor shall promptly contact the City. No planting should take place at that location until directed to do so by the City.
14. The City shall be responsible for removing any existing trees which may currently be located where a new tree is to be planted. Removal of any subterranean material (roots below ground, stumps and other debris) are the responsibility of the contractor.
15. All trees are to be planted between September 1, 2010 and May 31, 2011.
16. The contractor may submit two invoices, one for all trees planted in 2010 and one for all trees planted in 2011. Each invoice must include a list of the locations and varieties of tree planted for which the City is being billed.

INSTRUCTIONS FOR
CITY OF NIAGARA FALLS STANDARD INSURANCE CERTIFICATE

Standard Insurance Requirements apply to the following classifications:

- Construction and Maintenance
- Purchase of, or lease of merchandise or equipment
- Professional Services
- Property Leased to others or Use of Facilities or grounds
- Concessionaire Services
- Livery Services
- All purpose Public Entity Contracts

The Provider of any of the above classifications shall obtain, at his own costs and expense, the following insurance coverage with insurance companies licensed in the State of New York with a Best Rating of at least B+ and shall provide a Certificate of Insurance as evidence of such coverage to the City of Niagara Falls before commencement of work and/or lease or delivery of merchandise or equipment.

Certificate should be made to the City of Niagara Falls, N.Y., Room 242, 745 Main Street, PO Box 69, Niagara Falls, N.Y. 14302-0069 and should reference the operation.

Prior to non-renewal, cancellation of insurance policies, or material change, at least 30 days advance written notice shall be given to the Certificate Holder.

All Certificates of Insurance shall be approved by the Risk Management Department prior to the inception of any work.

Minimum coverage with limits and provisions are as follows:

A. **Comprehensive General Liability**

With a minimum combined single limit of liability for Bodily Injury and Property Damage of \$1,500,000.00 per occurrence and 3,000,000.00 annual aggregate. The coverage shall include:

- * Premises and Operations
- * Products and Completed Operations
- * No exclusion for X C U coverage (explosion, collapse and underground)
- * Independent Contractors
- * Broad Form Property Damage
- * Contractual Liability
- * Fire Legal Liability
- * Personal Injury Liability (Cov. A, B and C)
- * Liquor Liability (if alcoholic beverages are to be dispensed under NYS License.)

- * If the work to be performed is undertaken pursuant to a home improvement contract and a City right-of-way permit is required only by reason of the installation, repair or replacement of a driveway, apron, or sidewalk within the City right-of-way, then the limits of liability for comprehensive general liability set forth in this section shall be \$1,000,000 per occurrence and \$2,000,000 annual aggregate.

The City of Niagara Falls shall be named as an Additional Insured on the General Liability Policy with the following provisions:

1. The insurance company or companies issuing the policies shall have no recourse against the City of Niagara Falls for payment of any premiums or for assessments under any form of policy.
2. The insurance shall apply separately to each insured (except with respect to the limit of liability).
- B. **Auto Liability:** (if licensed vehicles are to be used in the operation) With a combined single limit for Bodily Injury and Property Damage of \$1,000,000.00 each occurrence, the coverage shall include Owned, Hired and Non-owned autos (Symbol 1 should be designated for Liability Coverage on Business Auto Policy).
- C. **Excess Umbrella Liability:** If General Liability and/or auto limits are lower than required in the above sections, Umbrella Liability or Excess Liability to the required limit is acceptable.
- D. **Owners Protective Liability:** (on contracts for construction which exceed a cost of \$100,000). With a minimum limit of \$1,500,000.00 each occurrence and 3,000,000.00 aggregate. Named insured shall be the City of Niagara Falls, New York.
- E. **Professional Liability:** If the contract includes professional services (engineers, architects, etc.), contractor will carry professional liability insurance with a minimum limit of one million dollars (\$1,000,000.00).
- F. **Property Insurance:** (if applicable) Contractor shall purchase and maintain property insurance upon the work at or off the site to 100% of the contract completed value. This insurance shall include the interest of the Owner, Contractor and Subcontractors in the work; shall insure against the perils of fire and extended coverage; shall include "all risk" insurance for physical loss and damage including theft, vandalism and malicious mischief, collapse and water damage. All such insurance required by this paragraph shall remain in effect until the work is completed and accepted by the Owner.
- G. **Statutory Workers' Compensation and Employers Liability:** All contractors doing business with or vendors entering upon City of Niagara Falls property shall carry the above insurance, in compliance with the Workers' Compensation Law of the State of New York.
- H. **Performance and Payment Bond: (if specified in bid request)** A performance and payment bond shall be issued by a Surety company who is licensed by the Insurance Department of the State of New York in favor of the City of Niagara Falls in the amount of not less than _____ percentum of the total amount and shall be delivered before commencement of lease or assumption of operations under contract.

NOTE: IF THE CONTRACT IS FOR PROFESSIONAL SERVICES ONLY, (ENGINEERS, ARCHITECTS, ETC.), PARAGRAPHS D, F AND H WILL NOT APPLY.



David A. Paterson, Governor

Colleen C. Gardner, Commissioner

City of Niagara Falls
Dean W. Spring, Purchasing Agent
Purchasing Division
P.O. Box 69
Niagara Falls NY 14302-0069

Schedule Year 2009 through 2010
Date Requested 06/14/2010
PRC# 2010005090

Location Throughout the City
Project ID#
Project Type Purchase of and planting of trees throughout the city

PREVAILING WAGE SCHEDULE FOR ARTICLE 8 PUBLIC WORK PROJECT

Attached is the current schedule(s) of the prevailing wage rates and prevailing hourly supplements for the project referenced above. A unique Prevailing Wage Case Number (PRC#) has been assigned to the schedule(s) for your project.

The schedule is effective from July 2009 through June 2010. All updates, corrections, posted on the 1st business day of each month, and future copies of the annual determination are available on the Department's website www.labor.state.ny.us. Updated PDF copies of your schedule can be accessed by entering your assigned PRC# at the proper location on the website.

It is the responsibility of the contracting agency or its agent to annex and make part, the attached schedule, to the specifications for this project, when it is advertised for bids and /or to forward said schedules to the successful bidder(s), immediately upon receipt, in order to insure the proper payment of wages.

Please refer to the "General Provisions of Laws Covering Workers on Public Work Contracts" provided with this schedule, for the specific details relating to other responsibilities of the Department of Jurisdiction.

Upon completion or cancellation of this project, enter the required information and mail **OR** fax this form to the office shown at the bottom of this notice, **OR** fill out the electronic version via the NYSDOL website.

NOTICE OF COMPLETION / CANCELLATION OF PROJECT

Date Completed: _____ Date Cancelled: _____

Name & Title of Representative: _____

Phone: (518) 457-5589 Fax: (518) 485-1870
W. Averell Harriman State Office Campus, Bldg. 12, Room 130, Albany, NY 12240

General Provisions of Laws Covering Workers on Article 8 Public Work Contracts

Introduction

The Labor Law requires public work contractors and subcontractors to pay laborers, workers, or mechanics employed in the performance of a public work contract not less than the prevailing rate of wage and supplements (fringe benefits) in the locality where the work is performed.

Responsibilities of the Department of Jurisdiction

A Department of Jurisdiction (Contracting Agency) includes a state department, agency, board or commission; a county, city, town or village; a school district, board of education or board of cooperative educational services; a sewer, water, fire, improvement and other district corporation; a public benefit corporation; and a public authority awarding a public work contract.

The Department of Jurisdiction (Contracting Agency) awarding a public work contract MUST obtain a Prevailing Rate Schedule listing the hourly rates of wages and supplements due the workers to be employed on a public work project. This schedule may be obtained by completing and forwarding a "Request for wage and Supplement Information" form (PW 39) to the Bureau of Public Work. The Prevailing Rate Schedule MUST be included in the specifications for the contract to be awarded and is deemed part of the public work contract.

Upon the awarding of the contract, the law requires that the Department of Jurisdiction (Contracting Agency) furnish the following information to the Bureau: the name and address of the contractor, the date the contract was let and the approximate dollar value of the contract. To facilitate compliance with this provision of the Labor Law, a copy of the Department's "Notice of Contract Award" form (PW 16) is provided with the original Prevailing Rate Schedule.

The Department of Jurisdiction (Contracting Agency) is required to notify the Bureau of the completion or cancellation of any public work project. The Department's PW 200 form is provided for that purpose.

Hours

No laborer, worker, or mechanic in the employ of a contractor or subcontractor engaged in the performance of any public work project shall be permitted to work more than eight hours in any day or more than five days in any week, except in cases of extraordinary emergency. The contractor and the Department of Jurisdiction (Contracting Agency) may apply to the Bureau of Public Work for a dispensation permitting workers to work additional hours or days per week on a particular public work project.

Wages and Supplements

The wages and supplements to be paid and/or provided to laborers, workers, and mechanics employed on a public work project shall be not less than those listed in the current Prevailing Rate Schedule for the locality where the work is performed. If a prime contractor on a public work project has not been provided with a Prevailing Rate Schedule, the contractor must notify the Department of Jurisdiction (Contracting Agency) who in turn must request an original Prevailing Rate Schedule form the Bureau of Public Work. Requests may be submitted by: mail to NYSDOL, Bureau of Public Work, State Office Bldg. Campus, Bldg. 12, Rm. 130, Albany, NY 12240; Fax to Bureau of Public Work (518) 485-1870; or electronically at the NYSDOL website www.labor.state.ny.us.

Upon receiving the original schedule, the Department of Jurisdiction (Contracting Agency) is REQUIRED to provide complete copies to all prime contractors who in turn MUST, by law, provide copies of all applicable county schedules to each subcontractor and obtain from each subcontractor, an affidavit certifying such schedules were received. If the original schedule expired, the contractor may obtain a copy of the new annual determination from the NYSDOL website www.labor.state.ny.us.

The Commissioner of Labor makes an annual determination of the prevailing rates. This determination is in effect from July 1st through June 30th of the following year. The annual determination is available on the NYSDOL website www.labor.state.ny.us.

Payrolls and Payroll Records

Every contractor and subcontractor MUST keep original payrolls or transcripts subscribed and affirmed as true under penalty of perjury. Payrolls must be maintained for at least three (3) years from the project's date of completion. At a minimum, payrolls must show the following information for each person employed on a public work project: Name, Social Security number, Classification(s) in which the worker was employed, Hourly wage rate(s) paid, Supplements paid or provide, and Daily and weekly number of hours worked in each classification.

Every contractor and subcontractor shall submit to the Department of Jurisdiction (Contracting Agency), within thirty (30) days after issuance of its first payroll and every thirty (30) days thereafter, a transcript of the original payrolls, subscribed and affirmed as true under penalty of perjury. The Department of Jurisdiction (Contracting Agency) shall receive and maintain such payrolls.

In addition, the Commissioner of Labor may require contractors to furnish, with ten (10) days of a request, payroll records sworn to as their validity and accuracy for public work and private work. Payroll records include, but are not limited to time cards, work description sheets, proof that supplements were provided, cancelled payroll checks and payrolls. Failure to provide the requested information within the allotted ten (10) days will result in the withholding of up to 25% of the contract, not to exceed \$100,000.00. If the contractor or subcontractor does not maintain a place of business in New York State and the amount of the contract exceeds \$25,000.00, payroll records and certifications must be kept on the project worksite.

The prime contractor is responsible for any underpayments of prevailing wages or supplements by any subcontractor.

All contractors or their subcontractors shall provide to their subcontractors a copy of the Prevailing Rate Schedule specified in the public work contract as well as any subsequently issued schedules. A failure to provide these schedules by a contractor or subcontractor is a violation of Article 8, Section 220-a of the Labor Law.

All subcontractors engaged by a public work project contractor or its subcontractor, upon receipt of the original schedule and any subsequently issued schedules, shall provide to such contractor a verified statement attesting that the subcontractor has received the Prevailing Rate Schedule and will pay or provide the applicable rates of wages and supplements specified therein. (See NYS Labor Laws, Article 8 . Section 220-a).

Determination of Prevailing Wage and Supplement Rate Updates Applicable to All Counties

The wages and supplements contained in the annual determination become effective July 1st whether or not the new determination has been received by a given contractor. Care should be taken to review the rates for obvious errors. Any corrections should be brought to the Department's attention immediately. It is the responsibility of the public work contractor to use the proper rates. If there is a question on the proper classification to be used, please call the district office located nearest the project. Any errors in the annual determination will be corrected and posted to the NYSDOL website on the first business day of each month. Contractors are responsible for paying these updated rates as well, retroactive to July 1st.

When you review the schedule for a particular occupation, your attention should be directed to the dates above the column of rates. These are the dates for which a given set of rates is effective. To the extent possible, the Department posts rates in its possession that cover periods of time beyond the July 1st to June 30th time frame covered by a particular annual determination. Rates that extend beyond that instant time period are informational ONLY and may be updated in future annual determinations that actually cover the then appropriate July 1st to June 30th time period.

Withholding of Payments

When a complaint is filed with the Commissioner of Labor alleging the failure of a contractor or subcontractor to pay or provide the prevailing wages or supplements, or when the Commissioner of Labor believes that unpaid wages or supplements may be due, payments on the public work contract shall be withheld from the prime contractor in a sufficient amount to satisfy the alleged unpaid wages and supplements, including interest and civil penalty, pending a final determination.

When the Bureau of Public Work finds that a contractor or subcontractor on a public work project failed to pay or provide the requisite prevailing wages or supplements, the Bureau is authorized by Sections 220-b of the Labor Law to so notify the financial officer of the Department of Jurisdiction (Contracting Agency) that awarded the public work contract. Such officer MUST then withhold or cause to be withheld from any payment due the prime contractor on account of such contract the amount indicated by the Bureau as sufficient to satisfy the unpaid wages and supplements, including interest and any civil penalty that may be assessed by the Commissioner of Labor. The withholding continues until there is a final determination of the underpayment by the Commissioner of Labor or by the court in the event a legal proceeding is instituted for review of the determination of the Commissioner of Labor.

The Department of Jurisdiction (Contracting Agency) shall comply with this order of the Commissioner of Labor or of the court with respect to the release of the funds so withheld.

Summary of Notice Posting Requirements

The current Prevailing Rate Schedule must be posted in a prominent and accessible place on the site of the public work project. The prevailing wage schedule must be encased in, or constructed of, materials capable of withstanding adverse weather conditions and be titled "PREVAILING RATE OF WAGES" in letters no smaller than two (2) inches by two (2) inches.

Every employer providing workers. compensation insurance and disability benefits must post notices of such coverage in the format prescribed by the Workers. Compensation Board in a conspicuous place on the jobsite.

Every employer subject to the NYS Human Rights Law must conspicuously post at its offices, places of employment, or employment training centers, notices furnished by the State Division of Human Rights.

Employers liable for contributions under the Unemployment Insurance Law must conspicuously post on the jobsite notices furnished by the NYS Department of Labor.

Apprentices

Employees cannot be paid apprentice rates unless they are individually registered in a program registered with the NYS Commissioner of Labor. The allowable ratio of apprentices to journeyworkers in any craft classification can be no greater than the statewide building trade ratios promulgated by the Department of Labor and included with the Prevailing Rate Schedule. An employee listed on a payroll as an apprentice who is not registered as above or is performing work outside the classification of work for which the apprentice is indentured, must be paid the prevailing journeyworker's wage rate for the classification of work the employee is actually performing.

NYSDOL Labor Law, Article 8, Section 220-3, require that only apprentices individually registered with the NYS Department of Labor may be paid apprenticeship rates on a public work project. No other Federal or State Agency of office registers apprentices in New York State.

Persons wishing to verify the apprentice registration of any person must do so in writing by mail, to the NYSDOL Office of Employability Development / Apprenticeship Training, State Office Bldg. Campus, Bldg. 12, Albany, NY 12240 or by Fax to NYSDOL Apprenticeship Training (518) 457-7154. All requests for verification must include the name and social security number of the person for whom the information is requested.

The only conclusive proof of individual apprentice registration is written verification from the NYSDOL Apprenticeship Training Albany Central office. Neither Federal nor State Apprenticeship Training offices outside of Albany can provide conclusive registration information.

It should be noted that the existence of a registered apprenticeship program is not conclusive proof that any person is registered in that program. Furthermore, the existence or possession of wallet cards, identification cards, or copies of state forms is not conclusive proof of the registration of any person as an apprentice.

Interest and Penalties

In the event that an underpayment of wages and/or supplements is found:

- Interest shall be assessed at the rate then in effect as prescribed by the Superintendent of Banks pursuant to section 14-a of the Banking Law, per annum from the date of underpayment to the date restitution is made.
- A Civil Penalty may also be assessed, not to exceed 25% of the total of wages, supplements, and interest due.

Debarment

Any contractor or subcontractor and/or its successor shall be ineligible to submit a bid on or be awarded any public work contract or subcontract with any state, municipal corporation or public body for a period of five (5) years when:

- Two (2) willful determinations have been rendered against that contractor or subcontractor and/or its successor within any consecutive six (6) year period.
- There is any willful determination that involves the falsification of payroll records or the kickback of wages or supplements.

Criminal Sanctions

Willful violations of the Prevailing Wage Law (Article 8 and Article 9 of the Labor Law) constitute a misdemeanor punishable by fine or imprisonment, or both.

Discrimination

No employee or applicant for employment may be discriminated against on account of age, race, creed, color, national origin, sex, disability or marital status.

No contractor, subcontractor nor any person acting on its behalf, shall by reason of race, creed, color, disability, sex or national origin discriminate against any citizen of the State of New York who is qualified and available to perform the work to which the employment relates (NYS Labor Law, Article 8, Section 220-e(a)).

No contractor, subcontractor, nor any person acting on its behalf, shall in any manner, discriminate against or intimidate any employee on account of race, creed, color, disability, sex, or national origin (NYS Labor Law, Article 8, Section 220-e(b)).

The Human Rights Law also prohibits discrimination in employment because of age, marital status, or religion.

There may be deducted from the amount payable to the contractor under the contract a penalty of \$50.00 for each calendar day during which such person was discriminated against or intimidated in violation of the provision of the contract (NYS Labor Law, Article 8, Section 220-e(c)).

The contract may be cancelled or terminated by the State or municipality. All monies due or to become due thereunder may be forfeited for a second or any subsequent violation of the terms or conditions of the anti-discrimination sections of the contract (NYS Labor Law, Article 8, Section 220-e(d)).

Every employer subject to the New York State Human Rights Law must conspicuously post at its offices, places of employment, or employment training centers notices furnished by the State Division of Human Rights.

Workers' Compensation

In accordance with Section 142 of the State Finance Law, the contractor shall maintain coverage during the life of the contract for the benefit of such employees as required by the provisions of the New York State Workers' Compensation Law.

A contractor who is awarded a public work contract must provide proof of workers' compensation coverage prior to being allowed to begin work.

The insurance policy must be issued by a company authorized to provide workers' compensation coverage in New York State. Proof of coverage must be on form C-105.2 (Certificate of Workers' Compensation Insurance) and must name this agency as a certificate holder.

If New York State coverage is added to an existing out-of-state policy, it can only be added to a policy from a company authorized to write workers' compensation coverage in this state. The coverage must be listed under item 3A of the information page.

The contractor must maintain proof that subcontractors doing work covered under this contract secured and maintained a workers' compensation policy for all employees working in New York State.

Every employer providing worker's compensation insurance and disability benefits must post notices of such coverage in the format prescribed by the Workers' Compensation Board in a conspicuous place on the jobsite.

Unemployment Insurance

Employers liable for contributions under the Unemployment Insurance Law must conspicuously post on the jobsite notices furnished by the New York State Department of Labor.



David A. Paterson, Governor

Colleen C. Gardner, Commissioner

City of Niagara Falls
Dean W. Spring, Purchasing Agent
Purchasing Division
P.O. Box 69
Niagara Falls NY 14302-0069

Schedule Year 2009 through 2010
Date Requested 06/14/2010
PRC# 2010005090

Location Throughout the City
Project ID#
Project Type Purchase of and planting of trees throughout the city

Notice of Contract Award

New York State Labor Law, Article 8, Section 220.3a requires that certain information regarding the awarding of public work contracts, be furnished to the Commissioner of Labor. One "Notice of Contract Award" (PW 16, which may be photocopied), **MUST** be completed for **EACH** prime contractor on the above referenced project.

Upon notifying the successful bidder(s) of this contract, enter the required information and mail **OR** fax this form to the office shown at the bottom of this notice, **OR** fill out the electronic version via the NYSDOL website.

Contractor Information

All information must be supplied

| | | |
|---|--|------------|
| Federal Employer Identification Number: _____ | | |
| Name: _____ | | |
| Address: _____ _____ | | |
| City: _____ | State: _____ | Zip: _____ |
| Amount of Contract: \$ _____ | Contract Type: | |
| Approximate Starting Date: ____/____/____ | <input type="checkbox"/> (01) General Construction | |
| Approximate Completion Date: ____/____/____ | <input type="checkbox"/> (02) Heating/Ventilation | |
| | <input type="checkbox"/> (03) Electrical | |
| | <input type="checkbox"/> (04) Plumbing | |
| | <input type="checkbox"/> (05) Other : _____ | |

Phone: (518) 457-5589 Fax: (518) 485-1870
W. Averell Harriman State Office Campus, Bldg. 12, Room 130, Albany, NY 12240

IMPORTANT NOTICE

FOR

CONTRACTORS & CONTRACTING AGENCIES

Social Security Numbers on Certified Payrolls

The Department of Labor is cognizant of the concerns of the potential for misuse or inadvertent disclosure of social security numbers. Identity theft is a growing problem and we are sympathetic to contractors' concerns with regard to inclusion of this information on payrolls if another identifier will suffice.

For these reasons, *the substitution of the use of the last four digits of the social security number on certified payrolls submitted to contracting agencies on public work projects is now acceptable to the Department of Labor.*

NOTE: This change does not affect the Department's ability to request and receive the entire social security number from employers during the course of its public work / prevailing wage investigations.

**To all State Departments, Agency Heads and Public Benefit Corporations
IMPORTANT NOTICE REGARDING PUBLIC WORK ENFORCEMENT FUND**

Budget Policy & Reporting Manual

B-610

Public Work Enforcement Fund

effective date December 7, 2005

1. Purpose and Scope:

This Item describes the Public Work Enforcement Fund (the Fund, PWEF) and its relevance to State agencies and public benefit corporations engaged in construction or reconstruction contracts, and announces the recently-enacted increase to the percentage of the dollar value of such contracts that must be deposited into the Fund. This item also describes the roles of the following entities with respect to the Fund:

- New York State Department of Labor (DOL),
- The Office of the State of Comptroller (OSC), and
- State agencies and public benefit corporations.

2. Background and Statutory References:

DOL uses the Fund to enforce the State's Labor Law as it relates to contracts for construction or reconstruction as defined in subdivision two of Section 220 of the Labor Law. State agencies and public benefit corporations participating in such contracts are required to make payments to the Fund.

Chapter 511 of the Laws of 1995 (as amended by Chapter 513 of the Laws of 1997, Chapter 655 of the Laws of 1999, Chapter 376 of the Laws of 2003 and Chapter 407 of the Laws of 2005) established the Fund.

3. Procedures and Agency Responsibilities:

The Fund is supported by transfers and deposits based on the value of contracts for construction and reconstruction, as defined in subdivision two of Section 220 of the Labor Law, into which all State agencies and public benefit corporations enter.

Chapter 407 of the Laws of 2005 increased the amount required to be provided to this fund to .10 of one-percent of the total cost of each such contract, to be calculated at the time agencies or public benefit corporations enter into a new contract or if a contract is amended. The provisions of this bill became effective August 2, 2005.

**To all State Departments, Agency Heads and Public Benefit Corporations
IMPORTANT NOTICE REGARDING PUBLIC WORK ENFORCEMENT FUND**

OSC will report to DOL on all construction-related ("D") contracts approved during the month, including contract amendments, and then DOL will bill agencies the appropriate assessment monthly. An agency may then make a determination if any of the billed contracts are exempt and so note on the bill submitted back to DOL. For any instance where an agency is unsure if a contract is or is not exempt, they can call the Bureau of Public Work at the number noted below for a determination. Payment by check or journal voucher is due to DOL within thirty days from the date of the billing. DOL will verify the amounts and forward them to OSC for processing.

For those contracts which are not approved or administered by the Comptroller, monthly reports and payments for deposit into the Public Work Enforcement Fund must be provided to the Administrative Finance Bureau at the DOL within 30 days of the end of each month or on a payment schedule mutually agreed upon with DOL.

Reports should contain the following information:

- Name and billing address of State agency or public benefit corporation;
- State agency or public benefit corporation contact and phone number;
- Name and address of contractor receiving the award;
- Contract number and effective dates;
- Contract amount and PWEF assessment charge (if contract amount has been amended, reflect increase or decrease to original contract and the adjustment in the PWEF charge); and
- Brief description of the work to be performed under each contract.

Checks and Journal Vouchers, payable to the "New York State Department of Labor" should be sent to:

Department of Labor
Administrative Finance Bureau-PWEF Unit
Building 12, Room 464
State Office Campus
Albany, NY 12240

Any questions regarding billing should be directed to NYSDOL's Administrative Finance Bureau-PWEF Unit at (518) 457-3624 and any questions regarding Public Work Contracts should be directed to the Bureau of Public Work at (518) 457-5589.

NEW LEGISLATION

Effective February 24, 2008

WORKER NOTIFICATION – [A9052](#) – [S6240](#)

This provision is an addition to the existing prevailing wage rate law, Labor Law §220, paragraph a of subdivision 3-a. It requires contractors and subcontractors to provide written notice to all laborers, workers or mechanics of the *prevailing wage rate* for their particular job classification *on each pay stub**. It also requires contractors and subcontractors to *post a notice* at the beginning of the performance of every public work contract *on each job site* that includes the telephone number and address for the Department of Labor and a statement informing laborers, workers or mechanics of their right to contact the Department of Labor if he/she is not receiving the proper prevailing rate of wages and/or supplements for his/her particular job classification. The required notification will be provided with each wage schedule, may be downloaded from our website www.labor.state.ny.us or made available upon request by contacting the Bureau of Public Work at 518-457-5589.

* In the event that the required information will not fit on the pay stub, an accompanying sheet or attachment of the information will suffice.

THIS IS A **PUBLIC WORK PROJECT**

Any worker, laborer, or mechanic employed on this project is entitled to receive the ***prevailing wage and supplements*** rate for the classification at which he/she is working.

*Chapter 629
of the
Labor Laws
of 2007*

**These wages are set by law and
must be posted at the work site.**

They can also be found at

www.labor.state.ny.us

If you feel that you have not received proper wages or benefits, please call our nearest office. *

| | | | |
|----------------------|----------------|---------------------|----------------|
| Albany | (518) 457-2744 | Newburgh | (845) 568-5398 |
| Binghamton | (607) 721-8005 | Patchogue | (631) 687-4886 |
| Buffalo | (716) 847-7159 | Rochester | (585) 258-4505 |
| Garden City | (516) 228-3915 | Syracuse | (315) 428-4056 |
| New York City | (212) 775-3568 | Utica | (315) 793-2314 |
| | | White Plains | (914) 997-9507 |

** For New York City government agency construction projects,
please contact the Office of the NYC Comptroller at (212) 669-4443,
www.comptroller.nyc.gov - click on Bureau of Labor Law.*

Contractor Name:

Project Location:



NEW LEGISLATION

Effective July 18, 2008

OSHA 10-hour Construction Safety and Health Course – S1537-A

This provision is an addition to the existing prevailing wage rate law, Labor Law §220, section 220-h. It requires that on all public work projects of at least \$250,000.00, all laborers, workers and mechanics working on the site, be certified as having successfully completed the OSHA 10-hour construction safety and health course. It further requires that the advertised bids and contracts for every public work contract of at least \$250,000.00, contain a provision of this requirement.

***NOTE:** The OSHA 10 Legislation does not apply to projects advertised for bid prior to July 18, 2008 AND only applies to workers on a public work project that are required under Article 8 to receive the prevailing wage.*

Rules and regulations will be promulgated and posted on the NYSDOL website www.labor.state.ny.us when finalized.

Where to find OSHA 10-hour Construction Course

1. NYS Department of Labor website for scheduled outreach training at:

www.labor.state.ny.us/workerprotection/safetyhealth/DOSH_ONSITE_CONSULTATION.shtm

2. OSHA Training Institute Education Centers:

Rochester Institute of Technology OSHA Education Center

Rochester, NY

Donna Winter

Fax (585) 475-6292

e-mail: dlwtpo@rit.edu

(866) 385-7470 Ext. 2919

www.rit.edu/~outreach/course.php3?CourseID=54

Atlantic OSHA Training Center

UMDNJ – School of Public Health

Piscataway, NJ

Janet Crooks

Fax (732) 235-9460

e-mail: crooksje@umdnj.edu

(732) 235-9455

<https://ophp.umdnj.edu/wconnect/ShowSchedule.awp?~~GROUP~AOTCON~10~>

Keene State College

Manchester, NH

Leslie Singleton

e-mail: lsingletin@keene.edu

(800) 449-6742

www.keene.edu/courses/print/courses_osh.cfm

3. List of trainers and training schedules for OSHA outreach training at:

www.OutreachTrainers.org

Requirements for OSHA 10 Compliance

Chapter 282 of the Laws of 2007, codified as Labor Law 220-h will take effect on July 18, 2008. The statute provides as follows:

The advertised specifications for every contract for public work of \$250,000.00 or more must contain a provision requiring that every worker employed in the performance of a public work contract shall be certified as having completed an OSHA 10 safety training course. The clear intent of this provision is to require that all employees of public work contractors receive such training “prior to the performing any work on the project.”

The Bureau will enforce the statute as follows:

All contractors and sub contractors must attach a copy of proof of completion of the OSHA 10 course to the first certified payroll submitted to the contracting agency and on each succeeding payroll where any new or additional employee is first listed.

Proof of completion may include but is not limited to:

- copies of bona fide course completion card;
- training roster, attendance record of other documentation from the certified trainer pending the issuance of the card.
- other valid proof

**A certification by the employer attesting that all employees have completed such course is not sufficient proof that the course has been completed.

Any questions regarding this statute may be directed to the New York State Department of Labor, Bureau of Public Work at 518-485-5696.

WICKS Reform 2008

(For all contracts advertised or solicited for bid on or after 7/1/08)

- Raises the threshold for public work projects subject to the Wicks Law requiring separate specifications and bidding for the plumbing, heating and electrical work. The total project's threshold would increase from \$50,000 to: \$3 million in Bronx, Kings, New York, Queens and Richmond counties; \$1.5 million in Nassau, Suffolk and Westchester counties; and \$500,000 in all other counties.
- For projects below the monetary threshold, bidders must submit a sealed list naming each subcontractor for the plumbing, HVAC and electrical work and the amount to be paid to each. The list may not be changed unless the public owner finds a legitimate construction need, including a change in specifications or costs or use of a Project Labor Agreement (PLA), and must be open to public inspection.
- Allows the state and local agencies and authorities to waive the Wicks Law and use a PLA if it will provide the best work at the lowest possible price. If a PLA is used, all contractors shall participate in apprentice training programs in the trades of work it employs that have been approved by the Department of Labor (DOL) for not less than three years. They shall also have at least one graduate in the last three years and use affirmative efforts to retain minority apprentices. PLA's would be exempt from Wicks, but deemed to be public work subject to prevailing wage enforcement.
- The Commissioner of Labor shall have the power to enforce separate specification requirements on projects, and may issue stop-bid orders against public owners for non-compliance.
- Other new monetary thresholds, and similar sealed bidding for non-Wicks projects, would apply to certain public authorities including municipal housing authorities, NYC Construction Fund, Yonkers Educational Construction Fund, NYC Municipal Water Finance Authority, Buffalo Municipal Water Finance Authority, Westchester County Health Care Association, Nassau County Health Care Corp., Clifton-Fine Health Care Corp., Erie County Medical Center Corp., NYC Solid Waste Management Facilities, and the Dormitory Authority.
- Reduces from 15 to 7 days the period in which contractors must pay subcontractors.

IMPORTANT INFORMATION

Regarding Use of Form PW30R

“Employer Registration for Use of 4 Day / 10 Hour Work Schedule”

To use the ‘4 Day / 10 Hour Work Schedule’:

There **MUST** be a *Dispensation of Hours (PW30)* in place on the project

AND

You **MUST** register your intent to work 4 / 10 hour days, by completing the PW30R Form.

REMEMBER...

The ‘4 Day / 10 Hour Work Schedule’ applies **ONLY** to Job Classifications and Counties listed on the PW30R Form.

(Please note : For each Job Classification check the individual wage schedule for specific details regarding their 4/10 hour day posting.)

Instructions for Completing Form PW30R

“Employer Registration for Use of 4 Day / 10 Hour Work Schedule”

Before completing Form PW30R check to be sure ...

- There is a *Dispensation of Hours* in place on the project.
- The 4 Day / 10 Hour Work Schedule applies to the Job Classifications you will be using.
- The 4 Day / 10 Hour Work Schedule applies to the County / Counties where the work will take place.

Instructions (Type or Print legibly):

Contractor Information:

- Enter the Legal Name of the business, FEIN, Street Address, City, State, Zip Code; the Company’s Phone and Fax numbers; and the Company’s email address (if applicable)
- Enter the Name of a Contact Person for the Company along with their Phone and Fax numbers, and the personal email address (if applicable)

Project Information:

- Enter the Prevailing Rate Case number (PRC#) assigned to this project
- Enter the Project Name / Type (i.e. Smithtown CSD – Replacement of HS Roof)
- Enter the Exact Location of Project (i.e. Smithtown HS, 143 County Route #2, Smithtown, NY; Bldgs. 1 & 2)
- If you are a Subcontractor, enter the name of the Prime Contractor for which you work
- On the Checklist of Job Classifications -
 - Go to pages 2 and 3 of the form
 - Place a checkmark in the box to the right of the Job Classification you are choosing
 - Mark all Job Classifications that apply

Requestor Information:

- Enter the name of the person submitting the registration, their title with the company , and the date the registration is filled out

Return Completed Form:

- **Mail** the completed PW30R form (3 pages) to: NYSDOL Bureau of Public Work, SOBC – Bldg.12 – Rm.130, Albany, NY 12240 **-OR-**
- **Fax** the completed PW30R form (3 pages) to: NYSDOL Bureau of Public Work at (518)485-1870



New York State Department of Labor
Bureau of Public Work
 W. Averell Harriman State Office Campus
 Building 12 - Room 130
 Albany, New York 12240
 Phone - (518) 457-5589 Fax - (518) 485-1870

Employer Registration for Use of 4 Day / 10 Hour Work Schedule

Before completing Form PW30R check to be sure ...
 There is a *Dispensation of Hours* in place on the project.
 The 4 Day / 10 Hour Work Schedule applies to the Job Classifications you will be using.
 The 4 Day / 10 Hour Work Schedule applies to the County / Counties where the work will take place.

Please Type or Print the Requested Information

When completed ...
 Mail to NYSDOL Bureau of Public Work, SOBC, Bldg. 12, Rm.130, Albany, NY 12240
 -or-
 Fax to NYSDOL Bureau of Public Work at (518) 485-1870

Contractor Information

Company Name: _____ FEIN: _____
 Address: _____
 City: _____ State: _____ Zip Code: _____
 Phone Number _____ Fax Number: _____ Email Address: _____
 Contact Person: _____
 Phone No: _____ Fax No: _____ Email: _____

Project Information

Project PRC#: _____ Project Name/Type: _____
 Exact Location of Project: _____ County: _____
 (If you are Subcontractor)
 Prime Contractor Name: _____

Job Classification(s) to Work 4/10 Schedule: *(Choose all that apply on Job Classification Checklist - Pages 2 & 3)*

Requestor Information

Name: _____
 Title: _____ Date : _____

Job Classification Checklist

(Place a checkmark by all classifications that will be using the 4/10 schedule)

| Job Classification | Tag # | Applicable Counties | Check Box |
|---------------------------|--------------|--|--------------------------|
| Electrician | 25m | Nassau, Suffolk | <input type="checkbox"/> |
| Electrician | 43 | Cayuga, Chenango, Cortland, Herkimer, Madison, Oneida, Onondaga, Oswego, Otsego, Tompkins, Wayne | <input type="checkbox"/> |
| Electrician | 840Teledata | Cayuga, Onondaga, Ontario, Seneca, Wayne, Yates | <input type="checkbox"/> |
| Electrician | 86 | Genesee, Livingston, Monroe, Ontario, Orleans, Wayne, Wyoming | <input type="checkbox"/> |
| Electrician Lineman | 1049Line/Gas | Nassau, Suffolk | <input type="checkbox"/> |
| Electrician Lineman | 1249a | Albany, Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Delaware, Dutchess, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Montgomery, Niagara, Oneida, Onondaga, Ontario, Orange, Orleans, Oswego, Otsego, Putnam, Rensselaer, Rockland, Saratoga, Schenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Sullivan, Tioga, Tompkins, Ulster, Warren, Washington, Wayne, Wyoming, Yates | <input type="checkbox"/> |
| Elevator Constructor | 138 | Columbia, Delaware, Dutchess, Greene, Orange, Putnam, Rockland, Sullivan, Ulster, Westchester | <input type="checkbox"/> |
| Elevator Constructor | 14 | Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Niagara, Orleans, Wyoming | <input type="checkbox"/> |
| Elevator Constructor | 27 | Chemung, Livingston, Monroe, Ontario, Schuyler, Seneca, Steuben, Wayne, Yates | <input type="checkbox"/> |
| Elevator Constructor | 35 | Albany, Clinton, Columbia, Essex, Franklin, Fulton, Greene, Hamilton, Herkimer, Montgomery, Oneida, Otsego, Rensselaer, Saratoga, Schenectady, Schoharie, Warren, Washington | <input type="checkbox"/> |
| Elevator Constructor | 62.1 | Broome, Cayuga, Chenango, Cortland, Delaware, Jefferson, Lewis, Madison, Oneida, Onondaga, Oswego, St. Lawrence, Tioga, Tompkins | <input type="checkbox"/> |
| Glazier | 677.1 | Jefferson, Lewis, Livingston, Monroe, Ontario, Seneca, St. Lawrence, Wayne, Yates | <input type="checkbox"/> |
| Insulator - Heat & Frost | 30-Syracuse | Broome, Cayuga, Chemung, Chenango, Cortland, Herkimer, Jefferson, Lewis, Madison, Oneida, Onondaga, Oswego, Otsego, Schuyler, Seneca, St. Lawrence, Tioga, Tompkins | <input type="checkbox"/> |

Job Classification Checklist

(Place a checkmark by all classifications that will be using the 4/10 schedule)

| Job Classification | Tag # | Applicable Counties | Check Box |
|--|---------------------|--|--------------------------|
| Laborers - Residential Deconstruction, Demolition | 601 | Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Cortland, Delaware, Essex, Franklin, Genesee, Jefferson, Lewis, Livingston, Monroe, Onondaga, Ontario, Orleans, Oswego, Schuyler, Seneca, St. Lawrence, Steuben, Tioga, Tompkins, Warren, Wayne, Wyoming, Yates | <input type="checkbox"/> |
| Operating Engineer - Heavy& Highway | 832H | Allegany, Chemung, Genesee, Livingston, Monroe, Ontario, Schuyler, Steuben, Wayne, Yates | <input type="checkbox"/> |
| Painter | 178 B | Broome, Chenango, Tioga | <input type="checkbox"/> |
| Painter | 178 E | Chemung, Schuyler, Steuben | <input type="checkbox"/> |
| Painter | 178 O | Delaware, Otsego | <input type="checkbox"/> |
| Painter | 31 | Cayuga, Herkimer, Lewis, Madison, Oneida, Onondaga, Ontario, Oswego, Seneca | <input type="checkbox"/> |
| Painter | 38.O | Oswego | <input type="checkbox"/> |
| Painter | 4-Buf,Nia, Olean | Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Livingston, Niagara, Orleans, Steuben, Wyoming | <input type="checkbox"/> |
| Painter | 4-Jamestown | Cattaraugus, Chautauqua | <input type="checkbox"/> |
| Sheetmetal Worker | 46 | Livingston, Monroe, Ontario, Seneca, Wayne, Yates | <input type="checkbox"/> |
| Teamster - Heavy&Highway | 294h/h | Albany, Columbia, Fulton, Greene, Montgomery, Rensselaer, Saratoga, Schenectady, Schoharie, Warren, Washington | <input type="checkbox"/> |
| Teamster - Heavy&Highway | 317a.hh | Allegany, Cayuga, Cortland, Seneca, Steuben, Tompkins, Wayne, Yates | <input type="checkbox"/> |
| Teamster - Heavy&Highway | 693.H/H | Broome, Chenango, Delaware, Otsego, Tioga | <input type="checkbox"/> |

Introduction to the Prevailing Rate Schedule

Information About Prevailing Rate Schedule

This information is provided to assist you in the interpretation of particular requirements for each classification of worker contained in the attached Schedule of Prevailing Rates.

Classification

It is the duty of the Commissioner of Labor to make the proper classification of workers taking into account whether the work is heavy and highway, building, sewer and water, tunnel work, or residential, and to make a determination of wages and supplements to be paid or provided. It is the responsibility of the public work contractor to use the proper rate. If there is a question on the proper classification to be used, please call the district office located nearest the project. District office locations and phone numbers are listed below.

Prevailing Wage Schedules are issued separately for "General Construction Projects" and "Residential Construction Projects" on a county-by-county basis.

General Construction Rates apply to projects such as: Buildings, Heavy & Highway, and Tunnel and Water & Sewer rates.

Residential Construction Rates generally apply to construction, reconstruction, repair, alteration, or demolition of one family, two family, row housing, or rental type units intended for residential use.

Some rates listed in the Residential Construction Rate Schedule have a very limited applicability listed along with the rate. Rates for occupations or locations not shown on the residential schedule must be obtained from the General Construction Rate Schedule. Please contact the local Bureau of Public Work office before using Residential Rate Schedules, to ensure that the project meets the required criteria.

Paid Holidays

Paid Holidays are days for which an eligible employee receives a regular day's pay, but is not required to perform work. If an employee works on a day listed as a paid holiday, this remuneration is in addition to payment of the required prevailing rate for the work actually performed.

Overtime

At a minimum, all work performed on a public work project in excess of eight hours in any one day or more than five days in any workweek is overtime. However, the specific overtime requirements for each trade or occupation on a public work project may differ. Specific overtime requirements for each trade or occupation are contained in the prevailing rate schedules.

Overtime holiday pay is the premium pay that is required for work performed on specified holidays. It is only required where the employee actually performs work on such holidays.

The applicable holidays are listed under HOLIDAYS: OVERTIME. The required rate of pay for these covered holidays can be found in the OVERTIME PAY section listings for each classification.

Supplemental Benefits

Particular attention should be given to the supplemental benefit requirements. Although in most cases the payment or provision of supplements is for each hour worked, some classifications require the payment or provision of supplements for each hour paid (including paid holidays on which no work is performed) and/or may require supplements to be paid or provided at a premium rate for premium hours worked.

Effective Dates

When you review the schedule for a particular occupation, your attention should be directed to the dates above the column of rates. These are the dates for which a given set of rates is effective. The rate listed is valid until the next effective rate change or until the new annual determination which takes effect on July 1 of each year. All contractors and subcontractors are required to pay the current prevailing rates of wages and supplements. If you have any questions please contact the Bureau of Public Work or visit the New York State Department of Labor website (www.labor.state.ny.us) for current wage rate information.

Apprentice Training Ratios

The following are the allowable ratios of registered Apprentices to Journey-workers.

For example, the ratio 1:1,1:3 indicates the allowable initial ratio is one Apprentice to one Journeyworker. The Journeyworker must be in place on the project before an Apprentice is allowed. Then three additional Journeyworkers are needed before a second Apprentice is allowed. The last ratio repeats indefinitely. Therefore, three more Journeyworkers must be present before a third Apprentice can be hired, and so on.

Please call Apprentice Training Central Office at (518) 457-6820 if you have any questions.

| Title (Trade) | Ratio |
|--|---------|
| Boilermaker (Construction) | 1:1,1:4 |
| Boilermaker (Shop) | 1:1,1:3 |
| Carpenter (Bldg.,H&H, Pile Driver/Dockbuilder) | 1:1,1:4 |
| Carpenter (Residential) | 1:1,1:3 |
| Electrical (Outside) Lineman | 1:1,1:2 |

| | |
|--|---------|
| Electrician (Inside) | 1:1,1:3 |
| Elevator/Escalator Construction & Modernizer | 1:1,1:2 |
| Glazier | 1:1,1:3 |
| Insulation & Asbestos Worker | 1:1,1:3 |
| Iron Worker | 1:1,1:4 |
| Laborer | 1:1,1:3 |
| Mason | 1:1,1:4 |
| Millwright | 1:1,1:4 |
| Op Engineer | 1:1,1:5 |
| Painter | 1:1,1:3 |
| Plumber & Steamfitter | 1:1,1:3 |
| Roofer | 1:1,1:2 |
| Sheet Metal Worker | 1:1,1:3 |
| Sprinkler Fitter | 1:1,1:2 |

If you have any questions concerning the attached schedule or would like additional information, please contact the nearest BUREAU of PUBLIC WORK District Office or write to:

New York State Department of Labor
Bureau of Public Work
State Office Campus, Bldg. 12
Albany, NY 12240

| District Office Locations: | Telephone # | FAX # |
|--|--------------|--------------|
| Bureau of Public Work - Albany | 518-457-2744 | 518-485-0240 |
| Bureau of Public Work - Binghamton | 607-721-8005 | 607-721-8004 |
| Bureau of Public Work - Buffalo | 716-847-7159 | 716-847-7650 |
| Bureau of Public Work - Garden City | 516-228-3915 | 516-794-3518 |
| Bureau of Public Work - Newburgh | 845-568-5287 | 845-568-5332 |
| Bureau of Public Work - New York City | 212-775-3568 | 212-775-3579 |
| Bureau of Public Work - Patchogue | 631-687-4883 | 631-687-4904 |
| Bureau of Public Work - Rochester | 585-258-4505 | 585-258-4708 |
| Bureau of Public Work - Syracuse | 315-428-4056 | 315-428-4671 |
| Bureau of Public Work - Utica | 315-793-2314 | 315-793-2514 |
| Bureau of Public Work - White Plains | 914-997-9507 | 914-997-9523 |
| Bureau of Public Work - Central Office | 518-457-5589 | 518-485-1870 |

Niagara County General Construction

Asbestos Worker **06/01/2010**

JOB DESCRIPTION Asbestos Worker **DISTRICT 9**

ENTIRE COUNTIES

Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Cortland, Erie, Genesee, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Niagara, Oneida, Onondaga, Ontario, Orleans, Oswego, Otsego, Schuyler, Seneca, St. Lawrence, Steuben, Tioga, Tompkins, Wayne, Wyoming, Yates

WAGES

| | | |
|--|---------------------------|---------------------------|
| Per hour | 07/01/2009- 11/30/2009 | 12/01/2009- 11/30/2010 |
| Asbestos Worker Removal & Abatement Only | \$ 17.50 | Additional \$3.00* |

Only for the removal of insulation materials from mechanical systems which are not going to be scrapped.

* Increase to be allocated at a later date

SUPPLEMENTAL BENEFITS

Per hour paid

Journeyman \$ 7.50

OVERTIME PAY

See (B, E, *Q, **T, V) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
 Overtime: See (2, 4, 6, 25) on HOLIDAY PAGE

*Code Q applies to 4, 6, & 25

**Code T applies to 2

9-12a - Removal Only

Boilermaker **06/01/2010**

JOB DESCRIPTION Boilermaker **DISTRICT 3**

ENTIRE COUNTIES

Allegany, Cattaraugus, Chautauqua, Chemung, Erie, Genesee, Livingston, Monroe, Niagara, Ontario, Orleans, Schuyler, Steuben, Wayne, Wyoming, Yates

WAGES

Per hour: 07/01/2009

Boilermaker \$ 31.03
 The wage rate will be 90% of the above for Maintenance work on boilers less than 100,000 pph.

SUPPLEMENTAL BENEFITS

Per hour worked: \$ 16.81*

* Note - \$16.02 of this amount to be paid at the same premium as the wages.

OVERTIME PAY

See (B, E, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

1000 hour terms at the following percentage of Journeyman's wage:

| | | | | | | | |
|------|------|------|------|------|------|-----|-----|
| 1st* | 2nd* | 3rd* | 4th* | 5th* | 6th* | 7th | 8th |
| 65% | 65% | 70% | 75% | 80% | 85% | 90% | 95% |

* Note - add \$1.00 per hour to the wage rate for 1st through 6th term.

Supplemental Benefits per hour worked:

1st to 5th \$ 15.81*
 6th to 8th 16.81**

* Note - \$15.02 of this amount to be paid at the same premium as the wages.
 ** Note - \$16.02 of this amount to be paid at the same premium as the wages.

3-7

Carpenter - Building / Heavy&Highway **06/01/2010**

JOB DESCRIPTION Carpenter - Building / Heavy&Highway **DISTRICT 3**

ENTIRE COUNTIES

Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Niagara, Orleans, Wyoming

WAGES

| Per hour: | 07/01/2009 | 05/15/2010 | 05/15/2011 |
|-----------------------------|------------|------------|------------|
| Building and Heavy Highway: | | Addit. | Addit. |
| Piledriver | \$ 29.10 | \$ 1.60 | \$ 1.65 |
| Dockbuilder | 29.10 | 1.60 | 1.65 |
| Marine Construction: | | | |
| Diver Tender | 30.10* | 1.60 | 1.65 |
| Diver | 40.22* | 1.60 | 1.65 |

* Note - rate applies to all hours worked the day a diver dives. If a diver does not dive the piledriver / dockbuilder rate applies.

Pipe penetration rate for divers: 0' to 50' free, additional \$0.75 per foot per hour from 51' to 100', plus \$1.00 per foot per hour for 101' and deeper.

Depth pay for divers: 0' to 80' free, additional \$0.50 per foot per hour from 81' to 100', plus \$0.75 per foot per hour from 101' to 150', plus \$1.25 per foot per hour for 151' and deeper. The deepest dive of the day will constitute the depth pay.

Additional \$1.00 per hour for DOT and ABS Certified Welders.

Additional \$2.50 per hour for hazardous and toxic waste projects.

SUPPLEMENTAL BENEFITS

Per hour paid:

| | |
|------------|----------|
| Diver | \$ 21.62 |
| All others | 21.12 |

OVERTIME PAY

See (B, E, Q, V) on OVERTIME PAGE

HOLIDAY

Paid: See (2, 17) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

One year terms at the following percentage of Journeyman's wage:

| | | | |
|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th |
| 50% | 60% | 70% | 80% |

Supplemental benefits per hour paid:

\$ 21.12

3-9-Pile

Carpenter - Building / Heavy&Highway **06/01/2010**

JOB DESCRIPTION Carpenter - Building / Heavy&Highway **DISTRICT 3**

ENTIRE COUNTIES

Genesee, Niagara, Orleans

PARTIAL COUNTIES

Wyoming: Only the Townships of Arcade, Attica, Bennington, Covington, Eagle, Java, Middlebury, Orangeville, Sheldon and Wethersfield.

WAGES

| Per hour: | 07/01/2009 | 07/01/2010 | 07/01/2011 |
|-----------|------------|--------------------|--------------------|
| Carpenter | \$ 27.52 | Additional \$ 1.60 | Additional \$ 1.65 |

Add \$0.50 per hour for welder.

Add \$1.00 per hour for certified welder.

Add \$1.25 per hour for use of protective clothing due to hazardous and toxic material.

Add \$4.00 per hour for use of supplied air respirators.

SUPPLEMENTAL BENEFITS

Per hour: \$ 22.15*

* Note - \$21.85 of this amount to be paid at the same premium as the wages.

OVERTIME PAY

See (B, E, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

Apprentices indentured before June 30, 2009:

One year terms at the following percentage of Journeyman's wage:

| | | | |
|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th |
| 50% | 60% | 70% | 80% |

Apprentices indentured after July 1, 2009:

One year terms at the following wage:

| | | | |
|----------|----------|----------|----------|
| 1st | 2nd | 3rd | 4th |
| \$ 12.46 | \$ 13.16 | \$ 15.66 | \$ 17.91 |

Supplemental Benefits per hour:

Apprentices indentured before June 30, 2009:

| | | | |
|-----------|-----------|-----------|-----------|
| 1st | 2nd | 3rd | 4th |
| \$ 11.26* | \$ 11.26* | \$ 11.26* | \$ 11.26* |

* Note - \$ 10.96 of this amount to be paid at the same premium as the wages.

Apprentices indentured after July 1, 2009:

| | | | |
|----------|----------|-----------|-----------|
| 1st | 2nd | 3rd | 4th |
| \$ 7.87* | \$ 9.42* | \$ 11.17* | \$ 12.17* |

* Note - Entire amount paid at the same premium as the wages.

3-280

Electrician

06/01/2010

JOB DESCRIPTION Electrician

DISTRICT 3

ENTIRE COUNTIES

Niagara

PARTIAL COUNTIES

Orleans: Only the Townships of Albion, Barre, Carlton, Gaines, Ridgeway, Shelby and Yates.

WAGES

| | | | |
|---------------|------------|------------|------------|
| Per hour: | 07/01/2009 | 05/31/2010 | 05/30/2011 |
| | | Additional | Additional |
| Electrician* | \$ 29.30 | \$ 1.90 | \$ 1.98 |
| Cable Splicer | 32.23** | | |

* Includes teledata work.

** Note - Applies for taped splices and taped terminations on shielded cable 5KV and over; for taped splices and taped terminations on all cable over 15KV; for all lead cable splices and terminations; for manufactured, slip-on and kit type splices and terminations over 15KV.

Work performed over 35' to 50' high - \$0.45 shall be added to regular rate.

Work performed over 50' high - \$0.90 shall be added to regular rate.

Work performed in tunnels over 25' deep or 75' long - \$0.45 shall be added.

Hazardous waste work - supplied air as in OSHA Class A - \$4.00 additional.

Hazardous waste work - as in OSHA Class B and C - \$2.50 additional.

SUPPLEMENTAL BENEFITS

Per hour worked:

\$ 18.19*

* NOTE - add 3% of the posted straight time or applicable premium wage rate.

OVERTIME PAY

See (B, E, Q) on OVERTIME PAGE

Day after Thanksgiving is paid at 1 1/2 the hourly rate if worked.

HOLIDAY

Paid: See (1) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

Hour terms at the following percentage of Journeyman's wage:

0 to 1000 to 2000 to 3500 to 5000 to 6500 to 8000
 40% 45% 50% 60% 70% 85%

Supplemental benefits per hour worked:

0 to 2000 to 3500 to 5000 to 6500 to 8000
 \$ 8.04* \$ 17.26* \$ 17.43* \$ 17.68* \$ 17.94*

* NOTE - add 3% of the posted straight time or applicable premium wage rate.

3-237

Elevator Constructor

06/01/2010

JOB DESCRIPTION Elevator Constructor

DISTRICT 3

ENTIRE COUNTIES

Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Niagara, Orleans, Wyoming

WAGES

| Per hour: | 07/01/2009 | 01/01/2010 |
|----------------------|------------|------------|
| Elevator Constructor | \$ 39.50 | \$ 41.00 |
| Helper | 27.65 | 28.70 |

** IMPORTANT NOTICE - EFFECTIVE 04/01/2009 **

Four (4), ten (10) hour days may be worked at straight time during a week, Monday thru Thursday.

NOTE - In order to use the '4 Day/10 Hour Work Schedule,' you must submit an 'Employer Registration for Use of 4 Day/10 Hour Work Schedule,' form PW30R; additionally, there must be a dispensation of hours in place on the project.

SUPPLEMENTAL BENEFITS

| | | |
|------------------|------------|------------|
| Per hour worked: | \$ 18.285* | \$19.785** |
|------------------|------------|------------|

Note - add 6% of regular hourly rate for all hours worked.

OVERTIME PAY

See (D, O) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 6, 15, 16) on HOLIDAY PAGE

Overtime: See (5, 6, 15, 16) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

One year terms at the following percentage of Journeyman's wage:

1st 2nd 3rd 4th
 55% 65% 70% 80%

Supplemental benefits per hour worked:

| | |
|------------|-----------|
| \$ 18.285* | \$19.785* |
|------------|-----------|

* Note - add 6% of regular hourly rate for all hours worked.

3-14

Glazier

06/01/2010

JOB DESCRIPTION Glazier

DISTRICT 3

ENTIRE COUNTIES

Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Niagara, Orleans, Wyoming

WAGES

Per hour: 07/01/2009

Glazier \$ 23.49
Working off Suspended
Scaffold (Swing Stage) 24.49
Maintenance 10.10*

* Note - This rate to be used only for all repair and replacement work such as glass breakage, glass replacement, door repair and board ups.

SUPPLEMENTAL BENEFITS

Per hour worked:

Journeyman Glazier \$ 14.28*
Maintenance 8.92**

* Note - \$6.15 of this amount to be paid at the same premium as the wages.

** Note - \$3.04 of this amount to be paid at the same premium as the wages.

OVERTIME PAY

See (B, E2, F, R) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE for Glazier and Glazier Apprentices.

Paid: See (5, 6) on HOLIDAY PAGE for Maintenance

Overtime: See (5, 6) on HOLIDAY PAGE.

REGISTERED APPRENTICES

Wages per hour:

Glazier: 1000 hour terms at the following percentage of Journeyman's wage:

| 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th |
|-----|-----|-----|-----|-----|-----|-----|-----|
| 40% | 45% | 50% | 55% | 60% | 70% | 80% | 90% |

Supplemental benefits per hour worked:

1st & 2nd terms \$ 5.38*
3rd & 4th terms 6.23**
All other terms 7.13***

* Note - \$0.65 of this amount to be paid at the same premium as the wages.

** Note - \$1.50 of this amount to be paid at the same premium as the wages.

*** Note - \$2.40 of this amount to be paid at the same premium as the wages.

3-660

Insulator - Heat & Frost

06/01/2010

JOB DESCRIPTION Insulator - Heat & Frost

DISTRICT 3

ENTIRE COUNTIES

Allegany, Cattaraugus, Chautauqua, Erie, Niagara, Wyoming

PARTIAL COUNTIES

Genesee: Only the Townships of Alabama, Alexander, Darien, Oakfield and Pembroke.

WAGES

Per Hour: 07/01/2009

Heat & Frost Insulator \$ 27.55

SUPPLEMENTAL BENEFITS

Per hour worked:

\$ 15.64

OVERTIME PAY

See (B, *E, **Q) on OVERTIME PAGE

* Note - Double time after 10 hours on Saturday.

** Note - Triple time on Labor Day if WORKED.

HOLIDAY

Paid: See (1) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

One year terms at the following percentage of Journeyman's wage:

| 1st | 2nd | 3rd | 4th |
|-----|-----|-----|-----|
|-----|-----|-----|-----|

GROUP 3: Potman, Pipelayers, Pavment Breakers, Jack Hammer Operators, Barco Rammers, Chain Saw, Powder Monkey, Black Top Rakers, Scalers, Drill Helpers, Mortar Mixers, Men Working from Swing Scaffold, Bosun Chair, or suspended cage or bucket, Work in Caissons below 8 feet, Concrete Motor Buggy, Operators of Mechanical Tools.

GROUP 4: Blasters, Grade Checkers.

GROUP 5: Men Working with asbestos, hazardous waste or toxic material.

GROUP 6: Wagon drill, Air Track.

GROUP 7: Video Machine.

GROUP 8: Supplied Air Respirators.

GROUP 9: Laser Beam.

| Per hour: | 07/01/2009 | 07/01/2010 Additional | 07/01/2011 Addiitional |
|-----------|------------|--------------------------|---------------------------|
| GROUP 1 | \$ 24.05 | \$ 0.60 | \$ 0.55 |
| GROUP 2 | 24.65 | 0.60 | 0.55 |
| GROUP 3 | 24.35 | 0.60 | 0.55 |
| GROUP 4 | 26.46 | 0.60* | 0.55* |
| GROUP 5 | 26.05 | 0.60 | 0.55 |
| GROUP 6 | 25.05 | 0.60 | 0.55 |
| GROUP 7 | 24.55 | 0.60 | 0.55 |
| GROUP 8 | 29.05 | 0.60 | 0.55 |
| GROUP 9 | 24.90 | 0.60 | 0.55 |

*May be more as the wage is a 10% premium applied to the Group 1 rate.

The following premiums apply when shift work is mandated by the job specifications or by the contracting agency:

15% for work from 4:30 p.m. to 12:30 a.m.

20% for work from 12:30 a.m. to 8:00 a.m.

SUPPLEMENTAL BENEFITS

| Per hour worked: | 07/01/2009 | 07/01/2010 | 07/01/2011 |
|------------------|------------|------------|------------|
| | \$ 24.11 | \$ 25.11 | \$ 26.11 |

OVERTIME PAY

See (B, E, Q, V) on OVERTIME PAGE

HOLIDAY

Paid: See (3, 20) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

1000 hour terms at the following percentage of basic Journeyman's wage:

| 1st | 2nd | 3rd | 4th |
|-----|-----|-----|-----|
| 60% | 70% | 80% | 90% |

Supplemental benefits per hour worked:

| | | |
|----------|----------|----------|
| \$ 24.11 | \$ 25.11 | \$ 26.11 |
|----------|----------|----------|

3-91b

Laborer - Heavy&Highway

06/01/2010

JOB DESCRIPTION Laborer - Heavy&Highway

DISTRICT 3

ENTIRE COUNTIES

Niagara

WAGES

Heavy/Highway & Sewer/Water Laborer:

GROUP 1: Basic.

GROUP 2: Blasters, Grade Checkers.

GROUP 3: Curb and Flatwork Formsetter not on structures, Gunnite Nozzlemen, Tree Topper, Sand Blasters, Burning Torch, Operator of Concrete Saw and Utility Pile Driver.

GROUP 4: Potman, Pipelayer, Pavement Breakers or Busters, Jack Hammer Operator, Video Machine, Barco Rammers, Chain Saw, Powder Monkey, Black Top Rakers, Scalers, Drill Helpers, Mortar Mixers, Men Working from Swinging Scaffold, Bosun Chair, Suspended Cage or Bucket, Work in Caissons below 8 ft, Concrete Motor Buggy, All other operators of Mechanical Tools, including Vibrators regardless of type of power and Boat men.

GROUP 5: Chemical Waste Men Working With Hazardous Waste and Toxic materials as defined in Article VI, Section 2C or in areas of radioactive material and asbestos as specified in bidding documents and specifications. The removal of lead.

GROUP 6: Welder, Wagon Drill, Air track Drill, Self Contained Drill.

GROUP 7: Laser Beam.

GROUP 8: Supplied Air Respirators.

GROUP 9: Respirator required for busting.

GROUP 10: Respirator required due to atmospheric conditions (excluding respirators required for hazardous waste, toxic materials, asbestos or lead abatement).

| Per hour: | 07/01/2009 | 07/01/2010 Additional | 07/01/2011 Additional |
|-----------|------------|--------------------------|--------------------------|
| GROUP 1 | \$ 24.05 | \$ 1.75 | \$ 1.75 |
| GROUP 2 | 26.46 | 1.75* | 1.75* |
| GROUP 3 | 24.65 | 1.75 | 1.75 |
| GROUP 4 | 24.35 | 1.75 | 1.75 |
| GROUP 5 | 26.05 | 1.75 | 1.75 |
| GROUP 6 | 25.05 | 1.75 | 1.75 |
| GROUP 7 | 24.90 | 1.75 | 1.75 |
| GROUP 8 | 29.05 | 1.75 | 1.75 |
| GROUP 9 | 24.55 | 1.75 | 1.75 |
| GROUP 10 | 25.05 | 1.75 | 1.75 |

*May be more as the wage is a 10% premium applied to the Group 1 rate.

The following premiums apply when shift work is mandated by the job specifications or by the contracting agency:

15% for work from 4:30 p.m. to 12:30 a.m.

20% for work from 12:30 a.m. to 8:00 a.m.

SUPPLEMENTAL BENEFITS

Per hour worked:

\$ 24.11

OVERTIME PAY

See (B, E, Q, V) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 6) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

1000 hour terms at the following percentage of basic Journeyman's wage:

| | | | |
|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th |
| 60% | 70% | 80% | 90% |

Supplemental benefits per hour worked:

\$ 24.11

3-91h/s

Laborer - Tunnel

06/01/2010

JOB DESCRIPTION Laborer - Tunnel

DISTRICT 3

ENTIRE COUNTIES

Niagara

WAGES

FREE AIR:

GROUP 1: Mole Nipper, Powder Watchmen, Changehouse Attendant and Top Laborers

GROUP 2: Tunnel Workers, Miners, Drill Runners, Maintenance Men, Conveyor Men, Safety Miner, Block Layers, Rod man, Caulkers, Powder Carriers, Miners Helpers, Chuck Tenders, Track Men, Nippers, Burners, Brake Men, Derail Men, Cable Men, Hosemen, Grout Men, Gravel Men, Form Men, Bottom Bell, Top Bell, Signal Men, Form Workers, Movers, Concrete Workers, Shaft Man and Tunnel Laborers.

GROUP 3: Blasters, Welders, Steel Erectors, Piledrivers, Riggers, Cement Finishers and Ironmen.

GROUP 4: Electricians.

GROUP 5: Divers.

GROUP 6: Diver Tender.

| Per hour: | 07/01/2009 | 07/01/2010 Additional | 07/01/2011 Additional |
|-----------|------------|--------------------------|--------------------------|
| GROUP 1 | \$ 24.05 | \$ 1.75 | \$ 1.75 |
| GROUP 2 | 27.66 | 1.75* | 1.75* |
| GROUP 3 | 28.86 | 1.75* | 1.75* |
| GROUP 4 | 30.06 | 1.75* | 1.75* |
| GROUP 5 | 46.59 | 1.75 | 1.75 |
| GROUP 6 | 26.59 | 1.75 | 1.75 |

*May be more as the wage is a premium applied to the Group 1 rate.

The following premiums apply when shift work is mandated by the job specifications or by the contracting agency:

15% for work from 4:30 p.m. to 12:30 a.m.

20% for work from 12:30 a.m. to 8:00 a.m.

Additional \$1.00 per hr. for Top Laborers using an air spade, jackhammer or pavement breaker.

Additional \$ 0.75 per hr. for all employed at tunnel level in pipe jacking operations.

For CAISSON, COFFERDAMS and CYLINDERS: See compressed air tunnel rates.

SUPPLEMENTAL BENEFITS

Per hour worked:

\$ 24.11

OVERTIME PAY

See (B, E, Q, V) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 6) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

1000 hour terms at the following percentage of GROUP 1 Journeyman's wage:

| 1st | 2nd | 3rd | 4th |
|-----|-----|-----|-----|
| 60% | 70% | 80% | 90% |

Supplemental benefits per hour worked:

\$ 24.11

3-91t/fa

Laborer - Tunnel

06/01/2010

JOB DESCRIPTION Laborer - Tunnel

DISTRICT 3

ENTIRE COUNTIES

Niagara

WAGES

COMPRESSED AIR:

GROUP 1: Powder Watchmen, Changehouse Attendant and Top Laborers.

GROUP 2: Blasters, Mucking Machine Operators.

GROUP 3: All Tunnel Workers including Miners, Drill Runners, Iron Men, Maint. Men, Muck Men, Inside Mucklock Tender, Pumpmen, Electricians, Cement Finishers, Rodman, Caulkers, Carpenters, Hydraulic Men, Shield Drivers, Monorail Operators, Motormen, Conveyor Men, Safety Miners, Powdermen, Riggers, Miner's Helper, Chuck Tenders, Track Men, Nippers, Brakemen, Derail Men, Cable Men, Hose Men, Grout Men, Gravel Men, Form Workers, Concrete Workers and Tunnel Laborers.

GROUP 4: Bottom Bell, Helpers, Mole Nippers per working shaft per shift up to and including two Moles.

GROUP 5: Top Nipper.

GROUP 6: Top Bell, Signal Men, Shaft Men, Outside Man, Lock Tender, Gauge Tender, Outside Muck Lock Tender.

GROUP 7: Divers.

GROUP 8: Diver Tenders.

| Per hour: | 07/01/2009 | 07/01/2010 Additional | 07/01/2011 Additional |
|-----------|------------|--------------------------|--------------------------|
| GROUP 1 | \$ 24.05 | \$ 1.75 | \$ 1.75 |
| GROUP 2 | 32.47 | 1.75* | 1.75* |
| GROUP 3 | 31.27 | 1.75* | 1.75* |
| GROUP 4 | 30.06 | 1.75* | 1.75* |
| GROUP 5 | 28.86 | 1.75* | 1.75* |
| GROUP 6 | 27.66 | 1.75* | 1.75* |
| GROUP 7 | 46.59 | 1.75 | 1.75 |
| GROUP 8 | 26.59 | 1.75 | 1.75 |

*May be more as the wage is a premium applied to the Group 1 rate.

The following premiums apply when shift work is mandated by the job specifications or by the contracting agency:

15% for work from 4:30 p.m. to 12:30 a.m.

20% for work from 12:30 a.m. to 8:00 a.m.

For degrees of pressure between 26lbs & 30lbs an additional \$3.50 per hr.

For degrees of pressure between 31lbs & 35lbs an additional \$4.50 per hr.

For degrees of pressure between 36lbs & 40lbs an additional \$5.50 per hr.

For degrees of pressure between 41lbs & over an additional \$6.50 per hr.

Additional \$1.00 per hr. for concrete handling in building of bulkheads for locks also men working in Caissons, Cofferdams and Cylinders under pressure.

Additional \$1.00 per hr. for Top Laborer using an air spade, jackhammer or pavement breaker.

SUPPLEMENTAL BENEFITS

Per hour worked:

\$ 24.11

OVERTIME PAY

See (B, E, Q, V) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 6) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

1000 hour terms at the following percentage of GROUP 1 Journeyman's wage:

| | | | |
|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th |
| 60% | 70% | 80% | 90% |

Supplemental benefits per hour worked:

\$24.11

3-91t/ca

Lineman Electrician

06/01/2010

JOB DESCRIPTION Lineman Electrician

DISTRICT 6

ENTIRE COUNTIES

Albany, Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Delaware, Dutchess, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Montgomery, Niagara, Oneida, Onondaga, Ontario, Orange, Orleans, Oswego, Otsego, Putnam, Rensselaer, Rockland, Saratoga, Schenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Sullivan, Tioga, Tompkins, Ulster, Warren, Washington, Wayne, Wyoming, Yates

WAGES

Per hour:

Includes Teledata Work within Ten feet of High Voltage Transmission Lines

07/01/2009

| | |
|--------------------------|----------|
| Lineman/Tech./Welder | \$ 43.13 |
| Cable splicer | 43.13 |
| Digging Machine Operator | 38.82 |
| Tractor Trailer Driver | 36.66 |
| Groundman/Truck Driver | 34.50 |
| Mechanic 1st Class | 34.50 |
| Flagman | 25.88 |

Additional 1.00 per hr.for entire crew when a helicopter is used.

Above rates applicable on all overhead Transmission line work & Fiber Optic Cable where other construction trades are or have been involved. This applies to transmission line work only, not other construction.

| | |
|---------------------------------|----------|
| Lineman/Technician/Welder | \$ 41.91 |
| Digging Machine Operator | 37.72 |
| Tractor Trailer Driver | 35.62 |
| Groundman/Truck Driver | 33.53 |
| Mech. 1st Class | 33.53 |
| Flagman | 25.15 |
| Certified WelderPipe Type Cable | 44.01 |
| Cable Splicer pipe type cable | 46.10 |

Additional 1.00 per hour for entire crew when a helicopter job.

Above rates apply on Switching Structures, Maintenance projects, Railroad Catenary install/maint, Third rail installation, Bonding of Rails and pipe type cable and installation of Fiber Optic Cable.

| | |
|--------------------------|----------|
| Lineman /Techician | \$ 40.61 |
| Welder/Cable Splicer | 40.61 |
| Digging Machine Operator | 36.55 |
| Tractor Trailer Driver | 34.52 |
| Groundman/Truck Driver | 32.49 |
| Mechanic 1st Class | 32.49 |
| Flagman | 24.37 |

Additional 1.00 per.hr.for entire crew when a helicopter is used.

Above rates applicable on all overhead and underground distribution and maintenance work, and all overhead and underground transmission line work and the installation of Fiber Optic Cable where no other construction trades are or have been involved.

| | |
|-------------------------------|----------|
| Lineman/Technician | \$ 40.61 |
| Cable Splicer pipe type cable | 44.67 |
| Certified Welder pipe type | 42.64 |
| Digging Machine Operato | 36.55 |
| Tractor Trailer Driver | 34.52 |
| Mechanic 1st Class | 32.49 |
| Groundman/Truck Driver | 32.49 |
| Flagman | 24.37 |

Additional \$ 1.00 per hour for entire crew when a helicopter is used.

Above rates applicable on all electrical sub-stations, switching structures, fiber optic cable and all other work not defined as "Utility outside electrical work"

NOTE: The following rates will apply on all Contracting Agency mandated shifts of at least five (5) days duration worked between the hours listed below:

| | |
|-----------|---|
| 1st Shift | 8:00am to 4:30pm Regular Rate |
| 2nd Shift | 4:30pm to 1:00am Regular Rate plus 17.3% |
| 3rd Shift | 12:30am to 9:00am Regular Rate plus 31.4% |

**** IMPORTANT NOTICE - EFFECTIVE 04/01/2009 ****

Four (4), ten (10) hour days may be worked at straight time during a week, Monday thru Thursday. Friday may be used as a make-up day.

NOTE - In order to use the '4 Day/10 Hour Work Schedule,' you must submit an 'Employer Registration for Use of 4 Day/10 Hour Work Schedule,' form PW30R; additionally, there must be a dispensation of hours in place on the project.

SUPPLEMENTAL BENEFITS

Per hour worked including holidays listed below:

The following SUPPLEMENTAL benefits apply to all classification categories of CONSTRUCTION, TRANSMISSION and DISTRIBUTION.

\$ 13.50
*plus 7% of
hourly wage paid

OVERTIME PAY

See (B, E, Q,) on OVERTIME PAGE. Double time for all emergency work designated by the Dept. of Jurisdiction.

HOLIDAY

Paid See (5, 6, 8, 13, 25) on HOLIDAY PAGE plus Gov. Election Day.
Overtime See (5, 6, 8, 13, 25) on HOLIDAY PAGE plus Gov. Election Day.

SUPPLEMENTS for holidays paid at straight time

REGISTERED APPRENTICES

(1000) hr terms at the following percentage of Journeyman's wage.

| 1st | 2nd | 3rd | 4th | 5th | 6th | 7th |
|-----|-----|-----|-----|-----|-----|-----|
| 60% | 65% | 70% | 75% | 80% | 85% | 90% |

Supplemental Benefits per hour worked:

The following SUPPLEMENTAL benefits apply to all classification categories of CONSTRUCTION, TRANSMISSION and DISTRIBUTION.

\$ 13.50
*plus 7% of
hourly wage paid

*NOTE: The 7% is based on the hourly wage paid, straight time rate or premium rate.

6-1249a

Lineman Electrician - Teledata

06/01/2010

JOB DESCRIPTION Lineman Electrician - Teledata

DISTRICT 6

ENTIRE COUNTIES

Albany, Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Delaware, Dutchess, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Montgomery, Niagara, Oneida, Onondaga, Ontario, Orange, Orleans, Oswego, Otsego, Putnam, Rensselaer, Rockland, Saratoga, Schenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Sullivan, Tioga, Tompkins, Ulster, Warren, Washington, Wayne, Westchester, Wyoming, Yates

WAGES

Per hour:

FOR WORK OUTSIDE BUILDING PROPERTY LINES.

07/01/2009

| | |
|-----------------------|----------|
| Cable Splicer | \$ 24.85 |
| Installer/Repairman | 23.60 |
| Teledata Lineman | 23.60 |
| Technician/Equip Oper | 23.60 |
| Groundman | 12.51 |

NOTE: EXCLUDES Teledata work within ten feet of High Voltage (600 volts and over) transmission lines. For this work please see LINEMAN.

SUPPLEMENTAL BENEFITS

Per hour worked:

\$ 4.43
*plus 3% of hourly
wage paid

*NOTE: The 3% is based on the hourly wage paid, straight time rate or premium rate.

OVERTIME PAY

See (B, E, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
Overtime: See (5, 6, 16) on HOLIDAY PAGE

6-1249LT - Teledata

Lineman Electrician - Traffic Signal Lighting

06/01/2010

JOB DESCRIPTION Lineman Electrician - Traffic Signal Lighting

DISTRICT 6

ENTIRE COUNTIES

Albany, Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Cortland, Delaware, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Montgomery, Niagara, Oneida, Onondaga, Ontario, Orleans, Oswego, Otsego, Rensselaer, Saratoga, Schoenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Sullivan, Tioga, Tompkins, Warren, Washington, Wayne, Wyoming, Yates

WAGES

Per hour:

07/01/2009

| | |
|------------------------|----------|
| Certified Welder | \$ 38.93 |
| Lineman/Technician | 37.08 |
| Digging Mach | 33.37 |
| Tractor trailer driver | 31.52 |
| Groundman Truck Driver | 29.66 |
| Mechanic 1st Class | 29.66 |
| Flagman | 22.25 |

Above rates applicable on all Lighting and Traffic Signal Systems with the installation, testing, operation, maintenance and repair of all traffic control and illumination projects, traffic monitoring systems, road weather information systems and the installation of Fiber Optic Cable.

NOTE: THE FOLLOWING RATES WILL APPLY ON ALL CONTRACTING AGENCY MANDATED SHIFTS OF AT LEAST FIVE (5) DAYS DURATION WORKED BETWEEN THE HOURS LISTED BELOW:

| | | |
|-----------|---------------------|-------------------------|
| 1ST SHIFT | 8:00 AM TO 4:30 PM | REGULAR RATE |
| 2ND SHIFT | 4:30 PM TO 1:00 AM | REGULAR RATE PLUS 17.3% |
| 3RD SHIFT | 12:30 AM TO 9:00 AM | REGULAR RATE PLUS 31.4% |

SUPPLEMENTAL BENEFITS

Per hour worked:

\$ 13.50
*plus 6.5% of
hourly wage paid

NOTE: Additional \$1.00 per hr. for entire crew when a helicopter is used.

*NOTE: The 6.5% is based on the hourly wage paid, straight time rate or premium rate.

OVERTIME PAY

See (B, E, Q) on OVERTIME PAGE

NOTE: DOUBLE TIME FOR ALL EMERGENCY WORK DESIGNATED BY THE DEPT. OF JURISDICTION.

HOLIDAY

Paid See (5, 6, 8, 13, 25) on HOLIDAY PAGE plus Gov Election Day.
Overtime See (5, 6, 8, 13, 25) on HOLIDAY PAGE plus Gov Election Day.

REGISTERED APPRENTICES

(1000) hour terms at the following percentage of Journeymans Wage.

| | | | | | | |
|-----|-----|-----|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th | 5th | 6th | 7th |
| 60% | 65% | 70% | 75% | 80% | 85% | 90% |

Supplemental Benefits per hour worked:

\$ 13.50
*plus 6.5% of
hourly wage paid

6-1249a-LT

Lineman Electrician - Tree Trimmer

06/01/2010

JOB DESCRIPTION Lineman Electrician - Tree Trimmer

DISTRICT 6

ENTIRE COUNTIES

Albany, Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Delaware, Dutchess, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Montgomery, Niagara, Oneida, Onondaga, Ontario, Orange, Orleans, Oswego, Otsego, Putnam, Rensselaer, Rockland, Saratoga, Schenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Sullivan, Tioga, Tompkins, Ulster, Warren, Washington, Wayne, Wyoming, Yates

WAGES

Per hour:

Applies to line clearance, tree work and right-of-way preparation on all new or existing energized overhead or underground electrical, telephone and CATV lines. This also would include stump removal near underground energized electrical lines, including telephone and CATV lines.

07/01/2009

| | |
|----------------|----------|
| Tree trimmer | \$ 21.22 |
| Equip Operator | 18.72 |
| Mechanic | 18.72 |
| Truck Driver | 15.82 |
| Ground person | 12.99 |
| Flag person | 9.25 |

SUPPLEMENTAL BENEFITS

Per hour worked:

\$ 6.22
 *plus 3% of
 hourly wage paid

Supplements paid at STRAIGHT TIME rate for holidays.

*NOTE: The 3% is based on the hourly wage paid, straight time rate or premium rate.

OVERTIME PAY

See (B, E, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 6, 8, 10, 15, 16) on HOLIDAY PAGE
 Overtime: See (5, 6, 8, 10, 15, 16) on HOLIDAY PAGE

6-1249TT

Mason - Building

06/01/2010

JOB DESCRIPTION Mason - Building

DISTRICT 5

ENTIRE COUNTIES

Erie, Niagara, Orleans

PARTIAL COUNTIES

Cattaraugus: Only the Township of Perrysburg and the Village of Gowanda.

WAGES

| Per hour: | 07/01/2009 | 07/01/2010 Additional | 07/01/2011 Additional |
|---------------|------------|--------------------------|--------------------------|
| Bricklayer | \$ 28.73 | \$ 1.00 | \$ 1.00 |
| Tuck Pointer | 28.73 | 1.00 | 1.00 |
| Cement Mason* | 28.73* | 1.00* | 1.00* |
| Plasterer * | 28.73* | 1.00* | 1.00* |
| Stone Mason | 28.73 | 1.00 | 1.00 |

* Applies only to Orleans County, all other areas have seperate rates.

SUPPLEMENTAL BENEFITS

Per hour worked:

Journeyman \$ 17.85

OVERTIME PAY

See (B, E, E2, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

1250 hour terms at the following wage:

| | | | |
|----------|----------|----------|----------|
| 1st | 2nd | 3rd | 4th |
| \$ 15.41 | \$ 16.25 | \$ 19.30 | \$ 22.86 |

Supplemental benefits per hour worked:

| | | | |
|---------|----------|----------|----------|
| 1st | 2nd | 3rd | 4th |
| \$ 7.81 | \$ 11.64 | \$ 13.26 | \$ 14.37 |

5-3B-Z3

Mason - Building

06/01/2010

JOB DESCRIPTION Mason - Building

DISTRICT 3

ENTIRE COUNTIES

Erie, Niagara

PARTIAL COUNTIES

Cattaraugus: Only the Township of Perrysburg and the Village of Gowanda.

WAGES

Per hour: 07/01/2009 04/01/2010

Plasterer \$ 26.35 \$27.05

Additional \$2.00/hr for work on swing stage over 20 feet.

SUPPLEMENTAL BENEFITS

Per hour worked: \$ 13.14 \$ 13.84

OVERTIME PAY

Exterior work only See (B, E, E2, Q) on OVERTIME PAGE.

All other work See (B, E, Q) on OVERTIME PAGE.

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

Hour terms at the following dollar amounts:

| | | | | | | |
|-----------|----------|----------|----------|----------|----------|----------|
| 0 to 1000 | to 2000 | to 3000 | to 4000 | to 4700 | to 5400 | to 6000 |
| \$ 11.30 | \$ 12.30 | \$ 13.30 | \$ 14.30 | \$ 16.30 | \$ 17.30 | \$ 18.30 |

Supplemental benefits per hour worked:

Hour terms at the following dollar amounts:

| | | | |
|----------|---------|---------|---------|
| 0 to 500 | to 4700 | to 5400 | to 6000 |
| \$ 0.00 | \$ 2.00 | \$ 3.00 | \$ 4.00 |

3-9-Pltr

Mason - Building / Heavy&Highway

06/01/2010

JOB DESCRIPTION Mason - Building / Heavy&Highway

DISTRICT 3

ENTIRE COUNTIES

Niagara

WAGES

Per hour: 07/01/2009 07/01/2010 07/01/2011

Cement Mason \$25.00 Additional \$ 1.60 Additional \$ 1.55

Additional \$0.25 per hr for Swing scaffold or exterior scaffold 42' or higher.

SUPPLEMENTAL BENEFITS

Per hour paid:

\$ 24.27

OVERTIME PAY

See (B, E, Q, V) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

750 hour terms at the following dollar amounts:

| | | | | | |
|----------|----------|----------|----------|----------|----------|
| 1st | 2nd | 3rd | 4th | 5th | 6th |
| \$ 12.65 | \$ 13.65 | \$ 14.65 | \$ 17.65 | \$ 19.65 | \$ 21.65 |

Supplemental benefits per hour paid:

| | | | | | |
|---------|---------|---------|---------|---------|----------|
| 1st | 2nd | 3rd | 4th | 5th | 6th |
| \$ 2.73 | \$ 4.98 | \$ 6.25 | \$ 8.64 | \$ 9.98 | \$ 12.31 |

3-111Niag

Mason - Heavy&Highway

06/01/2010

JOB DESCRIPTION Mason - Heavy&Highway

DISTRICT 5

ENTIRE COUNTIES

Allegany, Broome, Chautauqua, Chemung, Chenango, Cortland, Delaware, Genesee, Livingston, Monroe, Ontario, Orleans, Otsego, Schuyler, Seneca, Steuben, Tioga, Tompkins, Wayne, Wyoming, Yates

PARTIAL COUNTIES

Cattaraugus: Entire county except in the Townships of Perrysburg and the Village of Gowanda only the Bricklayer classification applies.
 Erie: Only the Bricklayer classification applies.
 Niagara: Only the Bricklayer classification applies.

WAGES

| | | | |
|--------------|------------|--------------------------|--------------------------|
| Per hour: | 07/01/2009 | 07/01/2010 Additional | 07/01/2011 Additional |
| Cement Mason | \$ 27.56 | \$ 1.75 | \$ 1.90 |
| Bricklayer | 27.56 | 1.75 | 1.90 |

Add \$1.00 per hour for work from swing stage or swing scaffold, including rolling scaffold suspended from bridges.

SUPPLEMENTAL BENEFITS

Per hour worked:

Journeyman \$ 16.13

OVERTIME PAY

See (B, E, E2, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

750 hour terms at the following percentage of Journeyman's wage:

| | | | | | | | |
|-----|-----|-----|-----|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th |
| 55% | 60% | 65% | 70% | 75% | 80% | 85% | 90% |

Supplemental benefits per hour worked:

All terms \$ 16.13

5-3h

Mason - Tile Finisher

06/01/2010

JOB DESCRIPTION Mason - Tile Finisher

DISTRICT 5

ENTIRE COUNTIES

Erie, Niagara, Orleans

PARTIAL COUNTIES

Cattaraugus: Only the Township of Perrysburg and the Village of Gowanda.

WAGES

| Per hour: | 07/01/2009 | 07/01/2010 Additional | 07/01/2011 Additional |
|---|------------|--------------------------|--------------------------|
| Tile Finisher Marble, Slate, Terrazzo and Tile | \$ 25.94 | \$ 1.00 | \$ 1.00 |
| Mason Finisher | 25.94 | 1.00 | 1.00 |

SUPPLEMENTAL BENEFITS

Per hour worked: \$ 10.91

OVERTIME PAY

See (B, E, E2, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

1200 hours 1st and 2nd term and 1300 hours 3rd term at the following wages.

| 1st | 2nd | 3rd |
|----------|----------|----------|
| \$ 13.61 | \$ 15.90 | \$ 21.40 |

Supplemental Benefits per hour worked:

| 1st | 2nd | 3rd |
|---------|---------|---------|
| \$ 4.74 | \$ 6.15 | \$ 8.05 |

5-3TF - Z3

Mason - Tile Setter

06/01/2010

JOB DESCRIPTION Mason - Tile Setter

DISTRICT 5

ENTIRE COUNTIES

Erie, Niagara, Orleans

PARTIAL COUNTIES

Cattaraugus: Only in the Township of Perrysburg and the Village of Gowanda.

WAGES

| Per hour: | 07/01/2009 | 07/01/2010 Additional | 07/01/2011 Additional |
|--|------------|--------------------------|--------------------------|
| Tile Setter: Marble, Slate, Terrazzo and Tile | \$ 28.48 | \$ 1.00 | \$ 1.00 |

SUPPLEMENTAL BENEFITS

Per hour worked: \$ 17.60

OVERTIME PAY

See (B, E, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

1250 hour terms at the following wage:

| 1st | 2nd | 3rd | 4th |
|----------|----------|----------|----------|
| \$ 15.16 | \$ 16.00 | \$ 19.00 | \$ 22.50 |

Supplemental benefits per hour worked:

| | | | |
|---------|----------|----------|----------|
| 1st | 2nd | 3rd | 4th |
| \$ 7.81 | \$ 11.59 | \$ 13.21 | \$ 14.33 |

5-3TS - Z3

Millwright

06/01/2010

JOB DESCRIPTION Millwright

DISTRICT 3

ENTIRE COUNTIES

Genesee, Niagara, Orleans, Wyoming

WAGES

| | | | |
|------------|------------|------------|------------|
| Per hour: | 07/01/2009 | 07/01/2010 | 07/01/2011 |
| | | Additional | Additional |
| Millwright | \$ 27.59 | \$ 1.60 | \$ 1.65 |

Add \$0.50 per hour for welder.

Add \$1.00 per hour for certified welder.

Add \$1.25 per hour for use of protective clothing due to hazardous and toxic material.

Add \$4.00 per hour for use of supplied air respirators.

SUPPLEMENTAL BENEFITS

Per hour worked:

\$ 22.15*

* Note - \$21.79 of this amount to be paid at the same premium as the wages.

OVERTIME PAY

See (B, E, *E2, Q) on OVERTIME PAGE

*Or other condition beyond the employer's control, such as power failure, fire, or natural disaster.

HOLIDAY

Paid: See (1) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

1300 hour terms at the following percentage of Journeyman's wage:

| | | | |
|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th |
| 60% | 70% | 80% | 90% |

Supplemental Benefits per hour worked:

| | | | |
|-----------|------------|-----------|------------|
| 1st | 2nd | 3rd | 4th |
| \$ 10.30* | \$ 18.595* | \$ 19.78* | \$ 20.965* |

* Note - All but \$0.36 of this amount to be paid at the same premium as the wages.

3-1163-Gen/Nia/Orl/Wyo

Operating Engineer - Building

06/01/2010

JOB DESCRIPTION Operating Engineer - Building

DISTRICT 3

ENTIRE COUNTIES

Niagara

WAGES

CLASS A1: Lattice boom cranes, and all other cranes over sixty (60) ton capacity. (Additional long boom rate still applies when applicable.)

CLASS A: All rollers used on finished blacktop, crane work shovels, derricks, steel erection, overhead or bridge cranes and clam buckets, trenchers, when excavation over six (6) feet in depth, back fillers, cable ways, drag lines, back hoes, pile-driving rigs, post drivers (except truck mounted post drivers), concrete mixers one (1) yard and over, tunnel mucking machines, and all tractors used in conjunction with scraper wagons, snow loader, all repair work on maintenance work under the supervision of a Master Mechanic, lubrication engineers, bulldozers, graders, blacktop spreaders, front and back loaders (except small types), power driven stone spreaders, portable stone crushers, and the following combination machines: Crawler or rubber tire tractors with blade or bucket and crane boom or hoe or shovel boom attached (except farm type crawler or rubber tire tractor unless used with hydraulic backhoe), compressor with paving breaker attached, graders with bulldozer blades, multiple drum hoists with air compressor when used simultaneously for more than one purpose and single drum hoist when used to hoist steel, power driver generator and compressor when used simultaneously and for any make of portable Concrete Batching Machine; automatic batch plant operator, concrete spreader operator and finishing machine operators, form puller, scraper, either double or single bowl; CMI grading machines, truck mounted concrete pump, self-propelled riding vibrators, hydraulic concrete joint hammers, Kolman loaders, concrete planners, mechanic, welder, Euclid Type Belt Loaders, Mechanical and Hydraulic pipe Pushing Machine, and all scoopmobiles, fork-lifts and hoists when lifting material an elevation higher than twenty-five (25) feet; Hydro Axe; Tree Bandit or similar Chipper; All Pavement Breakers except Hand Operated Pavement Breakers; Ingersol Rand LM 500 type Hydraulic Rock Drill; S-240 Lazer-Guided Screed.

CLASS B: All elevators, material hoists, road rollers except on finished blacktop, Road Widener mounted on loader, tractors, pavement busters, trenchers excavating up to six (6) feet in depth, pumps over four (4) inches, concrete blowers, air compressors over one hundred sixty-five (165) cu. ft., compressors when used in banks of two (2) and not over three (3) (within a fifty (50) foot radius and if fuel is stored it will be stored within the same radius); gunite machine, winch tractors, locomotive, scoopmobiles, when used as a stationary hoist, or one used to lift material not in excess of twenty-five (25) feet, concrete pumps, conveyers, gas or diesel driven temporary light and power systems of twenty-five (25) kilowatt capacity or over, stone crushers and winch hoists mounted on trucks, all earth drills, LaTourneau turntrailers, highlift hoists while used to lift material not over twenty-five (25) feet, gasoline heaters used in banks of two (2) and not over three (3) (within an area of one hundred (100) foot radius); and for two (2) but not over three (3) gasoline or diesel driven welding machines; trenchers on the back of a jeep, truck mounted post drivers, snow-go, small front or back loaders, bobcat type skid loader, small farm type crawler or rubber tire tractor with blade or bucket not to exceed one-half (1/2) yard capacity and single drum hoist for hoisting materials other than steel. Pug Machine, Pin Puller, self-propelled rollers not on finished blacktop and under seven (7) tons, or fork-lift while used to lift material not over twenty-five (25) feet. Parts room Engineer.

CLASS C: Junior Engineer shall be employed as oilers or helpers on all cranes, shovels, draglines, erection machines, back hoes, all hydraulic and all lattice boom crawler cranes over eighty (80) ton capacity, and all lattice boom truck cranes over (60) ton capacity (except on rubber-tired or crawler all-terrain self-propelled hydraulic cranes, one seat operation of 80 tons or less), trenching machines which cut a trench over twenty-four (24) inches in width and in excess of a six (6) foot depth, all tractor-mounted concrete mixers one (1) yard or over, and portable batch machines. Junior Engineers shall be employed to operate pumps up to and including four (4) inches, compressors 165 cu. ft. per minute and under, gas or diesel driven temporary lighting or power systems of three (3) kilowatts in capacity up to twenty-five (25) kilowatts, and gas and electric vibrating machines. Shall assist in the placing of trucks. When there are three (3) or not in excess of six (6) oil fire heaters on a job. A Junior Engineer will be provided on rubberized equipment, when there is a separate cab to the house.

| Per hour: | 07/01/2009 | 07/01/2010 | 07/01/2011 |
|-----------------|------------|------------|------------|
| Master Mechanic | \$ 31.25 | \$ 31.25 | \$ 31.25 |
| Asst Mast Mech | 30.39 | 30.39 | 30.39 |
| CLASS A1 | 31.27 | 31.27 | 31.27 |
| CLASS A | 29.67 | 29.67 | 29.67 |
| CLASS B | 28.08 | 28.08 | 28.08 |
| CLASS C | 24.36 | 24.36 | 24.36 |

Long Boom Rate (includes jib):
 over 100ft add 0.75/hr to base rate.
 over 200ft add 1.25/hr to base rate.
 over 300ft add 2.00/hr to base rate.
 Hazardous Waste add 2.50/hr to base rate.
 Full Air Apparatus add 4.00/hr to base rate.

SUPPLEMENTAL BENEFITS

| | | | |
|------------------|-----------|-----------|-----------|
| Per hour worked: | \$ 20.70* | \$ 22.20* | \$ 23.70* |
|------------------|-----------|-----------|-----------|

*The half time portion of the overtime benefit is paid to the employee in wages.

OVERTIME PAY

See (B, E, Q, W) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 20) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

Note - Holiday pay for the paid holidays listed is only required if the day is not worked.

REGISTERED APPRENTICES

Wages per hour:

Hour terms at the following percentage of Journeyman "B" wage:

0 to 1000 to 2000 to 3000 to 4100
65% 70% 75% 80%

Supplemental benefits per hour worked:

\$ 20.70*

\$ 22.20*

\$ 23.70*

*The half time portion of the overtime benefit is paid to the employee in wages.

3-463b

Operating Engineer - Heavy&Highway

06/01/2010

JOB DESCRIPTION Operating Engineer - Heavy&Highway

DISTRICT 3

ENTIRE COUNTIES

Niagara

WAGES

CLASS A1: Lattice boom cranes, and all other cranes over forty (40) ton capacity. (Additional long boom rate still applies when applicable.)

CLASS A: All repair work or maintenance work, Aggregate Plants (power), Asphalt Rollers, Asphalt Spreaders, Automatic Fine Grade Machines, Backfilling Machines, Backhoes / Excavators (all types), Ballast Regulator, Barges (All Powered Type), Batch Plants (Asphalt and Concrete, Automated and Non-Automated, Wet or Dry, Portable or Stationary), Bituminous Spreaders and Mixers, Boom Type Equipment (all), Boring Machines, Bulldozers, Bum Boats, Cableways, Cage Hoists, Cherry Pickers, CMI Grading Machines, Compressor (with paving breaker attached), Concrete Batching Machine (any make and portable), Concrete Curb and Gutter Machines, Concrete Curing Machines and Pumps, Concrete Finishing Machines including Tube Finishing Machines, Concrete Pavers including Slipform Pavers, Concrete Polishing Machine, Concrete Pumps (truck mounted), Concrete Spreader Machines, Concrete Spreaders including Placers, Crane (overhead or bridge cranes), Crane Operator (over 100 feet boom), Crane Operator (over 200 feet boom), Crane Operator (over 300 feet boom), Cranes (All) hydraulic & lattice - and all other cranes over forty (40) ton capacity, Crew Boats, Crushers including Portable Type, Decontamination of All Machines When Machine Needs to be Operated, Derricks, Draglines, Dredges, Drill Rigs, Drum Hoist (multiple with air compressor when used simultaneously for more than one purpose), Drum Hoist (single when used to hoist steel), Excavating Machines (all), Fabricating, Finishing Machine Operator, Fork-Lifts (lift higher than twenty-five (25) feet), Form Puller, Front End Loaders & Back Loaders, Gradalls, Graders (all types and sizes), Grading Machines (CMI), Hammers (Hydraulic Self-Propelled), Helicopter (Pilots, Communication, Signalmen, and Winch Operator), Hoist (which lift higher than twenty-five (25) feet), Hoist 1,2 or 3 Drums, Horizontal Directional Drill, Horizontal Directional Drill Locator, Hydraulic Concrete Joint Jammer, Hydraulic Dredges, Hydraulic Rock Drill (Ingersoll-Rand LM 500 type), Hydro-Demolition Blaster, Hydro Axe, Hydro Seeder (turret nozzle type - HEAVY HIGHWAY & TUNNEL ONLY), Hydro Spiker, Industrial Tractors, Loaders (All types and sizes), Lubrication Unit or Truck Operator, Mechanic, Milling Machines, Moles, Monorail Machines, Motorized Hydraulic Pin Pullers, Motorized Hydraulic Seeders, Mucking Machines, Pavement Breaker (self-propelled) Wertgen, PB-4 and similar type, Pile Driving Rigs, Pipe Pushing Machine (Mechanical & Hydraulic), Portable Stone Crushers, Power Augers, Power Driven Stone Spreaders, Power Form Tampers, Power Hydraulic Pipe Jack Machine or Similar Type Machine, Power Hydraulic Pumps (All), Power Hydraulic Rock Expander or Similar Type Machines, Power Material Hoppers, Power Plant/Houses, Power Posthole Diggers and Post Drivers, Rakes (Power) Self Propelled, Revinius Widener, Road Wideners, Robotic Remote Systems in Hazardous Environment (All operation and maintenance), Rotomill, Scraper (either single or double bowl), Scream Machine (vibratory, ride-on, laser-guided), Self Contained Drill (excluding track drill), Side Boom, Tie Extractor, Tie Handler, Tie Inserter, Tie Spacer when used as part of a Combination Machine, Tire Trucks and Tire Repair, Tower Crane (all), Tree Bandit (or similar chipper), Trenchers (excavation over four (4) feet in depth), Tug Boats - Marine Equipment (All Types Irrespective of Size and Motive Power), Tunnel Mucking Machines/Shovel, Turbo Jet Burner or Similar Equipment, Vibrators (self-propelled riding), Vibrator Compactor, Welder.

CLASS B: Air Hoist (commonly known as air tugger when hoisting materials provided one (1) Engineer operates both machines and also provided the compressor and the tugger are not separated by more than one-hundred (100)feet), All Terrain Vehicle (with attachments/all wheel or track types/ customarily used by operating engineers/excluding transportation of workmen), Bobcat Loader or Forklift (which does not lift over twenty-five (25) feet), Blast or Rotary Drills (Truck Or Cat Mounted), Blowers For Burning Brush, Chip Machines and Stump Grinders, Churn Drills, Compressors (Irrespective of Type, Size, or Motive Power), Compressors (when used in banks of two (2) and not over three (3), within fifty (50) foot radius, if such is possible, but at least within a one hundred (100) foot radius, and if fuel is stored it will bewithin the same radius), Concrete Blowers, Concrete Breakers, Concrete Mixers (one (1) yard and over), Concrete Planer, Concrete Pumps/Stationary, Concrete Saws and/or Cutters (Self-Propelled), Conveyor Systems, Core Drill, Drill Doctor, Earth Drills/Core Drills (all), Elevators (all), Front and Back Loaders (under 1 yard capacity), Farm Tractors, Forklift (Irrespective of Size, Type or Motive Power), Gasoline Heaters, Generators, Grout Machines and Grout Pumps/Excluding Material Loading, Gunite Machines, Highlift Hoist (which does not lift over twenty-five (25) feet), Hoist/Winches 1-2-3 Drums (all), Hydraulic Concrete Joint Jammer, Jeep Trenchers, Jersey Spreaders, LeTourneau Turntrailers, Locomotives (Irrespective of Size or Power), Mulching Machines, Parts Room Engineer, Pavement Busters, Pin Puller, Post Drivers, Power Brooms and Sweepers, Power Driven Generator and Compressor (when used simultaneously), Power Washers, Preventative Maintenance, Pug Machine, Pumps (All Types and Sizes, Irrespective of Motive Power or Material Being Pumped), Rock Bit Sharpeners (all Types), Rollers (all) except the finish blacktop roller, Rotary Tillers, Rotomills, Rubber Tire Tractor with blade or bucket (not to exceed one-half (1/2) yard capacity), Spudding Drills, Steam Jennys and Cleaners, Stone Crushers and Winch Hoists Mounted on Trucks, Strato Tower, Tapping Machines, Temporary Lighting (gas or diesel driven and power systems of twenty five (25) kilowatt capacity or over), Temporary Waste Water Treatment Plants, Trenchers (all - 4 ft. depth max.), Vacuum Truck, Welding Machines (all Types, Sizes, Irrespective of Motive Power), Well Drilling Machines, Winch Truck with "A" Frame.

CLASS C: Junior Engineers shall be employed on rubberized equipment when there is a separate cab to the house, all gasoline, oil, electric, air or steam operated shovels, cranes, draglines, dredges, derrick boats, concrete pavers, (excluding stationary setup), pile drivers, gradalls, hydro-cranes, automated batch-plants (wet or dry mix plants), and shall drive truck cranes. All Tower Cranes irrespective of size. A road widener attachment for a front end loader shall require a junior engineer. Their duties shall be to assist the Engineer in oiling, greasing, and preparing all machines, giving signals when necessary and chaining of buckets and scale boxes.

| Per hour: | 07/01/2009 | 07/01/2010 | 07/01/2011 |
|-----------------------------|------------|------------|------------|
| Heavy/Highway, Sewer/Water: | | Additional | Additional |
| Master Mechanic | \$ 31.82 | \$ 2.03 | \$ 2.11 |
| Asst Mast Mech | 30.82 | 2.03 | 2.11 |
| CLASS A1 | 32.05 | 2.03 | 2.11 |
| CLASS A | 30.05 | 2.03 | 2.11 |
| CLASS B | 28.34 | 2.03 | 2.11 |
| CLASS C | 24.14 | 2.03 | 2.11 |
| Tunnel: | | | |
| Master Mechanic | \$ 33.35 | 2.03 | 2.11 |
| Asst Mast Mech | 32.37 | 2.03 | 2.11 |
| CLASS A1 | 33.59 | 2.03 | 2.11 |
| CLASS A | 31.59 | 2.03 | 2.11 |
| CLASS B | 29.87 | 2.03 | 2.11 |
| CLASS C | 25.69 | 2.03 | 2.11 |

Long Boom Rate (includes jib):
 over 100ft add 1.00/hr to base rate.
 over 200ft add 1.50/hr to base rate.
 over 300ft add 2.00/hr to base rate.
 Hazardous Waste add 3.00/hr to base rate.
 Full Air Apparatus add 4.00/hr to base rate.

When shift work is mandated either in the job specification or by the contracting agency the following premiums apply:
 1.00/hr for 2nd shift work.
 1.50/hr for 3rd shift work.

SUPPLEMENTAL BENEFITS

Per hour worked: \$ 20.70*

* The premium portion of the overtime benefits is paid to the employee in wages.

OVERTIME PAY

See (B, E, Q, V) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 6) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

Hour terms at the following percentage of Journeyman "B" wage:

0 to 1000 to 2000 to 3000 to 4100
 65% 70% 75% 80%

Supplemental benefits per hour worked:

\$ 20.70*

* The premium portion of the overtime benefits is paid to the employee in wages.

3-463hh/sw/t

Operating Engineer - Marine Construction

06/01/2010

JOB DESCRIPTION Operating Engineer - Marine Construction

DISTRICT 4

ENTIRE COUNTIES

Albany, Allegany, Bronx, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Delaware, Dutchess, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Kings, Lewis, Livingston, Madison, Monroe, Montgomery, Nassau, New York, Niagara, Oneida, Onondaga, Ontario, Orange, Orleans, Oswego, Otsego, Putnam, Queens, Rensselaer, Richmond, Rockland, Saratoga, Schenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Suffolk, Sullivan, Tioga, Tompkins, Ulster, Warren, Washington, Wayne, Westchester, Wyoming, Yates

WAGES

Per Hour:

| | |
|--|--|
| DREDGING OPERATIONS | 07/01/2009 |
| CLASS A Operator, Leverman, Lead Dredgeman | \$ 32.89 |
| CLASS A1 Dozer, Front Loader Operator | To Conform to Operating Engineer Prevailing Wage in Locality where Work is being Performed including Benefits. |
| CLASS B Spider/Spill Barge Operator, Tug Operator(over1000hp), OperatorII, Fill Placer, Derrick Operator, Engineer, Chief Mate, Electrician, Chief Welder, Maintenance Engineer | \$ 28.49 |
| Certified Welder, Boat Operator(licensed) | \$ 26.84 |
| CLASS C Drag Barge Operator, Steward, Mate, Assistant Fill Placer, Welder (please add) | \$ 26.14 \$ 0.06 |
| Boat Operator | \$ 25.29 |
| CLASS D Shoreman, Deckhand, Rodman, Scowman, Cook, Messman, Porter/Janitor Oiler(please add) | \$ 21.09 \$ 0.09 |

SUPPLEMENTAL BENEFITS

Per Hour:

THE FOLLOWING SUPPLEMENTAL BENEFITS APPLY TO ALL CATEGORIES

| | |
|---|--|
| | 07/01/2009 |
| All Classes A & B (overtime hours add) | \$ 8.05 plus 7% of straight time wage \$ 0.63 |
| All Class C (overtime hours add) | \$ 7.75 plus 7% of straight time wage \$ 0.48 |
| All Class D (overtime hours add) | \$ 7.45 plus 7% of straight time wage \$ 0.23 |

OVERTIME PAY

See (B, F, R) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
Overtime: See (5, 6, 8, 15, 26) on HOLIDAY PAGE

Operating Engineer - Survey Crew **06/01/2010**

JOB DESCRIPTION Operating Engineer - Survey Crew

DISTRICT 6

ENTIRE COUNTIES

Albany, Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Montgomery, Niagara, Oneida, Onondaga, Ontario, Orleans, Oswego, Otsego, Rensselaer, Saratoga, Schenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Tioga, Tompkins, Warren, Washington, Wayne, Wyoming, Yates

PARTIAL COUNTIES

Dutchess: : The Northern portion of the county from the Northern boundry line of the City of Poughkeepsie North.

WAGES

Per hour:

SURVEY CLASSIFICATIONS: Party Chief- One who directs a survey party. Instrumentman- One who runs the instrument and assists the Party Chief. Rodman- One who holds the rods and in general, assists the survey party.

| | 07/01/2009 | 04/01/2010 | 04/01/2011 | 04/01/2012 |
|----------------------|------------|------------|------------|------------|
| Survey Rates: | | | | |
| Party Chief | \$ 30.12 | \$ 30.87 | \$ 31.62 | \$ 32.62 |
| Instrument/Rodperson | 27.35 | 28.10 | 28.85 | 29.85 |

Additional \$3.00 per hr. for work in a Tunnel.

Additional \$2.50 per hr. for EPA or DEC certified toxic or hazardous waste work

SUPPLEMENTAL BENEFITS

Per hour worked:

| | | | | |
|------------|----------|----------|----------|----------|
| Journeyman | \$ 18.00 | \$ 19.25 | \$ 20.50 | \$ 21.75 |
|------------|----------|----------|----------|----------|

OVERTIME PAY

See (B, E, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 6) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

(1 yr. or 1000 hrs.) terms at the following wage rates.

| | | | | |
|-----------------------|----------|----------|----------|----------|
| 1st year 60% | \$ 16.41 | \$ 16.86 | \$ 17.31 | \$ 17.91 |
| 2nd year 70% | 19.14 | 19.67 | 20.19 | 20.89 |
| 3rd year 80% | 21.88 | 22.48 | 23.08 | 23.88 |
| Supplemental Benefits | \$ 18.00 | \$ 19.25 | \$ 20.50 | \$ 21.75 |

6-545 D.H.H.

Operating Engineer - Survey Crew - Consulting Engineer **06/01/2010**

JOB DESCRIPTION Operating Engineer - Survey Crew - Consulting Engineer

DISTRICT 6

ENTIRE COUNTIES

Albany, Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Montgomery, Niagara, Oneida, Onondaga, Ontario, Orleans, Oswego, Otsego, Rensselaer, Saratoga, Schenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Tioga, Tompkins, Warren, Washington, Wayne, Wyoming, Yates

PARTIAL COUNTIES

Dutchess: the northern portion of the county from the northern boundry line of the City of Poughkeepsie north.

WAGES

Per hour:

Feasibility and preliminary design surveying, line and grade surveying for inspection or supervision of construction when performed under a Consulting Engineer Agreement.

SURVEY CLASSIFICATIONS: Party Chief- One who directs a survey party.

Instrument Man- One who runs the instrument and assists the Party Chief.

Rodman- One who holds the rods and in general, assists the survey party.

| | 07/01/2009 | 06/01/2010 | 06/01/2011 | 06/01/2012 |
|---------------|------------|------------|------------|------------|
| Survey Rates: | | | | |

| | | | | |
|----------------------|----------|----------|----------|----------|
| Party Chief | \$ 30.12 | \$ 30.87 | \$ 31.62 | \$ 32.62 |
| Instrument/Rodperson | 27.35 | 28.10 | 28.85 | 29.85 |

Additional \$3.00 per hr. for work in a Tunnel.
 Additional \$2.50 per hr. for EPA or DEC certified toxic or hazardous waste work

SUPPLEMENTAL BENEFITS

| | | | | |
|------------------|----------|----------|----------|----------|
| Per hour worked: | \$ 18.00 | \$ 19.25 | \$ 20.50 | \$ 21.75 |
|------------------|----------|----------|----------|----------|

OVERTIME PAY

See (B, E, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 6) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

6-545 DCE

Painter 06/01/2010

JOB DESCRIPTION Painter

DISTRICT 3

ENTIRE COUNTIES

Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Cortland, Delaware, Erie, Genesee, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Niagara, Oneida, Onondaga, Ontario, Orleans, Oswego, Otsego, Schuyler, Seneca, St. Lawrence, Steuben, Tioga, Tompkins, Wayne, Wyoming, Yates

WAGES

| Per hour: | 07/01/2009 | 05/01/2010 | 05/01/2011 |
|-----------|------------|------------|------------|
| | | Addit. | Addit. |
| Bridge* | \$ 33.00 | \$ 2.00 | \$ 2.00 |
| Tunnel* | 33.00 | 2.00 | 2.00 |
| Tank* | 31.00 | 2.00 | 2.00 |

For Bridge Painting Contracts, ALL WORKERS on and off the bridge (including Flagmen) are to be paid Painter's Rate; the contract must be ONLY for Bridge Painting.

* Note an additional \$1.00 per hour is required when the contracting agency or project specification requires any shift to start prior to 6:00am or after 12:00 noon.

SUPPLEMENTAL BENEFITS

| | | | |
|------------------|----------|----------|----------|
| Per hour worked: | \$ 18.30 | \$ 18.35 | \$ 18.40 |
|------------------|----------|----------|----------|

OVERTIME PAY

Exterior work only See (B, E4*, F, R) on OVERTIME PAGE.
 All other work See (B, F, R) on OVERTIME PAGE.

* Note - Saturday is payable at straight time if the employee misses work, except where a doctor's or hospital verification of illness is produced Monday through Friday when work was available to the employee.

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

1000 hour terms at the following percentage of Journeyman's wage rate:

| | | | | | |
|-----|-----|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th | 5th | 6th |
| 50% | 55% | 60% | 65% | 75% | 85% |

Supplemental benefits per hour worked:

| | |
|-----------------|---------|
| 1st & 2nd terms | \$ 1.85 |
| 3rd & 4th terms | 4.85 |
| 5th & 6th terms | 5.85 |

3-4-Bridge, Tunnel, Tank

Painter 06/01/2010

JOB DESCRIPTION Painter

DISTRICT 3

ENTIRE COUNTIES

Allegany, Erie, Genesee, Niagara, Orleans, Wyoming

PARTIAL COUNTIES

Cattaraugus: Entire County except the Townships of Conewango, Leon, Napoli, New Albion, Randolph and South Valley.

Chautauqua: Only the Townships of Awkright, Dunkirk, Hanover, Pomfret, Portland, Sheridan and Villenova.

Livingston: Only the Townships of North Dansville, Nunda, Ossian,Portage, Sparta, Spring Water and West Sparta.

Steuben: Only the Townships of Avoca, Canisteo, Cohocton, Dansville, Fremont, Greenwood, Hartsville, Hornellsville, Howard, Jasper, Prattsburg, Pulteney, Troupsburg, Tuscarora, Urbana, Wayland, Wayne, Woodhull, West Union, Wheeler, and the City of Hornell.

WAGES

| Per hour: | 07/01/2009 | 05/01/2010 Additional | 05/01/2011 Additional |
|--|------------|--------------------------|--------------------------|
| Basic Rate (Brush & Roll) | \$ 24.14 | \$ 1.20 | \$ 1.20 |
| Spray painting, wallcovering | 24.39 | 1.20 | 1.20 |
| Abrasive and hyroblasting | 24.39 | 1.20 | 1.20 |
| Taping/DryWall Finisher | 24.64 | 1.20 | 1.20 |
| Skeleton Steel* | 24.89 | 1.20 | 1.20 |
| Swing scaffold or hanged rigging platforms | 24.89 | 1.20 | 1.20 |

* Skeleton Steel: No floors, walls or ceiling are constructed, including radio and television towers, flagpoles, smokestacks, cranes and the abatement of coatings with lead, asbestos and/or arsenic, etc.

** IMPORTANT NOTICE - EFFECTIVE 04/01/2009 **

Four (4), ten (10) hour days may be worked at straight time during a week, Monday thru Thursday. Friday may be used as a make-up day.

NOTE - In order to use the '4 Day/10 Hour Work Schedule,' you must submit an 'Employer Registration for Use of 4 Day/10 Hour Work Schedule,' form PW30R; additionally, there must be a dispensation of hours in place on the project.

SUPPLEMENTAL BENEFITS

Per hour worked:

| | | |
|----------|----------|----------|
| \$ 17.30 | \$ 17.35 | \$ 17.40 |
|----------|----------|----------|

OVERTIME PAY

Exterior work only See (B, E4*, F, R) on OVERTIME PAGE.

All other work See (B, F, R) on OVERTIME PAGE.

*Note - Saturday is payable at straight time if the employee misses work, except where a doctor's or hospital verification of illness is produced Monday through Friday when work was available to the employee.

HOLIDAY

Paid: See (1) on HOLIDAY PAGE

Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

Painter/Decorator: 1000 hour terms at the following percentage of Journeyman's Basic wage rate:

| | | | | | | | |
|-----|-----|-----|-----|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th |
| 50% | 55% | 60% | 65% | 70% | 75% | 80% | 90% |

Taper/Drywall Finisher: 1000 hour terms at the following percentage of Journeyman's Taper wage:

| | | | | | |
|-----|-----|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th | 5th | 6th |
| 50% | 55% | 60% | 65% | 75% | 85% |

Supplemental benefits per hour worked:

Painter/Decorator and Taper/Drywall Finisher:

| | |
|-----------------|---------|
| 1st & 2nd terms | \$ 1.85 |
| 3rd & 4th terms | 4.85 |
| All other terms | 5.85 |

3-4-Buf, Nia, Olean

Painter - Metal Polisher

06/01/2010

JOB DESCRIPTION Painter - Metal Polisher

DISTRICT 9

ENTIRE COUNTIES

Albany, Allegany, Bronx, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Delaware, Dutchess, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Kings, Lewis, Livingston, Madison, Monroe, Montgomery, Nassau, New York, Niagara, Oneida, Onondaga, Ontario, Orange, Orleans, Oswego, Otsego, Putnam, Queens, Rensselaer, Richmond, Rockland, Saratoga, Schenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Suffolk, Sullivan, Tioga, Tompkins, Ulster, Warren, Washington, Wayne, Westchester, Wyoming, Yates

WAGES

07/01/2009

Metal Polisher \$ 24.85*

*Note: All workers shall be paid an additional premium in an amount equal to twenty (20%) percent of their basic straight time rate of pay for all time worked on hanging scaffolds and on standing scaffolds while working more than 34 feet off the ground. Such premium are to be paid on top of their straight time or overtime, whichever is applicable. This also applies to employees erecting scaffolding.

SUPPLEMENTAL BENEFITS

Per Hour: 07/01/2009

Journeyman: \$ 11.02

OVERTIME PAY

See (B, E, Q, T) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 6, 11, 15, 16, 25, 26) on HOLIDAY PAGE

Overtime: See (5, 6, 9, 11, 15, 16, 25, 26) on HOLIDAY PAGE

REGISTERED APPRENTICES

55% of Basic Polisher Rate

9-8A/28A-MP

Plumber

06/01/2010

JOB DESCRIPTION Plumber

DISTRICT 3

ENTIRE COUNTIES

Erie, Niagara, Wyoming

PARTIAL COUNTIES

Allegany: Only the Townships of Allen, Angelica, Belfast, Caneadea, Centerville, Granger, Hume, New Hudson and Rushford

Cattaraugus: Only the Townships of Ashford, Dayton, East Otto, Ellicottville, Farmersville, Franklinville, Freedom, Leon, Lyndon, Machias, Mansfield, New Albion, Otto, Perrysburg, Persia and Yorkshire.

Chautauqua: Only the Townships of Arkwright, Charlotte, Cherry Creek, Dunkirk, Hanover, Pomfret, Portland, Ripley, Sheridan, Stockton, Villenova and Westfield.

Genesee: Only the Townships of Alabama, Alexander, Batavia, Darien, Elba, Oakfield, Pembroke and the City of Batavia.

Orleans: Only the Townships of Ridgeway, Shelby and Yates.

WAGES

Per hour: 07/01/2009

Plumber \$ 29.42

Steamfitter 29.42

Hazmat work 30.42

SUPPLEMENTAL BENEFITS

Per hour worked: \$ 16.83*

* Note - \$1.00 of this amount must be paid at the same premium as the wage.

OVERTIME PAY

See (*B1, Q) on OVERTIME PAGE

* 9th and 10th hour on Saturday to be paid at time and one half.

HOLIDAY

Paid: See (1) on HOLIDAY PAGE

Overtime: See (5, 6, 16) on HOLIDAY PAGE

REGISTERED APPRENTICES

Wages per hour:

One year terms at the following percentage of Journeyman's wage:

| | | | | |
|-----|-----|-----|-----|-----|
| 1st | 2nd | 3rd | 4th | 5th |
| 45% | 55% | 65% | 75% | 90% |

Add \$1.00 per hour for Hazmat work.

Supplemental benefits per hour worked:

\$ 12.77*

* Note - \$1.00 of this amount must be paid at the same premium as the wage.

Roofer **06/01/2010**

JOB DESCRIPTION Roofer **DISTRICT 3**

ENTIRE COUNTIES
 Erie, Genesee, Niagara, Orleans, Wyoming

WAGES

| | | |
|-----------------------|------------|------------|
| Per hour: | 07/01/2009 | 06/01/2010 |
| Asbestos Removal | \$ 28.50 | \$ 29.75 |
| Slate, Tile | 26.15 | 26.90 |
| Precast tile / slabs | 26.15 | 26.90 |
| Crete / gypsum planks | 26.15 | 26.90 |
| Damp and waterproofer | 26.00 | 26.75 |
| Composition, spayers, | 26.00 | 26.75 |
| Asphalt mastic, | 26.00 | 26.75 |
| Steep roofers | 26.00 | 26.75 |

SUPPLEMENTAL BENEFITS

| | | |
|------------------|----------|----------|
| Per hour worked: | \$ 11.91 | \$ 12.41 |
|------------------|----------|----------|

OVERTIME PAY
 See (B, *E, **E2, Q) on OVERTIME PAGE
 * and ** Double time after 8 hours on Saturday.

HOLIDAY
 Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

REGISTERED APPRENTICES
 Wages per hour:

Hour terms at the following percentage of Journeyman's wage:

| | | | | | | | | | |
|-----------|---------|---------|---------|---------|---------|---------|---------|---------|---------|
| 0 to 1000 | to 2000 | to 2500 | to 3000 | to 3500 | to 4000 | to 4500 | to 5000 | to 5500 | to 6000 |
| 50% | 55% | 60% | 65% | 70% | 75% | 80% | 85% | 90% | 95% |

Supplemental benefits per hour worked:

| | | | | | | | | | |
|-----------|---------|---------|----------|----------|----------|----------|----------|----------|----------|
| 0 to 1000 | to 2000 | to 2500 | to 3000 | to 3500 | to 4000 | to 4500 | to 5000 | to 5500 | to 6000 |
| \$ 0.00 | \$ 6.76 | \$ 9.85 | \$ 10.11 | \$ 10.37 | \$ 10.62 | \$ 10.88 | \$ 11.14 | \$ 11.40 | \$ 11.65 |

3-74

Sheetmetal Worker **06/01/2010**

JOB DESCRIPTION Sheetmetal Worker **DISTRICT 3**

ENTIRE COUNTIES
 Erie, Genesee, Niagara, Orleans, Wyoming

WAGES

| | | | | |
|-----------|------------|--------------------------|--------------------------|--------------------------|
| Per hour: | 07/01/2009 | 05/16/2010 Additional | 05/15/2011 Additional | 05/20/2012 Additional |
| | \$ 30.31 | \$ 1.75 | \$ 1.90 | \$ 1.95 |

Additional \$0.50 per hour for work 30' above floor on boatswain chair.
 Additional \$1.00 per hour for work in "Hot" areas of Atomic Laboratories.

SUPPLEMENTAL BENEFITS

| | |
|------------------|-----------|
| Per hour worked: | \$ 15.59* |
|------------------|-----------|

* Note - \$10.06 of this amount must be paid at the same premium as the wage.

OVERTIME PAY
 See (B, E, Q) on OVERTIME PAGE

HOLIDAY
 Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6, 16) on HOLIDAY PAGE

REGISTERED APPRENTICES
 Wages per hour:

One year terms at the following wage:

| | |
|----------|----------|
| 1st term | \$ 13.64 |
| 2nd term | 17.16 |
| 3rd term | 18.47 |
| 4th term | 22.42 |
| 5th term | 25.05 |

Supplemental benefits per hour:

| | | |
|----------|----------|--|
| 1st term | \$ 10.02 | Note - \$4.49 of this amount must be paid at the same premium as the wage. |
| 2nd term | 12.02 | Note - \$6.49 of this amount must be paid at the same premium as the wage. |
| 3rd term | 13.79 | Note - \$8.26 of this amount must be paid at the same premium as the wage. |
| 4th term | 14.39 | Note - \$8.86 of this amount must be paid at the same premium as the wage. |
| 5th term | 14.79 | Note - \$9.26 of this amount must be paid at the same premium as the wage. |

3-71

Sprinkler Fitter

06/01/2010

JOB DESCRIPTION Sprinkler Fitter

DISTRICT 1

ENTIRE COUNTIES

Albany, Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Delaware, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Lewis, Livingston, Madison, Monroe, Montgomery, Niagara, Oneida, Onondaga, Ontario, Orleans, Oswego, Otsego, Rensselaer, Saratoga, Schenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Tioga, Tompkins, Warren, Washington, Wayne, Wyoming, Yates

WAGES

Per hour

| | |
|------------|------------|
| 07/01/2009 | 01/01/2010 |
|------------|------------|

| | | |
|------------------|----------|----------|
| Sprinkler Fitter | \$ 30.15 | \$ 30.15 |
|------------------|----------|----------|

SUPPLEMENTAL BENEFITS

Per hour worked

| | | |
|------------|----------|----------|
| Journeyman | \$ 17.80 | \$ 18.85 |
|------------|----------|----------|

OVERTIME PAY

See (B, E, Q) on OVERTIME PAGE

HOLIDAY

Paid: See (1) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

Note: When a holiday falls on Sunday, the following Monday shall be considered a holiday and all work performed on either day shall be at the double time rate. When a holiday falls on Saturday, the preceding Friday shall be considered a holiday and all work performed on either day shall be at the double time rate.

REGISTERED APPRENTICES

Wages per hour

One Half Year terms at the following percentage of Journeyman's wage

| | | | | | | | | | |
|-----|-----|-----|-----|-----|-----|-----|-----|-----|------|
| 1st | 2nd | 3rd | 4th | 5th | 6th | 7th | 8th | 9th | 10th |
| 50% | 50% | 55% | 60% | 65% | 70% | 75% | 80% | 85% | 90% |

Supplemental Benefits per hour worked

| | |
|------------|------------|
| 07/01/2009 | 01/01/2010 |
|------------|------------|

| | | |
|-----------------|----------|----------|
| 1st & 2nd terms | \$ 7.71 | \$ 8.41 |
| 3rd & 4th terms | \$ 12.55 | \$ 13.35 |
| All others | \$ 17.80 | \$ 18.85 |

1-669

Teamster - Building / Heavy&Highway

06/01/2010

JOB DESCRIPTION Teamster - Building / Heavy&Highway

DISTRICT 3

ENTIRE COUNTIES

Erie, Niagara

PARTIAL COUNTIES

Genesee: Only in the Townships of Alabama, Darien and Pembroke.
 Orleans: Only the Townships of Ridgeway, Shelby and Yates.
 Wyoming: Only in the Townships of Arcade, Bennington, Java and Sheldon.

WAGES

GROUP 1: Warehousemen, Yardmen, Truck Helpers, Pickups, Panel Trucks, Flatboy Material Trucks (straight jobs), Single Axle Dump Trucks, Dumpsters, Material Checkers and Receivers, Greasers, Truck Tiremen, Mechanics Helpers and Parts Chasers.

GROUP 2: Tandems and Batch Trucks, Mechanics, Dispatcher.

GROUP 3: Semi-Trailers, Low-Boy Trucks, Asphalt Distributor Trucks and Agitator, Mixer Trucks and dumpcrete type vehicles, Truck Mechanic, Fuel Trucks

GROUP 4: Specialized Earth Moving Equipment, Euclid type, or similar off-highway, where not self-loading, Straddle (Ross) Carrier, and self-contained concrete mobile truck.

GROUP 5: Off-highway Tandem Back-Dump, Twin Engine Equipment and Double-Hitched Equipment where not self-loading.

| | | | | |
|-----------|------------|------------|------------|------------|
| Per hour: | 07/01/2009 | 07/01/2010 | 07/01/2011 | 07/01/2012 |
|-----------|------------|------------|------------|------------|

| | | | | |
|------------|----------|----------|----------|----------|
| All GROUPS | \$ 27.36 | \$ 29.01 | \$ 30.14 | \$ 31.24 |
|------------|----------|----------|----------|----------|

Add \$2.00 when required to use personal protection when performing hazardous waste removal work.
 An additional \$1.00 per hour is required when a single irregular work shift starting any time from 5:00PM to 1:00AM is mandated either in the job specification or by the contracting agency.

SUPPLEMENTAL BENEFITS

| | | | | |
|------------------|-----------|-----------|----------|-----------|
| Per hour worked: | \$ 9.175* | \$ 9.525* | \$ 9.90* | \$ 10.30* |
|------------------|-----------|-----------|----------|-----------|

*Note - Only \$ 4.85 per hour needs to be paid for overtime hours.

OVERTIME PAY

See (B, G, P) on OVERTIME PAGE

HOLIDAY

Paid: See (5, 6) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

3-449

Teamster - Building / Heavy&Highway **06/01/2010**

JOB DESCRIPTION Teamster - Building / Heavy&Highway **DISTRICT 3**

ENTIRE COUNTIES

Erie, Niagara

PARTIAL COUNTIES

Genesee: Only in the Townships of Alabama, Darin and Pembroke.
 Orleans: Only the Townships of Ridgeway, Shelby and Yates.
 Wyoming: Only in the Townships of Arcade, Bennington, Java and Sheldon.

WAGES

| | |
|-----------|------------|
| Per hour: | 07/01/2009 |
|-----------|------------|

| | |
|---------------------|----------|
| Dump Truck Operator | \$ 17.05 |
|---------------------|----------|

SUPPLEMENTAL BENEFITS

| | |
|------------------|---------|
| Per hour worked: | \$ 1.44 |
|------------------|---------|

OVERTIME PAY

See (B, J) on OVERTIME PAGE

Note - Time and one half shall be paid for work in excess of five (5) days per week.

HOLIDAY

Paid: See (5, 6) on HOLIDAY PAGE
 Overtime: See (5, 6) on HOLIDAY PAGE

3-449d-DT

Welder **06/01/2010**

JOB DESCRIPTION Welder **DISTRICT 1**

ENTIRE COUNTIES

Albany, Allegany, Bronx, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Chenango, Clinton, Columbia, Cortland, Delaware, Dutchess, Erie, Essex, Franklin, Fulton, Genesee, Greene, Hamilton, Herkimer, Jefferson, Kings, Lewis, Livingston, Madison, Monroe, Montgomery, Nassau, New York, Niagara, Oneida, Onondaga, Ontario, Orange, Orleans, Oswego, Otsego, Putnam, Queens, Rensselaer, Richmond, Rockland, Saratoga, Schenectady, Schoharie, Schuyler, Seneca, St. Lawrence, Steuben, Suffolk, Sullivan, Tioga, Tompkins, Ulster, Warren, Washington, Wayne, Westchester, Wyoming, Yates

WAGES

Per hour 07/01/2009

Welder (To be paid the same rate of the mechanic performing the work)

OVERTIME PAY

HOLIDAY

1-As Per Trade

Overtime Codes

Following is an explanation of the code(s) listed in the OVERTIME section of each classification contained in the attached schedule. Additional requirements may also be listed in the HOLIDAY section.

- (A) Time and one half of the hourly rate after 7 hours per day
- (AA) Time and one half of the hourly rate after 7 and one half hours per day
- (B) Time and one half of the hourly rate after 8 hours per day
- (B1) Time and one half of the hourly rate for the 9th & 10th hours week days and the 1st 8 hours on Saturday. Double the hourly rate for all additional hours
- (B2) Time and one half of the hourly rate after 40 hours per week
- (C) Double the hourly rate after 7 hours per day
- (C1) Double the hourly rate after 7 and one half hours per day
- (D) Double the hourly rate after 8 hours per day
- (D1) Double the hourly rate after 9 hours per day
- (E) Time and one half of the hourly rate on Saturday
- (E1) Time and one half 1st 4 hours on Saturday Double the hourly rate all additional Saturday hours
- (E3) Between November 1st and March 3rd Saturday may be used as a make-up day at straight time when a day is lost during that week due to inclement weather, provided a given employee has worked between 16 and 32 hours that week
- (E2) Saturday may be used as a make-up day at straight time when a day is lost during that week due to inclement weather
- (E4) Saturday and Sunday may be used as a make-up day at straight time when a day is lost during that week due to inclement weather
- (F) Time and one half of the hourly rate on Saturday and Sunday
- (G) Time and one half of the hourly rate on Saturday and Holidays
- (H) Time and one half of the hourly rate on Saturday, Sunday, and Holidays
- (I) Time and one half of the hourly rate on Sunday
- (J) Time and one half of the hourly rate on Sunday and Holidays
- (K) Time and one half of the hourly rate on Holidays
- (L) Double the hourly rate on Saturday
- (M) Double the hourly rate on Saturday and Sunday
- (N) Double the hourly rate on Saturday and Holidays
- (O) Double the hourly rate on Saturday, Sunday, and Holidays
- (P) Double the hourly rate on Sunday
- (Q) Double the hourly rate on Sunday and Holidays
- (R) Double the hourly rate on Holidays
- (S) Two and one half times the hourly rate for Holidays, if worked
- (S1) Two and one half times the hourly rate the first 8 hours on Sunday or Holidays One and one half times the hourly rate all additional hours.
- (T) Triple the hourly rate for Holidays, if worked

- (U) Four times the hourly rate for Holidays, if worked
- (V) Including benefits at SAME PREMIUM as shown for overtime
- (W) Time and one half for benefits on all overtime hours.

NOTE: BENEFITS are PER HOUR WORKED, for each hour worked, unless otherwise noted

Holiday Codes

PAID Holidays:

Paid Holidays are days for which an eligible employee receives a regular day's pay, but is not required to perform work. If an employee works on a day listed as a paid holiday, this remuneration is in addition to payment of the required prevailing rate for the work actually performed.

OVERTIME Holiday Pay:

Overtime holiday pay is the premium pay that is required for work performed on specified holidays. It is only required where the employee actually performs work on such holidays. The applicable holidays are listed under HOLIDAYS: OVERTIME. The required rate of pay for these covered holidays can be found in the OVERTIME PAY section listings for each classification.

Following is an explanation of the code(s) listed in the HOLIDAY section of each classification contained in the attached schedule. The Holidays as listed below are to be paid at the wage rates at which the employee is normally classified.

- (1) None
- (2) Labor Day
- (3) Memorial Day and Labor Day
- (4) Memorial Day and July 4th
- (5) Memorial Day, July 4th, and Labor Day
- (6) New Year's, Thanksgiving, and Christmas
- (7) Lincoln's Birthday, Washington's Birthday, and Veterans Day
- (8) Good Friday
- (9) Lincoln's Birthday
- (10) Washington's Birthday
- (11) Columbus Day
- (12) Election Day
- (13) Presidential Election Day
- (14) 1/2 Day on Presidential Election Day
- (15) Veterans Day
- (16) Day after Thanksgiving
- (17) July 4th
- (18) 1/2 Day before Christmas
- (19) 1/2 Day before New Years
- (20) Thanksgiving
- (21) New Year's Day
- (22) Christmas
- (23) Day before Christmas
- (24) Day before New Year's
- (25) Presidents' Day
- (26) Martin Luther King, Jr. Day



**NEW YORK STATE DEPARTMENT OF LABOR
Bureau of Public Work - Debarment List**

**LIST OF EMPLOYERS INELIGIBLE TO BID ON OR BE
AWARDED ANY PUBLIC WORK CONTRACT**

Under Article 8 and Article 9 of the NYS Labor Law, a contractor, sub-contractor and/or its successor shall be debarred and ineligible to submit a bid on or be awarded any public work or public building service contract/sub-contract with the state, any municipal corporation or public body for a period of five (5) years from the date of debarment when:

- Two (2) final determinations have been rendered within any consecutive six-year (6) period determining that such contractor, sub-contractor and/or its successor has WILLFULLY failed to pay the prevailing wage and/or supplements
- One (1) final determination involves falsification of payroll records or the kickback of wages and/or supplements

NOTE: The agency issuing the determination and providing the information, is denoted under the heading 'Fiscal Officer'. DOL = NYS Dept. of Labor; NYC = New York City Comptroller's Office; AG = NYS Attorney General's Office; DA = County District Attorney's Office.

A list of those barred from bidding, or being awarded, any public work contract or subcontract with the State, under section 141-b of the Workers' Compensation Law, may be obtained at the following link, on the NYS DOL Website:

<https://dbr.labor.state.ny.us/EDList/searchPage.do>

NYS DOL Bureau of Public Work Debarment List 06/01/2010

Article 8

| AGENCY | Fiscal Officer | SSN/FEIN | EMPLOYER NAME | EMPLOYER DBA NAME | ADDRESS | DEBARMENT START DATE | DEBARMENT END DATE |
|--------|----------------|----------|--------------------------------------|-------------------------|--|----------------------|--------------------|
| DOL | AG | ****1355 | 4-A GENERAL CONSTRUCTION CORP. | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | DOL | ****3983 | A & D CONTRACTING CORP. | | 15 PINE AIRE DRIVE BAY SHORE NY 11706 | 08/01/2005 | 08/01/2010 |
| DOL | DOL | ****7478 | A & T GENERAL CONSTRUCTION INC. | | 3 ALAN B SHEPARD PLACE YONKERS NY 10705 | 12/11/2006 | 12/11/2011 |
| DOL | NYC | ****5804 | AAR CO ELECTRIC INC | | 5902 AVENUE N BROOKLYN NY 11234 | 03/20/2009 | 03/20/2014 |
| DOL | DOL | ****0635 | ABOVE ALL PUMP REPAIR CORP | | 360 KNICKERBOCKER AVENUE BATAVIA NY 11716 | 10/20/2008 | 10/20/2013 |
| DOL | NYC | ****8758 | ACC CONSTRUCTION CORP. | | 6 EAST 32ND ST - 7TH FL NEW YORK NY 10016 | 05/25/2006 | 05/25/2011 |
| DOL | NYC | ****5022 | ACE DRYWALL SYSTEMS INC. | | 194 ASHLAND PLACE BROOKLYN NY 11217 | 03/06/2008 | 03/06/2013 |
| DOL | AG | ****8219 | ACTIVE CABLING INC | | C/O FRANK DECAPITE 7 SYCAMORE ROAD DRWOODBURY NY 11797 | 10/02/2008 | 10/01/2013 |
| DOL | DOL | ****3012 | ADAM DECKMAN | DECKMAN PAINTING | 154 POND VIEW PARKWAY ROCHESTER NY 14612 | 04/16/2007 | 04/16/2012 |
| DOL | DOL | ****5116 | ALJAA CONSTRUCTION CORPORATION | | 3755 SENECA STREET WEST SENECA NY 14403 | 12/14/2005 | 12/14/2010 |
| DOL | DOL | | ALL TOWNS MECHANICAL | BARRY MORRIS | 18 EAST SUNRISE HIGHWAY FREEPORT NY 11758 | 01/21/2008 | 01/21/2013 |
| DOL | DOL | ****3101 | ALLSTATE CONCRETE CUTTING, INC. | | 635 MIDLAND AVENUE GARFIELD NJ 07026 | 07/09/2007 | 07/09/2012 |
| DOL | DOL | ****8291 | AMIR'S VISION INC | | 230 PRATT STREET BUFFALO NY 14204 | 09/17/2008 | 09/17/2013 |
| DOL | AG | | AMODIO RUSSO | | 14 BRAYRON ROAD CARMEL NY 10512 | 06/01/2005 | 06/01/2010 |
| DOL | AG | | ANASTASIA ANTHOULIS | AKA STACEY GOUZOS | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | DOL | ****0860 | ANDREA STEVENS | STEVENS TRUCKING | 2458 EAST RIVER ROAD CORTLAND NY 13045 | 01/23/2008 | 01/23/2013 |
| DOL | DOL | | ANNE M DIPIZIO | | 217 STRASMER ROAD DEPEW NY 14043 | 12/14/2005 | 12/14/2010 |
| DOL | AG | | ANTHONY BRANCA | | 700 SUMMER STREET STAMFORD CT | 11/24/2009 | 11/24/2014 |
| DOL | DOL | | ANTHONY POSELLA | | 30 GLEN HOLLOW ROCHESTER NY 14622 | 10/19/2009 | 10/19/2014 |
| DOL | DOL | | ANTHONY T RINALDI | | C/O CRAIN CONSTRUCTION CO KINDERHAMACK RDKACKENSACK NY 07061 | 10/02/2008 | 10/02/2013 |
| DOL | DOL | | ANTHONY TAORMINA | | 215 MCCORMICK DRIVE BOHEMIA NY 11716 | 05/20/2009 | 05/20/2014 |
| DOL | AG | ****7327 | ANTHOS CONTRACTING CORP | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | DOL | ****2725 | ARAGONA CONSTRUCTION CORP | | 5755 NEWHOUSE ROAD EAST AMHERST NY 14051 | 10/10/2007 | 10/10/2012 |
| DOL | DOL | ****8688 | ARC MECHANICAL CORP | | 215 MCCORMICK DRIVE BOHEMIA NY 11716 | 05/20/2009 | 05/20/2014 |
| DOL | DOL | ****8482 | ARGO CONTRACTING CORP | | 5752 WEST WEBB ROAD YOUNGSTOWN OH 44515 | 05/21/2008 | 05/21/2013 |
| DOL | NYC | ****5804 | ARIE BAR | C/O AAR CO ELECTRIC INC | 5902 AVENUE N BROOKLYN NY 11234 | 03/20/2009 | 03/20/2014 |
| DOL | DOL | | ARTHUR C OSUORAH | | PO BOX 1295 BUFFALO NY 14215 | 02/15/2008 | 02/15/2013 |
| DOL | DOL | ****8027 | ARTHUR DESIGN ENGINEERS & ASSOCIATES | | PO BOX 1295 BUFFALO NY 14215 | 02/15/2008 | 02/15/2013 |
| DOL | DOL | ****2993 | AST DRYWALL & ACOUSTICS INC | | 46 JOHN STREET - STE 711 NEW YORK NY 10038 | 12/16/2008 | 12/16/2013 |
| DOL | DA | ****5761 | AZTEC PLUMBING & HEATING CORP | | 153 BAYWOODS LANE BAY SHORE NY 11706 | 03/19/2007 | 03/19/2012 |
| DOL | DOL | ****7828 | BALLAGH GENERAL CONTRACTING INC | | 250 KNEELAND AVENUE YONKERS NY 10705 | 07/09/2007 | 07/09/2012 |
| DOL | NYC | | BASIL ROMEO | | 243-03 137TH AVENUE ROSEDALE NY 11422 | 03/25/2010 | 03/25/2015 |
| DOL | DOL | | BEATRICE ORTEGA | | 764 BRADY AVE - APT 631 BRONX NY 10462 | 05/21/2008 | 05/21/2013 |
| DOL | DOL | | BENNY VIGLIOTTI | | C/O LUVIN CONSTRUCTION CO P O BOX 357CARLE PLACE NY 11514 | 03/15/2010 | 03/15/2015 |

NYS DOL Bureau of Public Work Debarment List 06/01/2010

Article 8

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|-----|-----|----------|---|---------------------------------------|---|------------|------------|
| DOL | DOL | | BERNADETTE GORMALLY | | 250 KNEELAND AVENUE YONKERS NY 10705 | 07/09/2007 | 07/09/2012 |
| DOL | NYC | | BERNARD COHNEN | | 193 HARWOOD PLACE PARAMUS NJ 07652 | 05/14/2008 | 05/14/2013 |
| DOL | DOL | ****5455 | BEST OF FRIENDS OF SCHENECTADY CONSTR CO | | 425 HAMILTON STREET SCHENECTADY NY 12305 | 01/24/2006 | 01/24/2011 |
| DOL | DOL | ****9890 | BETTY JOE FRAZIER | NOBLE CONSTRUCTI ON GROUP | 23960 WHITE ROAD WATERTOWN NY 13601 | 02/14/2008 | 02/14/2013 |
| DOL | DOL | | BIAGGIO CANTISANI | | 200 FERRIS AVENUE WHITE PLAINS NY 10603 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | ****0818 | BLASTEC INC | MILLER SANDBLASTIN G & PAINTING | 121 LINCOLN AVENUE ROCHESTER NY 14611 | 02/21/2008 | 02/21/2013 |
| DOL | DOL | ****8501 | BLOCKHEAD CONCRETE & PAVING INC | | P O BOX 71 CHEEKTOWAGA NY 14225 | 09/03/2008 | 09/03/2013 |
| DOL | DOL | | BRIAN HOXIE | | 2219 VALLEY DRIVE SYRACUSE NY 13207 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | ****4311 | C & F SHEET METAL CORP | | 201 RICHARDS STREET BROOKLYN NY 11231 | 02/25/2009 | 02/24/2014 |
| DOL | DOL | ****0289 | C J H INC | | 22 BLACK HAWK ROAD PINE BUSH NY 12566 | 06/10/2005 | 06/10/2010 |
| DOL | DOL | ****9286 | CALI BROTHERS INC | | 1223 PARK STREET PEEKSKILL NY 10566 | 09/12/2007 | 09/12/2012 |
| DOL | DOL | | CANTISANI & ASSOCIATES LTD | | 220 FERRIS AVENUE WHITE PLAINS NY 10603 | 12/04/2009 | 12/04/2014 |
| DOL | NYC | ****4437 | CAPPRY CONTRACTING MGMT. CORP | | 1081 CONEY ISLAND AVENUE BROOKLYN NY 11230 | 02/09/2006 | 02/09/2011 |
| DOL | DOL | | CARMODY CONCRETE CORP | | 220 FERRIS AVENUE WHITE PLAINS NY 10603 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | | CARMODY ENTERPRISES LTD | | 220 FERRIS AVENUE WHITE PLAINS NY 10603 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | | CARMODY INC | | 220 FERRIS AVENUE WHITE PLAINS NY 10603 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | | CARMODY MASONRY CORP | | 220 FERRIS AVENUE WHITE PLAINS NY 10603 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | | CARMODY"2" INC | | 220 FERRIS AVENUE WHITE PLAINS NY 10603 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | ****9721 | CATENARY CONSTRUCTION CORP | | 112 HUDSON AVENUE ROCHESTER NY 14605 | 02/14/2006 | 10/20/2014 |
| DOL | DOL | | CHARLES MARANGOUDAKIS | | 25 WOODHILL LANE MANHASSET NY 11030 | 08/16/2005 | 08/16/2010 |
| DOL | DOL | | CHARLES MURDOUGH | | 203 KELLY DRIVE EAST AURORA NY 14052 | 03/26/2008 | 03/26/2013 |
| DOL | DOL | ****1416 | CHEROMINO CONTROL GROUP LLC | | 61 WILLET ST - SUITE 14 PASSAIC NJ 07055 | 12/03/2009 | 12/03/2014 |
| DOL | DOL | | CHESTER A BEDELL | | 1233 WALT WHITMAN ROAD MELVILLE NY 11747 | 04/29/2008 | 04/29/2013 |
| DOL | DOL | | CHRISTINA J HOEK | | 22 BLACK HAWK ROAD PINE BUSH NY 12566 | 06/10/2005 | 06/10/2010 |
| DOL | DOL | | CHRISTOPHER NICHOLSON | | 91 NEWMAN PLACE BUFFALO NY 14210 | 10/19/2006 | 10/19/2011 |
| DOL | DOL | | CITY GENERAL BUILDERS INC | | 131 MELROSE STREET BROOKLYN NY 11206 | 03/02/2010 | 03/02/2015 |
| DOL | DOL | ****7086 | CITY GENERAL IRON WORKS INC | | 131 MELROSE STREET BROOKLYN NY 11206 | 03/02/2010 | 03/02/2015 |
| DOL | DOL | ****5329 | CNY MECHANICAL ASSOCIATES INC | | P O BOX 250 EAST SYRACUSE NY 13057 | 11/06/2008 | 11/06/2013 |
| DOL | DOL | ****6866 | COMMERCIAL SYSTEM CONSTRUCTION | | 91 NEWMAN PLACE BUFFALO NY 14210 | 10/19/2006 | 10/19/2011 |
| DOL | DOL | ****5740 | CORTLAND GLASS COMPANY INC | | 336 TOMPKINS STREET CORTLAND NY 13045 | 02/02/2010 | 02/02/2015 |
| DOL | DOL | ****7794 | CRAIN CONSTRUCTION COMPANY INC | | ONE KINDERHAMACK ROAD HACKENSACK NJ 07061 | 10/02/2008 | 10/02/2013 |
| DOL | DOL | | CRAIN CONSTRUCTION OF NEW JERSEY | | ONE KINDERHAMACK ROAD HACKENSACK NJ 07061 | 10/02/2008 | 10/02/2013 |
| DOL | DOL | | CRAIN CONSTRUCTION OF NEW YORK INC | | C/O CRAIN CONSTRUCTION CO ONE KINDERHAMACK ROADHACKENSACK NJ 07061 | 10/02/2008 | 10/02/2013 |
| DOL | DOL | | CRAIN CONTRACTING COMPANY | | ONE KINDERHAMACK ROAD HACKENSACK NJ 07061 | 10/02/2008 | 10/02/2013 |
| DOL | NYC | ****8777 | CROSSLAND ELECTRICAL SYSTEMS INC | | 846 EAST 52ND STREET BROOKLYN NY 11203 | 12/19/2008 | 12/29/2013 |
| DOL | DOL | ****0115 | CROW AND SUTTON ASSOCIATES INC | | 949 GROVESIDE ROAD BUSKIRK NY 12028 | 08/27/2008 | 08/27/2013 |

NYS DOL Bureau of Public Work Debarment List 06/01/2010

Article 8

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|-----|-----|----------|--|----------------------------|--|------------|------------|
| DOL | DOL | ****4266 | CRYSTAL INTERIOR CONTRACTING INC | | 922 CRESCENT STREET BROOKLYN NY 11208 | 05/21/2008 | 05/21/2013 |
| DOL | DOL | ****1804 | CUSTOM GARDEN LANDSCAPING INC | | 283 NORTH MIDDLETOWN ROAD PEARL RIVER NY 10965 | 09/28/2009 | 09/28/2014 |
| DOL | DOL | ****6339 | D J FLOORS INC | | 9276 VIA CIMATO DRIVE CLARENCE CENTER NY 14032 | 08/29/2007 | 08/29/2012 |
| DOL | DOL | | D JAMES SUTTON | | 949 GROVESIDE ROAD BUSKIRK NY 12028 | 08/27/2008 | 08/27/2013 |
| DOL | DOL | | DARIN ANDERSON | | 134-25 166 PLACE #5E JAMAICA NY 11434 | 08/07/2008 | 08/07/2013 |
| DOL | DOL | | DARREN MAYDWELL | | 115 LEWIS STREET YONKERS NY 10703 | 05/12/2009 | 05/12/2014 |
| DOL | DOL | | DEANNA J REED | | 5900 MUD MILL RD-BOX 949 BREWERTON NY 13029 | 09/02/2008 | 09/02/2013 |
| DOL | DOL | ****3012 | DECKMAN PAINTING | | 154 POND VIEW PARKWAY ROCHESTER NY 14612 | 04/16/2007 | 04/16/2012 |
| DOL | DOL | ****2311 | DELCON CONSTRUCTION CORP | | 220 WHITE PLAINS ROAD TARRYTOWN NY 10591 | 08/27/2009 | 08/27/2014 |
| DOL | DOL | ****6971 | DELPHI PAINTING AND DECORATING INC | | 1445 COMMERCE AVENUE BRONX NY 10461 | 10/09/2007 | 10/09/2012 |
| DOL | DOL | | DESMOND CHARLES | | 922 CRESCENT STREET BROOKLYN NY 11208 | 05/21/2008 | 05/21/2013 |
| DOL | DOL | ****7157 | DG PIPELINE INC | | 312 HALSEYVILLE ROAD ITHACA NY 14850 | 09/06/2006 | 09/06/2011 |
| DOL | DOL | ****3218 | DIAMOND "D" CONSTRUCTION CORP | | 5270 TRANSIT ROAD DEPEW NY 14043 | 12/14/2005 | 12/14/2010 |
| DOL | DOL | | DIMITEIUS KASSIMIS | | 152-65 11TH AVENUE WHITESTONE NY 11357 | 05/22/2008 | 05/22/2013 |
| DOL | DOL | ****3364 | DJH MECHANICAL ASSOCIATES LTD | | 155 KINGSBRIDGE ROAD EAST MOUNT VERNON NY 10552 | 02/01/2006 | 02/01/2011 |
| DOL | DOL | ****5881 | DON ADAMS ROOFING INC | | 472 COMMERCE STREET HAWTHORNE NY 10532 | 12/07/2005 | 12/07/2010 |
| DOL | DOL | | DONALD NOWAK | | 10 GABY LANE CHEEKTOWAGA NY 14227 | 10/15/2009 | 10/15/2014 |
| DOL | DOL | | DONALD SCHWENDLER | | 9276 VIA CIMATO DRIVE CLARENCE CENTER NY 14032 | 08/29/2007 | 08/29/2012 |
| DOL | DOL | ****6148 | DOT CONSTRUCTION OF NY INC | | 765 BRADY AVE - APT 631 BRONX NY 10462 | 05/21/2008 | 05/21/2013 |
| DOL | DOL | | DOUGLAS MCEWEN | | 121 LINCOLN AVENUE ROCHESTER NY 14611 | 02/21/2008 | 02/21/2013 |
| DOL | DOL | | DOUGLAS S GRIFFEN | | 312 HALSEYVILLE ROAD ITHACA NY 14850 | 09/06/2006 | 09/06/2011 |
| DOL | DOL | | DRAGOLJUB RADOJEVIC | 61 WILLET ST - SUITE 14 | PASSAIC NJ 07055 | 12/03/2009 | 12/03/2014 |
| DOL | DOL | | EDWARD SUBEH | | 1 CHELSEA COURT ATLANTIC CITY NJ 08401 | 10/06/2008 | 10/06/2013 |
| DOL | DOL | ****3554 | ELITE BUILDING ENTERPRISES INC | | 34-08 PARKWAY DRIVE BALDWIN NY 11510 | 07/01/2008 | 07/21/2013 |
| DOL | AG | ****3233 | EMEIS & EMEIS GENERAL CONTRACTING CORP | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | DOL | ****0780 | EMES HEATING & PLUMBING CONTR | | 5 EMES LANE MONSEY NY 10952 | 01/20/2002 | 01/20/3002 |
| DOL | DOL | | ERROL L ALLEN | | 134-25 166 PLACE #5E JAMAICA NY 11434 | 08/07/2008 | 08/07/2013 |
| DOL | DOL | | ESCO INSTALLERS LLC | | 1 CHELSEA COURT ATLANTIC CITY NJ 08401 | 10/06/2008 | 10/06/2013 |
| DOL | DOL | ****0329 | FAULKS PLUMBING HEATING & AIR CONDITIONING INC | | 3 UPTON STREET HILTON NY 14468 | 06/10/2008 | 06/10/2013 |
| DOL | DOL | | FERNANDO GOMEZ | | 201 RICHARDS STREET BROOKLYN NY 11231 | 02/25/2009 | 02/25/2014 |
| DOL | DOL | ****0768 | FISHER CONCRETE INC | | 741 WELSH ROAD JAVA CENTER NY 14082 | 04/08/2009 | 04/08/2014 |
| DOL | NYC | ****2505 | FLORENCE XVI CENTURY MARBLE INC | | 120 GLEN HEAD ROAD GLEN HEAD NY 11545 | 08/03/2005 | 08/03/2010 |
| DOL | DOL | ****7975 | FORD CONSTRUCTION INC | | 18-18 26TH STREET ASTORIA NY 11102 | 07/18/2005 | 07/18/2010 |
| DOL | DOL | | FORD MASONRY | | 18-18 26TH STREET ASTORIA NY 11102 | 07/18/2005 | 07/18/2010 |
| DOL | DOL | ****0115 | FOXCROFT NURSERIES INC | | 949 GROVESIDE ROAD BUSKIRK NY 12028 | 08/27/2008 | 08/27/2013 |
| DOL | DOL | | FRANCIS (FRANK) OSCIER | | 3677 SENECA STREET WEST SENECA NY 14224 | 09/03/2008 | 09/03/2013 |
| DOL | NYC | | FRANK (FRANCIS) OSCIER | | 3677 SENECA STREET WEST SENECA NY 14224 | 09/03/2008 | 09/03/2013 |

NYS DOL Bureau of Public Work Debarment List 06/01/2010

Article 8

| | | | | | | | |
|-----|-----|----------|--|---|---|------------|------------|
| DOL | NYC | | FRANK BAKER | | 24 EDNA DRIVE SYOSSET NY 11791 | 05/14/2008 | 05/14/2013 |
| DOL | DOL | | FRANK J MERCANDO | C/O MERCANDO CONTRACTIN G CO INC | 134 MURRAY AVENUE YONKERS NY 10704 | 11/22/2008 | 11/22/2013 |
| DOL | DOL | | FRANK J MERCANDO | | 134 MURRAY AVENUE YONKERS NY 10704 | 12/11/2009 | 12/11/2014 |
| DOL | DOL | ****0128 | FRANK J TUCEK & SON INC | | 92 NORTH ROUTE 9W CONGERS NY 10920 | 01/29/2007 | 01/29/2012 |
| DOL | DOL | | FRANK LOBENE JR | | 13 CHEVIOT LANE ROCHESTER NY 14624 | 10/18/2005 | 10/18/2010 |
| DOL | DOL | ****9202 | G & M PAINTING ENTERPRISES INC | | 13915 VILLAGE LANE RIVERVIEW MI 48192 | 02/05/2010 | 02/05/2015 |
| DOL | DOL | ****9832 | G A FALCONE CONSTRUCTION INC | | 253 COMMONWEALTH AVENUE BUFFALO NY 14216 | 08/07/2007 | 08/07/2012 |
| DOL | DOL | ****7088 | GBA CONTRACTING CORP | | 4015 21ST AVENUE ASTORIA NY 11105 | 01/11/2008 | 01/11/2013 |
| DOL | AG | | GEORGE BEGAKIS | | 57-16 157TH STREET FLUSHING NY 11355 | 10/04/2006 | 10/04/2011 |
| DOL | NYC | | GEORGE LUCEY | | 150 KINGS STREET BROOKLYN NY 11231 | 01/19/1998 | 01/19/2998 |
| DOL | AG | | GERARD IPPOLITO | | 563 MUNCEY ROAD WEST ISLIP NY 11795 | 07/14/2008 | 07/14/2013 |
| DOL | AG | | GERASIMO ANDRIANIS | | 22-15 47TH STREET ASTORIA NY 11105 | 08/03/2006 | 08/03/2011 |
| DOL | DOL | | GREG SURACI | | 364 BLEAKER ROAD ROCHESTER NY 14609 | 10/25/2007 | 10/25/2012 |
| DOL | DOL | | GRIOGORIOS BELLOS | | 4015 21ST AVENUE ASTORIA NY 11105 | 01/11/2008 | 01/11/2013 |
| DOL | DOL | ****9985 | GROUND LEVEL CONSTRUCTION | | 10 GABY LANE CHEEKTOWAGA NY 14227 | 10/15/2009 | 10/15/2014 |
| DOL | DOL | ****8904 | HALLOCKS CONSTRUCTION CORP | P O BOX 278 | YORKTOWN HEIGHTS NY 10598 | 12/01/2008 | 12/01/2013 |
| DOL | DOL | | HARALAMBOS KARAS | | 80-12 ASTORIA BOULEVARD EAST ELMHURST NY 11370 | 11/22/2008 | 10/22/2013 |
| DOL | DOL | ****0080 | HI-AMP ELECTRICAL CONTRACTING CORP | | 265-12 HILLSIDE AVENUE FLORAL PARK NY 11004 | 02/15/2008 | 02/15/2013 |
| DOL | DOL | ****9893 | HOXIE'S PAINTING CO INC | | 2219 VALLEY DRIVE SYRACUSE NY 13207 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | ****6429 | IDM ENTERPRISES INC | | 60 OUTWATER LANE GARFIELD NJ 07026 | 05/09/2009 | 05/09/2014 |
| DOL | DOL | ****6293 | IMPRESSIVE CONCRETE CORP | | 264A SUBURBAN AVENUE DEER PARK NY 11729 | 12/18/2007 | 12/18/2012 |
| DOL | DOL | ****8898 | IN-TECH CONSTRUCTION INC | | 8346 BREWERTON ROAD CICERO NY 13039 | 07/06/2007 | 07/06/2012 |
| DOL | NYC | ****7728 | INTEGRITY CONSTRUCTION & CONSULTING SERVS | | 7615 MYRTLE AVENUE GLENDALE NY 11385 | 02/15/2007 | 02/15/2012 |
| DOL | DOL | ****0488 | INTERWORKS SYSTEMS, INC. | | 1233 WALT WHITMAN ROAD MELVILLE NY 11747 | 04/29/2008 | 04/29/2013 |
| DOL | DOL | | ISRAEL MONTESINOS | | 517 MILES SQUARE ROAD YONKERS NY 10701 | 02/15/2008 | 02/15/2013 |
| DOL | DOL | | IVAN D MARKOVSKI | | 60 OUTWATER LANE GARFIELD NJ 07026 | 05/09/2009 | 05/09/2014 |
| DOL | DOL | | IVAN TORRES | | 11 PLYMOUTH ROAD DIX HILLS NY 11746 | 02/15/2008 | 02/15/2013 |
| DOL | DOL | ****0579 | J & I CONSTRUCTION CORP | | 110 FOURTH STREET NEW ROCHELLE NY 10801 | 02/15/2008 | 02/15/2013 |
| DOL | DOL | ****7357 | J C MCCASHION CONSTRUCTION INC | | 84 FREDERICK AVENUE ALBANY NY 12205 | 04/13/2006 | 04/13/2011 |
| DOL | DOL | ****1584 | J M TRI STATE TRUCKING INC | | 140 ARMSTRONG AVENUE SYRACUSE NY 13209 | 10/21/2009 | 10/21/2014 |
| DOL | AG | ****1562 | JANS GENERAL CONSTRUCTION CORP. | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | DOL | | JASON ASBURY | | 22562 SEA BASS DRIVE BOCA RATON FL 33428 | 10/10/2007 | 10/10/2012 |
| DOL | DOL | | JAY MEYER | | 239 MARSH DRIVE DEWITT NY 13214 | 02/20/2007 | 02/20/2012 |
| DOL | DOL | | JEANETTE CALICCHIA | | 1223 PARK STREET PEEKSKILL NY 10566 | 09/12/2007 | 09/12/2012 |
| DOL | DOL | | JEFFREY ARTIERI | | 107 STEVENS STREET LOCKPORT NY 14094 | 11/04/2009 | 11/04/2014 |
| DOL | DOL | | JOHN B DUGAN | | 121 LINCOLN AVENUE ROCHESTER NY 14611 | 02/21/2008 | 02/21/2013 |

NYS DOL Bureau of Public Work Debarment List 06/01/2010

Article 8

| | | | | | | | |
|-----|-----|----------|---|-----------------|---|------------|------------|
| DOL | DA | | JOHN BIAS | | 153 BAYWOODS LANE BAY SHORE NY 11706 | 03/19/2007 | 03/19/2012 |
| DOL | DOL | | JOHN BUONADONNA | | 283 NORTH MIDDLETOWN ROAD PEARL RIVER NY 10965 | 09/28/2009 | 09/28/2014 |
| DOL | NYC | | JOHN C MCCASHION | | 84 FREDERICK AVENUE ALBANY NY 12205 | 04/13/2006 | 04/13/2011 |
| DOL | NYC | | JOHN MARI JR | | 278 ROBINSON AVENUE NEW YORK NY 10312 | 04/06/2008 | 04/06/2013 |
| DOL | NYC | | JOHN O'SHEA | | 4350 BULLARD AVENUE BRONX NY 10466 | 01/28/2008 | 01/28/2013 |
| DOL | DOL | ****5970 | JOHN PREVETE FRAMING AND JOHN PREVETE FRAMING INC | JOHN PREVETE | 320 RIDGE ROAD WEST MILFORD NJ 07480 | 03/26/2008 | 03/26/2013 |
| DOL | DOL | | JOHN SAN SEVERE | | C/O CRAIN CONSTRUCTION CO ONE KINDERHAMACK ROADHACKENSACK NJ 07061 | 10/02/2008 | 10/02/2013 |
| DOL | DOL | | JOSE DOS SANTOS JR | | 85-08 60TH AVENUE ELMHURST NY 11373 | 11/21/2008 | 11/21/2013 |
| DOL | DOL | | JOSEPH CALICCHIA | | 1223 PARK STREET PEEKSKILL NY 10566 | 09/12/2007 | 09/12/2012 |
| DOL | DOL | | JOSEPH DIPIZIO | | 5270 TRANSIT ROAD DEPEW NY 14043 | 12/14/2005 | 12/14/2010 |
| DOL | DOL | | JOSEPH MONETTE | | C/O JOHN MONETTE 140 ARMSTRONG AVENUESYRACUSE NY 13209 | 10/21/2009 | 10/21/2014 |
| DOL | DOL | ****1763 | JR RESTORATION & ROOFING INC | | 152-65 11TH AVENUE WHITESTONE NY 11357 | 05/22/2008 | 05/22/2013 |
| DOL | DOL | | JULIUS AND GITA BEHREND | | 5 EMES LANE MONSEY NY 10952 | 11/20/2002 | 11/20/3002 |
| DOL | DOL | ****9422 | JUNKYARD CONSTRUCTION CORP. | | 2068 ANTHONY AVENUE BRONX NY 10457 | 12/26/2007 | 12/26/2012 |
| DOL | DOL | ****3810 | K M MARTELL CONSTRUCTION, INC. | | 57 CROSS ROAD MIDDLETOWN NY 10940 | 06/25/2007 | 06/25/2012 |
| DOL | DOL | ****9993 | K M R ENTERPRISES | | 10 STUFFLE STREET CROPEYVILLE NY 12052 | 12/20/2006 | 12/20/2011 |
| DOL | DOL | | K NELSON SACKOOR | | 16 JOY DRIVE NEW HYDE PARK NY 11040 | 01/05/2010 | 01/05/2015 |
| DOL | DOL | ****8648 | K-STAR CONSTRUCTION CORP | | 42 48 161ST STREET FLUSHING NY 11358 | 12/11/2006 | 12/11/2011 |
| DOL | NYC | | KAZIMIERZ KONOPSKI | | 194 ASHLAND PLACE BROOKLYN NY 11217 | 03/06/2008 | 03/06/2013 |
| DOL | AG | | KEFCAL CONSTRUCTION, INC. | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | NYC | ****4923 | KELLY'S SHEET METAL, INC. | | 1426 ATLANTIC AVENUE BROOKLYN NY 11216 | 12/28/2007 | 12/28/2012 |
| DOL | DOL | | KEMPTON MCINTOSH | | 8531 AVENUE B BROOKLYN NY 11236 | 12/16/2008 | 12/16/2013 |
| DOL | DOL | | KENNETH W. GRIFFIN | | 101 LILL STREET ROCHESTER NY 14621 | 05/01/2006 | 05/01/2011 |
| DOL | DOL | | KEVIN MARTELL | | 57 CROSS ROAD MIDDLETOWN NY 10940 | 06/25/2007 | 06/25/2012 |
| DOL | AG | ****3318 | KOSMAR CONTRACTING CORP. | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | DOL | | KRIS CLARKSON | | 2484 CATON ROAD CORNING NY 14830 | 06/20/2007 | 06/20/2012 |
| DOL | NYC | ****8816 | LAKE CONSTRUCTION AND DEVELOPMENT CORPORATION | | 150 KINGS STREET BROOKLYN NY 11231 | 08/19/1998 | 08/19/2998 |
| DOL | DOL | ****9628 | LANCET ARCH INC | | 112 HUDSON AVENUE ROCHESTER NY 14605 | 02/14/2006 | 10/19/2014 |
| DOL | DOL | | LANCET SPECIALTY CONTRACTING CORP | | C/O CATENARY CONSTRUCTION 112 HUDSON AVENUEROCHESTER NY 14605 | 10/19/2009 | 10/19/2014 |
| DOL | DOL | | LARRY FRANGOS | | 5752 WEST WEBB ROAD YOUNGSTOWN OH 44515 | 05/21/2008 | 05/21/2013 |
| DOL | DOL | ****7907 | LEEMA EXCAVATING INC | | 140 ARMSTRONG AVENUE SYRACUSE NY 13209 | 10/21/2009 | 10/21/2014 |
| DOL | DOL | ****0256 | LIBERTY PAINTING COMPANY INC | | 183 LORFIELD DRIVE SNYDER NY 14226 | 12/08/2005 | 12/08/2010 |
| DOL | AG | ****5102 | LIBERTY TREE SERVICE, INC. | | 563 MUNCEY ROAD WEST ISLIP NY 11795 | 07/14/2008 | 07/14/2013 |
| DOL | DOL | ****6651 | LIGHTNING FAST LABOR FORCE SERVICES, INC. | | 150 NORTH CHESTNUT STREET ROCHESTER NY 14604 | 05/01/2006 | 05/01/2011 |

NYS DOL Bureau of Public Work Debarment List 06/01/2010

Article 8

| | | | | | | | |
|-----|-----|----------|---|-------------------------------|--|------------|------------|
| DOL | DOL | ****4981 | LOBENE PAINTING, INC. | | 13 CHEVIOT LANE ROCHESTER NY 14624 | 10/18/2005 | 10/18/2010 |
| DOL | AG | ****4654 | LOOK UNDER THE CARPET SERVICES INC | | P O BOX 686 BUFFALO NY 14290 | 12/15/2005 | 12/15/2010 |
| DOL | DOL | ****5953 | LPD CONTRACTING INC | | 1205 MCBRIDE AVENUE WEST PATTERSON NJ 07424 | 08/27/2007 | 08/27/2012 |
| DOL | DOL | ****5171 | LUVIN CONSTRUCTION CORP | | P O BOX 357 CARLE PLACE NY 11514 | 03/15/2010 | 03/15/2015 |
| DOL | DOL | ****9875 | M & S STRIPING INC | | 73 INDUSTRIAL PARK BLVD ELMIRA NY 14901 | 01/10/2007 | 01/10/2012 |
| DOL | DOL | ****9688 | M K PAINTING INC | | 4157 SEVENTH STREET WYANDOTT MI 48192 | 05/14/2007 | 05/14/2012 |
| DOL | AG | | MANN'S CONTRACTING CORP | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | NYC | | MANUEL P TOBIO | | 150 KINGS STREET BROOKLYN NY 14444 | 08/19/1998 | 08/19/2998 |
| DOL | NYC | | MANUEL TOBIO | | 150 KINGS STREET BROOKLYN NY 11231 | 08/19/1998 | 08/19/2998 |
| DOL | DOL | ****4543 | MARANGOS CONSTRUCTION CORP | | 59-45 56TH AVENUE MASPETH NY 11378 | 08/16/2005 | 08/16/2010 |
| DOL | DOL | | MARK LINDSLEY | | 355 COUNTY ROUTE 8 FULTON NY 13069 | 08/08/2009 | 08/14/2014 |
| DOL | DOL | | MASONRY CONSTRUCTION INC | | 220 FERRIS AVENUE WHITE PLAINS NY 10603 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | | MASONRY INDUSTRIES INC | | 220 FERRIS AVENUE WHITE PLAINS NY 10603 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | | MATTHEW LOBENE | | 13 CHEVIOT LANE ROCHESTER NY 14624 | 10/18/2005 | 10/18/2010 |
| DOL | AG | ****9970 | MAY CONSTRUCTION CO INC | | 700 SUMMER STREET STAMFORD CT | 11/24/2009 | 11/24/2014 |
| DOL | NYC | ****4132 | MCCASHION BROTHERS HOLDING COMPANY LLC | | 84 FREDERICK AVENUE ALBANY NY 12205 | 04/13/2006 | 04/13/2011 |
| DOL | DOL | | MCS PAINTING CONTRACTORS, INC. | | LIME KILN COURT STONY POINT NY 10980 | 01/25/2006 | 01/25/2011 |
| DOL | DOL | ****4259 | MERCANDO CONTRACTING CO INC | | 134 MURRAY AVENUE YONKERS NY 10704 | 12/11/2009 | 12/11/2014 |
| DOL | DOL | ****0241 | MERIT FENCE CO INC | | 130 OLD ROUTE 6 CARMEL NY 10512 | 08/06/2003 | 02/02/2012 |
| DOL | DOL | | MICHAEL L. KRIVITZA | NORTHEAST TECHNOLOGI ES | 105 PINE STREET - APT 2 EAST ROCHESTER NY 14445 | 05/14/2007 | 05/14/2012 |
| DOL | DOL | | MICHAEL STEVENS | STEVENS TRUCKING | 2458 EAST RIVER ROAD CORTLAND NY 13045 | 01/23/2008 | 01/23/2013 |
| DOL | DOL | ****0860 | MICHAEL STEVENS | STEVENS TRUCKING | 2458 EAST RIVER ROAD CORTLAND NY 13045 | 01/23/2008 | 01/23/2013 |
| DOL | DOL | | MICHAEL TAYLOR | | 66 RYBKA ROAD STUYVESANT FALLS NY 12174 | 03/02/2007 | 03/02/2012 |
| DOL | DOL | ****0818 | MILLER SANDBLASTING AND PAINTING | | 121 LINCOLN AVENUE ROCHESTER NY 14611 | 02/21/2008 | 02/21/2013 |
| DOL | DOL | ****4435 | MODERN TECH DESIGN & SERVICES INC | | 9151 SOUTHWESTERN BLVD ANGOLA NY 14006 | 01/19/2006 | 01/19/2011 |
| DOL | NYC | | MOHAMMAD SELIM | | 73-12 35TH AVE - APT F63 JACKSON HEIGHTS NY 11372 | 03/04/2010 | 03/04/2015 |
| DOL | DOL | | MOHAMMED ALI ALVI | | 22-41 26TH STREET APT. 2ASTORIA NY 11102 | 07/18/2005 | 07/18/2010 |
| DOL | DA | | MOHAMMED SALEEM | | 768 LYDIG AVENUE BRONX NY 10462 | 08/18/2009 | 08/18/2014 |
| DOL | DOL | ****6616 | MUIR CONTRACTORS ASSOCIATES INC | | 75 ARGYLE AVE - SUITE 2B UNIONDALE NY 11553 | 08/18/2005 | 08/18/2010 |
| DOL | DOL | ****2251 | MURDOUGH DEVELOPMENT CO., INC. | | 203 KELLY DRIVE EAST AURORA NY 14052 | 03/26/2008 | 03/26/2013 |
| DOL | DA | ****9642 | MUTUAL OF AMERICAL GENERAL CONSTRUCTION & MANAGEMENT CORP | | 768 LYDIG AVENUE BRONX NY 10462 | 08/18/2009 | 08/18/2014 |
| DOL | DOL | | N F K ENTERPRISES | | 22 BLACK HAWK ROAD PINE BUSH NY 12566 | 06/10/2005 | 06/10/2010 |
| DOL | DOL | ****3310 | N F K EXCAVATING AND CONSTRUCTION INC | | 22 BLACK HAWK ROAD PINE BUSH NY 12566 | 06/10/2005 | 06/10/2010 |
| DOL | DOL | ****7371 | N F K LANDSCAPING SUPPLY CORP | | 22 BLACK HAWK ROAD PINE BUSH NY 12566 | 06/10/2005 | 06/10/2010 |
| DOL | DOL | ****9445 | NASDA ENTERPRISES INC | | 134-25 166 PLACE #5E JAMAICA NY 11434 | 08/07/2008 | 08/07/2013 |
| DOL | DOL | ****2213 | NEUSS CONSTRUCTION, INC. | | 1191 ROUTE 9W - SUITE #C6 MARLBORO NY 12542 | 09/06/2006 | 09/06/2011 |
| DOL | DOL | | NICK NITIS | | 3 ALAN B SHEPARD PLACE YONKERS NY 10705 | 12/11/2006 | 12/11/2011 |

NYS DOL Bureau of Public Work Debarment List 06/01/2010

Article 8

| | | | | | | |
|-----|-----|----------|---|--|------------|------------|
| DOL | DOL | ****9890 | NOBLE CONSTRUCTION | 23960 WHITE ROAD WATERTOWN NY 13601 | 02/14/2008 | 02/14/2013 |
| DOL | DOL | ****7771 | NORTHEAST TECHNOLOGIES | 105 PINE STREET APT. 2 EAST ROCHESTER NY 14445 | 05/14/2007 | 05/14/2012 |
| DOL | DOL | ****1833 | NORTHEASTERN SUPREME FLOOR CO.,INC | 66 BENEDICT STREET CASTLETON NY 12033 | 03/02/2007 | 03/02/2012 |
| DOL | DOL | ****7041 | NYCOM SERVICES CORP | 80-12 ASTORIA BOULEVARD EAST ELMHURST NY 11370 | 11/22/2008 | 11/22/2013 |
| DOL | DOL | ****0797 | O GLOBO CONSTRUCTION CORP | 85-06 60TH AVENUE ELMHURST NY 11373 | 11/21/2008 | 11/21/2013 |
| DOL | AG | ****1641 | OLYMPIA MECHANICAL PIPING & HEATING, INC. | 3624 12TH AVENUE BROOKLYN NY 11218 | 08/18/2005 | 08/18/2010 |
| DOL | DOL | ****1803 | OMNI CONTRACTING COMPANY, INC. | 3 ALAN B. SHEPARD PLACE YONKERS NY 10705 | 12/11/2006 | 12/11/2011 |
| DOL | NYC | ****3855 | OT & T INC | 36-28 23RD STREET LONG ISLAND CITY NY 11106 | 01/15/2008 | 05/14/2013 |
| DOL | AG | ****5133 | P&T IRON WORKS | 59 PLAIN AVENUE NEW ROCHELLE NY 10801 | 06/01/2005 | 06/01/2010 |
| DOL | NYC | ****9833 | PARADISE CONSTRUCTION CORP | 6814 8TH AVENUE BROOKLYN NY 11220 | 12/03/2007 | 12/03/2012 |
| DOL | DOL | ****3039 | PARAGON PLATE GLASS, INC. | 210 FACTORY STREET WATERTOWN NY 13601 | 11/07/2006 | 11/07/2011 |
| DOL | DOL | | PATRICK BURNS | 19 E. CAYUGA STREET OSWEGO NY 13126 | 05/15/2008 | 05/15/2013 |
| DOL | DOL | | PATRICK SHAUGHNESSY | 88 REDWOOD DRIVE ROCHESTER NY 14617 | 05/16/2008 | 05/16/2013 |
| DOL | DOL | | PEDRO RINCON | 131 MELROSE STREET BROOKLYN NY 11206 | 03/02/2010 | 03/02/2015 |
| DOL | DOL | | PERRY JACOBS | 736 SHERMAN DRIVE BOX 8015UTICA NY 13505 | 12/04/2005 | 12/04/2010 |
| DOL | AG | | PETER GOUZOS | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | DOL | | PETER J LANDI | 249 MAIN STREET EASTCHESTER NY 10709 | 10/05/2009 | 10/05/2014 |
| DOL | DOL | ****7229 | PETER J LANDI INC | 249 MAIN STREET EASTCHESTER NY 10709 | 10/05/2009 | 10/05/2014 |
| DOL | DOL | ****1136 | PHOENIX ELECTRICIANS COMPANY INC | 540 BROADWAY P O BOX 2222ALBANY NY 12201 | 03/09/2010 | 03/09/2015 |
| DOL | DOL | ****5419 | PINE VALLEY LANDSCAPE CORP | RR 1, BOX 285-B BUSKIRK NY 12028 | 08/27/2008 | 08/27/2013 |
| DOL | DOL | | PRECISION DEVELOPMENT CORP | 115 LEWIS STREET YONKERS NY 10703 | 05/12/2009 | 05/12/2014 |
| DOL | DOL | ****9167 | PRECISION SITE WORK, INC. | 736 SHERMAN DRIVE BOX 8015UTICA NY 13505 | 12/04/2005 | 12/04/2010 |
| DOL | DOL | ****9359 | PRECISION STEEL ERECTORS INC | P O BOX 949 BREWERTON NY 13029 | 09/02/2008 | 09/02/2013 |
| DOL | DOL | ****2326 | PUTMAN CONSTRUCTION COMPANY OF WESTERN NY | 29 PHYLLIS AVENUE BUFFALO NY 14215 | 09/03/2008 | 09/03/2013 |
| DOL | DOL | ****7438 | R & H COMMERCIAL FLOORING, INC. | 102 WILLOW AVENUE WATKINS GLEN NY 14891 | 06/20/2007 | 06/20/2012 |
| DOL | DOL | ****1596 | R & T SUPREME SPORTS FLOORING, LLC | 66 RYBKA ROAD STUYVESANT FALLS NY 12174 | 03/02/2007 | 03/02/2012 |
| DOL | DA | ****0358 | R & W FACILITY CARE SYSTEMS INC | 485 ATLANTIC AVENUE BROOKLYN NY 11217 | 11/22/2005 | 11/22/2010 |
| DOL | DOL | ****1629 | R S CONSTRUCTION COMPANY LLC | 571 MILES SQUARE ROAD YONKERS NY 10701 | 04/04/2007 | 04/04/2012 |
| DOL | AG | ****2626 | RAINBOW RENOVATIONS, INC. | 35-44 CRESCENT STREET LONG ISLAND CITY NY 11106 | 08/03/2006 | 08/03/2011 |
| DOL | DOL | ****7294 | REDWOOD FLOORING, INC. | 88 REDWOOD DRIVE ROCHESTER NY 14617 | 05/16/2008 | 05/16/2013 |
| DOL | NYC | ****6978 | RISINGTECH INC | 243-03 137TH AVENUE ROSEDALE NY 11422 | 03/25/2010 | 03/25/2015 |
| DOL | DOL | | ROBBYE BISSE SAR | 89-51 SPRINGFIELD BLVD QUEENS VILLAGE NY 11427 | 01/11/2003 | 01/11/3003 |
| DOL | DOL | | ROBERT DIMARSICO | 1233 WALT WHITMAN ROAD MELVILLE NY 11747 | 04/29/2008 | 04/29/2013 |
| DOL | DOL | | ROBERT O'HANLON | 635 MIDLAND AVENUE GARFIELD NJ 07026 | 07/09/2007 | 07/09/2012 |
| DOL | DOL | | ROBERT STEVENSON | 571 MILES SQUARE ROAD YONKERS NY 10701 | 04/04/2007 | 04/04/2012 |
| DOL | DOL | ****1721 | ROBERTS CONSTRUCTION OF UPSTATE NEW YORK INC | 5 SANGER AVENUE NEW HARTFORD NY 13413 | 01/28/2009 | 01/28/2014 |
| DOL | DOL | ****3467 | ROCKERS AND NOCKERS LLC | 207 RIVERVIEW ROAD REXFORD NY 12148 | 10/23/2007 | 10/23/2012 |

NYS DOL Bureau of Public Work Debarment List 06/01/2010

Article 8

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|-----|-----|-----------|---|--|--|------------|------------|
| DOL | DOL | | ROGER A HOEK JR | | 22 BLACK HAW ROAD PINE BUSH NY 12566 | 06/10/2005 | 06/10/2010 |
| DOL | DOL | | RONALD R SAVOY | C/O CNY MECHANICAL ASSOCIATES INC | P O BOX 250 EAST SYRACUSE NY 13057 | 11/06/2008 | 11/06/2013 |
| DOL | DOL | | ROSARIO CARRUBBA | | 5755 NEWHOUSE ROAD EAST AMHERST NY 14051 | 10/10/2007 | 10/10/2012 |
| DOL | DOL | | RUDOLPH NEUSS | | 8 FAR HORIZONS DRIVE NEWBURGH NY 12550 | 09/06/2006 | 09/06/2011 |
| DOL | DOL | | RUSSELL TUPPER | | 8346 BREWERTON ROAD CICERO NY 13039 | 07/06/2007 | 07/06/2012 |
| DOL | DOL | | RUTH H SUTTON | | 939 GROVESIDE ROAD BUSKIRK NY 12028 | 08/27/2008 | 08/27/2013 |
| DOL | DOL | *****2585 | S B WATERPROOFING INC | | SUITE #3R 2167 CONEY ISLAND AVENUE BROOKLYN NY 11223 | 11/04/2009 | 11/04/2014 |
| DOL | DOL | *****9066 | SAMAR PAINTING & DECORATING INC | | 137 E MAIN STREET ELMSFORD NY 10523 | 12/01/2008 | 12/01/2013 |
| DOL | NYC | *****0987 | SCHWARTZ ELECTRIC CONTRACTORS INC | | 89 WALKER STREET NEW YORK NY 10013 | 01/04/2008 | 01/04/2013 |
| DOL | DOL | *****6348 | SEABURY ENTERPRISES LLC | | 22562 SEA BASS DRIVE BOCA RATON FL 33428 | 10/10/2007 | 10/10/2012 |
| DOL | NYC | *****4020 | SERVI-TEK ELEVATOR CORP | | 2546 EAST TREMONT AVENUE BRONX NY 10461 | 07/16/2009 | 07/16/2014 |
| DOL | NYC | *****8252 | SEVERN TRENT ENVIRONMENTAL SERVICES INC | | 16337 PARK ROW HOUSTON TX 77084 | 06/12/2007 | 06/12/2012 |
| DOL | DOL | *****0256 | SIERRA ERECTORS INC | | 79 MADISON AVE - FL 17 NEW YORK NY 10016 | 04/16/2009 | 04/16/2014 |
| DOL | DOL | *****0415 | SIGNAL CONSTRUCTION LLC | | 199 GRIDER STREET BUFFALO NY 14215 | 11/14/2006 | 02/25/2015 |
| DOL | DOL | *****8469 | SIGNATURE SEALCOATING & STRIPPING SERVICE | | 345 LIVINGSTON AVENUE JAMESTOWN NY 14702 | 04/04/2007 | 04/04/2012 |
| DOL | DOL | *****9397 | SKY COMMUNICATIONS, INC. | | PO BOX 278 DEWITT NY 13214 | 02/20/2007 | 02/20/2012 |
| DOL | AG | | SN CONTRACTING CORP | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | AG | *****7480 | SNA CONTRACTING CORP | | 131 47TH STREET BROOKLYN NY 11232 | 01/26/2007 | 01/25/2012 |
| DOL | AG | *****2738 | SNA CONTRACTING CORP. | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | AG | | SOLOMON WERZBERGER | | 56 LYNCREST DRIVE MONSEY NY 10952 | 08/18/2005 | 08/18/2010 |
| DOL | DOL | *****0918 | SPECTRUM CONTRACTING GROUP INC | | 875 THIRD AVENUE NEW YORK NY 10022 | 12/11/2006 | 12/11/2011 |
| DOL | AG | *****1355 | SPIRIDON ANTHOULIS | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | AG | | STACEY GOUZOS | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | DOL | *****3496 | STAR INTERNATIONAL INC | | 89-51 SPRINGFIELD BLVD QUEENS VILLAGE NY 11427 | 08/11/2003 | 08/11/3003 |
| DOL | NYC | *****6650 | START ELEVATOR CONSTRUCTION, INC. | | 4350 BULLARD AVENUE BRONX NY 10466 | 01/28/2008 | 01/28/2013 |
| DOL | NYC | *****3896 | START ELEVATOR MAINTENANCE, INC. | | 4350 BULLARD AVENUE BRONX NY 10466 | 01/28/2008 | 01/28/2013 |
| DOL | NYC | *****1216 | START ELEVATOR REPAIR, INC. | | 4350 BULLARD AVENUE BRONX NY 10466 | 01/28/2008 | 01/28/2013 |
| DOL | NYC | *****2101 | START ELEVATOR, INC. | | 4350 BULLARD AVENUE BRONX NY 10466 | 01/28/2008 | 01/28/2013 |
| DOL | DOL | | STEED GENERAL CONTRACTORS INC | | 1445 COMMERCE AVENUE BRONX NY 10461 | 10/09/2007 | 10/09/2012 |
| DOL | DOL | | STEPHEN BALZER | | 34-08 PARKWAY DRIVE BALDWIN NY 11510 | 07/01/2008 | 07/01/2013 |
| DOL | DOL | | STEVE PAPASTEFANOU | | 1445 COMMERCE AVENUE BRONX NY 10461 | 10/09/2007 | 10/09/2012 |
| DOL | AG | | STEVEN TISCHLER | | 1465 46TH STREET BROOKLYN NY 11212 | 08/18/2005 | 08/18/2010 |
| DOL | DOL | *****4081 | STS CONSTRUCTION OF WNY | | 893 EAGLE STREET BUFFALO NY 14210 | 06/09/2009 | 06/09/2014 |
| DOL | DOL | *****5966 | SUPREME SPORT SURFACES, INC. | | 66 BENEDICT STREET CASTLETON NY 12033 | 03/02/2007 | 03/02/2012 |
| DOL | DOL | *****2036 | SURACI ENTERPRISES INC | | 364 BLEAKER ROAD ROCHESTER NY 14609 | 10/25/2007 | 10/25/2012 |
| DOL | DOL | *****9336 | SWITZER SALES | ARTIERI SPECIALTIES | 107 STEVENS STREET LOCKPORT NY 14094 | 11/04/2009 | 11/04/2014 |

NYS DOL Bureau of Public Work Debarment List 06/01/2010

Article 8

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|-----|-----|-----------|--------------------------------------|--|--|------------|------------|
| DOL | AG | | TAO GENERAL CONTRACTORS INC | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | DOL | | THEODORE F FAULKS | | 18 FIREWEED TRAIL HILTON NY 14468 | 06/10/2008 | 06/10/2013 |
| DOL | DOL | | THOMAS ASCHMONEIT | | 79 MADISON AVENUE - FL 17 NEW YORK NY 10016 | 04/16/2009 | 04/16/2014 |
| DOL | DOL | | THOMAS E. MOONEY | | 164 WINSLOW STREET WATERTOWN NY 13601 | 11/07/2006 | 11/07/2011 |
| DOL | DOL | | THOMAS GORMALLY | | 250 KNEELAND AVENUE YONKERS NY 13069 | 07/09/2007 | 07/09/2012 |
| DOL | DOL | | TIMOTHY P SUCH | | 893 EAGLE STREET BUFFALO NY 14210 | 06/09/2009 | 06/09/2014 |
| DOL | DOL | | TNT DEMOLITION AND ENVIRONMENTAL INC | | 355 COUNTY ROUTE 8 FULTON NY 13069 | 08/08/2009 | 08/19/2014 |
| DOL | DOL | *****3983 | TOMMASO ALLOCCA | | 15 PINE AIRE DRIVE BAY SHORE NY 11706 | 08/01/2005 | 08/01/2010 |
| DOL | DOL | *****3315 | TOTAL DOOR SUPPLY & INSTALLATION INC | | 16 JOY DRIVE NEW HYDE PPARK NY 11040 | 01/05/2010 | 01/05/2015 |
| DOL | DOL | *****3315 | TOTAL DOOR SUPPLY & INSTALLATION INC | | 16 JOY DRIVE NEW HYDE PPARK NY 11040 | 01/05/2010 | 01/05/2015 |
| DOL | DOL | | TRI STATE TRUCKING INC | | 140 ARMSTRONG AVENUE SYRACUSE NY 13209 | 10/21/2009 | 10/21/2014 |
| DOL | DOL | *****9640 | TROPIC CONSTRUCTION CORP | | 59-45 56TH AVENUE MASPETH NY 11378 | 08/16/2005 | 08/16/2010 |
| DOL | DOL | *****8430 | TROPIC ROOFING CORP. | | 59-45 56TH AVENUE MASPETH NY 11378 | 08/16/2005 | 08/16/2010 |
| DOL | NYC | *****5184 | UDDIN USA CORP | | 663 DEGRAW STREET BROOKLYN NY 11217 | 05/17/2007 | 05/17/2012 |
| DOL | DOL | *****8663 | URBAN-SUBURBAN RECREATION INC | | 3 LUCON DRIVE DEER PARK NY 11728 | 06/20/2007 | 06/20/2012 |
| DOL | DA | | VASILIOS TSIMITRAS | | 235 91ST STREET BROOKLYN NY 11209 | 11/27/2006 | 11/27/2011 |
| DOL | DOL | | VIRGINIA L CAPONE | | 137 E MAIN STREET ELMSFORD NY 10523 | 12/01/2008 | 12/01/2013 |
| DOL | NYC | *****9936 | VISHAL CONSTRUCTION INC | | 73-12 35TH AVE - APT F63 JACKSON HEIGHTS NY 11272 | 03/04/2010 | 03/04/2015 |
| DOL | NYC | *****5466 | VIVA VICTORIA ENTERPRISES LTD | | 10317 90TH STREET OZONE PARK NY 11417 | 06/12/2006 | 06/12/2011 |
| DOL | DOL | *****0329 | WET PAINT CO. OF OSWEGO, INC | | 19 E. CAYUGA STREET OSWEGO NY 13126 | 05/15/2008 | 05/15/2013 |
| DOL | DOL | | WHITE PLAINS CARPENTRY CORP | | 220 FERRIS AVENUE WHITE PLAINS NY 10603 | 12/04/2009 | 12/04/2014 |
| DOL | DOL | | WILLIAM PUTNAM | | 50 RIDGE ROAD BUFFALO NY 14215 | 09/03/2008 | 09/03/2013 |
| DOL | DA | | WILLIAM TSIMITRAS | | 235 91ST STREET BROOKLYN NY 11209 | 11/27/2006 | 11/27/2011 |
| DOL | DOL | | WILLIAM W FARMER JR | | 112 HUDSON AVENUE ROCHESTER NY 14605 | 10/19/2009 | 10/19/2014 |
| DOL | DOL | | WINSTON J. GOINS, SR. | | 87 MALLING DRIVE ROCHESTER NY 14621 | 05/01/2006 | 05/01/2011 |
| DOL | AG | | YANG GENERAL CONTRACTING LTD | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | AG | *****0288 | YIN CONSTRUCTION LTD | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | AG | | YULY ARONSON | | 700 SUMMER STREET STAMFORD CT | 11/24/2009 | 11/24/2014 |
| DOL | AG | *****1564 | ZARBEN GENERAL CONSTRUCTION INC | | 131 47TH STREET BROOKLYN NY 11232 | 01/25/2007 | 01/25/2012 |
| DOL | DOL | | ZEPHENIAH DAVIS | | 2068 ANTHONY AVENUE BRONX NY 10457 | 12/26/2007 | 12/26/2012 |

NYSDOL Bureau of Public Work Debarment List 06/01/2010

Article 9

| AGENCY | Fiscal Officer | SSN/FEIN | EMPLOYER NAME | EMPLOYER DBA NAME | ADDRESS | DEBARMENT START DATE | DEBARMENT END DATE |
|---------------|-----------------------|-----------------|------------------------|--------------------------|------------------------------------|-----------------------------|---------------------------|
| DOL | NYC | *****9124 | MASGON PATROL SERVICES | | 2025 BROADWAY NEW YORK NY 10023 | 11/29/2005 | 11/29/2010 |



U.S. Department of Labor
Employment Standards Administration
Wage and Hour Division
Washington, D.C. 20210

**GENERAL WAGE DETERMINATIONS ISSUED
UNDER THE DAVIS-BACON AND RELATED ACTS**

**DAVIS-BACON WAGE DETERMINATION
REFERENCE MATERIAL**

Section A: Introduction

This section includes a short discussion of the Davis-Bacon and related Acts and their requirements, and a brief explanation of wage determinations and their use.

Section B: How to Interpret General Wage Determinations

This section includes a discussion of how to interpret the information contained in Davis-Bacon General Wage Determinations.

Section C: Questions and Answers on the use of Davis-Bacon Wage Determinations

This section includes the answers to several of the most frequently asked questions about administration of the Davis-Bacon and related Acts.

Section A

INTRODUCTION

THE DAVIS-BACON AND RELATED ACTS (DBRA)

The Davis-Bacon Act as amended, requires that each contract over \$2,000 to which the United States or the District of Columbia is a party for the construction, alteration, or repair of public buildings or public works shall contain a clause setting forth the minimum wages to be paid to various classes of laborers and mechanics employed under the contract. Under the provisions of the Act, contractors or their subcontractors are to pay workers employed directly upon the site of the work no less than the locally prevailing wages and fringe benefits paid on projects of a similar character. The Davis-Bacon Act directs the Secretary of Labor to determine such local prevailing wage rates.

In addition to the Davis-Bacon Act itself, Congress has added prevailing wage provisions to approximately 60 statutes which assist construction projects through grants, loans, loan guarantees, and insurance. These "related Acts" involve construction in such areas as transportation, housing, air and water pollution reduction, and health. If a construction project is funded or assisted under more than one Federal statute, the Davis-Bacon prevailing wage provisions may apply to the project if any of the applicable statutes require payment of Davis-Bacon wage rates.

The geographic scope of the Davis-Bacon Act is limited, by its terms, to the 50 States and the District of Columbia. By the same token, the scope of each of the related Acts is determined by the terms of the particular statute under which the Federal assistance is provided. For example, Davis-Bacon prevailing wage provisions would apply to a construction contract located in Guam or the Virgin Islands funded under the Housing and Community Development Act of 1974, even though the Davis-Bacon Act itself does not apply to Federal construction contracts to be performed outside the 50 States and the District of Columbia.

WAGE DETERMINATIONS

A "wage determination" is the listing of wage rates and fringe benefit rates for each classification of laborers and mechanics which the Administrator of the Wage and Hour Division of the U.S. Department of Labor has determined to be prevailing in a given area for a particular type of construction (e.g., building, heavy, highway, or residential).

The Wage and Hour Division issues two types of wage determinations: general determinations, also known as area determinations, and project determinations. The term "wage determination" is defined as including not only the original decision but any subsequent decisions modifying, superseding, correcting, or otherwise changing the rates and scope of the original decision.

General wage determinations reflects those rates determined by the Division to be prevailing in a specific geographic area for the type of construction described. General wage decisions and modifications and supersedeas decisions thereto, contain no expiration dates and are effective from their date of notice in the Federal Register, or on the date written notice is received by the agency, whichever is earlier. If a contracting agency has a proposed construction project to which a general determination would be applicable, the published determination may be used by the contracting agency without consulting the Department of Labor, provided that questions concerning its use shall be referred to the Department of Labor.

Project wage determinations are issued at the specific request of a contracting agency; each is applicable to the named project only; and expires 180 calendar days from the date of issuance unless an extension of the expiration date is requested by the agency and approved by the Wage and Hour Division. If such a determination is not used in the period of its effectiveness, it is void. Project determinations are issued in response to contracting agencies submitting to the Wage and Hour Division a Standard Form 308 requesting a wage determination.

Modifications of general and project wage determinations are issued to update data in the original determination. Where a contract will be entered pursuant to competitive bidding procedures, a modification, notice of which is published in the Federal Register less than 10 days before the opening of bids shall be effective unless the agency finds that there is not a reasonable time still available before bid opening to notify bidders of the modification and a report of the finding is inserted in the contract file. (For projects assisted under the National Housing Act, and for projects to receive housing assistance payments under section 8 of the U.S. Housing Act of 1937, dates other than bid opening apply. See Regulations, [29 CFR Part 1, section 1.6](#).) If the contracting officer chooses to disregard a modification, a report of this action shall be inserted in the contract file and made available to the Wage and Hour Division upon request.

If a contract has not been awarded within 90 days after bid opening, modifications prior to award to a general wage determination in the contract shall be effective with respect to that contract unless the agency requests and obtains an extension of the 90-day period from the Wage and Hour Division.

Supersedeas Wage Determinations are issued annually to replace general decisions issued in the previous edition of the publication entitled General Wage Determinations Issued Under the Davis-Bacon and Related Acts. Supersedeas project wage determinations may also be issued. Supersedeas decisions affecting determinations are effective under the same circumstances as "modifications." Whereas a modification to a wage determination may make changes in only selected provisions of the wage determination, a supersedeas determination replaces the entire existing wage decision.

Notice is published in the Federal Register each week (usually on Friday) to advise the public of the publication of general wage determinations, modifications, supersedeas actions, withdrawal actions, and corrections affecting such wage determinations.

Extensions of Wage Determinations

When a general wage determination has not been awarded within 90 days after bid opening, the head of the contracting/assisting agency may request an extension of the 90 day period from the Wage and Hour Administrator. When, due to unavoidable circumstances, a project wage determination expires before award but after bid opening, the head of the contracting/assisting agency may request an extension of the expiration date of the project wage determination in the bid specifications instead of issuing a new wage determination. (For projects assisted under the National Housing Act, and for projects to receive housing assistance payment under section 8 of the U.S. Housing Act of 1937, dates other than bid opening apply. See Regulations [29 CFR, Part 1, section 1.6](#).)

Extension requests should be supported by a written finding including a brief statement of the factual support, that extension of the expiration date of the determination is necessary and proper in the public interest to prevent injustice or undue hardship or to avoid serious impairment in the conduct of Government business.

The Administrator will either grant or deny the request for an extension after consideration of all the circumstances, including an examination to determine if the previously issued rates remain prevailing. If a request for the extension of a project wage determination is denied, a new wage determination will be issued to replace an expired project wage determination.

Section B

How to Interpret General Wage Determinations

[Top](#)

A. WAGE DETERMINATIONS ARE STRUCTURED ACCORDING TO THE FOLLOWING FORMAT:

Each wage determination begins with a cover sheet that defines its applicability. Included on this sheet are:

- The decision number.
- The number of the decision superseded, if applicable.
- State(s) covered.
- Type of construction (building, heavy, highway, and/or residential).
- County(ies) or city(ies) covered.
- Description of the construction to which the wage determination applies and/or construction excluded from its application.
- Record of modifications, including the initial publication date, modification numbers and dates.

In the body of each wage determination is the **listing of classifications (laborers and mechanics) and accompanying basic hourly wage rates and fringe benefit rates** that have been determined to be prevailing for the specified type(s) of construction in the geographic area(s) covered by the wage determination. Classification listings may also include classification groupings, fringe benefit footnotes, descriptions of the geographic areas to which subclassifications and different wage rates apply, and/or certain classification definitions. (See below for how to know the source of a rate.)

In wage determination modifications, an **asterisk ("*")** is used to indicate that the item marked is changed by that modification.

The wage determination appeals process is explained at the end of the wage determination. The explanation includes a description of the criteria for appeal and

where to file the appeal.

The last page of each wage determination ends with "**END OF DECISION**" centered above the last page number for the determination. Users can refer to the page number at the bottom of that page to check back to be sure that they have all the preceding pages of the determination.

B. HOW TO FIND THE WAGE RATE FOR A PARTICULAR CLASSIFICATION AND UNDERSTAND THE BASIS FOR THE WAGE RATE:

Review the wage determination in light of the following information:

1. The body of each wage determination lists the classifications and wage rates that have been found prevailing for the cited type(s) of construction in the area covered by the wage determination.

The classifications are listed in alphabetical order of "**identifiers**" that indicate whether particular rates are union or non-union rates.

Many wage determinations contain only non-union wage rates, some contain only union-negotiated wage rates, and others contain both union and non-union wage rates that have been found prevailing in the area for the type of construction covered by the wage determination.

2. Above each classification (or group of classifications) listed, an alphanumeric "identifier" and date provide information about the source of the classification(s) and wage rate(s) listed for it. (SU means the rates listed under that identifier were derived from survey data and are not union rates, although the survey data on which they are based may include both union and non-union data.)
 - a. The identifier is SUAR0037A. **SU** indicates rates that are not **union rates**; AR = Arkansas; 0037A is a sequential number and character used in producing the wage determination. Dates before 1993 that appear with such "SU" identifiers were generated in producing the wage determinations and are not meaningful to users. However, a 1993 or later date will indicate that the classification(s) and wage rate(s) under that identifier were issued in the general wage determination on that date and reflect the results of a survey.
 - b. Any identifier beginning with characters **other than SU** is used where **union** classification(s) and wage rate(s) have been found prevailing.
 - In each such identifier, the first four letters indicate the international union (see listing, below) for the local union that negotiated the wage rates listed under that identifier. Then, there is a four-digit number that indicates the local union number. For

example, the identifier is ELEV0101A. ELEV = Elevator Constructors; 0101 = the local union number (district council number where applicable); and "A" = a character used internally in processing the wage determination. The date shown is the effective date of the most current negotiated rate entered into the automated system that generates general wage determinations.

- Special identifiers are necessary for two trades because the same local union number(s) is accompanied by different wage rates in different states. Bricklayers local union numbers are not unique nationwide, but are unique within each State. Similarly, Sprinkler Fitters Local Union No. 669 has negotiated different wage rates in each State within its territorial jurisdiction. Therefore, the identifiers for the Bricklayers unions are in the format "BR + state abbreviation," (referenced below as BRXX), and the identifier "SF + state abbreviation" is used for Sprinkler Fitter Local No. 669's rates.

- It is common for many local unions to negotiate wage rates for more than one classification. Where this is done, all the classifications for which that union's wage rates are determined to be prevailing will appear under the identifier for that union.

- For example, the same union may negotiate wage and fringe benefits for painters and glaziers. In such a case, the wage rate for the glazier, as well as that for the painter will be found under a classifier beginning with "PAIN." Similarly, users may need to look under an identifier beginning with "CARP" to find not only rates for carpenters, but also those for millwrights, piledrivermen and (marine) divers.

3. Following are the **identifier codes** used to reference the various craft unions. Examples of classifications for which their local unions commonly negotiate wage and fringe benefit rates are shown in parentheses.

ASBE = International Association of Heat and Frost Insulators
and Asbestos Workers

BOIL = International Brotherhood of Boiler Makers, Iron
Shipbuilders, Blacksmiths, Forgers and Helpers

BRXX = International Union of Bricklayers, and Allied
Craftsmen

(bricklayers, cement masons, stone masons, tile,
marble and terrazzo workers)

CARP = United Brotherhood of Carpenters and Joiners of
America

(carpenter, millwright, piledrivermen, soft floor layers, divers)

ELEC = International Brotherhood of Electrical Workers

(electricians, communication systems installers, and other low voltage specialty workers)

ELEV = International Union of Elevator Constructors

ENGI = International Union of Operating Engineers

(operators of various types of power equipment)

IRON = International Association of Bridge, Structural and Ornamental Iron Workers

LABO = Laborers' International Union of North America

PAIN = International Brotherhood of Painters and Allied Trades

(painters, drywall finishers, glaziers, soft floor layers)

PLAS = Operative Plasterers' and Cement Masons' International Association of the United States and Canada

(cement masons, plasterers)

PLUM = United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada

(plumbers, pipefitters, steamfitters, sprinkler fitters)

ROOF = United Union of Roofers, Waterproofers and Allied Workers

SHEE = Sheet Metal Workers International Association

SU.... =

As discussed above, the "SU..." identifier is for rates derived from survey data where the union rate(s) were not determined to be prevailing for the classification

(s) listed. (The data reported for such a classification and used in computing the prevailing rate may have included both union and non-union wage data.) Note that **various classifications**, for which non-union rates have been determined to be prevailing, may be listed in alphabetical order under this identifier, which the computer places into the wage determination in alphabetical order, as listed here.

TEAM = International Brotherhood of Teamsters

Section C

Questions and Answers on the use of Davis-Bacon

Wage Determinations

[Top](#)

Question. How do I obtain a wage determination for a construction project to be performed at a location not covered by a published determination?

Answer. If no general wage determination is listed for a given county and type of construction, the following procedure to obtain a project wage determination should be followed.

The Federal agency funding or financially assisting the construction project requests a wage determination under the Davis-Bacon Act or any of the related prevailing wage statutes by submitting a Standard Form (SF) 308 to the following address:

U.S. Department of Labor
Employment Standards Administration
Wage and Hour Division
Branch of Construction Wage Determinations
200 Constitution Avenue, N.W., Room S-3014
Washington, D.C. 20210

In completing a SF-308, the agency must furnish:

- (1) A sufficiently detailed description of the project to indicate the type(s) of construction involved. Separate attachments, if necessary for identification of the type of project, must be furnished.
- (2) The county (or other civil subdivision) and State in which the proposed project is located. The time required for processing requests for wage determinations varies according to the facts and

circumstances in each case. An agency should anticipate that such processing will take at least 30 days.

Question. The wage determination applicable to my project does not contain a class of workers which is needed to complete construction. Can other worker classification(s) and wage rate(s) be approved for use on the project?

Answer. **Prior to bid opening**, if the only classification that will perform work on a contract is not listed on a general wage determination for the type of construction in the area, the contracting/assisting agency may submit a SF-308 request for a project wage determination for application to that project. In order to assure special treatment of a request where this circumstance exists, a note explaining the special circumstances should be made in the project description block of the SF-308. (A similar note may be made on a SF-308 request for a project wage determination, where a general wage determination is not applicable, and all of the work on the project will be performed by a particular classification, as a means to assure that a wage rate for that classification will be issued for the project).

Example: An upcoming contract calls for repainting all the residences at a military base, and there is no painter classification in the general wage schedule issued for application to residential construction in the county where the project is located. A SF-308 may be submitted by the agency for application to that contract, and a project wage determination will be issued with a painter classification and wage rate for use prior to bid opening (or the other applicable date where certain assistance programs of the Department of Housing and Urban Development (HUD) are the basis for coverage under the Davis-Bacon and related Acts). If there is no general wage determination issued for that area and type of construction, the same procedure should be followed.

After contract award, if the contract wage determination does not contain a class of workers that is needed to complete the construction, a contractor shall submit to the contracting officer a request for the addition of the needed classification(s) of laborers or mechanics not listed in the wage determination, together with proposed wage rates and fringe benefits conformable to the wage determination.

The contracting officer shall require that any class of laborers or mechanics which is not listed in the wage determination and which is to be employed under the contract be classified in conformance with the wage determination. **An additional classification action, even if undisputed, is not valid unless the Department of Labor has approved it. If a dispute exists, the matter must be referred to the Wage and Hour Division for resolution, together with the views of all interested parties and the recommendation of the contracting officer.** Approval of the additional classification and the proposed wage rate and fringe benefits requires that the following criteria have been met:

- (1) The work to be performed by the classification requested is not performed by any classification in the wage determination; and
- (2) The classification is utilized in the area by the construction industry; and
- (3) The proposed wage rate, including any bona fide fringe benefits, bears a reasonable relationship to the wage rates contained in the wage determination; and
- (4) There is evidence of agreement on the classification and proposed wage rate among the parties involved, or the views of those involved -- the contractor(s), employees (if known) or their representative, and the contracting officer/agency -- are forwarded for consideration to the Wage and Hour Division; and
- (5) The request does not involve wage rates for apprentices or trainees.

All conformance notices should be responded to in writing within 30 days of receipt. These responses either approve or deny the request or inform the submitting agency that additional time will be required. Failure to receive a response does not constitute approval. If a response is not received, the Wage and Hour Division should be contacted directly. Every conformance request is analyzed to verify that the criteria for approval are met.

Any interested person requesting reconsideration of a conformance should present their request in writing accompanied by supporting data or other pertinent information to the Wage and Hour Division. The Wage and Hour Division should respond within 30 days or notify the requestor within this time frame that additional time is needed.

If reconsideration of a conformance action has been sought and denied, an appeal for review may be filed with the Administrative Review Board. (See [29 CFR 1.8](#) and [1.9](#), and [29 CFR Part 7](#)).

Question. How do workers on a construction site know that a project is covered by the [Davis-Bacon Act](#)? How do they know the prevailing wage to which they are entitled?

Answer. The wage determination (including any additional classifications and wage rates conformed) and a [Davis-Bacon poster \(WH-1321\)](#) must be posted at all times by the contractor and its subcontractors at the site of the work in a prominent and accessible place where it can be easily seen. The WH-1321 poster may be obtained at no charge from offices of the Wage and Hour Division. In the absence of such posted information, any person who wants

to determine if the project is covered should contact the federal agency funding or assisting the project or the Wage and Hour Division. Multi-year construction contracts that contain option provisions by which a contracting agency may unilaterally extend the term of the contract require inclusion of a current wage determination at the time the option is exercised. (In contrast, in situations where a contractor is given additional time to complete original contract commitments, the wage determination in that contract applies).

Question: Once construction has begun, are the workers' wage rates affected when the wage determination for the area in which the project is located is changed?

Answer. As a general rule, the wage determination incorporated into a bid solicitation and related contract award establishes the minimum wage rates and fringe benefits which must be paid for the entire term of the contract.

Where the proper wage determination is incorporated into a contract prior to award of the contract, wage determination modifications issued after bid opening are not applicable to the contract -- except in the case of a general wage determination in a contract that has not been awarded within 90 days after the bid opening and an extension of the 90-day limit has not been granted. (Specific requirements involving dates other than bid opening apply for projects assisted under the National Housing Act and for projects that receive housing assistance payments under section 8 of the U.S. Housing Act of 1937).

Upon his or her own initiative or at the request of an agency, the Administrator may correct any wage determination if he or she finds that the determination contains an inadvertent clerical error. For example, a wage determination contains a wage rate where there is a transposition of numbers, such as a fringe benefit of \$2.53 appears in the wage determination as \$2.35.

Also, the Administrator may issue a wage determination after contract award or after the beginning of construction if:

- (a) the contracting/assisting Federal agency has failed to incorporate the applicable wage determination in a contract required to contain prevailing wage rates determined in accordance with the Davis-Bacon Act, or has used a wage determination which by its terms or the provisions of Regulations, [29 CFR Part 1](#), clearly does not apply to the contract, or
- (b) the wrong wage determination has been incorporated in the contract because of an inaccurate description of the project or its location in the agency's SF-308 request.

Under either of these two circumstances, the agency shall either terminate and resolicit the contract with the valid wage determination, or incorporate the valid wage determination retroactive to the beginning of construction through supplemental agreement or through change order, provided that the contractor is compensated for any increases in wages resulting from such change. The method of incorporation of the valid wage determination, and adjustment in contract price, where appropriate, should be in accordance with applicable procurement law.

Question. Is it possible for more than one wage schedule to apply to specifications for a particular contract?

Answer. Construction projects are generally classified as either Building, Heavy, Highway or Residential for purposes of issuing wage determinations. Wage schedules for one or more of these construction categories may have application to construction items contained in a proposed construction project. Guidelines for the selection of proper wage schedules are set forth in [All Agency Memoranda Nos. 130 \(March 17, 1978\) and 131 \(July 14, 1978\)](#). Any questions regarding the application of these guidelines to a particular project, or any disputes regarding the application of the wage schedules issued for the various construction categories are to be referred to the Wage and Hour Division, together with relevant information, including a complete description of the project and area practice.

Question. As the contracting officer/Federal agency representative, what is my obligation when the wage determination(s) applicable to a construction project contains multiple wage schedules (for different counties and/or types of construction)?

Answer. It is the responsibility of the contracting officer/Federal agency representative to advise contractors which schedule of prevailing wages shall be applied to the various construction items in the bid specifications. Because of the complexities in the application of multiple schedules, the contracting officer should consult with the Wage and Hour Division to resolve any questions.

Question. Can apprentices, trainees, and/or helpers work on a project covered by the Davis-Bacon or related Acts (DBRA), and what wage rates must they be paid?

Answer. Individuals who meet the following definition may be employed as **apprentices** on DBRA projects:

- (a) A person employed and individually registered in a bona fide apprenticeship program registered with the U.S. Department of Labor, Employment and Training Administration, Bureau of Apprenticeship and Training, or with a State Apprenticeship Agency recognized by the Bureau,

or

- (b) A person in the first 90 days of probationary employment as an apprentice in such an apprenticeship program, who is not individually registered in the program, but who has been properly certified to be eligible for probationary employment as an apprentice.

Trainees employed must be persons registered in a construction occupation under a program which has been approved in advance by the U.S. Department of Labor, Employment and Training Administration, as meeting its standards for on-the-job training programs and which have been so certified by that Administration.

Information on wage rates paid to apprentices and trainees is not reflected in Davis-Bacon wage determinations. Similarly, their addition through the additional classification procedure (conformance) is neither necessary nor appropriate. On projects funded by the Federal-Aid Highway Act, apprentices and trainees certified by the Secretary of Transportation are not covered by Davis-Bacon labor standards.

The proper wage rates to be paid to apprentices and trainees are those specified by the particular programs in which they are enrolled, expressed as a percentage of the journeyman rate on the wage determination. In the event employees reported as apprentices or trainees on a covered project have not been properly registered within the meaning of the Regulations and the contract stipulations, or are utilized at the job site in excess of the ratio to journeymen permitted under the approved program, they must be paid the applicable wage rates for laborers and mechanics employed on the project performing in the classification of work they actually performed. This applies regardless of work classifications which may be listed on the submitted payrolls and regardless of their level of skill.

Helper classifications may be issued in or added to a wage determination only where the (a) the duties of the helpers are clearly defined and distinct from those of the journeyman classification and from the laborer, (b) the use of such helpers is an established prevailing practice in the area, and (c) the term "helper" is not synonymous with "trainee" in an informal training program.

Question. What wage rates must be paid to supervisory employees (foremen, superintendents, etc.) employed on a covered project?

Answer. The wage rates for bona fide supervisory employees are not regulated under the Davis-Bacon and related Acts because their duties are primarily administrative or executive in nature rather than those of laborers or mechanics. However, such employees who devote more than 20 percent of their time during a workweek to mechanic or laborer duties are laborers and mechanics for the time so spent, and must be paid at least the

appropriate wage rates specified in the wage determination. Employees who are bona fide executive, administrative, or professional employees as defined under the [Fair Labor Standards Act at 29 CFR Part 541](#) are not covered by the Davis-Bacon Act.

Question. If it is believed that the rates on a wage determination do not accurately reflect those prevailing in the area, how may the wage determination be appealed?

Answer. Any interested person requesting reconsideration of a wage determination or of a ruling regarding application of a wage determination to a specific construction project should present their request in writing accompanied by supporting data or other pertinent information to the Wage and Hour Division. The Wage and Hour Division should respond within 30 days or notify the requestor within this time frame that additional time is needed.

An "interested person" is considered to include, without limitation:

- (1) Any contractor, or an association representing a contractor, who is likely to seek or to work under a contract containing a particular wage determination, or any laborer or mechanic, or any labor organization which represents a laborer or mechanic, who is likely to be employed or to seek employment under a contract containing a particular wage determination, and,
- (2) Any Federal, State, or local agency concerned with the administration of a proposed contract or contract containing a particular wage determination issued pursuant to the Davis-Bacon Act or any of its related statutes.

If reconsideration of a wage determination has been sought and denied, an appeal for review of the wage determination or its application may be filed with the Administrative Review Board, U.S. Department of Labor, Room N-1651, 200 Constitution Avenue, N.W., Washington, D.C. 20210. Requests for review of wage determinations must be filed, and any new wage determination resulting from the appeal must be issued, before contract award or start of construction where there is no award (or under the National Housing Act, before the date of initial endorsement, or the beginning of construction, whichever occurs first; or under Section 8 of the U.S. Housing Act of 1937, before the date of the housing assistance payments agreement, or the beginning of construction, whichever occurs first).

The Wage Appeals Board (now the Administrative Review Board) was established by the Secretary of Labor in 1963 to decide, at its discretion, appeals concerning questions of fact and law related to final decisions of the Wage and Hour Division concerning:

- Controversies over the payment of prevailing wage rates, overtime pay, or proper classifications;

- Wage determinations issued under the Davis-Bacon and related Acts;
- Debarment cases arising under [29 CFR Part 5](#);
- Cases involving the assessment of liquidated damages under the Contract Work Hours and Safety Standards Act;
- Appeal of any other final decision under [29 CFR Parts 1, 3, or 5](#).

The Administrative Review Board consists of three members, one of whom is designated chairman. The members are appointed by the Secretary of Labor and majority vote of the Administrative Review Board is necessary for a decision, except that a decision to hear any appeal may be made by one member. The Board can act as fully and finally as the Secretary of Labor concerning the matters within its jurisdiction. The rules prescribed in [29 CFR, Part 7](#), "Practice Before Wage Appeals Board", govern the proceedings of the Board.

[Top](#)



WD 01-0315 (Rev.-15) was first posted on www.wdol.gov on 11/24/2009
 Forestry and Land Management Services

REGISTER OF WAGE DETERMINATIONS UNDER
 THE SERVICE CONTRACT ACT
 By direction of the Secretary of Labor

U.S. DEPARTMENT OF LABOR
 EMPLOYMENT STANDARDS ADMINISTRATION
 WAGE AND HOUR DIVISION
 WASHINGTON, D.C. 20210

Shirley F. Ebbesen Division of Wage
 Director Determinations

Wage Determination No: 2001-0315
 Revision No: 15
 Date Of Revision: 11/13/2009

 State: New York
 Area: New York Statewide

Fringe Benefits Required Follow the Occupational Listing

Employed on service contract for forestry services, land management, cleaning of public use areas, and timber.

| OCCUPATION CODE - TITLE | FOOTNOTE | RATE |
|---|----------|-------|
| 08010 - Brush/Precommercial Thinner | | 13.17 |
| 08040 - Choker Setter | | 9.77 |
| 08070 - Faller/Bucker | | 11.76 |
| 08100 - Fire Lookout | | 13.17 |
| 08130 - Forestry Equipment Operator | | 12.74 |
| 08160 - Forestry/Logging Heavy Equipment Operator | | 14.07 |
| 08190 - Forestry Technician | | 14.07 |
| 08250 - General Forestry Laborer | | 8.75 |
| 08280 - Nursery Specialist | | 17.09 |
| 08310 - Slash Piler/Burner | | 13.17 |
| 08340 - Tree Climber | | 14.56 |
| 08370 - Tree Planter | | 13.12 |
| 08400 - Tree Planter, Mechanical | | 13.12 |

ALL OCCUPATIONS LISTED ABOVE RECEIVE THE FOLLOWING BENEFITS:

HEALTH & WELFARE: \$3.35 per hour or \$134.00 per week or \$580.66 per month

VACATION: 2 weeks paid vacation after 1 year of service with a contractor or successor; 3 weeks after 8 years, and 4 weeks after 15 years. Length of service includes the whole span of continuous service with the present contractor or successor, wherever employed, and with the predecessor contractors in the performance of similar work at the same Federal facility. (Reg. 29 CFR 4.173)

HOLIDAYS: A minimum of ten paid holidays per year: New Year's Day, Martin Luther King Jr.'s Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving Day, and Christmas Day. (A contractor may substitute for any of the named holidays another day off with pay in accordance with a plan communicated to the employees involved.) (See 29 CFR 4.174)

** UNIFORM ALLOWANCE **

If employees are required to wear uniforms in the performance of this contract (either by the terms of the Government contract, by the employer, by the state

or local law, etc.), the cost of furnishing such uniforms and maintaining (by laundering or dry cleaning) such uniforms is an expense that may not be borne by an employee where such cost reduces the hourly rate below that required by the wage determination. The Department of Labor will accept payment in accordance with the following standards as compliance:

The contractor or subcontractor is required to furnish all employees with an adequate number of uniforms without cost or to reimburse employees for the actual cost of the uniforms. In addition, where uniform cleaning and maintenance is made the responsibility of the employee, all contractors and subcontractors subject to this wage determination shall (in the absence of a bona fide collective bargaining agreement providing for a different amount, or the furnishing of contrary affirmative proof as to the actual cost), reimburse all employees for such cleaning and maintenance at a rate of \$3.35 per week (or \$.67 cents per day). However, in those instances where the uniforms furnished are made of "wash and wear" materials, may be routinely washed and dried with other personal garments, and do not require any special treatment such as dry cleaning, daily washing, or commercial laundering in order to meet the cleanliness or appearance standards set by the terms of the Government contract, by the contractor, by law, or by the nature of the work, there is no requirement that employees be reimbursed for uniform maintenance costs.

**** NOTES APPLYING TO THIS WAGE DETERMINATION ****

Under the policy and guidance contained in All Agency Memorandum No. 159, the Wage and Hour Division does not recognize, for section 4(c) purposes, prospective wage rates and fringe benefit provisions that are effective only upon such contingencies as "approval of Wage and Hour, issuance of a wage determination, incorporation of the wage determination in the contract, adjusting the contract price, etc." (The relevant CBA section) in the collective bargaining agreement between (the parties) contains contingency language that Wage and Hour does not recognize as reflecting "arm's length negotiation" under section 4(c) of the Act and 29 C.F.R. 5.11(a) of the regulations. This wage determination therefore reflects the actual CBA wage rates and fringe benefits paid under the predecessor contract.

The duties of employees under job titles listed are those described in the "Service Contract Act Directory of Occupations", Fifth Edition, April 2006, unless otherwise indicated. Copies of the Directory are available on the Internet. A links to the Directory may be found on the WHD home page at <http://www.dol.gov/esa/whd/> or through the Wage Determinations On-Line (WDOL) Web site at <http://wdol.gov/>.

REQUEST FOR AUTHORIZATION OF ADDITIONAL CLASSIFICATION AND WAGE RATE {Standard Form 1444 (SF 1444)}

Conformance Process:

The contracting officer shall require that any class of service employee which is not listed herein and which is to be employed under the contract (i.e., the work to be performed is not performed by any classification listed in the wage determination), be classified by the contractor so as to provide a reasonable relationship (i.e., appropriate level of skill comparison) between such unlisted classifications and the classifications listed in the wage determination. Such conformed classes of employees shall be paid the monetary wages and furnished the fringe benefits as are determined. Such conforming process shall be initiated by the contractor prior to the performance of contract work by such unlisted class(es) of employees. The conformed classification, wage rate, and/or fringe benefits shall be retroactive to the commencement date of the contract.

{See Section 4.6 (C)(vi)} When multiple wage determinations are included in a contract, a separate SF 1444 should be prepared for each wage determination to which a class(es) is to be conformed.

The process for preparing a conformance request is as follows:

- 1) When preparing the bid, the contractor identifies the need for a conformed occupation(s) and computes a proposed rate(s).
- 2) After contract award, the contractor prepares a written report listing in order proposed classification title(s), a Federal grade equivalency (FGE) for each proposed classification(s), job description(s), and rationale for proposed wage rate(s), including information regarding the agreement or disagreement of the authorized representative of the employees involved, or where there is no authorized representative, the employees themselves. This report should be submitted to the contracting officer no later than 30 days after such unlisted class(es) of employees performs any contract work.
- 3) The contracting officer reviews the proposed action and promptly submits a report of the action, together with the agency's recommendations and pertinent information including the position of the contractor and the employees, to the Wage and Hour Division, Employment Standards Administration, U.S. Department of Labor, for review. (See section 4.6(b)(2) of Regulations 29 CFR Part 4).
- 4) Within 30 days of receipt, the Wage and Hour Division approves, modifies, or disapproves the action via transmittal to the agency contracting officer, or notifies the contracting officer that additional time will be required to process the request.
- 5) The contracting officer transmits the Wage and Hour decision to the contractor.
- 6) The contractor informs the affected employees.

Information required by the Regulations must be submitted on SF 1444 or bond paper.

When preparing a conformance request, the "Service Contract Act Directory of Occupations" (the Directory) should be used to compare job definitions to insure that duties requested are not performed by a classification already listed in the wage determination. Remember, it is not the job title, but the required tasks that determine whether a class is included in an established wage determination. Conformances may not be used to artificially split, combine, or subdivide classifications listed in the wage determination.