STATE OF CALIFORNIA Arnold Schwarzenegger, *Governor*

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HOLIDAY PROVISION

FOR

LABORER

Engineering Construction

IN

SAN DIEGO COUNTY

23-102-3

23-102-3

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AGC MASTER LABOR AGREEMENT FOR ENGINEERING CONSTRUCTION

ASSOCIATED GENERAL CONTRACTORS
OF AMERICA
SAN DIEGO CHAPTER, INC.

AND

LABORERS' INTERNATIONAL UNION
OF NORTH AMERICA
LOCAL NO. 89

SECTION 1
PARTIES TO AGREEMENT

A. This Agreement is entered into the 16th day of June 1997, by and between signatory members of Associated General Contractors of America, San Diego Chapter, Inc. (hereinafter referred to as the "Employers"), and Laborers' International Union of North America, Local No. 89 (hereinafter referred to as the "Union").

B. Definitions:

1. Association means Associated General Contractors of America, San Diego Chapter, Inc. The Employers and the Union recognize and agree that the Association is the administrative representative of the Employers, and the Association has no signatory status by the terms of this Agreement or otherwise.

2. Employee(s) or worker(s) means the employed person or persons performing work covered by this Agreement within the recognized work jurisdiction of the Union as defined in this Agreement.

3. Subcontractor means any person who contracts with the Employer to perform any jobsite construction work, as defined by this Agreement, including the operation of equipment, performance of labor and the furnishing and installation of materials.

C. It is the desire of the parties to establish rates of pay, hours of employment and working conditions which shall be applicable to these workers in the performance of the work as hereinafter defined in this Agreement.

D. The purpose of this Agreement is to ensure that all construction work performed by the Employer shall proceed continuously and without interruption, in an efficient and economic manner, to secure optimum productivity, and to facilitate the orderly performance of the work by improving efficiency and eliminating work stoppages, slowdowns, poor work practices and other interferences with the progress of the work.

SECTION 2
TERM, TERMINATION AND RENEWAL

A. This Agreement shall become effective on June 16, 1997, and shall remain in full force and effect through June 15, 2001, and from year to year thereafter, unless either party gives sixty(60) days written notice to the other party prior to June 15, 2001, or June 15 of any subsequent year, of its intention to amend, modify or terminate.

B. While this Agreement continues in effect, neither party will make demands upon the other party for any changes in conditions or benefits or for any new or additional changes in conditions or benefits, unless by mutual agreement.

SECTION 3
AREA COVERED

The area covered by this Agreement shall be San Diego County, California, and San Clemente Island, California.

SECTION 4
WORK COVERED BY THIS AGREEMENT

This Agreement shall apply only to construction jobsite work performed by the signatory Employer with his own forces in conjunction with the construction, alteration, modification, improvement, or repair, in whole or in part of a structure, or other jobsite construction work within the recognized jurisdiction of the union and shall not include any other jobsite construction industry work. Jobsite is defined as an area within which construction work is being performed, the boundaries for which are the same as those boundaries delineated in the specifications for the job or project which may include such references as right-of-way, parcel, subdivision map, dedicated street or lot. In the case of subdivisions or planned unit development where construction phases are stipulated by

5. Any employee who refuses to accept a work assignment from the Employer, at the end of any one of the above shift segments, shall be paid actual hours worked for that day.

6. No employee shall be required to furnish to the Employer transportation of the Employer's tools, materials, or equipment of any kind.

SECTION 21
HOLIDAYS

The following days are recognized as Holidays:

New Year's Day
Presidents' Day
Memorial Day
Independence Day
Labor Day
Veterans Day (November 11)
Thanksgiving Day
Day after Thanksgiving Day
Christmas Day

If any of the above Holidays should fall on Sunday, the Monday following shall be considered a legal holiday. Work on such days shall be paid at the double time rate. No work shall be required on Labor Day except in cases of extreme urgency when life or property is in imminent danger.

SECTION 22
TRANSPORTATION

Employees shall travel to and from work on their own time and by means of their own transportation. The Employer shall not be responsible for toll expenses.

23-102-3

Associated General Contractors of America, San Diego Chapter, Inc.
6212 Ferris Square, San Diego, CA 92121
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7/30/01

SAN DIEGO AGC / LABORER'S LOCAL 89
MASTER LABOR AGREEMENT

As a result of the recently concluded negotiations, the San Diego AGC / Laborer's Local 89 Master Labor Agreement will have the following increases:

7/01/01	7/01/02	7/01/03
$1.10	$1.15	$1.15

Laborer's Local 89 recognizes the AGC San Diego Agreement as the Master Labor Agreement for San Diego County .

Ernie Marmolejo,
Business Representative

Laborer's Local No. 89

James Ryan
Executive Vice President

AGC, San Diego Chapter, Inc.

William L. Smith
President

Laborer's Local No. 89

LABORERS GROUPS

FOR ENGINEERING CONSTRUCTION
GROUP I

Asphalt Headerboard Man (Installation AC overlay, fabric reinforcement)
Asphalt Shoveler
Boring Machine Helper (Outside)
Carpenters laborer (cleaning, handling, Oiling & blowing of forms and lumber)
Cesspool Digger & Installer
Chuck Tender
Concrete Screeder (For rough strike-off)
Concrete Pouring (Including water curing)
Corker and Caulker
Demolition Laborer (including cleaning of Lumber and brick if done with other work)
Dry Packing & Patching (Shee-bolt and Other holes)
Fiberoptic Installation (Blowing, splicing, testing & related work)
Fine Grader (for streets, highways, paving, Airport runways and similar work)
Fire Watcher (Limbers, bush loader, pilers and debris handlers)
Flagman
Gas-oil water pipeline labor (Including jetting for pipe and other items)
General/Construction Laborer (Includes general clean-up)
Guinea Chaser
House Mover
Laborer Temp Lines (Including water and air)
Landscape Laborer
Material Hoseman (Slabs, walls and decks)
Railroad Laborer (track construction, maintenance, repairs and bedding)
Rigging and Signaling
Riprap Stone Paver (Placing stone or wet sack concrete)
Scaler
Slip-form Raisers
Slurry Seal Crews (mixer operator, applicator Operator, squeegee man, shuttle man, top man And filling of cracks on any surface)
Tool Crib & House Man
Traffic Control by any method
Underground Laborers (Including Caisson Bellower)
Wire Mesh Puller (All concrete)

GROUP II
Asbestos Abatement
Buggymobile Man
Cement Dumper (on 1 yard or larger mixer and handling bulk cement)
Chute Man (handling chute for concrete pouring From mixer truck for walls, slabs, decks, floors, foundations, curbs, etc.)
Concrete Curer (Mechanically applied)
Concrete Cutting Torch
Concrete Pile cutter
Cutting Torch Operator (Demolition)
Driller/Jackhammer (with drill steel 2 ½ feet or longer)
Dry Pak-it Machine
Fence Erector (including any manual post hole digging)
Gas-oil water pipe Wrapper (6: pipe and over by Any method & pot tender & form man)
Hydro Seeder (and similar type)
Impact Wrench Man (multi-plate)
Kettleman-Potman Hot Mop, includes applying Asphalt, lay-kold, creosote, lime caustic and Similar types of materials (dipping, brushing Or handling) and waterproofing
Tar Man & Mortar Man
Vapor Barrier Installer (membrane)
Pipelayer Backup Man (coating, grouting, Making of joints, sealing, caulking, Diapering and including rubber gasket joints, Pointing and other services)
Rotary Scarifier (multiple head concrete chipper Scarifier)
Pittsburgh Chipper (And similar type Brush Shredders)
Rock slinger
Roto Scraper & Tiller
Sandblast pot Tender
Septic Tank Digger Leadman
Tamper/Wacker Operator (and similar types)
Tank Scaler & Cleaner
Tree Climber/Faller (chainsaw operator)

GROUP III
Asphalt Raker & Luteman (Including Ironer, Dumpman and Spreader Box)
Concrete Coring (Wall, floor and ceiling Cutter - Grinder Sander)
Concrete Saw Man (cutting walls or flat work, scoring old or new concrete)
Cribber/Shorer (lagging, sheeting and bracing And hand guided lagging hammer)
Head Rock Slinger
Laser Beam (In connection with Laborer work)
High Scaler (Including drilling of same)
Pipe Layer (performing all services in the laying, Installation and all forms of connection of pipe From the point of receiving pipe in the ditch until completion of operation, including any and all forms of tubular material, whether pipe, metallic or non-metallic, conduit, and any other stationary type of tubular device used for the

conveying of any substance or element, whether water, sewage, solid, gas, air, or other product whatsoever and without regard to the nature of material from which the tubular material is fabricated)
Power Machine Operators (Pneumatic, Gas, Electric tools-vibrating machines, pavement Breakers, air blasting, Come-Alongs and Similar machines not separately classified Herein)
Prefabricated manhole (Installer)
Raw Sewage Exposure (any worker)
Sandblast Nozzle Man (water blasting – Porta Shot Blast)
Steel Headerboard Man (And Guideline Setter)
Trenching Machine (Hand propelled)
Toxic Waste Removal
Welding (in connection with Laborers work)

GROUP IV
Blaster Powderman (all work of loading holes, Placing and blasting of all powder and Explosives of whatever type, regardless Of method used for such loading and placing
Horizontal Directional Driller
Driller: All power drills, excluding Jackhammer, whether core, diamond, wagon, track, multiple unit, and any and all other types of mechanical drills without regard to the form of motive power

GROUP V
Horizontal Directional Drilling System Electronic Tracking Locator

SPECIALTY GROUP:
GUNITE:
Group I – Rebound Man
Group II – GunMan
Group III – Nozzle Man
Group III – Rod Man

TUNNEL:
Group II – Bull Gang, Muckers, Trackmen
Continue:
Group II – Chucktender, Cabletender
Group II – Concrete Crew (includes Rodders & spreaders)
Group II – Dumpmen
Group II – rout Crew
Group II – Helper for steel Form Raisers & Setters
Group II – Muckers – Tunnel (hand or machine)
Group II – Nipper
Group II – Swamper (Brakeman, Switchman on Tunnel work
Group II – Vibratormen, Jackhammer, Pneumatic Tools (except Diller) Multiplate Impact Wrench
Group III – Blasters, Driller, Powderman
Croup III – Cherry Pickerman
Group III – Grout Gunmen
Group III – Kemper and other Pneumatic Concrete Placer Operator Mines in Short Dry Tunnels under streets, highways & similar places
Group III – Miners – Tunnels (hand or machine)
Group III – Powderman (Tunnel Work)
Group III – Steel Form Raisers & Setters
Group III – Timberman, Retimberman – wood or Steel
Group III – Watchman
Group IV – Powderman – Primer house (Licensed) On Tunnel work
Group IV – Shaft and Raise miner
Group IV – Shifters
Group IV – Blaster (Licensed) All work of loading holes, placing and blasting all powder and explosives of whatever type regardless of method used for such loading and placing.