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DEPARTMENT OF INDUSTRIAL RELATIONS
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HOLIDAY PROVISIONS

FOR

TEAMSTER

IN

SAN DIEGO COUNTY

BUILDING MATERIAL, CONSTRUCTION, INDUSTRIAL, PROFESSIONAL AND TECHNICAL TEAMSTERS UNION LOCAL #36
4626 Mercury Street, San Diego, CA 92111
Phone: (858) 292-7344 — Fax: (858) 292-0179
Affiliated with the International Brotherhood of Teamsters
345

ARTHUR A. CANTU
Principal Executive Officer and Secretary-Treasurer
ROBERT J. REIS
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Recording Secretary

RAUL Q. SANCHEZ
Trustee
RICHARD L. LUSTER
Trustee
GREGORY A. MORAN, JR.
Trustee

AFL~CIO

6/16/01 - 06/11/04

MASTER LABOR AGREEMENT

BETWEEN

THE ASSOCIATED GENERAL CONTRACTORS

OF AMERICA

SAN DIEGO CHAPTER, INC.

AND

BUILDING MATERIAL, CONSTRUCTION, INDUSTRIAL,

PROFESSIONAL AND TECHNICAL

TEAMSTERS UNION LOCAL #36

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"50 YEARS PROUD"

1946 ~ 1996

2001 – 2004 MASTER LABOR AGREEMENT

SECTION 1 – PARTIES TO AGREEMENT:

A. THIS AGREEMENT ENTERED INTO THIS 16TH DAY OF JUNE, 2001, BY AND BETWEEN SIGNATORY MEMBERS OF THE ASSOCIATED GENERAL CONTRACTORS OF AMERICA, SAN DIEGO CHAPTER, INC. (HEREINAFTER REFERRED TO AS THE EMPLOYERS), AND THE BUILDING MATERIAL, CONSTRUCTION, INDUSTRIAL, PROFESSIONAL AND TECHNICAL TEAMSTERS LOCAL UNION NO. 36, AFFILIATED WITH THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS, AFL–CIO.

B. DEFINITIONS:

1. ASSOCIATION MEANS THE 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 THEIR 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. SUBCONTRACTORS MEANS ANY PERSON, FIRM OR CORPORATION 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 EMPLOYEE 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.

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FOUR (4) HOURS ARE WORKED IN ANY ONE (1) DAY. HE SHALL RECEIVE SIX (6) HOURS PAY. AND IF MORE THAN SIX (6) HOURS ARE WORKED IN ANY ONE DAY HE SHALL RECEIVE EIGHT (8) HOURS PAY.

F. ON OVERTIME DAYS. WHENEVER EMPLOYEES WORK MORE THAN FOUR (4) HOURS. THEY SHALL BE PAID ONLY FOR ACTUAL HOURS WORKED AT THE OVERTIME RATE.

G. EMPLOYEES SHALL TRAVEL TO AND FROM WORK ON THEIR OWN TIME AND BY MEANS OF THEIR OWN TRANSPORTATION. NO EMPLOYEE SHALL BE REQUIRED TO FURNISH TO THE EMPLOYER TRANSPORTATION OF THE EMPLOYER'S TOOLS. MATERIALS. OR EQUIPMENT OF ANY KIND.

SECTION 22 – 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.

Holidays

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 EMERGENCY WHEN LIFE OR PROPERTY IS IN IMMINENT DANGER.

SECTION 23 – PARKING

IN THE EVENT FREE PARKING FACILITIES ARE NOT AVAILABLE WITHIN THREE HUNDRED AND FIFTY (350) YARDS OF A JOBSITE, THE EMPLOYER WILL PROVIDE SUCH FACILITIES AND SHALL HAVE THE RIGHT TO DESIGNATE PARKING AREAS TO BE USED. WHERE, BECAUSE OF CONGESTED PARKING CONDITIONS IT IS NECESSARY TO USE PUBLIC FACILITIES, THE EMPLOYER SHALL REIMBURSE THE EMPLOYEE FOR THE COST OF SUCH PARKING UPON BEING PRESENTED WITH A RECEIPT OR VOUCHER CERTIFYING TO THE COST THEREOF, SUCH REIMBURSEMENT TO BE MADE ON A WEEKLY BASIS OR AT THE CONCLUSION OF THE PROJECT,