



SCOPE OF WORK PROVISIONS

FOR

SLURRY SEAL WORKER (LABORER)

IN

ALAMEDA, ALPINE, AMADOR, BUTTE, CALAVERAS, COLUSA,
CONTRA COSTA, DEL NORTE, EL DORADO, FRESNO, GLENN,
HUMBOLDT, KINGS, LAKE, LASSEN, MADERA, MARIPOSA,
MARIN, MENDOCINO, MERCED, MODOC, MONTEREY, NAPA,
NEVADA, PLACER, PLUMAS, SACRAMENTO, SAN BENITO,
SAN FRANCISCO, SAN JOAQUIN, SAN MATEO, SANTA CLARA,
SANTA CRUZ, SHASTA, SIERRA, SISKIYOU, SOLANO, SONOMA,
STANISLAUS, SUTTER, TEHAMA, TRINITY, TULARE, TUOLUMNE,
YOLO, AND YUBA COUNTIES.



Northern California District Council of Laborers

Affiliated with the Laborers' International Union of North America

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Oscar De La Torre

Secretary-Treasurer

David Gorgas

President

Doyle Radford

Vice President

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PO Box 3448
Modesto, CA 95353

VIA EMAIL: MROBBINS@DIR.CA.GOV/FIRST CLASS MAIL

August 15, 2016

Maria Robbins
Department of Industrial Relations
Office of Policy, Research and Legislation
1515 Clay Street, 17th Floor
Oakland, CA 94612

RE: Slurry Seal

Dear Ms. Robbins:

Enclosed please find the fully executed Slurry Seal Agreement. Should you have any questions, please contact our office.

Sincerely,

David Thomas
Contract Compliance Officer

DAT:asa
opeiu29 (afl-cio)

Enclosure

cc: David Mar – Office of Policy, Research and Legislation (OPRL)
Jose Mejia – Laborers Legislative Director

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Department of Industrial Relations

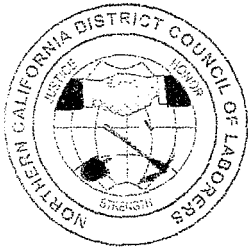
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Office of the Director-Research

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Side Letter of Agreement Regarding Slurry Seal

1. This agreement is entered into this ____ day of _____, 2016 between the Employer, _____, and the Union, the Northern California District Council of Laborers and its affiliated Local Unions.

2. This agreement is a side letter to the Laborers' Master Agreement for Northern California (2014-2019) negotiated between the Union and the Association of Construction Employers. This agreement is coterminous with the Laborers' Master Agreement. By executing this Side Letter, the Employer agrees that it is bound by the terms of that Laborers' Master Agreement for its term and any extensions thereof and/or modifications thereto. Either party may, upon written notice, reopen the agreement on each anniversary for purposes of negotiating the economics for the slurry seal classification.

3. This Side Letter of Agreement covers all of the Employer's slurry seal operations in all of the classifications set forth below. In addition, the Employer may assign other scopes of work to and create:

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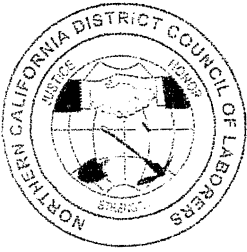
Wage Rates

Utility-Maintenance Man*
Shuttle/Line Driver/Squeegee
Sealer/Mixer Operator

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NCDCL Slurry Seal Side Letter 2016
:asa:opeiu29(aff-cio)





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* The Employer may utilize the Utility Maintenance Man to perform traffic control functions solely in connection with its slurry seal operations at the Utility-Maintenance Man rate for the compensation set forth herein. The Utility-Maintenance Man performs the following scopes of work relating to traffic control: street closure setup; pilot operations; flagging tab; tab removal; utility covering and uncovering; miscellaneous cleanup; advance notification, posting, and notifying.

** All increases from the Laborers' Master Agreement 2014-2019, to be allocated between wages and fringe benefits at the Union's discretion.

8. Term of the Agreement: The term of this agreement shall be the same as that of the Laborers' Master Agreement (2014-2019), including its provisions for termination and reopeners.

For the Employers:

American Pavement Systems

By: [Signature]
Date: 8/12/16

Graham Contractors, Inc.

By: [Signature]
Date: 8/9/16

Pavement Coatings Co.

By: [Signature]
Date: 8/11/16

Sierra Nevada Construction, Inc.

By: [Signature]
Date: 8/9/16

For the Union:

Northern California District Council of Laborers

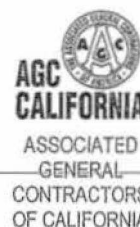
[Signature]
Oscar De La Torre, Business Manager
Date: 8/15/16

**NORTHERN CALIFORNIA
AGC/LABORERS MASTER AGREEMENT**

2012 - 2015

THIS AGREEMENT, made and entered into this 25th day of June 2012, and effective the 1st day of July, 2012 through June 30, 2015, by and between the ASSOCIATED GENERAL CONTRACTORS OF CALIFORNIA, INC., herein after referred to as COLLECTIVE BARGAINING REPRESENTATIVE OF EMPLOYER, and the NORTHERN CALIFORNIA DISTRICT COUNCIL OF LABORERS OF THE LABORERS' INTERNATIONAL UNION OF NORTH AMERICA, hereinafter referred to as UNION, modifying, amending and changing the Agreement made and entered into the 17th day of May, 1951, as modified by the Agreements dated June 4, 1952; July 14, 1953; April 13, 1954; April 12, 1955; April 30, 1956; April 19, 1957; June 30, 1959; July 28, 1961; June 27, 1962; July 1, 1965; June 16, 1968; June 16, 1971; July 2, 1974; May 10, 1977; April 30, 1980; January 18, 1983; March 5, 1986; November 21, 1988; May 17, 1992; June 14, 1996; May 5, 1999; October 22, 2001, April 21, 2006 and July 1, 2010 by and between the ASSOCIATED GENERAL CONTRACTORS OF CALIFORNIA, INC. and the NORTHERN CALIFORNIA DISTRICT COUNCIL OF LABORERS of the LABORERS' INTERNATIONAL UNION OF NORTH AMERICA.

WITNESSETH:



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B. Coverage and Description of Laborers' Work Covered by this Agreement.

- (1) This Agreement shall cover all work coming within the recognized jurisdiction of the Laborers' International Union of North America.
- (2) Subject to the preceding paragraph and subject also to the provisions of Section 14 of this Agreement, it is agreed that Laborers' work shall include but not be limited to:

All Laborers' work necessary to tend the carpenters and other building trades craftsmen, stripping of concrete forms, handling and raising of slip forms, sewer cleaners, gardening, horticulture, landscaping, trackmen (construction, maintenance, repair), all cleanup of debris, grounds and buildings steam cleaning and all General Laborers' work. In accordance with Green Book Decision dated August 2, 1920 - December 11, 1924, the loading and unloading, carrying and handling of all rods and materials for use in reinforcing concrete construction shall be done by Laborers under the supervision of such person as the Employer may designate. The hoisting of rods shall be done by Laborers, except when a derrick or outrigger operated by other than hand power is used.

All Laborers' work in connection with excavation for building and all other construction, including digging of trenches, piers, foundations and holes; digging, lagging, sheeting, cribbing and bracing of foundations, holes, caissons and cofferdams, manning, setting and moving all manually movable pumps. (This does not restrict the Laborers from performing other work.)

All Laborers' work in connection with concrete work, including chipping and grinding, sandblasting, mixing, handling, shoveling, conveying, pouring, concrete pumps and similar type machines, grout pumps, nozzle men (including gunmen and potmen), vibrating, guniting and otherwise applying concrete, whether done by hand or any other process, and wrecking, stripping, dismantling and handling concrete forms and false work, including tending of plasterers and brick and block layers.

All Laborers' work in the excavation, grading, preparation concreting, asphalt and mastic paving, paving, ramming, curbing, flagging and laying of other stone materials, installation and/or removal of pavers, and surfacing of streets, ways, courts, underpasses, overpasses and bridges;

All Laborers' work in connection with the operation of spreader boxes, such as True Lay, Rola Pavers and Laytons or similar type models, including but not limited to all shoveling and shifting material and cleaning of boxes, shall be the work of the Laborers. All Laborers' work in connection with the cutting of streets and ways for all purposes, including aligning by any method, digging of trenches, manholes, etc., handling and conveying of all materials for same; concreting of same; and the backfilling, grading and resurfacing of same.

All Laborers' work in connection with the construction of caissons, cofferdams, subways (except as covered by Master Tunnel Agreement), aqueducts, water lines, culverts, flood controls, airports, drains and sewers, and any type of conduit, no-joint pipe, including the cribbing, lagging, bracing, sheeting, checking grade for pipelaying, trench jacking and handling of lagging hammers on all open trenches and ditches. All Laborers' work in connection with shoring, underpinning including cutting, fitting, placing and raising of all structures.

All Laborers' work in connection with drilling,

all work of loading, placing and blasting of all powder and explosives of whatever type regardless of the method used for such loading and placing.

All signaling and rigging in connection with Laborers' work.

All Laborers' work in connection with the wrecking of buildings, both structural and non-structural.

All Laborers' work in connection with demolition, both structural and non-structural.

All Laborers' work in connection with the slinging, handling and placing of all rip rap, rock and stone on highways, jetties, retaining walls or wherever used.

All wrecking work on construction and/or razing sites: all Laborers' work on precasting or prefabrication at the construction project site or at a precast or prefabrication yard specifically established and operated for that one particular construction job.

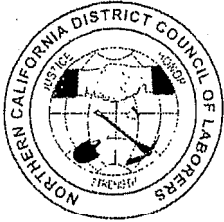
All Laborers' work in connection with the operation of such equipment that is necessary and incidental to carry out the work of the Laborer.

All Laborers' work in connection with Trenchless Technology, including pipe installation, bursting, relining or similar trenchless laborer work.

All Laborers' work in connection with Dry Utilities including electrical, and telecommunication conduit layer, joint utility trench laborer including gas.

All Laborers' work in connection with Remediation/Land Restoration, including wetlands restoration, mitigation, or re-vegetation of lands, (ornamental landscape is not included in this classification).

- (4) Should an Individual Employer signatory to this Agreement subcontract the masonry or plastering portion of a project, said contract shall specify that the work to be performed shall be done under the terms and conditions of the current Masonry and/or Plaster Tender Agreement that has been negotiated by the Northern California District Council of Laborers or its affiliates, which is in effect in the territory in which the work is performed. However, Masonry work which is incidental to the work of the Individual Employer may be performed under the terms and conditions of this Agreement.
- (5) Any Individual Employer not signatory to both the Tunnel and Laborers' Master Agreement shall agree that whenever work is performed which is covered by the terms of the Laborers' Master Tunnel Agreement for the forty-six (46) Northern California Counties, the provisions of that Agreement shall be fully applicable to and binding upon the Individual Employer.



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DATE: August 9, 2013

TO: David Mar, Research Manager
State of California - Department of Industrial Relations
Office of the Director - Research Unit

FROM: Anthony Dimas
Contract Compliance Officer

SUBJECT: 2012-2015 NORTHERN CALIFORNIA
AGC/LABORERS MASTER LABOR AGREEMENT
Demolition and Skilled/Semi-skilled Wrecking Work

Demolition Worker:

Modernization projects (i.e. schools, etc.): Includes concrete cutting (concrete saw, jackhammer, concrete chipping gun, and/or similar); removal/demolition of structure utilizing hand tools (torch, sledge hammers, claw hammers, etc.; clean up.

Building projects: Includes any and all separating work done by hand.

Skilled/Semi-Skilled Wrecker:

The focus of the Skilled/Semi-Skilled Wrecker is the salvage of materials; more precise in removal of items than the Demolition Worker.

Structural v. Non-Structural:

Structural is buildings and similar; non-structural is anything other than buildings, i.e. curbs, concrete, planters, etc.

Other Equipment:

Dump trucks, bulldozers and cranes may be used for demolition, depending on the project, but are not included in the Laborer classification.

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March 19, 2012

Maria Robbins, Acting Chief
DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STATISTICS & RESEARCH
P.O. Box 420603
San Francisco, CA 94142-0603

RE: **Interlocking Pavers**

Dear Ms. Robbins:

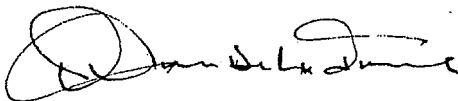
Thank you for meeting with Dave Thomas and Jose Mejia on February 17, 2012 regarding **interlocking pavers**. As discussed at that meeting, I am sending you a description of the work covered by the Laborers' Master Agreement.

Interlocking pavers, as described in Section 1B(2) is, "All Laborers' work in the excavation, grading, preparation concreting, asphalt and mastic paving, paving, ramming, curbing, flagging and laying of other stone materials, and surfacing of streets, ways, courts, underpasses, overpasses and bridges." and "All Laborers' work in connection with the slinging, handling and placing of all rip rap, rock and stone on highways, jetties, retaining walls or wherever used."

As was discussed, the language regarding this work has been in the LMA for decades. I believe that a letter underlining our scope of work, signed off by the DIR, would be appropriate for the installation of interlocking pavers using sand and other dry materials. I hope this will clarify the application of this work

Please do not hesitate to call me or Dave Thomas at (925) 469-6800 if you should have any questions.

Yours truly,



Oscar De La Torre
Business Manager, NCDCL
Vice President-at-large, LiUNA!

ODLT:DAT:dle
opeiu29(afl-cio)

Posted on DLSR website on May 3, 2012

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MAR 20 2012

Div. of Labor Statistics & Research
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