STATE OF CALIFORNIA ARNOLD SCHWARZENEGGER, *GOVERNOR*

DEPARTMENT OF INDUSTRIAL RELATIONS
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SCOPE OF WORK PROVISIONS

FOR

DREDGER (OPERATING ENGINEER)

IN

IMPERIAL, INYO, KERN, LOS ANGELES, MONO, ORANGE, RIVERSIDE, SAN BERNARDINO, SAN DIEGO, SAN LUIS OBISPO, SANTA BARBARA, AND VENTURA COUNTIES

MEMORANDUM OF UNDERSTANDING

between

THE INTERNATIONAL UNION OF OPERATING ENGINEERS

LOCAL UNION NO. 12

and

DREDGING CONTRACTORS ASSOCIATION OF CALIFORNIA

This Memorandum of Understanding between the Dredging Contractors Association of California and the International Union of Operating Engineers Local No. 12, shall extend the Dredge Master Labor Agreement for the period of August 2007-2010 until August 1, 2013.

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MASTER LABOR AGREEMENT

between

THE INTERNATIONAL UNION OF OPERATING ENGINEERS LOCAL UNION NO. 12

and the

DREDGING CONTRACTORS ASSOCIATION OF CALIFORNIA

This Agreement made and entered into this 1st day of August, 2007 by and between the Dredging Contractors Association of California, hereinafter referred to as the Collective Bargaining Representative of Employer and the International Union of Operating Engineers, Local Union No. 12, hereinafter referred to as the Union.

4. The term "Employee" as used herein shall mean all persons

performing work in the area covered by this Agreement, excluding superintendents, assistant superintendents, captains, launch operators, timekeepers, messenger boys, guards, confidential employees and office help. When the Individual Employer uses anyone other than a uniformed or armed guard to perform guarding duties, he shall use an employee covered by this Agreement. The guard's duties are limited to security. The Individual Employer retains the option of whether to have the dredge guarded or to have a watchman on board.

B. **Coverage:**

1. This Agreement shall cover and apply in Southern California more particularly described as the Counties of Imperial, Inyo, Kern, Los Angeles, Mono, Orange, Riverside, San Bernardino, San Luis Obispo, Santa Barbara, Ventura and San Diego, the Southern Nevada Counties of Clark, Lincoln, Nye, Esmeralda and Baja

California, Mexico, for those men cleared from Local Union No. 12.

2. This Agreement shall cover and apply to all employees except that it shall not cover or apply to superintendents, assistant superintendents, captains, launch operators, timekeepers, messenger boys, guards, confidential employees and office help.

3. This Agreement shall cover all dredging work carried on by the Individual Employer within the territorial jurisdiction of Local Union No. 12. The term "dredging work" herein is understood to include the operation of hydraulic suction, dipper and clamshell floating equipment, field collection of hydrographic survey data for any purpose including quality control, operations where regular hydraulic dredge equipment is used on shore, towing dredge to and from jobsite, laying supporting, connecting and disconnecting pipelines, and the maintenance and repair on the jobsite and in the Individual Employers yard and shop, including the operation of power machine tools, of all equipment the employees operate. Clamshell work removing material for bridge, piers or gas, water, oil or sewer pipelines shall take the heavy construction rates and working conditions in the area in which the work is performed. Any classification not shown herein shall take heavy construction rates and working conditions in the area in which the work is performed, including survey work.