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L05/07/09

"General Decision Number: NY20220035 08/05/2022

Superseded General Decision Number: NY20210035

State: New York

Construction Types: Heavy and Highway

County: Franklin County in New York.

HEAVY AND HIGHWAY CONSTRUCTION PROJECTS

Note: Contracts subject to the Davis-Bacon Act are generally required to pay at least the applicable minimum wage rate required under Executive Order 14026 or Executive Order 13658. Please note that these Executive Orders apply to covered contracts entered into by the federal government that are subject to the Davis-Bacon Act itself, but do not apply to contracts subject only to the Davis-Bacon Related Acts, including those set forth at 29 CFR 5.1(a)(2)-(60).

| | |
|---|---|
| If the contract is entered into on or after January 30, 2022, or the contract is renewed or extended (e.g., an option is exercised) on or after January 30, 2022: | <ul style="list-style-type: none"> . Executive Order 14026 generally applies to the contract. . The contractor must pay all covered workers at least \$15.00 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract in 2022. |
| If the contract was awarded on or between January 1, 2015 and January 29, 2022, and the contract is not renewed or extended on or after January 30, 2022: | <ul style="list-style-type: none"> . Executive Order 13658 generally applies to the contract. . The contractor must pay all covered workers at least \$11.25 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on that contract in 2022. |

The applicable Executive Order minimum wage rate will be adjusted annually. If this contract is covered by one of the Executive Orders and a classification considered necessary for performance of work on the contract does not appear on this wage determination, the contractor must still submit a conformance request.

Additional information on contractor requirements and worker protections under the Executive Orders is available at <https://www.dol.gov/agencies/whd/government-contracts>.

| Modification Number | Publication Date |
|---------------------|------------------|
| 0 | 01/07/2022 |
| 1 | 02/25/2022 |
| 2 | 05/13/2022 |

| | |
|---|------------|
| 3 | 05/20/2022 |
| 4 | 07/08/2022 |
| 5 | 07/22/2022 |
| 6 | 08/05/2022 |

BRNY0002-013 06/01/2018

| | Rates | Fringes |
|-----------------------------------|----------|---------|
| CEMENT MASON/CONCRETE FINISHER... | \$ 37.23 | 19.51+a |

FOOTNOTE:

a. PAID HOLIDAYS: Memorial Day, July the 4th, Labor Day, and Thanksgiving Day (provided the employee is employed (1) day before and (1) day after the holiday.

* CARP0291-007 07/01/2022

| | Rates | Fringes |
|--|----------|---------|
| CARPENTER HEAVY & HIGHWAY CONSTRUCTION Carpenter..... | \$ 36.77 | 24.25 |

ELEC0910-001 04/01/2022

| | Rates | Fringes |
|------------------|----------|-------------|
| ELECTRICIAN..... | \$ 38.00 | 5.75%+22.48 |

ELEC1249-003 05/04/2020

| | Rates | Fringes |
|---|----------|-------------|
| ELECTRICIAN (LINE CONSTRUCTION: LIGHTING AND TRAFFIC SIGNAL Including any and all Fiber Optic Cable necessary for Traffic Signal Systems, Traffic Monitoring systems and Road Weather information systems) | | |
| Flagman..... | \$ 27.72 | 6.75%+33.90 |
| Groundman (Truck Driver).... | \$ 36.96 | 6.75%+33.90 |
| Groundman Truck Driver (tractor trailer unit)..... | \$ 39.27 | 6.75%+33.90 |
| Lineman & Technician..... | \$ 46.20 | 6.75%+33.90 |
| Mechanic..... | \$ 36.96 | 6.75%+33.90 |

FOOTNOTE:

a. New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day, plus President's Day, Good Friday, Decoration Day, Election Day for the President of the United States and Election Day for the Governor of the State of New York, provided the employee works the day before or the day after the holiday.

ELEC1249-004 05/03/2021

| | Rates | Fringes |
|--|-------|---------|
|--|-------|---------|

ELECTRICIAN (Line
Construction)

| | | |
|---|----------|----------|
| Overhead and underground distribution and maintenance work and all overhead and underground transmission line work including any and all fiber optic ground wire, fiber optic shield wire or any other like product by any other name manufactured for the dual purpose of ground fault protection and fiber optic capabilities : | | |
| Flagman..... | \$ 32.82 | 7%+34.40 |
| Groundman digging machine operator..... | \$ 49.23 | 7%+34.40 |
| Groundman truck driver (tractor trailer unit)..... | \$ 46.50 | 7%+34.40 |
| Groundman Truck driver..... | \$ 43.76 | 7%+34.40 |
| Lineman and Technician..... | \$ 54.70 | 7%+35.40 |
| Mechanic..... | \$ 43.76 | 7%+34.40 |
| Substation: | | |
| Cable Splicer..... | \$ 60.17 | 7%+35.40 |
| Flagman..... | \$ 32.82 | 7%+34.40 |
| Ground man truck driver.... | \$ 43.76 | 7%+34.40 |
| Groundman digging machine operator..... | \$ 49.23 | 7%+34.40 |
| Groundman truck driver (tractor trailer unit)..... | \$ 46.50 | 7%+34.40 |
| Lineman & Technician..... | \$ 54.70 | 7%+35.40 |
| Mechanic..... | \$ 43.76 | 7%+34.40 |
| Switching structures; railroad catenary installation and maintenance, third rail type underground fluid or gas filled transmission conduit and cable installations (including any and all fiber optic ground product by any other name manufactured for the dual purpose of ground fault protection and fiber optic capabilities), pipetype cable installation and maintenance jobs or projects, and maintenance bonding of rails; Pipetype cable installation | | |
| Cable Splicer..... | \$ 61.62 | 7%+35.40 |
| Flagman..... | \$ 33.61 | 7%+34.40 |
| Groundman Digging Machine Operator..... | \$ 50.42 | 7%+34.40 |
| Groundman Truck Driver (tractor-trailer unit)..... | \$ 47.62 | 7%+34.40 |
| Groundman Truck Driver..... | \$ 44.82 | 7%+34.40 |
| Lineman & Technician..... | \$ 56.02 | 7%+35.40 |
| Mechanic..... | \$ 44.82 | 7%+34.40 |

FOOTNOTE:

a. PAID HOLIDAYS: New Year's Day, Presidents' Day, Memorial Day, Good Friday, Independence Day, Labor Day, Thanksgiving Day, Christmas Day, and Election Day for the President of the United States and Election Day for the Governor of New York State, provided the employee works two days before or two days after the holiday.

ELEC1249-008 01/01/2022

| | Rates | Fringes |
|---|----------|----------|
| ELECTRICIAN (Line Construction) | | |
| TELEPHONE, CATV FIBEROPTICS CABLE AND EQUIPMENT | | |
| Cable splicer..... | \$ 36.28 | 3%+5.14 |
| Groundman..... | \$ 18.25 | 3%+5.14 |
| Installer Repairman-Teledata | | |
| Lineman/Technician-Equipment Operator..... | \$ 34.43 | 3%+5.14 |
| Tree Trimmer..... | \$ 28.25 | 3%+10.23 |

a. New Year's Day, President's Day, Good Friday, Decoration Day, Independence Day, Labor Day, Veteran's Day, Thanksgiving Day, Day after Thanksgiving, Christmas Day.

ENGI0158-016 07/01/2018

HEAVY & HIGHWAY

| | Rates | Fringes |
|----------------------------|----------|---------|
| Power equipment operators: | | |
| GROUP 1..... | \$ 43.47 | 26.05+a |
| GROUP 2..... | \$ 42.56 | 26.05+a |
| GROUP 3..... | \$ 39.99 | 26.05+a |
| GROUP 4..... | \$ 47.47 | 26.05+a |
| GROUP 5..... | \$ 46.47 | 26.05+a |
| GROUP 6..... | \$ 45.47 | 26.05+a |
| GROUP 7..... | \$ 45.08 | 26.05+a |

POWER EQUIPMENT OPERATOR CLASSIFICATIONS (HEAVY & HIGHWAY):

GROUP 1: Asphalt Curb Machine, Self Propelled, Slipform, Automated Concrete Spreader (CMI Type), Automatic Fine Grader, Backhoe (Except Tractor Mounted, Rubber Tired), Backhoe Excavator Full Swing (CAT 212 or similar type), Back Filling Machine, Belt Placer (CMI Type), Blacktop Plant (Automated), Boom truck , Cableway, Caisson Auger, Central Mix Concrete Plant (Automated), Concrete Curb Machine, Self Propelled, Slipform, Concrete Pump, Crane, Cherry Picker, Derricks (steel erection), Dragline, Overhead Crane (Gantry or Straddle type), Pile Driver, Truck Crane, Directional Drilling Machine, Dredge, Dual Drum Paver, Excavator (All Purpose Hydraulically Operated) (Gradall or Similar), Front End Loader (4 cu. yd. and Over), Head Tower (Sauerman or Equal), Hoist (Two or Three Drum), Holland Loader, Maintenance Engineer, Mine Hoist, Mucking Machine or Mole Pavement Breaker(SP) Wertgen; PB-4

and similar type, Power Grader, Profiler (over 105 H.P.) Quad 9, Quarry Master (or equivalent), Scraper, Fireman, Form Tamper, Grout Pump, Guniting Machine, Hammers (Hydraulic self-propelled), Hydra-Spiker, ride-on, Hydraulic Pump (jacking system), Hydro-Blaster (Water), Mulching Machine, Oiler, Parapet Concrete or Pavement, Shovel, Side Boom, Slip Form Paver, Tractor Drawn, Belt Type Loader, Truck or Trailer Mounted Log , Chipper (Self Feeder), Tug Operator (Manned Rented Equipment Excluded), Tunnel Shovel

GROUP 2: Asphalt Paver, Backhoe (Tractor Mounted, Rubber Tired), Bituminous Recycler Machine, Bituminous Spreader and Mixer, Blacktop Plant (NonAutomated), Blast or Rotary Drill (Truck or Tractor Mounted), Boring Machine, Cage Hoist, Central Mix Plant (NonAutomated) and All Concrete Batching Plants, Cherry Picker (5 tons capacity and under), Concrete Paver (Over 16S), Crawler Drill, Self-contained, Crusher, Diesel Power Unit, Drill Rigs, Tractor Mounted, Front End Loader (Under 4 cu. yd.), Greaseman/Lubrication Engineer, HiPressure Boiler (15 lbs. and over), Hoist (One Drum), Hydro-Axe, Kolman Plant Loader and Similar Type Loaders, L.C.M. Work Boat Operator, Locomotive Mixer (for stabilized base selfpropelled), Monorail Machine, Plant Engineer, Profiler (105 H.P. and under), Grinder, Post Hole Digger and Post Driver, Power Broom (towed), Power Heaterman, Power Sweeper, Reviniis Widener, Roller (Grade and Fill), Scarifier, ride-on, Shell Winder, Skid steer loader (Bobcat or similar), Span-Saw, ride-on, Steam Cleaner, Pug Mill, Pump Crete Ready Mix Concrete Plant Refrigeration Equipment (for soil stabilization) Road Widener, Roller (all above subgrade), Sea Mule, Self-contained Ride-on Rock Drill, Excluding Air-Track Type Drill, Skidder, Tractor with Dozer and/or Pusher, Trencher. Tugger Hoist, Vermeer saw (ride on, any size or type), Winch, Winch Cat

GROUP 3: A Frame Winch Hoist on Truck , Articulated Heavy Hauler, Aggregate Plant, Asphalt or Concrete Grooving, Machine (ride on), Ballast Regulator, Ride-on Boiler (used in conjunction with production), Bituminous Heater, self-propelled, Boat (powered), Cement and Bin Operator, Compressors, Dust Collectors, Fork Lift, Generators, Pumps, Welding Machines, Light Plants, Heaters (hands-off equipment), Concrete Pavement Spreader and Finisher, Concrete Paver or Mixer (16S and under), Concrete Saw (self-propelled), Conveyor, Deck Hand, Directional Drill Machine Locator, Drill, (Core), Drill, (Well,) Farm Tractor with accessories, Fine Grade Machine, Tamper, ride-on, Tie Extractor, ride-on, Tie Handler, ride-on, Tie Insertor, ride-on, Tie Spacer, ride-on, Tire Repair, Track Liner, ride-on, Tractor, Tractor (with towed accessories), Vibratory Compactor, Vibro Tamp, Well Point

GROUP 4: Tower Cranes

GROUP 5: Cranes 50 tons and over

GROUP 6: Cranes 49 tons and below

GROUP 7: Master Mechanic

FOOTNOTE:

a. PAID HOLIDAYS: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day

 * IRON0440-002 07/01/2022

| | Rates | Fringes |
|---|----------|---------|
| IRONWORKER | | |
| STRUCTURAL, ORNANMENTAL, RODMAN, MACHINERY MOVER & RIGGER, FENCE ERECTOR, REINFORING,STONE DERRICKMAN. | \$ 31.25 | 29.19 |

* LAB01822-006 07/01/2022

| | Rates | Fringes |
|------------------|----------|---------|
| Laborers: | | |
| HEAVY & HIGHWAY: | | |
| GROUP 1..... | \$ 29.27 | 26.80+a |
| GROUP 2..... | \$ 29.27 | 26.80+a |
| GROUP 3..... | \$ 29.47 | 26.80+a |
| GROUP 4..... | \$ 29.67 | 26.80+a |
| GROUP 5..... | \$ 32.27 | 26.80+a |

FOOTNOTE:

a. New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day, provided the employee has worked the working day before the holiday and working day after the holiday.

LABORER CLASSIFICATIONS:

GROUP 1: Laborers; flaggers; outboard; and hand boats.

GROUP 2: Bull float; Chain saw; Concrete aggregate; Bin concrete bootman; Gin buggy; Hand or Machine vibrator; Jackhammer; Mason tender; Mortar mixer; Pavement breaker; Handlers of all steel mesh; Small generators for laborers tools; Installation of bridge drainage pipe; Pipelayers; Vibrator type rollers; Tamper; Drill doctor; Tail or screw operator on asphalt paver; Water pump operator (1 1/2 inch and single diaphram); Nozzle (asphalt, gunnite, seeding and sandblasting); Laborers on chain link fence erection; Rock splitter and power unit; Pusher type concrete saw and all other gas, electric, oil and air tool operators wrecking laborer.

GROUP 3: All rock or drill machine operators (except quarry master and similar type); Acetylene torch operators; Asphalt raker; Powerderman.

GROUP 4: Blasters; Form setters; Stone or granite curb setters.

GROUP 5: Hazardous Waste Removal

 * PAIN0201-003 05/01/2022

Zone #3

| | Rates | Fringes |
|-------------------------|-------|---------|
| Painters: | | |
| Lead Abatement Workers, | | |

| | |
|-------------------------------|-------|
| Structural Steel.....\$ 31.79 | 19.75 |
| Painters, Drywall | |
| Finishers, Spray.....\$ 30.79 | 19.75 |

PAIN0806-004 10/01/2014

| | Rates | Fringes |
|--------------------------------------|-------|---------|
| Painters: | | |
| Structural Steel and Bridge.\$ 48.75 | | 35.63 |

PLUM0773-004 05/01/2022

| | Rates | Fringes |
|--------------------------------------|-------|---------|
| Plumber and Steamfitter.....\$ 40.65 | | 32.73 |

SHEE0083-001 06/01/2019

| | Rates | Fringes |
|---------------------------------|-------|---------|
| Sheet metal worker.....\$ 33.73 | | 33.04+a |

FOOTNOTE:

a. PAID HOLIDAYS: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day. If any of these holidays fall on a Saturday or Sunday, either the preceding Friday or following Monday will be observed as the holiday.

TEAM0687-002 06/01/2018

HEAVY & HIGHWAY

| | Rates | Fringes |
|----------------------|-------|---------|
| Truck drivers: | | |
| GROUP 1.....\$ 25.82 | | 25.16+a |
| GROUP 2.....\$ 26.04 | | 25.16+a |

FOOTNOTE:

a. PAID HOLIDAYS: New Years Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day

TRUCK DRIVERS CLASSIFICATIONS:

GROUP 1: Pick-ups, panel trucks, flatboy material trucks (strait jobs), single axle dump trucks, dumpsters, greasers, truck tiremen parts chaser, tandems and batch trucks, mechanics, semi- trailers, low-boy trucks, asphalt distributor trucks and agitator, mixer trucks and dumpcrete type vehicles, truck mechanic, fuel truck and bus

GROUP 2: Special earth moving equipment (euclid type), or similar off-highway equipment, where not self loaded, straddle (ross) carrier, and self-contained concrete mobile unit, off highway tandem back dump, twin engine equipment and double hitched equipment where not self loaded

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

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Note: Executive Order (EO) 13706, Establishing Paid Sick Leave for Federal Contractors applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2017. If this contract is covered by the EO, the contractor must provide employees with 1 hour of paid sick leave for every 30 hours they work, up to 56 hours of paid sick leave each year. Employees must be permitted to use paid sick leave for their own illness, injury or other health-related needs, including preventive care; to assist a family member (or person who is like family to the employee) who is ill, injured, or has other health-related needs, including preventive care; or for reasons resulting from, or to assist a family member (or person who is like family to the employee) who is a victim of, domestic violence, sexual assault, or stalking. Additional information on contractor requirements and worker protections under the EO is available at <https://www.dol.gov/agencies/whd/government-contracts>.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

The body of each wage determination lists the classification and wage rates that have been found to be 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 the particular rate is a union rate (current union negotiated rate for local), a survey rate (weighted average rate) or a union average rate (weighted union average rate).

Union Rate Identifiers

A four letter classification abbreviation identifier enclosed in dotted lines beginning with characters other than ""SU"" or ""UAVG"" denotes that the union classification and rate were prevailing for that classification in the survey. Example: PLUM0198-005 07/01/2014. PLUM is an abbreviation identifier of the union which prevailed in the survey for this classification, which in this example would be Plumbers. 0198 indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. 07/01/2014 is the effective date of the most current negotiated rate, which in this example is July 1, 2014.

Union prevailing wage rates are updated to reflect all rate changes in the collective bargaining agreement (CBA) governing this classification and rate.

Survey Rate Identifiers

Classifications listed under the ""SU"" identifier indicate that no one rate prevailed for this classification in the survey and the published rate is derived by computing a weighted average rate based on all the rates reported in the survey for that

classification. As this weighted average rate includes all rates reported in the survey, it may include both union and non-union rates. Example: SULA2012-007 5/13/2014. SU indicates the rates are survey rates based on a weighted average calculation of rates and are not majority rates. LA indicates the State of Louisiana. 2012 is the year of survey on which these classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. 5/13/2014 indicates the survey completion date for the classifications and rates under that identifier.

Survey wage rates are not updated and remain in effect until a new survey is conducted.

Union Average Rate Identifiers

Classification(s) listed under the UAVG identifier indicate that no single majority rate prevailed for those classifications; however, 100% of the data reported for the classifications was union data. EXAMPLE: UAVG-OH-0010 08/29/2014. UAVG indicates that the rate is a weighted union average rate. OH indicates the state. The next number, 0010 in the example, is an internal number used in producing the wage determination. 08/29/2014 indicates the survey completion date for the classifications and rates under that identifier.

A UAVG rate will be updated once a year, usually in January of each year, to reflect a weighted average of the current negotiated/CBA rate of the union locals from which the rate is based.

WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- * an existing published wage determination
- * a survey underlying a wage determination
- * a Wage and Hour Division letter setting forth a position on a wage determination matter
- * a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour National Office because National Office has responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request

review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISIO"