

General Decision Number: NY170056 02/17/2017 NY56

Superseded General Decision Number: NY20160056

State: New York

Construction Type: Building

County: Erie County in New York.

BUILDING CONSTRUCTION PROJECTS (does not include residential construction consisting of single family homes and apartments up to and including 4 stories)

Note: Under Executive Order (EO) 13658, an hourly minimum wage of \$10.20 for calendar year 2017 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, 2015. If this contract is covered by the EO, the contractor must pay all workers in any classification listed on this wage determination at least \$10.20 (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract in calendar year 2017. The EO minimum wage rate will be adjusted annually. Additional information on contractor requirements and worker protections under the EO is available at www.dol.gov/whd/govcontracts.

Modification Number	Publication Date
0	01/06/2017
1	02/03/2017
2	02/17/2017

BOIL0007-001 01/01/2013

	Rates	Fringes
BOILERMAKER.....	\$ 29.97	25.93

BRNY0045-004 07/01/2016

	Rates	Fringes
BRICKLAYER.....	\$ 31.05	23.60
CEMENT MASON.....	\$ 31.05	23.60
MARBLE SETTER.....	\$ 31.40	22.75
TERRAZZO FINISHER.....	\$ 29.08	14.67
TILE FINISHER.....	\$ 29.08	14.67
Tilesetter & Terrazzo Worker.....	\$ 31.40	22.75

CARP0276-014 07/01/2016

	Rates	Fringes
CARPENTER.....	\$ 31.80	26.98

ELEC0041-003 05/30/2016

	Rates	Fringes
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CABLE SPLICER.....	\$ 36.73	3%+22.29
ELECTRICIAN.....	\$ 34.14	25.76

ELEC0041-004 05/30/2016

	Rates	Fringes
Communications System		
CABLER.....	\$ 9.00	11.26+a
INSTALLER.....	\$ 17.30	16.61+a
MASTER TECHNICIAN.....	\$ 26.40	16.88+a
SOUND WIREMAN.....	\$ 24.00	16.81+a

Work covers low voltage construction, installation, maintenance, and removal of teledata facilities (voice, data and video) including outside plant, telephone and data inside wire, interconnect, terminal equipment, central offices, PABX fiber optic cable and equipment, railroad communications, micro waves, V-Sat, bypass, CATV, WAN (wide area networks); LAN (local area networks) and ISDN (integrated systems digital network). Also, installation of sound systems, nurses call systems, intercom systems, staff registry/locating/signaling systems, antenna systems and associated devices; installation of security systems and apparatus, and cabling from VDT's to computers. This work does not apply to new construction, or to the installation of raceway systems and boxes for the above work.

ELEC1249-003 05/02/2016

	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.....	\$ 24.99	7.25%+21.75+a
Groundman (Truck Driver)....	\$ 33.32	7.25%+21.75+a
Groundman Truck Driver (tractor trailer unit).....	\$ 35.40	7.25%+21.75+a
Lineman & Technician.....	\$ 41.65	7.25%+21.75+a
Mechanic.....	\$ 33.32	7.25%+21.75+a

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 05/02/2016

	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.....	\$ 30.28	7.25%+21.75+a
Groundman digging machine operator.....	\$ 45.41	7.25%+21.75+a
Groundman truck driver (tractor trailer unit).....	\$ 42.89	7.25%+21.75+a
Groundman Truck driver.....	\$ 40.37	7.25%+21.75+a
Lineman and Technician.....	\$ 50.46	7.25%+21.75+a
Mechanic.....	\$ 40.37	7.25%+21.75+a
Substation:		
Cable Splicer.....	\$ 52.75	7.25%+21.75+a
Flagman.....	\$ 28.77	7.25%+21.75+a
Ground man truck driver....	\$ 38.36	7.25%+21.75+a
Groundman digging machine operator.....	\$ 43.16	7.25%+21.75+a
Groundman truck driver (tractor trailer unit).....	\$ 40.76	7.25%+21.75+a
Lineman & Technician.....	\$ 47.95	7.25%+21.75+a
Mechanic.....	\$ 38.36	7.25%+21.75+a
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.....	\$ 54.20	7.25%+21.75+a
Flagman.....	\$ 29.56	7.25%+21.75+a

Groundman Digging Machine Operator.....	\$ 44.34	7.25%+21.75+a
Groundman Truck Driver (tractor-trailer unit).....	\$ 41.88	7.25%+21.75+a
Groundman Truck Driver.....	\$ 39.42	7.25%+21.75+a
Lineman & Technician.....	\$ 49.27	7.25%+21.75+a
Mechanic.....	\$ 39.42	7.25%+21.75+a

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 01/01/2014

	Rates	Fringes
ELECTRICIAN (Line Construction)		
TELEPHONE, CATV FIBEROPTICS CABLE AND EQUIPMENT		
Cable splicer.....	\$ 29.12	3%+4.43
Groundman.....	\$ 12.98	3%+4.43
Installer Repairman-Teledata		
Lineman/Technician-Equipment Operator.....	\$ 27.64	3%+4.43
Tree Trimmer.....	\$ 22.41	8.30+3%+a

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.

ELEV0014-001 01/01/2017

	Rates	Fringes
ELEVATOR MECHANIC.....	\$ 46.80	31.585+a+b

FOOTNOTE:

a. Vacation: 6%/under 5 years based on regular hourly rate for all hours worked. 8%/over 5 years based on regular hourly rate for all hours worked.
b. PAID HOLIDAYS: New Year's Day; Memorial Day; Independence Day; Labor Day; Veterans' Day; Thanksgiving Day; the Friday after Thanksgiving Day; and Christmas Day.

ENGI0017-001 07/01/2015

BUILDING CONSTRUCTION

	Rates	Fringes
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Power equipment operators:

GROUP 1.....	\$ 33.68	27.90+a
GROUP 2.....	\$ 28.88	27.90+a
GROUP 3.....	\$ 34.13	27.90+a
GROUP 4.....	\$ 34.38	27.90+a
GROUP 5.....	\$ 34.88	27.90+a
GROUP 6.....	\$ 34.45	27.90+a

NOTE: HAZARDOUS WASTE PREMIUM \$2.50

TUNNEL WORK \$1.00

FOOTNOTES: a. PAID HOLIDAYS: New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Christmas Day, provided the employee has worked the day before and the day after the holiday.

POWER EQUIPMENT OPERATORS CLASSIFICATIONS

GROUP 1: Air hoist, all boom type equipment (100 ft. or less), all pan and carry-alls, archer hoist, asphalt roller asphalt spreader or paver, automatic fine grade machine (CMI and similar type), archer hoist, backhoe and pull hoe (tractor mounted and rubber mounted), back filling machine, belt place (CMI and similar), bending machine (pipe), bituminous spreader and mixer, black top plant (automated), black top plant (non-automated), blast or rotary drill (truck or track mounted), blower for burning brush, boiler (when used for power), boom trucks, boring machine, bulldozer, cableway cage hoist, caisson auger, central mix plant (and all concrete batching plants), cherry picker (over 5 tons), cherry picker (under 5 tons), chipping machine and chip spreader, concrete curb and gutter machines, concrete curing machine, concrete mixer (over 1/2 cu. yd.) concrete pavement spreaders and finishers, concrete paver, concrete pump, concrete saw (self-propelled), conveyor, core drill, crane, crusher, derrick operator, dragline, dredge, drill rig (tractor mounted), dual drum paver, electric pump used in conjunction with well point systems, elevating grader self-propelled or towed, elevator excavator (all purpose, hydraulically operated) farm tractor with accessories, fine grade machine, forklift, front end loader, generator (10 outlets or more), gradall, grader, grout or gunite machine, head tower, hoist-one drum, hoisting engine, hydraulic boom, hydraulic hammer, (self propelled), hydraulic pipe jack machine (or similar type machine), hydraulic system pumps, hydro crane, hydro hammer (or similar type), industrial tractor, jersey spreader, kolman plant loader (and similar type loaders), locomotive, lubrication truck, maintenance engineer, maintenance lubrication unit or truck, mine hoist, mixr for stabilized base (self-propelled), monorail, motorized hydraulic pin puller, motorized hydraulic seeder mucking machine, mulching machine, multiple drum hoist (more than 1 drum in use), overhead crane, peine crane (or similar type), pile driver, plant engineer, pneumatic mixer, post hole digger, power boom, pump crete, push or snatch cat, quarry master or equivalent road widener, rock bit sharpener (all types),

roller (all), rolling machin (pipe), rotomill, scoopmobile, shovel, side boom, skimmer, slip form paver (CMI and similar type, first and second operator), snorkel, strato-tower, stump chipping machine, tire truck and repair, towed roller, tractor drawn belt type grader/loader, tractor shovel, tractor with towed accessories, tractors (when using winch power), tractors, trencher, truck crane, tunnel shovel, tube finisher (CMI and similar type), vibratory compactor, vibro tamp, well drilling machine, well point, winch, winch truck with "A" frame.

GROUP 2: Aggregate bin, CMI and similar type concrete spreads, cement bin, chipping machine and chip spreader, compressors (4 or less), compressors: (any size, but subject to other provisions for compressors, dust collectors, generators, mechanical heaters, pumps, welding machines (four of any type or combination), concrete mixer (1/2 cu. yd. and under), fireman, form tamper, fuel truck, heating boiler (used for temporary heat), jeep trencher, power heaterman, power plant in excess of 10 K.W., pump (4" or over), revinius widener, stem cleaner, stump chipping machine, welding machine (1 machine over 300 amps or 2 or 3 machines regardless of amps).

GROUP 3: Crane with boom over 100 feet

GROUP 4: Crane with boom over 200 feet

GROUP 5: Crane with boom over 300 feet

GROUP 6: Master meachanic

IRON0006-015 05/01/2016

ERIE (Township of Grand Island)

	Rates	Fringes
IRONWORKER		
Ironworker.....	\$ 30.00	25.00
Sheeter.....	\$ 30.00	25.00

* LAB00210-001 07/01/2016

BUILDING

	Rates	Fringes
Laborers:		
GROUP 1.....	\$ 26.38	23.65
GROUP 2.....	\$ 26.55	23.65
GROUP 3.....	\$ 26.66	23.65
GROUP 4.....	\$ 27.13	23.65
GROUP 5.....	\$ 27.88	23.65
GROUP 6.....	\$ 28.38	23.65

LABORER BUILDING CLASSIFICATIONS

GROUP 1: Basic, boat safety man, flagman, tool room man, nurseryman demolition worker; top man; wrecker; IBC barriers except on structurers; guard rail. Asphalt shovelers, foundation laborers over 8' in depth, hod carriers, plaster tender, plaster scaffold builder, pneumatic gas, electric operator, including all forms of busters, jackhammers, chipping guns and steel burners.

GROUP 2: Mortar mixer, asphalt smoothers, pneumatic gas electric tool operator including all forms of busters, jackhammers, and chipping guns over 8' in depth.

GROUP 3: Worker on any swing scaffold, blaster, plumbing laborer, wagon driller, bottom (caisson or cofferdam), laser setter, asphalt rakers, asphalt screed man.

GROUP 4: Stone cutter, curb setter and flag layer.

GROUP 5: Asbestos removal, deleader.

GROUP 6: Hazardous waste worker.

PAIN0004-007 05/01/2016

	Rates	Fringes
GLAZIER.....	\$ 26.25	19.42

PAIN0004-018 05/01/2014

(AREA NORTH OF WHITEHAVEN ROAD, GRAND ISLAND, NEW YORK)

	Rates	Fringes
Painters:		
Lead Abatement.....	\$ 25.75	20.94
Painters.....	\$ 25.50	20.94
Spraying, Paperhangers, Sand Blasting, Swinging scaffold.....	\$ 25.75	20.94
Tapers.....	\$ 26.00	20.94

PAIN0004-024 05/01/2014

ENTIRE COUNTY, (Excluding area North of Whitehaven Road, Grand Island, New York)

	Rates	Fringes
Painters:		
Brush & Roll.....	\$ 25.50	20.94
Spray, Sandblasting, Swing Scaffold or any Hanged Rigging platform, Epoxy.....	\$ 25.75	20.94
Taping/Drywall.....	\$ 26.00	20.94

PLAS0009-001 06/01/2011

	Rates	Fringes
PLASTERER.....	\$ 27.55	14.34

 PLAS0111-001 07/01/2016

	Rates	Fringes
CEMENT FINISHER.....	\$ 30.00	27.92

 PLUM0022-008 05/02/2016

ERIE- All Townships in the County

	Rates	Fringes
PIPEFITTER		
ZONE 1.....	\$ 34.30	23.40

 ROOF0074-001 06/01/2011

ERIE COUNTY

	Rates	Fringes
Roofers:		
Composition.....	\$ 25.00	16.18
Slate & Tile.....	\$ 25.15	16.18

 SHEE0071-001 05/15/2011

ERIE COUNTY:

	Rates	Fringes
Sheet metal worker.....	\$ 31.50	17.45

 TEAM0449-004 07/01/2016

ERIE COUNTY

	Rates	Fringes
Truck drivers: (Includes		
Single Axle Dump and		
Off-Highway Dump Trucks).....	\$ 30.86	8.45+a+b

Work on a hazardous waste site then additional \$2.00 per hour.

Euclids add \$0.25 to Journeyman Rate

FOOTNOTE: a. Health and Welfare \$417.73 per week

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

TEAM0449-007 07/01/2015

ERIE COUNTY

	Rates	Fringes
Truck drivers: (Dump Truck Only, Excludes Single Axle Dump and Off-Highway Dump Trucks).....	\$ 18.95	3.17+a

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

SUNY1999-001 06/18/1999

	Rates	Fringes
SPRINKLER FITTER.....	\$ 15.94	3.88

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 www.dol.gov/whd/govcontracts.

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 Regional Office for the area in which the survey was conducted because those Regional Offices have 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 DECISION