



March 18, 2009

Labor and Industrial Relations Commission

PO Box 599

Jefferson City, Mo. 65102-0449

**FILED**

**MAR 19 2009**

LABOR AND INDUSTRIAL  
RELATIONS COMMISSION

To Whom it may Concern:

The following are the objections that our company feels is necessary to be filed with your office before Annual Wage Order #16 becomes effective. Peters Heating and Air Conditioning, Inc. is filing three objections concerning the prevailing wage rates for the Sheetmetal occupation in said Annual Wage Order.

Objection #1

According to the Contractors Report of Construction Wages, the project location is to be reported. On the forms provided to the state by Sheet Metal Workers Local #36 this information was not provided. Consequently leaving the requested form as incomplete. It is the belief of Peters that the 3,376-1/2 hours reported are not in the county of Marion. Furthermore, we are requesting proof of location.



Objection #2

Peters Heating and Air Conditioning submitted more hours at a much lesser wage rate than the Sheet Metal workers submitted.

According to the Missouri Statutes 290.262.1, when determining prevailing wage rates, the department shall ascertain and consider the applicable wage rates established by collective bargaining agreements, if any, and the rates that are paid generally within the locality. Our company is challenging the particular statement concerning rates that are paid generally within the locality.

Peters Heating and Air Conditioning submitted 9,498-1/2 hours for the locality in Marion County versus the 3,376-1/2 submitted by others. Accordingly the general rate paid is much less than what was determined for Wage Order #16. Peters is also challenging if there is, in fact, a bargaining agreement within Marion County for Sheet Metal workers. If so, where is it registered?

**FILED**

**MAR 19 2009**

**LABOR AND INDUSTRIAL  
RELATIONS COMMISSION**

Objection #3

The Statute also states that the wage can be altered once each year. However, there are no provisions which allows us to be involved with this decision.

**FILED**

**MAR 19 2009**

LABOR AND INDUSTRIAL  
RELATIONS COMMISSION

Objection #4

Some counties limit the number of hours to 7-1/2 per day that can be worked on a job. Nowhere on the Contractor Report of Construction Wage Rate does it signify or ask for this information concerning hours worked. Our company believes this should be the same as Federal Law.

**FILED**

**MAR 19 2009**

LABOR AND INDUSTRIAL  
RELATIONS COMMISSION

Our company certainly hopes that our objections will be taken into consideration when determining the final wage rate for Wage Order #16. Our company has always tried to comply with all laws and regulations involving State or Federal prevailing wage rates, and by doing so, would hope that the commission would give us an opportunity to submit our objections.

Each objection contained within this letter is certified that the objection has been furnished to the Division of Labor Standards in Jefferson City, Missouri.

Thank You for your time and consideration involving this important matter.

Respectfully,



Rod Peters, Officer

Peters Heating and Air Conditioning, Inc.

**FILED**

**MAR 19 2009**

LABOR AND INDUSTRIAL  
RELATIONS COMMISSION