

ORDER OF COMMISSION

In the matter of Objection Nos. 078 and 079 filed by Local No. 396, International Association of Bridge, Structural and Ornamental and Reinforcing Ironworkers of St. Louis and Vicinity, AFL-CIO on April 6, 2011, to Annual Wage Order No. 18, pertaining to the wage rate, total fringe benefit, and the overtime and holiday schedules for the occupational title of Iron Worker/Building Construction in the Missouri Counties of Montgomery – Section 070 and Osage – Section 076; issued by the Division of Labor Standards, Department of Labor and Industrial Relations; filed with the Secretary of State: March 10, 2011.

On April 6, 2011, objections to Annual Wage Order No. 18 were filed on behalf of Local No. 396, International Association of Bridge, Structural and Ornamental and Reinforcing Ironworkers of St. Louis and Vicinity, AFL-CIO (Objector), with the Labor and Industrial Relations Commission (Commission).

The Objector and the Division of Labor Standards have agreed upon the wage rate, total fringe benefit, and overtime and holiday schedules for the occupational title of Iron Worker engaged in building construction in Montgomery and Osage Counties. The consensus wage rate, total fringe benefit, and overtime and holiday schedules are reflected in the attached stipulation filed by the parties on May 3, 2011.

The Commission accepts the wage rate, total fringe benefit, and overtime and holiday schedules reflected in the stipulation, and orders those rates and schedules to be the prevailing rates and schedules for the occupational title of Iron Worker engaged in building construction in Montgomery and Osage Counties.

Given at Jefferson City, Missouri, this 24th of May 2011.

LABOR AND INDUSTRIAL RELATIONS COMMISSION

William F. Ringer
William F. Ringer, Chairman

Alice A. Bartlett
Alice A. Bartlett, Member

John J. Hickey
John J. Hickey, Member

Attest:

Pamela M. Hofmann
Pamela M. Hofmann
Secretary

RECEIVED & FILED

MAY 24 2011

John C. ...
SECRETARY OF STATE
COMMISSION DIVISION

MAY - 3 2011LABOR AND INDUSTRIAL
RELATIONS COMMISSIONBEFORE THE
LABOR AND INDUSTRIAL RELATIONS COMMISSION
STATE OF MISSOURI

In the matter of:

Objections Filed By

Local No. 396, International Association of Bridge, Structural and Ornamental and Reinforcing
Ironworkers of St. Louis and Vicinity, AFL-CIO
Annual Wage Order No. 18 Sections 070 and 076
Issued by the Division of Labor
Standards for Montgomery and Osage Counties Missouri

STIPULATION OF FACT

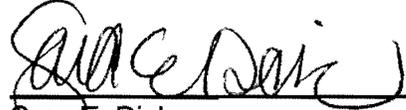
Comes now the Missouri Department of Labor and Industrial Relations, Division of Labor Standards, together with the undersigned parties, and stipulates to the following facts:

1. That the Missouri Department of Labor and Industrial Relations, Division of Labor Standards gathered information to establish the prevailing wage rates for Annual Wage Order No. 18 Sections 070 and 076 to be issued pursuant to Section 290.262, RSMo, and that said wage order was filed with the Secretary of State on March 10, 2011. The prevailing wage rate for the occupational title of Iron Worker was set in accordance with information on file.
2. That the above-mentioned survey information has been maintained continuously and has been updated with additional information as it has become available, and the rates issued in the above-stated Annual Wage Order reflects the information which was available to the Division of Labor Standards at the time of issuance and filing with the Secretary of State on March 10, 2011.
3. That pursuant to Section 290.262, RSMo, the Department of Labor and Industrial Relations, Division of Labor Standards, is charged with determining the prevailing rates in each locality and to do so 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 a locality.
4. That after conducting its survey and with further information received (See Exhibit A attached hereto and made a part hereof), the Department has determined that to accurately reflect the building construction wage rate for Iron Worker in Montgomery and Osage Counties the previously issued rate should be altered as set forth below:

OCCUPATIONAL TITLE	BASIC HOURLY RATE	TOTAL FRINGE BENEFITS
Iron Worker	\$27.51	+ \$18.30
Overtime Rate	No. 11	
Holiday Rate	No. 8	

WHEREFORE, the parties pray the Commission issue an order finding that the building construction wage rates are as stipulated above and authorize the Division of Labor Standards to issue the attached replacement page(s) for Montgomery and Osage Counties setting forth the above-referenced wage rate for Iron Worker.

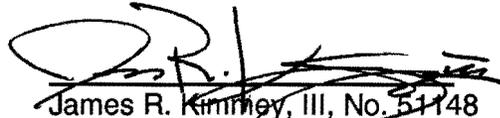
CHRIS KOSTER
Attorney General



Sara E. Dick
Assistant Attorney General

Missouri Bar No. 57819
Post Office Box 899
Jefferson City, Missouri 65102
(573) 751-3321

ATTORNEY FOR MISSOURI
DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
DIVISION OF LABOR STANDARDS



James R. Kimney, III, No. 51148
Bartley Goffstein, L.L.C.

Attorneys at Law
4399 Laclede Avenue
St. Louis, Missouri 63108
(314) 531-1054

ATTORNEY FOR OBJECTORS
Local No. 396, International Association of
Bridge, Structural and Ornamental and
Reinforcing Ironworkers of St. Louis and
Vicinity, AFL-CIO

Dated:

May 3rd, 2011

Ironworker Local Union 396 2500 59 TH St., St. Louis, MO 63110 (314) 647-3008			Type of construction: <input type="checkbox"/> Building type varies <input checked="" type="checkbox"/> Heavy County <u>MONTGOMERY</u> <input type="checkbox"/> Highway					
Dates of work reported below Beginning <u>1/1/2010</u> Ending <u>12/31/2010</u>			Type of contract: General Subcontract			Date of this report <u>4/12/11</u>		
Ironworker Class	Total Hours	Hourly Rate	Fringe Benefit Payments					
			Welfare	Pension	Annuity	Appr. Tr.	CISAP	Impact
January	0	\$26.41	\$6.36	\$6.45	\$4.30	\$40	\$0.05	\$24
February	0	\$26.41	\$6.36	\$6.45	\$4.30	\$40	\$0.05	\$24
March	0	\$26.41	\$6.36	\$6.45	\$4.30	\$40	\$0.05	\$24
April	0	\$26.41	\$6.36	\$6.45	\$4.30	\$40	\$0.05	\$24
May	0	\$26.41	\$6.36	\$6.45	\$4.30	\$40	\$0.05	\$24
June	0	\$26.41	\$6.36	\$6.45	\$4.30	\$40	\$0.05	\$24
July	67	\$26.41	\$6.36	\$6.45	\$4.30	\$40	\$0.05	\$24
August	0	\$27.51	\$6.36	\$6.95	\$4.30	\$40	\$0.05	\$24
September	0	\$27.51	\$6.36	\$6.95	\$4.30	\$40	\$0.05	\$24
October	0	\$27.51	\$6.36	\$6.95	\$4.30	\$40	\$0.05	\$24
November	0	\$27.51	\$6.36	\$6.95	\$4.30	\$40	\$0.05	\$24
December	0	\$27.51	\$6.36	\$6.95	\$4.30	\$40	\$0.05	\$24
TOTAL		67	Name & Address of Subcontractor					
Certification To the best of my knowledge, information and belief, I hereby certify that the number of hours, basic hourly rate, and fringe benefit payments listed above are true and correct and that the type of work performed by the number of employees identified above, relative to the Occupational Title(s) reported, is consistent with 8 CSR 30-060. I further recognize that any false statement of declaration made herein is punishable under Sec. 575.060, RSMo 1994, as a class B misdemeanor. <i>Tracy Kippin</i> (Please check appropriate box) <input checked="" type="checkbox"/> Signature of Contractor's Representative who prepared this report. <input type="checkbox"/> Signature of Preparer of this report Date _____ Mail to: Missouri Division of Labor Standards P.O. Box 449 Jefferson City, MO 65102-0449			Collins & Hermann					
			1215 Dunn Rd.					
			St. Louis, MO 63138					

LAW OFFICES

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JEFFREY E. HARTNETT
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JEROME T. BOLLATO, Ret.

1750 New York Avenue, N.W., Suite 130
Washington, D.C. 20006

ALSO LICENSED IN ILLINOIS

PLEASE RESPOND TO ST. LOUIS OFFICE

April 18, 2011

Via Regular Mail and Facsimile to: 573-751-7806

Labor and Industrial Relations Commission
3315 West Truman Boulevard, Room 214
P.O. Box 599
Jefferson City, MO 65102-0599

Re: **Objection to Annual Wage Order No. 18, as it pertains to the Occupational Title of "Ironworker" in Osage County, Missouri**

Dear Sir:

Upon review, it has been determined that certain information provided with respect to the Occupational Title of "Ironworker" in Osage County, Missouri, was incorrect. Specifically, the Contractor's Reports of Construction Wage Rates listed an incorrect total fringe benefit package for Osage County. The correct package should be as follows:

- Welfare - \$6.36;
- Pension - \$6.95;
- Annuity - \$4.30;
- Apprenticeship Training - \$0.40;
- IMPACT - \$0.24; and
- CISAP - \$0.05,

for a total of \$18.30 per hour in fringe benefits.

Please feel free to contact me should you have any questions regarding this matter.

Very truly yours,



JAMES R. KIMMEY

RECEIVED

APR 18 2011

DIVISION OF LABOR STANDARDS

JRK:eb

fcc: Carla Buschjost, Division of Labor Standards at: 573-751-3721
Jim Boeckman, Division of Labor Standards

Ironworker Local Union 396
2500 59TH St., St. Louis, MO 63110
(314) 647-3008

Dates of work reported below
Beginning 1/1/2010 Ending 12/31/2010

Type of construction:
 Building type varies
 Heavy County OSAGE
 Highway

Type of contract: General Subcontract Date of this report 4/12/11

Ironworker Class.	Total Hours	Hourly Rate	Fringe Benefit Payments					
			Welfare	Pension	Annuity	Appr. Tr.	CISAP	Insuranc
January	0	\$26.41	\$6.36	\$6.45	\$4.30	\$50	N/A	\$24
February	0	\$26.41	\$6.36	\$6.45	\$4.30	\$50	N/A	\$24
March	0	\$26.41	\$6.36	\$6.45	\$4.30	\$50	N/A	\$24
April	0	\$26.41	\$6.36	\$6.45	\$4.30	\$50	N/A	\$24
May	0	\$26.41	\$6.36	\$6.45	\$4.30	\$50	N/A	\$24
June	32	\$26.41	\$6.36	\$6.45	\$4.30	\$50	N/A	\$24
July	0	\$26.41	\$6.36	\$6.45	\$4.30	\$50	N/A	\$24
August	0	\$27.51	\$6.36	\$6.95	\$4.30	\$60	N/A	\$24
September	0	\$27.51	\$6.36	\$6.95	\$4.30	\$60	N/A	\$24
October	0	\$27.51	\$6.36	\$6.95	\$4.30	\$60	N/A	\$24
November	0	\$27.51	\$6.36	\$6.95	\$4.30	\$60	N/A	\$24
December	0	\$27.51	\$6.36	\$6.95	\$4.30	\$60	N/A	\$24

TOTAL 32

Name & Address of Subcontractor

A.H. Steel Erectors
12390 Highway YY
Harrisburg, MO 65256

Certification
 To the best of my knowledge, information and belief, I hereby certify that the number of hours, basic hourly rate, and fringe benefit payments listed above are true and correct and that the type of work performed by the number of employees identified above, relative to the Occupational Title(s) reported, is consistent with 8 CSR 30-060. I further recognize that any false statement of declaration made herein is punishable under Sec. 475.060, RSMo 1994, as a class B misdemeanor.

Susan [Signature]
 (Please check appropriate box)
 Signature of Contractor's Representative who prepared this report.
 Signature of Preparer of this report

Date 4/13/11
 Mail to: Missouri Division of Labor Standards
 P.O. Box 449
 Jefferson City, MO 65102-0449

Exhibit A
 Page 3 of 4 Pages

Ironworker Local Union 396 2500 59 TH St., St. Louis, MO 63110 (314) 647-3008			Type of construction: <input type="checkbox"/> Building type varies <input type="checkbox"/> Heavy County <u>OSAGE</u> <input type="checkbox"/> Highway					
Dates of work reported below Beginning <u>1/1/2010</u> Ending <u>12/31/2010</u>			Type of contract: General Subcontract <u>4/12/11</u>			Date of this report		
Ironworker Class.	Total Hours	Hourly Rate	Fringe Benefit Payments					
			Welfare	Pension	Annuity	Appr. Tr.	CISAP	Impact
January	0	\$26.41	\$6.36	\$6.45	\$4.30	\$0.50	N/A	\$0.24
February	0	\$26.41	\$6.36	\$6.45	\$4.30	\$0.50	N/A	\$0.24
March	82.25	\$26.41	\$6.36	\$6.45	\$4.30	\$0.50	N/A	\$0.24
April	0	\$26.41	\$6.36	\$6.45	\$4.30	\$0.50	N/A	\$0.24
May	0	\$26.41	\$6.36	\$6.45	\$4.30	\$0.50	N/A	\$0.24
June	0	\$26.41	\$6.36	\$6.45	\$4.30	\$0.50	N/A	\$0.24
July	0	\$26.41	\$6.36	\$6.45	\$4.30	\$0.50	N/A	\$0.24
August	0	\$27.51	\$6.36	\$6.95	\$4.30	\$0.60	N/A	\$0.24
September	92.5	\$27.51	\$6.36	\$6.95	\$4.30	\$0.60	N/A	\$0.24
October	0	\$27.51	\$6.36	\$6.95	\$4.30	\$0.60	N/A	\$0.24
November	0	\$27.51	\$6.36	\$6.95	\$4.30	\$0.60	N/A	\$0.24
December	0	\$27.51	\$6.36	\$6.95	\$4.30	\$0.60	N/A	\$0.24

TOTAL 174.75

Certification

To the best of my knowledge, information and belief, I hereby certify that the number of hours, basic hourly rate, and fringe benefit payments listed above are true and correct and that the type of work performed by the number of employees identified above, relative to the Occupational Title(s) reported, is consistent with § CSR 30-060. I further recognize that any false statement of declaration made herein is punishable under Sec. 575.060, RSMo 1994, as a class B misdemeanor.

Lacey Kasper
 (Please check appropriate box)

Signature of Contractor's Representative who prepared this report.

Signature of Preparer of this report

Date _____

Mail to: Missouri Division of Labor Standards
 P.O. Box 449
 Jefferson City, MO 65102-0449

Name & Address of Subcontractor

Collins & Heermann
 1215 Dunn Rd.
 St. Louis, MO 63138

OCCUPATIONAL TITLE	** Date of Increase	*	Basic Hourly Rates	Over-Time Schedule	Holiday Schedule	Total Fringe Benefits
Asbestos Worker			\$36.26	55	60	\$18.11
Boilermaker			\$32.30	57	7	\$20.01
Bricklayers-Stone Mason			\$28.20	59	7	\$14.33
Carpenter			\$20.43	FED		
Cement Mason			\$25.08	9	3	\$9.65
Electrician (Inside Wireman)			\$28.16	69	75	\$5.35 + 35%
Communication Technician			USE ELECTRICIAN (INSIDE WIREMAN) RATE			
Elevator Constructor		a	\$40.945	26	54	\$21.505
Operating Engineer						
Group I			\$26.52	86	66	\$19.19
Group II			\$26.52	86	66	\$19.19
Group III			\$25.27	86	66	\$19.19
Group III-A			\$26.52	86	66	\$19.19
Group IV			\$24.29	86	66	\$19.19
Group V			\$27.22	86	66	\$19.19
Pipe Fitter		c	\$34.00	91	69	\$21.43
Glazier		d	\$24.35	122	76	\$14.22 + 5.2%
Laborer (Building):						
General			\$28.08	118	57	\$11.05
First Semi-Skilled			\$30.06	114	27	\$10.92
Second Semi-Skilled			\$28.07	5	3	\$10.92
Lather			USE CARPENTER RATE			
Linoleum Layer & Cutter			\$28.93	92	26	\$12.15
Marble Mason			\$20.62	124	74	\$12.68
Millwright			\$33.23	77	41	\$12.40
Iron Worker			\$27.51	11	8	\$18.30
Painter			\$20.40	18	7	\$10.57
Plasterer			\$24.29	94	5	\$12.12
Plumber		c	\$34.00	91	69	\$21.43
Pile Driver			USE CARPENTER RATE			
Roofer			\$28.65	15	73	\$14.50
Sheet Metal Worker			\$28.90	40	23	\$13.35
Sprinkler Fitter			\$30.84	33	19	\$16.95
Terrazzo Worker			\$27.48	124	74	\$14.32
Tile Setter			\$20.62	124	74	\$12.68
Truck Driver-Teamster						
Group I			\$23.95	101	5	\$8.85
Group II			\$24.60	101	5	\$8.85
Group III			\$24.10	101	5	\$8.85
Group IV			\$24.60	101	5	\$8.85
Traffic Control Service Driver			\$26.415	22	55	\$9.045
Welders-Acetylene & Electric		*				

Fringe Benefit Percentage is of the Basic Hourly Rate

Attention Workers: If you are not being paid the appropriate wage rate and fringe benefits contact the Division of Labor Standards at (573) 751-3403.

OCCUPATIONAL TITLE	** Date of Increase	*	Basic Hourly Rates	Over-Time Schedule	Holiday Schedule	Total Fringe Benefits
Asbestos Worker			\$30.76	55	60	\$18.11
Boilermaker			\$32.30	57	7	\$20.01
Bricklayers-Stone Mason			\$28.20	59	7	\$14.33
Carpenter			\$23.59	60	15	\$11.85
Cement Mason			\$25.08	9	3	\$9.65
Electrician (Inside Wireman)			\$30.18	28	7	\$11.94 + 13%
Communication Technician			USE ELECTRICIAN (INSIDE WIREMAN) RATE			
Elevator Constructor		a	\$40.945	26	54	\$21.505
Operating Engineer						
Group I			\$26.52	86	66	\$19.19
Group II			\$26.52	86	66	\$19.19
Group III			\$25.27	86	66	\$19.19
Group III-A			\$26.52	86	66	\$19.19
Group IV			\$24.29	86	66	\$19.19
Group V			\$27.22	86	66	\$19.19
Pipe Fitter			\$47.13	FED		\$3.54
Glazier			\$15.75	FED		\$2.18
Laborer (Building):						
General			\$21.91	110	80	\$10.19
First Semi-Skilled			\$23.81	110	80	\$10.19
Second Semi-Skilled			\$22.81	110	80	\$10.19
Lather			USE CARPENTER RATE			
Linoleum Layer & Cutter			USE CARPENTER RATE			
Marble Mason			\$20.62	124	74	\$12.68
Millwright			\$24.59	60	15	\$11.85
Iron Worker			\$27.51	11	8	\$18.30
Painter			\$20.40	18	7	\$10.57
Plasterer			\$24.29	94	5	\$12.12
Plumber			\$44.90	FED		\$3.54
Pile Driver			\$24.59	60	15	\$11.85
Roofer			\$27.90	12	4	\$12.59
Sheet Metal Worker			\$28.90	40	23	\$13.35
Sprinkler Fitter			\$30.84	33	19	\$16.95
Terrazzo Worker			\$27.48	124	74	\$14.32
Tile Setter			\$20.62	124	74	\$12.68
Truck Driver-Teamster						
Group I			\$23.95	101	5	\$8.85
Group II			\$24.60	101	5	\$8.85
Group III			\$24.10	101	5	\$8.85
Group IV			\$24.60	101	5	\$8.85
Traffic Control Service Driver			\$26.415	22	55	\$9.045
Welders-Acetylene & Electric		*				

Fringe Benefit Percentage is of the Basic Hourly Rate

Attention Workers: If you are not being paid the appropriate wage rate and fringe benefits contact the Division of Labor Standards at (573) 751-3403.