

ORDER OF COMMISSION

In the matter of Objection No. 081 filed by Eastern Missouri Laborers' District Council and its Affiliated Local Unions on April 11, 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 General Laborer/Building Construction in the Missouri County of Audrain – Section 004, issued by the Division of Labor Standards, Department of Labor and Industrial Relations; filed with the Secretary of State: March 10, 2011.

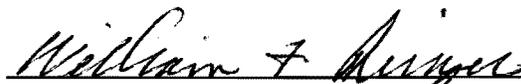
On April 11, 2011, an objection to Annual Wage Order No. 18 was filed on behalf of Eastern Missouri Laborers' District Council and its Affiliated Local Unions (Objector), with the Labor and Industrial Relations Commission (Commission).

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 General Laborer engaged in building construction in Audrain County. 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 General Laborer engaged in building construction in Audrain County.

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

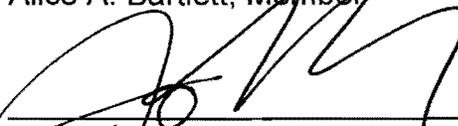
LABOR AND INDUSTRIAL RELATIONS COMMISSION



William F. Ringer, Chairman



Alice A. Bartlett, Member



John J. Hickey, Member

Attest:



Pamela M. Hofmann
Secretary

RECEIVED & FILED

MAY 24 2011


SECRETARY OF STATE
COMMISSION DIVISION

FILED

BEFORE THE
LABOR AND INDUSTRIAL RELATIONS COMMISSION
STATE OF MISSOURI

MAY - 3 2011
LABOR AND INDUSTRIAL
RELATIONS COMMISSION

In the matter of:

Objections Filed By
Eastern Missouri Laborers' District Council and
its affiliated local Unions
Annual Wage Order No. 18 Section 004
Issued by the Division of Labor
Standards for Audrain County 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 Section 004 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 General Laborer 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 General Laborer in Audrain County the previously issued rate should be altered as set forth below:

OCCUPATIONAL TITLE	BASIC HOURLY RATE BENEFITS	TOTAL FRINGE
General Laborer	\$20.36	+ \$10.94
Overtime Rate	No. 42	
Holiday Rate	No. 44	

WHEREFORE, the parties pray the Commission issue an order finding that the prevailing rate for Audrain County is as stipulated above and authorize the Division of Labor Standards to issue the attached replacement page(s) for Audrain County setting forth the above-referenced wage rate for General Laborer.

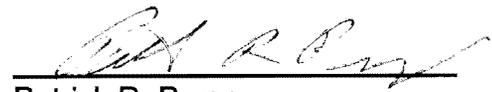
CHRIS KOSTER
Attorney General



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



Patrick R. Pryor
Attorney at Law
Missouri Bar No. 38293
3450 Hollenberg Drive
Bridgeton, MO 63044
(314) 739-7270
ATTORNEY FOR OBJECTORS
Eastern Missouri Laborers' District
Council and its affiliated local Unions

Dated:

May
~~April~~ 3rd 2011

BEFORE THE
LABOR AND INDUSTRIAL RELATIONS COMMISSION
JEFFERSON CITY, MISSOURI

In the Matter of: Objection to Annual Wage Order No. 18

On Behalf of:

Eastern Missouri Laborers' District Council
And its affiliated Local Unions,
Objectors.

AMENDED OBJECTION TO ANNUAL WAGE ORDER NO. 18

COMES NOW Objectors, Eastern Missouri Laborers' District Council and its affiliated Local Unions, and files its amended objection to Annual Wage Order No. 18 for the county of Audrain and state as a basis therefore the following:

1. Annual Wage Order No. 18 for Audrain County published the wage rate for General Laborer Building as \$19.00 and no Fringe Benefits.
2. Reinhardt Construction Company preformed building work in Audrain County during the months of November and December 2010 using General Laborers paid an hourly wage rate of **\$20.31** [\$20.30] per hour plus total fringe benefits of \$9.94 per hour for a total of 228 hours pursuant to the collective bargaining agreement between Reinhardt Construction Company and Objector. (Reports attached as Exhibit A)
3. The correct wage for Building Construction General Laborer is 20.36 plus total fringe benefits of \$10.94.

WHEREFORE, Objectors respectfully request the Commission to issue and Order changing the wage rates for the Occupational titles of Laborers in accordance with the requests made herein.

Respectfully Submitted:

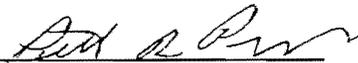

Patrick R. Pryor 38293
3450 Hollenberg Drive
Bridgeton MO 63044
314-739-7270

Exhibit A
Page 1 of 5 Pages

CONSTRUCTION INDUSTRY LABORERS
DEPOSIT DATES 12/21/10-1/20/11
SUPPLEMENTAL UNION DUES
LABORERS LOCAL UNION 955

Employer	County Name	Work Month	Deposit Date	Hours	Amount	Type of Work
PRO CONSTRUCTION SERVICES	BOONE	Oct-10	12/21/2010	155.5	176.20	BUILDING
PRO CONSTRUCTION SERVICES	BOONE	Nov-10	1/18/2011	173	184.83	BUILDING
PSR CONSTRUCTION, INC	ADAIR	Dec-10	1/12/2011	175	177.71	BUILDING
RAIDER MECHANICAL INC	BOONE	Nov-10	12/23/2010	248	315.31	HEAVY
REINHARDT CONSTRUCTION CO	ADAIR	Nov-10	12/23/2010	107.5		BUILDING
REINHARDT CONSTRUCTION CO	BOONE	Nov-10	12/23/2010	1012	1166.03	BUILDING
RIVER CITY CONSTRUCTION, LLC	BOONE	Dec-10	1/11/2011	240	255.73	BUILDING
RIVER CITY CONSTRUCTION, LLC	ADAIR	Dec-10	1/11/2011	230	247.48	BUILDING
ROBINETTE DEMOLITION INC	BOONE	Dec-10	1/12/2011	318	394.43	BUILDING
ROY A SCHEPERLE CONST CO, INC	BOONE	Dec-10	1/13/2011	517	534.21	BUILDING
SCHRIMPF LANDSCAPING INC	BOONE	Dec-10	1/18/2011	16.5	20.67	HEAVY
SIRCAL CONTRACTING, INC	BOONE	Dec-10	1/11/2011	1816.5	1927.73	BUILDING
SPIRTAS WRECKING COMPANY	BOONE	Nov-10	1/3/2011	360	365.58	BUILDING
SPIRTAS WRECKING COMPANY	BOONE	Dec-10	1/10/2011	120	121.86	BUILDING
SUBSURFACE CONSTRUCTORS, INC	BOONE	Dec-10	1/18/2011	557	594.84	BUILDING
THYSSENKRUPP SAFWAY, INC	RANDOLPH	Dec-10	1/12/2011	111	129.36	BUILDING
UNITED HRB GENERAL CONTRACTOR	955 VARIOUS	Nov-10	12/27/2010	43	54.93	HEAVY
UNITED HRB GENERAL CONTRACTOR	BOONE	Nov-10	12/27/2010	206	213.38	BUILDING
VEE-JAY CEMENT CONTRACTING CO	BOONE	Nov-10	12/21/2010	74	104.99	BUILDING
VERSLUES CONSTRUCTION CO, INC	BOONE	Nov-10	12/21/2010	406.5	469.69	BUILDING
WESTPORT POOLS, INC	COOPER	Dec-10	1/18/2011	69	70.07	BUILDING
SUBTOTAL				20484.5	23347.11	
LESS 1/6 OF DUES TO EMLDC					-3891.19	
TOTAL					\$ 19,455.93	

CONSTRUCTION INDUSTRY LABORERS
DEPOSIT DATES: 1/21/11-2/22/11
SUPPLEMENTAL UNION DUES
LABORERS LOCAL UNION 955

Employer	County Name	Work Month	Deposit Date	Hours	Amount	Type of Work
ACME CONSTRUCTORS INC	BOONE	Jan-11	2/17/2011	147	149.28	BUILDING
ASBESTOS REMOVAL SERVICES INC	BOONE	Jan-11	2/18/2011	1220	1395.20	BUILDING
BRAUN PLASTERING CO., INC.	BOONE	Jan-11	2/17/2011	286	315.39	BUILDING
CASTLE CONTRACTING	955 VARIOUS	Jan-11	2/22/2011	8	10.53	HEAVY
CHAMBERS FREEMAN DRYWALL CONST	BOONE	Dec-10	1/25/2011	116	131.78	BUILDING
CHRISTY INDUSTRIAL SERVICES	955 VARIOUS	Jan-11	2/14/2011	59	101.69	BUILDING
COLLINS & HERMANN, INC	COOPER	Dec-10	1/21/2011	14.5	20.69	HEAVY
COLLINS & HERMANN, INC	BOONE	Dec-10	1/21/2011	17.5	26.65	HEAVY
COLLINS & HERMANN, INC	LINN	Dec-10	1/21/2011	3	2.81	HEAVY
COLLINS & HERMANN, INC	ADAIR	Dec-10	1/21/2011	28	52.67	HEAVY
CORING & CUTTING CONSTRUCTION	BOONE	Jan-11	2/4/2011	241.12	274.32	BUILDING
D&S FENCING COMPANY, INC	BOONE	Jan-11	2/14/2011	32	43.73	HEAVY
DEAN HATHMAN MASONRY	BOONE	Dec-10	2/10/2011	489	545.48	BUILDING
ENERFAB INC	955 VARIOUS	Dec-10	1/25/2011	160	162.56	BUILDING
GEORGE J SHAW CONSTRUCTION	BOONE	Dec-10	1/26/2011	1086	1212.17	BUILDING
HEITKAMP MASONRY INC	BOONE	Jan-11	2/7/2011	89.5	100.24	BUILDING
IRVINBILT COMPANY	LINN	Jan-11	2/22/2011	3	3.06	BUILDING
JOHN J. SMITH MASONRY CO	BOONE	Jan-11	2/10/2011	259	302.29	BUILDING
JS EXCAVATING INC	BOONE	Jan-11	2/16/2011	95	105.97	BUILDING
JT CONCRETE	BOONE	Dec-10	1/21/2011	24	17.06	BUILDING
K&S ASSOCIATES	BOONE	Jan-11	2/17/2011	38	76.59	BUILDING
K&S ASSOCIATES	ADAIR	Jan-11	2/17/2011	160	139.26	BUILDING
KCI CONSTRUCTION COMPANY	BOONE	Jan-11	2/7/2011	566	714.64	BUILDING
KEITH CONTRACTING, LLC	BOONE	Dec-10	2/7/2011	566.75	330.90	HEAVY
KELPE CONTRACTING INC	BOONE	Sep-10	1/31/2011	94	148.69	BUILDING
KELPE CONTRACTING INC	BOONE	Dec-10	1/24/2011	232	451.29	BUILDING
LEBPCT (GEEDING CONSTRUCTION,	955 VARIOUS	Jan-11	2/22/2011	132	171.82	PIPELINE
LEBPCT (GEEDING CONSTRUCTION,	955 VARIOUS	Jan-11	2/22/2011	132	171.82	PIPELINE
MCAFEE CONSTRUCTION, INC	BOONE	Jan-11	2/17/2011	101	112.67	BUILDING
MIDWEST ASBESTOS ABATEMENT COR	BOONE	Jan-11	2/10/2011	37	53.29	BUILDING
PHILLIPS GRADING & CONSTR	BOONE	Dec-10	1/25/2011	600	760.60	HEAVY
PRO CONSTRUCTION SERVICES	BOONE	Dec-10	2/7/2011	141	152.33	BUILDING
PSR CONSTRUCTION, INC	ADAIR	Jan-11	2/14/2011	147	149.28	BUILDING
RAIDER MECHANICAL INC	BOONE	Dec-10	1/21/2011	47	60.06	HEAVY
REINHARDT CONSTRUCTION CO	ADAIR	Dec-10	1/25/2011	120.5	137.55	BUILDING
REINHARDT CONSTRUCTION CO.	BOONE	Dec-10	1/25/2011	1082	1235.19	BUILDING
RIVER CITY CONSTRUCTION, LLC	BOONE	Jan-11	2/14/2011	144	153.49	BUILDING
RIVER CITY CONSTRUCTION, LLC	ADAIR	Jan-11	2/14/2011	258	271.36	BUILDING
ROBINETTE DEMOLITION INC	BOONE	Jan-11	2/10/2011	487	667.29	BUILDING
ROY A SCHEPERLE CONST. CO. INC	BOONE	Jan-11	2/14/2011	230	239.17	BUILDING
ROY A SCHEPERLE CONST. CO. INC	COOPER	Jan-11	2/14/2011	29	29.96	BUILDING
SCHRIMPF LANDSCAPING INC	BOONE	Jan-11	2/16/2011	17.5	21.93	HEAVY
SIRCAL CONTRACTING, INC	BOONE	Jan-11	2/14/2011	692	730.68	BUILDING
SUBSURFACE CONSTRUCTORS, INC	BOONE	Dec-10	2/14/2011	147	150.80	BUILDING
UNITED HRB GENERAL CONTRACTOR	BOONE	Dec-10	1/31/2011	263.5	281.55	BUILDING
VEE-JAY CEMENT CONTRACTING CO	BOONE	Dec-10	1/21/2011	163.5	241.77	BUILDING
VEE-JAY CEMENT CONTRACTING CO	BOONE	Jan-11	2/22/2011	66	94.32	BUILDING
VERSLUES CONSTRUCTION CO. INC	BOONE	Dec-10	1/21/2011	476	546.99	BUILDING
VERSLUES CONSTRUCTION CO. INC	LINN	Dec-10	1/21/2011	24	25.57	BUILDING
WESTPORT POOLS, INC	COOPER	Jan-11	2/18/2011	148	150.29	BUILDING
WULFF BROTHERS MASONRY CORP	BOONE	Dec-10	1/21/2011	497.5	583.68	BUILDING
WULFF BROTHERS MASONRY CORP	BOONE	Jan-11	2/11/2011	286.5	332.73	BUILDING
SUBTOTAL				12553.4	14361.13	
LESS 1/6 OF DUES TO EMLDC					-2393.52	
TOTAL					\$11,967.61	

OCCUPATIONAL TITLE	** Date of Increase	*	Basic Hourly Rates	Over-Time Schedule	Holiday Schedule	Total Fringe Benefits
Asbestos Worker			\$17.00	FED		\$1.44
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		b	\$34.00	91	69	\$21.43
Glazier		c	\$24.35	122	76	\$14.22 + 5.2%
Laborer (Building):						
General			\$20.36	42	44	\$10.94
First Semi-Skilled			\$22.36	42	44	\$10.94
Second Semi-Skilled			\$21.36	42	44	\$10.94
Lather			USE CARPENTER RATE			
Linoleum Layer & Cutter			\$28.93	92	26	\$12.15
Marble Mason			\$20.62	124	74	\$12.68
Millwright			\$24.59	60	15	\$11.85
Iron Worker			\$27.51	11	8	\$18.30
Painter			\$29.00	104	12	\$12.33
Plasterer			\$24.29	94	5	\$12.12
Plumber		b	\$34.00	91	69	\$21.43
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		d	\$26.265	35	36	\$8.65
Group II		d	\$26.425	35	36	\$8.65
Group III		d	\$26.415	35	36	\$8.65
Group IV		d	\$26.535	35	36	\$8.65
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.