

**ADDENDUM NO. 5**



TO

**CONTRACT DOCUMENTS**

**IMPROVEMENTS TO BAYVIEW PARK, HIGHLAND AVENUE SIDEWALK  
IMPROVEMENTS, AND IMPROVEMENTS TO THE LILLIAN GREGERMAN BANDSHELL  
WAREHAM, MA**

**Bid #1048**

February 12, 2024

**NOTICE TO BIDDERS**

The attention of all bidders submitting proposals for “Improvements to Bayview Park, Highland Avenue Sidewalk Improvements, and Improvements to the Lillian Gregerman Bandshell” is called to the following Addenda to the specifications and plans. The items set forth herein, whether of omission, addition or substitution are to be included in, and form part of the specifications and plans of the above-named project for bids to be received as advertised.

**PLEASE BE SURE TO ACKNOWLEDGE  
THIS ADDENDUM ON BID PRICING PAGE**

The following clarifications, modifications, deletions, and additions are hereby incorporated into and become part of the Contract Documents.

**WRITTEN CHANGES AND CLARIFICATIONS TO DRAWINGS**

1. **FOR CLARIFICATION:** Outside diameter for all handrail on the project shall be 1.66 inches (1.25 inches inside diameter).
2. On Sheet L110, **DELETE CALLOUT:** “BY TOWN: 3’ HT. TEMPORARY ORANGE SNOW FENCE, TENAX SNOW GUARD OR APPROVED EQUAL, TYP.’

On Sheet L110, **REPLACE CALLOUT:** “BY CONTRACTOR: 6’ HEIGHT TEMPORARY CONSTRUCTION FENCE, SEE SPECS.’

**WRITTEN CHANGES AND CLARIFICATIONS TO SPECIFICATIONS**

1. **DELETE:** Addendum 1, SECTION 00 73 73.33, FEDERAL PREVAILING WAGE RATES AND REPORTING FORMS – Federal Prevailing Wage Rates, Construction Type: Highway

**REPLACE:** SECTION 00 73 73.33, FEDERAL PREVAILING WAGE RATES AND REPORTING

FORMS – Federal Prevailing Wage Rates, Construction Type: Highway, per attachment

2. **DELETE:** Addendum 1, SECTION 00 73 73.33, FEDERAL PREVAILING WAGE RATES AND REPORTING FORMS – Federal Prevailing Wage Rates, Construction Type: Building

**REPLACE:** SECTION 00 73 73.33, FEDERAL PREVAILING WAGE RATES AND REPORTING FORMS – Federal Prevailing Wage Rates, Construction Type: Building, per attachment

## QUESTIONS AND CLARIFICATIONS

**Question 1:** Does the Town have an idea of what standard color they'd like to use for the stamped colored concrete? Depending on what color is chosen, we'd also need to know how many pounds of color per cubic yard we should allow for in order to accurately price this product.

**Answer:** **For basis of bidding only, the color Sonoran Tan (U10) of SikaColor®-100 P (formerly Chromix® P Admixtures), as manufactured by L.M. Scofield Company, has been selected. Dosage of color shall comply with manufacturer's instructions. See Specification Section 03 35 19, Integrally Colored Stamped Concrete for acceptable manufacturers.**

**Question 2:** When does the town plan on completing the demolition work for Bayview Park and roughly how long will it take them to complete the demolition work before the contractor can get on site to start the project? We'd need to know this info for rental purposes for the temporary fencing.

**Answer:** **The Town plans to complete demolition in one week and do so in close coordination with the awarded bidder such that demolition is complete immediately prior to contractor mobilization.**

**Question 3:** Is the town or contractor responsible for installing the temporary orange fencing along the south limit of work at Bayview Park?

**Answer:** **Orange snow fence shall be deleted from the project, and temporary 6'-height construction fencing shall be used in its place. The Contractor shall be responsible for all temporary construction fencing. See written clarifications to the drawings on the previous page.**

**Question 4:** Is the town or contractor responsible for cutting power to the existing lights and pulling/removing the existing electrical wiring at Bayview Park?

**Answer:** **The Town shall be responsible for coordination with the Utility company for the of cutting power to the existing lights and removing existing electrical wiring. The Contractor shall be responsible for the furnishing and installation of new lighting and coordination with the Utility company for new service.**

**Question 5:** Sketch-4 on addendum #3 shows the handrail pipe size to be 1.5” I.D with a 1.66” O.D. The outside diameter on a 1.5” I.D. pipe is 1.875”. A 1.25” I.D. pipe would have a 1.66” O.D. as specified. Please review and advise.

**Answer:** **The Contractor shall assume that outside diameter for all handrails on the project shall be 1.66 inches. Inside diameter, as a result, is 1.25 inches (corrected from 1.5 inches).**

**Question 6:** I know that the question has been posed about the color of the stamped concrete and your answer was “The Contractor shall assume that a standard color will be selected from the manufacturers color option”, but what is defined as “standard” color? The concrete supplier needs to know the color at bid time because there is quite a price difference between the colors. With the large amount of integrally colored concrete on this project, it could affect the pricing dramatically.

Please consider having the Town choose a color, so that the bids can be compared similarly.

**Answer:** **See the response to Question 1 above.**

**Question 7:** Please reference Addendum #3 amended. The written changes and clarifications section note to remove integral colored concrete from SK-4 and replace with cast in place concrete. Further down in the document the response to question # 6 refers to SK-4 and states ramp is to be integral colored concrete per SK-4. Please clarify.

**Answer:** **The ramp at Lillian Gregerman Bandshell shall not have integral colored concrete, stamped, whereas the ramp at Bayview Park shall have integral colored concrete, stamped.**

**ATTACHMENTS:**

Federal Prevailing Wage Rates, Construction Type: Highway - updated  
Federal Prevailing Wage Rates, Construction Type: Building - updated

**END OF ADDENDUM NO. 5**

"General Decision Number: MA20240023 01/19/2024

Superseded General Decision Number: MA20230023

State: Massachusetts

Construction Type: Highway

County: Plymouth County in Massachusetts.

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)(1).

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"><li>. Executive Order 14026 generally applies to the contract.</li><li>. The contractor must pay all covered workers at least \$17.20 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 2024.</li></ul>
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"><li>. Executive Order 13658 generally applies to the contract.</li><li>. The contractor must pay all covered workers at least \$12.90 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 2024.</li></ul>

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 <http://www.dol.gov/whd/govcontracts>.

Modification Number	Publication Date
0	01/05/2024
1	01/19/2024

CARP0330-003 09/01/2023

	Rates	Fringes
CARPENTER (Includes Form Work)...	\$ 45.87	29.93

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 \* ENGI0004-027 12/01/2023

	Rates	Fringes
POWER EQUIPMENT OPERATOR		
Group 1.....	\$ 48.73	29.25+A
GROUP 1.....	\$ 55.03	32.45
Group 2.....	\$ 48.23	29.25+A
GROUP 2.....	\$ 54.43	32.45

FOOTNOTE FOR POWER EQUIPMENT OPERATORS:

A. PAID HOLIDAYS: New Year's Day, Washington's Birthday, Labor Day, Memorial Day, Independence Day, Patriot's Day, Columbus Day, Veteran's Day, Thanksgiving Day, Christmas Day

POWER EQUIPMENT OPERATORS CLASSIFICATIONS

Group 1: Backhoe/Excavator/Trackhoe; Bobcat/Skid Steer/Skid Loader; Broom/Sweeper; Crane; Gradall; Loader; Post Driver (Guardrail/Fences)  
 Group 2: Bulldozer; Grader/Blade; Milling Machine; Roller

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 IRON0007-026 09/16/2023

	Rates	Fringes
IRONWORKER (ORNAMENTAL AND		

STRUCTURAL).....	\$ 53.70	36.21
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LAB00133-001 06/01/2022		
	Rates	Fringes
LABORER (Concrete Surfacers).....	\$ 36.31	26.64
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LAB00385-002 06/01/2018		
	Rates	Fringes
LABORER (Landscape).....	\$ 33.25	22.92
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LAB00385-003 06/01/2018		
	Rates	Fringes
LABORER (Fence Erection).....	\$ 33.50	22.92
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LAB00721-002 06/01/2018		
	Rates	Fringes
LABORER (Guardrail Installation).....	\$ 33.50	22.92
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LAB00876-001 06/01/2018		
	Rates	Fringes
LABORER (Common or General).....	\$ 33.25	22.92
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PAIN0035-023 07/01/2023		
	Rates	Fringes
PAINTER (Steel).....	\$ 55.51	35.10
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SUMA2014-013 01/11/2017		
	Rates	Fringes
CEMENT MASON/CONCRETE FINISHER...	\$ 56.70	21.08
ELECTRICIAN, Includes Traffic Signalization.....	\$ 45.13	13.86
IRONWORKER, REINFORCING.....	\$ 44.52	19.36

LABORER: Asphalt, Includes Raker, Shoveler, Spreader and Distributor.....	\$ 34.32	17.35
LABORER: Concrete Saw (Hand Held/Walk Behind).....	\$ 44.43	14.18
LABORER: Jack Hammer.....	\$ 38.69	17.33
OPERATOR: Forklift.....	\$ 64.67	0.00
OPERATOR: Mechanic.....	\$ 48.74	11.79
OPERATOR: Paver (Asphalt, Aggregate, and Concrete).....	\$ 41.63	23.04
OPERATOR: Piledriver.....	\$ 42.56	17.34
PAINTER: Spray (Linestriping)....	\$ 47.30	6.42
TRAFFIC CONTROL: Flagger.....	\$ 23.00	20.44
TRAFFIC CONTROL: Laborer-Cones/ Barricades/Barrels - Setter/Mover/Sweeper.....	\$ 53.35	12.78
TRUCK DRIVER: Concrete Truck....	\$ 33.69	15.79
TRUCK DRIVER: Dump Truck.....	\$ 37.35	11.00
TRUCK DRIVER: Flatbed Truck.....	\$ 48.53	0.00

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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) (iii)).

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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.

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#### 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 DECISION"



"General Decision Number: MA20240012 01/19/2024

Superseded General Decision Number: MA20230012

State: Massachusetts

Construction Type: Building

County: Plymouth County in Massachusetts.

BUILDING CONSTRUCTION PROJECTS (does not include single family homes or apartments up to and including 4 stories).

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)(1).

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"><li>. Executive Order 14026 generally applies to the contract.</li><li>. The contractor must pay all covered workers at least \$17.20 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 2024.</li></ul>
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"><li>. Executive Order 13658 generally applies to the contract.</li><li>. The contractor must pay all covered workers at least \$12.90 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 2024.</li></ul>

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 <http://www.dol.gov/whd/govcontracts>.

Modification Number	Publication Date
0	01/05/2024
1	01/19/2024

ASBE0006-007 09/01/2023

	Rates	Fringes
ASBESTOS WORKER/HEAT & FROST INSULATOR (Duct, Pipe, & Mechanical System Insulation)....	\$ 53.50	35.16

BRMA0003-002 02/01/2023

	Rates	Fringes
BRICKLAYER (Includes Pointing, Caulking, Cleaning, and Waterproofing).....	\$ 60.35	34.40

BRMA0003-004 02/01/2023

	Rates	Fringes
TILE FINISHER.....	\$ 46.25	32.43
TILE SETTER.....	\$ 60.37	34.37

CARP0346-002 09/01/2023

	Rates	Fringes
CARPENTER (Includes Acoustical Ceiling Installation, Drywall Hanging, Form Work, and Metal Stud Installation).....	\$ 45.87	29.93

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ELEC0223-004 09/01/2023

	Rates	Fringes
ELECTRICIAN.....	\$ 47.87	29.92

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ELEV0004-005 01/01/2023

	Rates	Fringes
ELEVATOR MECHANIC.....	\$ 68.38	37.335+a+b

FOOTNOTE FOR ELEVATOR MECHANICS:

- 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.

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\* ENGI0004-012 12/01/2023

	Rates	Fringes
POWER EQUIPMENT OPERATOR		
GROUP 1:		
Backhoe/Excavator/Trackhoe,		
Loader.....	\$ 55.03	32.45
GROUP 2: Bulldozer.....	\$ 54.43	32.45

FOOTNOTE:

- A. Paid Holidays: New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Patriot's Day, Columbus Day, Labor Day, Veterans Day; Thanksgiving Day and Christmas Day.

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IRON0007-005 09/16/2023

	Rates	Fringes
IRONWORKER		
Structural, Ornamental and		
Reinforcing.....	\$ 53.70	36.21

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LABR0721-001 06/01/2018

	Rates	Fringes
LABORER		
Common or General.....	\$ 33.25	22.92
Mason Tender-Brick.....	\$ 33.50	22.92

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PAIN0035-018 07/01/2023

	Rates	Fringes
PAINTER (Brush/Roller, Including Drywall Finisher/Taper).....	\$ 45.01	35.10

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PAIN0035-019 07/01/2023

	Rates	Fringes
GLAZIER.....	\$ 45.01	35.10

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PLUM0051-001 09/01/2018

	Rates	Fringes
PLUMBER/PIPEFITTER (Includes HVAC Pipe and Unit Installation).....	\$ 42.04	29.91

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ROOF0033-003 08/01/2023

	Rates	Fringes
ROOFER.....	\$ 50.03	33.69

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\* SFMA0550-004 01/01/2024

	Rates	Fringes
SPRINKLER FITTER (Fire Sprinklers).....	\$ 67.39	35.97

a. PAID HOLIDAYS: Memorial Day, July 4th, Labor Day,  
Thanksgiving Day and Christmas Day, provided the employee  
has been in the employment of a contractor 20 working days  
prior to any such paid holiday.

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SHEE0017-005 08/01/2023

Rates Fringes

SHEET METAL WORKER (Includes  
HVAC Duct Installation).....\$ 56.16 43.07

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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  
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<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) (iii)).

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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  
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order of ""identifiers"" that indicate whether the particular  
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WAGE DETERMINATION APPEALS PROCESS

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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.

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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"