

October 3, 2012

PWR Coordinator  
Wage and Hour Division  
BOLI  
800 NE Oregon St., Suite 1045  
Portland, OR 97232-2180

Re: Cement Mason Occupation Definition

As per our conversation, the current definition of the Typical Duties for a Group 2 Cement Mason has caused confusion for new contractors as to whether grinding is a Group 2 duty. Historically this process was defined under Group 2 as 'Grinding Machine Operator'. The 2012 Definitions of Covered Occupations for Public Works Contracts in Oregon paragraph 2: "Operates power machines, such as concrete power trowels, to perform duties described under "Cement Mason Group 1" was intended to include grinding machines. However, the lack of including grinding language, has caused confusion and I am proposing to revise the Group 2 language to read in its entirety as follows:

Group 2

- Installs and finishes epoxy compounds or systems and other resinous toppings to concrete surfaces, when utilizing a hand or power trowel application.
- Operates power machines, including but not limited to concrete power trowels, concrete saws and grinders both walk behind and hand held to perform duties described under Cement Mason Group 1.

Please contact me at 503-232-9341 if you have any questions regarding this information. I look forward to having this revision prepared for the January 2013 publication.

Sincerely,



Brett Hinsley  
BH/jd  
opeiu #11  
afl-cio

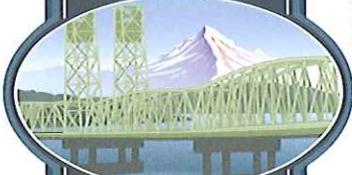
cc: Associated General Contractors

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OCT 04 2012

BUREAU OF LABOR & INDUSTRIES  
WAGE AND HOUR DIVISION

LOCAL  
555  
CEMENT MASONS



OREGON & SW WASHINGTON

Cement Masons  
Local Union No. 555  
O.P. & C.M.I.A.  
Affiliated with AFL-CIO

12812 NE Marx Street  
Portland, Oregon 97230

(503) 232-9341  
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**SCHEDULE 'A'**

**WAGE SCALES — DECEMBER 1, 2008 THROUGH MAY 31, 2013**

**SEE ARTICLE XII FOR WAGE & FRINGE INFORMATION**

**BUILDING, HIGHWAY, AND HEAVY CONSTRUCTION WORK**

**TERRITORY**—This Agreement shall cover the entire State of Oregon and the following area in the State of Washington: The counties of Klickitat, Skamania and Clark.

**NOTE:** It is mutually agreed that any Local Union whose headquarters is outside the territory described herein, but whose jurisdiction is within this territory, shall abide by and be governed by all the terms, conditions and wage rates as contained in this Agreement, when working within this territory.

**EFFECTIVE DATE**—This Agreement shall become effective as of December 1, 2008, expiring May 31, 2013.

**OVERTIME RATES**—See Article X for details.

**HEALTH and WELFARE**—Six Dollars and Eight-five Cents (\$6.85) per compensable man-hour actually worked. See Article XIV for details.

**PENSION**—Five Dollars and Thirty Eight Cents (\$5.38) per compensable man-hour actually worked. See Article XIII for details.

**PENSION REHAB PLAN**—Two Dollars and Seventy Six Cents (\$2.76) per compensable man-hour actually worked. See Addendum for details.

**APPRENTICESHIP and TRAINING**—Sixty Cents (\$.60) per compensable man-hour actually worked. See Article XV for details.

**VACATION**—Two Dollars and no Cents (\$2.00) per compensable man-hour actually worked. See Article XVI for details.

**APPRENTICE RATES**—Apprentice wages shall be paid on the following basis, effective December 1, 2008

- 1st 1000 hours .....55% of Journeyman Rates, plus Pension Rehab Plan rates
- 2nd 1000 hours .....65% of Journeyman Rates, plus Pension Rehab Plan rates
- 3rd 1000 hours .....75% of Journeyman Rates, plus Pension Rehab Plan rates
- 4th 1000 hours .....85% of Journeyman Rates, plus Pension Rehab Plan rates
- 5th 1000 hours .....90% of Journeyman Rates, plus Pension Rehab Plan rates
- 6th 1000 hours .....95% of Journeyman Rates, plus Pension Rehab Plan rates

Any apprentice working under Classification II and III shall receive full differential pay for each such Classification. The Apprentice percentage will not apply to his benefits or vacation.

**CONSTRUCTION MANAGEMENT FUND**—Two Cents (\$.02) per compensable man-hour. See Article XVII for details re: maximum contribution per contract year.

Guarantee the protection of existing wage/fringe packages in effect for all work currently in progress or bid or negotiated prior to June 1, 2006; list of projects covered to be provided to union.

**NOTE:** Craft jurisdiction is neither determined nor awarded by classifications appearing in any GCCA-Labor Agreement

**CLASSIFICATIONS**

| GROUP NO. I | Base Wage: \$28.09 |        | Effective: 12/1/08 to 5/31/09 |        |        |
|-------------|--------------------|--------|-------------------------------|--------|--------|
|             | 12/1/08            | 6/1/09 | 6/1/10                        | 6/1/11 | 6/1/12 |
|             | \$28.09            | +1.54  | +1.54                         | +1.61  | +1.67  |

Cement Mason Journeyman:

Includes but not limited to:

- Cement Mason, hand chipping and patching, grouting and end pointing all concrete.
- Screed Setter, including screed pins.
- Plugging, filling Sheet Bolt Holes.
- Dry Packing Concrete including Embco
- Curb Form and Plank Setter, including setting of lines, stakes and grades.

**GROUP NO. II\*** — 2% above the base rate shown in Classification I for this entire Group.

Cement Masons installing:

- A) Magnesium oxychloride cement composition (magnesite)
- B) Asphalt Mastic composition and acrylic color coats
- C) Epoxy and other resinous toppings
- D) Elastomeric waterproof membranes and latex mastic systems incorporating them

- Cement Masons Floating & Troweling Machine Operator
- Curb and Gutter Machine Operator (cement only)
- Clary, Texas Screed and Similar Type of Screed Operator
- Grinding Machine Operator
- Jackson Vibratory and Similar Type Screed Operator
- Cutting, Scoring and Sawing New Concrete
- Sand-Blasting
- Power Chipping and Bush Hammer
- All Imprinting and Stamping of Concrete
- Injection of Epoxy or similar materials

**GROUP NO. III\*** — Cement Masons on Suspended, Swinging and/or Hanging Scaffold, shall receive two percent (2%) above base rate shown in Classification Group No. I.

\* (If an employee is doing both Classifications II and III, he shall receive four percent (4%) of the Base Wage shown in Classification No. I)

**SCHEDULE A** — An Employee shall receive for the full shift the highest rate of pay for the Classifications assigned to him.

**FOREMAN:** The Employer has the right of choosing his foreman who must be a member of the Cement Masons Union and shall be a qualified Cement Mason Journeyman. When three (3) or more Cement Masons per operation are employed on a job, one must be employed as Foreman and shall receive Foreman's scale of wages and use tools of the trade. Foreman must be present while work is being performed on each particular job where three (3) or more Cement Masons are employed on each operation. A foreman may cover several operations.

**NOTE:** (When a single journeyman is employed, the contractor may apply the Foreman's rate.)

**FOREMAN RATE:** \$1.00 over base rate for six (6) Cement Masons  
 \$3.00 over base rate for greater than six (6) Cement Masons (6+1 Foreman = \$3.00)

**PUBLIC WORKS PROJECT DAVIS-BACON ACT  
 AND RELATED STATUTES ORS 279.348 to 279.361**

In the event an individual Contractor bids a public job or project being awarded by a federal, state, county, city or other public entity which is to be performed at a predetermined and/or prevailing wage rate established by the Secretary of the U.S. Department of Labor (pursuant to Public Law 74-

403 as amended by Public law 88-349 whose regulations are contained in 29 CFR Parts 1,3,5, and 7, and which determinations are published in The Federal Register), or by the Commissioner of the Oregon Bureau of Labor and Industries (pursuant to ORS 279.348 to 279.361) or by the Director of the Washington Department of Labor and Industries (pursuant to RCW 39.12.010 to RCW 39.12.900), **THE PREDETERMINED WAGE AND FRINGE RATE SHALL APPLY FOR TWENTY-FOUR (24) MONTHS FROM THE DATE OF THE BID WITH MAINTENANCE OF BENEFITS NOT TO EXCEED \$.50 FOR THE 24-MONTH PERIOD.** At the end of the 24-month period, wages and fringes will be paid at the current rates under the contract for the duration of the agreement.

In the event a Contractor utilizes this Article on a job or project whose duration is longer than the duration of this agreement, the Contractor shall enter into a project agreement for the duration of the job or project, but not to exceed 24 months from the date of bid, with maintenance of benefit not to exceed \$.50 for the 24-month period. The project agreement shall incorporate the terms and conditions of this agreement. At the end of the 24-month period, wages and fringes will be paid at the rates negotiated for the new agreement.

**TRAVEL PAY, TOLL FEES, AND PARKING**

**(A)** The parties to the Agreement recognize that because of remoteness of area and other reasons, there is a great inequity between the living expenses of an employee providing for himself and his family in the major metropolitan areas and those of an employee working in the remote areas within the large geographical area of this Agreement, and therefore, adopt the following provisions for wage scales.

**FOR THE FOLLOWING CITIES:**

|            |           |         |
|------------|-----------|---------|
| Bend       | Portland  | Medford |
| Corvallis  | Salem     | Eugene  |
| The Dalles | Vancouver |         |

1. All jobs or projects located **WITHIN 30 MILES** of the respective city hall of the above mentioned cities shall receive the basic rate of pay for all classifications **(Zone A)** as listed in **Schedule "A"**.

2. All jobs or projects located **MORE THAN 30 MILES** and less than 40 miles from the respective city hall of the above mentioned cities shall receive Zone "B" allowance. The basic rate of pay shall be increased by **\$.65 per hour**.

3. All jobs or projects located **MORE THAN 40 MILES** or less than 50 miles

This language came from BOI Definitions in 2009 - BOI changed in 2012

**CLASSIFICATIONS**

**GROUP I Cement Mason Journeyman:** Includes but not limited to:

- Levels, smooths, edges and finishes surfaces of poured concrete floors, walls, sidewalks, curbs, steps and stairways, or any other concrete surface.
- Patches, repairs, or removes rough or defective areas on concrete surfaces to impart a finish, including the application of any cementitious product to such surfaces.
- Applies cement, sand, pigment or marble chips to concrete in order to attain durable and/or decorative surfaces.
- Grouts and plugs holes on concrete surfaces, including dry packing and end pointing.
- Joints concrete surfaces, including expansion, control, or decorative.
- Grinds or chips concrete in preparation of patching or to produce a finished concrete product.
- Sets all curb, gutter, and sidewalk forms, and planks, lines, stakes, grades, and screeds. (For concrete wall forms see "Carpenter Group 1")

**GROUP II\* Two percent (2%) above the base rate shown in Classification Group I for this entire Group.**

Cement Masons installing:

- A) Magnesium oxychloride cement composition (magnesite)
- B) Asphalt Mastic composition and acrylic color coats
- C) Epoxy and other resinous toppings
- D) Elastomeric waterproof membranes and latex mastic systems incorporating them

★ ↓

- Cement Masons Floating & Troweling Machine Operator
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- Cutting, Scoring and Sawing New Concrete
- Sand-Blasting
- Power Chipping and Bush Hammer
- All Imprinting and Stamping of Concrete
- Injection of Epoxy or similar materials

**GROUP III\* Cement Masons on Suspended, Swinging and/or Hanging Scaffold, shall receive two percent (2%) above base rate shown in Classification Group I.**

If an employee is doing both Classification Groups II and III, he shall receive four percent (4%) of the Base Wage shown in Classification Group I

## **SCHEDULE A**

An employee shall receive for the full shift the highest rate of pay for the classifications assigned to him/her.

If an employee is doing both classifications II and III, he/she shall receive pay equivalent to that prescribed for classification III.

## **FOREMAN**

The Employer has the right of choosing its foreman who must be a member of the Cement Masons Union and shall be a qualified Cement Mason Journeyman. When three (3) or more Cement Masons per operation are employed on a job, one must be employed as Foreman and shall receive Foreman's scale of wages and use tools of the trade. Foreman must be present while work is being performed on each particular job where three (3) or more Cement Masons are employed on each operation. A foreman may cover several operations.

**NOTE:** (When a single journeyman is employed, the Contractor may apply the Foreman's rate.)

## **FOREMAN RATE**

- \$1.00 over base rate for first six (6) Cement Masons.
- \$3.00 over base rate for greater than six (6) Cement Masons  
(6 + 1 Foreman = \$3.00).

## **FOREMAN TRAINING**

- Increased Foreman's Premium of thirty-five cents (\$0.35) will be provided for:
  - Individuals who successfully complete a jointly agreed upon annual Foreman's Training Curriculum and;
  - when the individual is assigned as a Foreman by his/her employer.