

# ORDER FOR SUPPLIES OR SERVICES

1. CONTRACT/PURCH. ORDER/ AGREEMENT NO. DACW31-03-A-0009		2. DELIVERY ORDER/ CALL NO.		3. DATE OF ORDER/CALL 2003 Aug 22		4. REQ./ PURCH. REQUEST NO.		5. PRIORITY	
6. ISSUED BY CONTRACTING DIVISION PO BOX 1715 BALTIMORE MD 21203-1715		CODE CW31		7. ADMINISTERED BY CONTR DIV OPERATIONS BR PO BOX 1715 BALTIMORE MD 21203-1715		CODE E1P0500		8. DELIVERY FOB <input type="checkbox"/> DEST <input checked="" type="checkbox"/> OTHER  (See Schedule if other)	
9. CONTRACTOR GEARHART EXCAVATING ROBERT E. GEARHART 1507 VILLAGE ROAD CLEARFIELD PA 16830		CODE 1PBS9		FACILITY 1PBS9		10. DELIVER TO FOB POINT BY (Date) <b>SEE SCHEDULE</b>		11. MARK IF BUSINESS IS <input checked="" type="checkbox"/> SMALL <input type="checkbox"/> SMALL DISADVANTAGED <input type="checkbox"/> WOMEN-OWNED	
						12. DISCOUNT TERMS 0% NET 30 DAYS		13. MAIL INVOICES TO THE ADDRESS IN BLOCK See Item 15	
14. SHIP TO  <b>SEE SCHEDULE</b>		CODE		15. PAYMENT WILL BE MADE BY USACE FINANCE CENTER ATTN: DISBURSING 5722 INTEGRITY DRIVE MILLINGTON TN 38054-5005		CODE T0B0200		<b>MARK ALL PACKAGES AND PAPERS WITH IDENTIFICATION NUMBERS IN BLOCKS 1 AND 2.</b>	
16. TYPE OF ORDER	DELIVERY/ CALL	This delivery order/call is issued on another Govt. agency or in accordance with and subject to terms and conditions of above numbered contract.							
	PURCHASE	Reference your quote dated Furnish the following on terms specified herein. REF:							
ACCEPTANCE. THE CONTRACTOR HEREBY ACCEPTS THE OFFER REPRESENTED BY THE NUMBERED PURCHASE ORDER AS IT MAY PREVIOUSLY HAVE BEEN OR IS NOW MODIFIED, SUBJECT TO ALL OF THE TERMS AND CONDITIONS SET FORTH, AND AGREES TO PERFORM THE SAME.									
NAME OF CONTRACTOR		SIGNATURE			TYPED NAME AND TITLE			DATE SIGNED (YYYYMMDD)	
<input type="checkbox"/> If this box is marked, supplier must sign Acceptance and return the following number of copies:									
17. ACCOUNTING AND APPROPRIATION DATA/ LOCAL USE									
18. ITEM NO.	19. SCHEDULE OF SUPPLIES/ SERVICES				20. QUANTITY ORDERED/ ACCEPTED*	21. UNIT	22. UNIT PRICE	23. AMOUNT	
	<b>SEE SCHEDULE</b>								
* If quantity accepted by the Government is same as quantity ordered, indicate by X. If different, enter actual quantity accepted below quantity ordered and encircle.		24. UNITED STATES OF AMERICA TEL: 410-962-7718 EMAIL: BY: PATRICIA J HENSLEY			<i>Patricia J Hensley</i> CONTRACTING / ORDERING OFFICER		25. TOTAL		
26. QUANTITY IN COLUMN 20 HAS BEEN <input type="checkbox"/> INSPECTED <input type="checkbox"/> RECEIVED <input type="checkbox"/> ACCEPTED, AND CONFORMS TO THE CONTRACT EXCEPT AS NOTED		27. SHIP NO.	28. DO VOUCHER NO.	29. DIFFERENCES	30. INITIALS	31. AMOUNT VERIFIED CORRECT FOR	32. PAID BY	33. CHECK NUMBER	34. BILL OF LADING NO.
DATE _____ SIGNATURE OF AUTHORIZED GOVT. REP. _____		<input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL							
36. I certify this account is correct and proper for payment.		31. PAYMENT <input type="checkbox"/> COMPLETE <input type="checkbox"/> PARTIAL <input type="checkbox"/> FINAL							
DATE _____ SIGNATURE AND TITLE OF CERTIFYING OFFICER _____									
37. RECEIVED AT	38. RECEIVED BY	39. DATE RECEIVED (YYYYMMDD)	40. TOTAL CONTAINERS	41. S/R ACCOUNT NO.	42. S/R VOUCHER NO.				

Section B - Supplies or Services and Prices

BPA Master Dollar Limit: \$5,000,000.00

BPA Call Limit: \$50,000.00

Period of Performance: 22-Aug-2003 to 17-Aug-2006

FSC Codes:

3805

3815

3895

## Section C - Descriptions and Specifications

TERMS OF BPA

## TERM OF BLANKET PURCHASE AGREEMENT

THIS AGREEMENT SHALL BE IN EFFECT FOR THREE (3) YEARS FROM THE DATE SPECIFIED IN BLOCK 3 OF THIS AGREEMENT.  
 BASE YEAR FROM 22AUG 2003 THRU 21 AUG 2004.  
 OPTION YEAR ONE FROM 22 AUG 2004 THRU 21 AUG 2005.  
 OPTION YEAR TWO FROM 22 AUG 2005 THRU 21 AUG 2006.

## DESCRIPTION OF AGREEMENT

THIS BLANKET PURCHASE AGREEMENT IS FOR THE PURPOSE OF PERFORMING MAINTENANCE TASKS AS DIRECTED BY THE GOVERNMENT AT THE FOSTER SAYERS DAM FLOOD CONTROL PROJECT.

## EXTENT OF OBLIGATION

THE GOVERNMENT IS OBLIGATED TO THE EXTENT OF AUTHORIZED CALLS ACTUALLY PLACED AGAINST THIS BLANKET PURCHASE AGREEMENT.

## NOTICE OF POSITION TITLES AUTHORIZED TO PLACE CALLS

THE FOLLOWING CONTRACTING OFFICER'S REPRESENTATIVES ARE AUTHORIZED TO REQUEST DELIVERIES UNDER THE BLANKET PURCHASE AGREEMENT (IDENTIFIED BY POSITION TITLE)

1) PURCHASING AGENTS, CONTRACTING DIVISION, OPERATIONS BRANCH, BALTIMORE DISTRICT (NO INDIVIDUAL CALL SHALL EXCEED \$50,000.00)

JOSIE BARAN                      JACKIE HENDERSON                      CHERI AMES

GLORIA FROST                      WILLIAM EPPS                      SANDY WICKS

2) SUPERVISORY, CONTRACT SPECIALIST, CONTRACTING DIV., OPERATIONS BRANCH, BALTIMORE DISTRICT (NO INDIVIDUAL CALL SHALL EXCEED \$50,000.00)

PATRICIA J. HENSLEY

3) GEORGE BIELEN, OPERATIONS MANAGER, OPERATIONS DIV., BALTIMORE DISTRICT (NO INDIVIDUAL CALL SHALL EXCEED \$2,500.00)

4) RON BRYDEN, SUPPORT SERVICES SPECIALIST, OPERATIONS DIV., BALTIMORE DISTRICT (NO INDIVIDUAL CALL SHALL EXCEED \$2,500.00)

5) VERNON GUNSALLUS, HEAD DAM OPERATOR, FOSTER SAYERS DAM, OPERATIONS DIV., BALTIMORE DISTRICT (NO INDIVIDUAL CALL SHALL EXCEED \$2,500.00)

6) CRAIG EISENHOWER, DAM OPERATION, FOSTER SAYERS DAM, OPERATIONS DIV., BALTIMORE DISTRICT (NO INDIVIDUAL CALL SHALL EXCEED \$2,500.00)

## CALL LIMITATIONS

NO INDIVIDUAL CALL UNDER THIS AGREEMENT SHALL EXCEED THE SPECIFIED AMOUNT FOR EACH RESPECTIVE POSITION TITLE INDICATED ABOVE.

DELIVERY ADDRESS

THE DELIVERY POINT FOR ALL APPRAISAL REPORTS SHALL BE TO THE FOLLOWING UNLESS OTHERWISE DIRECTED:

U.S. ARMY CORPS OF ENGINEERS  
ATTN: REAL ESTATE DIVISION  
APPRAISAL BRANCH  
P.O. BOX 1715  
10 SOUTH HOWARD STREET (21201)  
BALTIMORE, MD 21203-1715

FEDERAL HOLIDAYS OBSERVED ARE AS FOLLOWS:

NEW YEARS' DAY, MARTIN LUTHER KING JR'S BIRTHDAY, GEORGE WASHINGTONS' BIRTHDAY, MEMORIAL DAY, INDEPENDENCE DAY, COLUMBUS DAY, VETERANS' DAY, THANKSGIVING DAY, CHRISTMAS DAY.

PRICING

THE PRICES TO THE GOVERNMENT SHALL BE AS LOW, OR LOWER THAN THOSE CHARGED THE CONTRACTOR'S MOST FAVORED CUSTOMER OR IN ACCORDANCE WITH THE ATTACHED PRICING KEY:

DELIVERY TICKETS

ALL SHIPMENTS UNDER THIS AGREEMENT SHALL BE ACCOMPANIED BY DELIVERY TICKETS WHICH SHALL CONTAIN THE FOLLOWING MINIMUM INFORMATION:

- A. NAME OF SUPPLIER
- B. BLANKET PURCHASE AGREEMENT NUMBER
- C. CALL NUMBER
- D. DATE CALL WAS PLACED
- E. QUANTITY, UNIT PRICE AND EXTENSION (IF APPLICABLE) OF EACH ITEM.
- F. SHOW CLEARLY THE APPLICABLE DISCOUNT AS STATED ABOVE, AND TOTAL OF ALL ITEMS.
- G. DATE OF DELIVERY

INVOICES

A SUMMARY INVOICE SHALL BE SUBMITTED MONTHLY OR UPON EXPIRATION OF THE BLANKET PURCHASE AGREEMENT, WHICHEVER OCCURS FIRST, FOR ALL DELIVERIES MADE DURING A BILLING PERIOD, IDENTIFYING THE DELIVERY TICKETS COVERED THEREIN. COPIES OF INVOICES FURNISHED THIS OFFICE SHALL BE CLEAR AND READABLE AND SHALL CONTAIN A CONCISE DESCRIPTION OF THE ITEMS PURCHASED, QUANTITY, UNIT PRICE, EXTENSION, TOTAL, CALL NUMBER AND BLANKET PURCHASE AGREEMENT NUMBER. NO INVOICES WILL BE PAID

UNTIL THE REQUIREMENTS OF THE AGREEMENT ARE FULLY MET.  
FAILURE TO COMPLY WITH ALL REQUIREMENTS OF THIS AGREEMENT MAY  
RESULT IN EVENTUAL TERMINATION OF THE BLANKET PURCHASE  
AGREEMENT.

#### CLAUSES INCORPORATED BY REFERENCE

52.212-3 Alt I	Offeror Representations and Certifications--Commercial Items Mayr 2002) Alternate I	APR 2002
52.212-4	Contract Terms and Conditions--Commercial Items	FEB 2002
52.212-5	Contract Terms and Conditions Required to Implement Statutes or Executive Orders--Commercial Items	MAY 2002
52.217-8	Option To Extend Services	NOV 1999
52.217-9	Option To Extend The Term Of The Contract	MAR 2000
52.219-6	Notice Of Total Small Business Set-Aside	JUL 1996
52.222-3	Convict Labor	AUG 1996
52.222-21	Prohibition Of Segregated Facilities	FEB 1999
52.222-26	Equal Opportunity	APR 2002
52.222-35	Equal Opportunity For Special Disabled Veterans, Veterans of the Vietnam Era and Other Eligible Veterans	DEC 2001
52.222-37	Employment Reports On Special Disabled Veterans, Veterans Of The Vietnam Era and Other Eligible Veterans	DEC 2001
52.222-41	Service Contract Act Of 1965, As Amended	MAY 1989
52.222-42	Statement Of Equivalent Rates For Federal Hires	MAY 1989
52.223-11	Ozone-Depleting Substances	MAY 2001
52.225-13	Restrictions on Certain Foreign Purchases	JUL 2000
52.232-33	Payment by Electronic Funds Transfer--Central Contractor Registration	MAY 1999
52.233-3	Protest After Award	AUG 1996
52.237-3	Continuity Of Services	JAN 1991
52.242-15	Stop-Work Order	AUG 1989
52.243-5	Changes and Changed Conditions	APR 1984
52.246-1	Contractor Inspection Requirements	APR 1984
52.247-34	F.O.B. Destination	NOV 1991
52.252-2	Clauses Incorporated By Reference	FEB 1998
52.253-1	Computer Generated Forms	JAN 1991
252.204-7003	Control Of Government Personnel Work Product	APR 1992
252.204-7004	Required Central Contractor Registration	NOV 2001
252.212-7001 (Dev)	Contract Terms and Conditions Required to Implement Statutes or Executive Orders Applicable to Defense Acquisitions of Commercial Items (Deviation)	APR 2001
252.219-7011	Notification to Delay Performance	JUN 1998
252.219-7011	Notification to Delay Performance	JUN 1998
252.225-7001	Buy American Act And Balance Of Payments Program	MAR 1998
252.225-7002	Qualifying Country Sources As Subcontractors	DEC 1991
252.225-7016	Restriction On Acquisition Of Ball and Roller Bearings	DEC 2000
252.243-7001	Pricing Of Contract Modifications	DEC 1991
252.246-7000	Material Inspection And Receiving Report	DEC 1991

CONTRACT SPECIFICATIONS

**FOSTER JOSEPH SAYERS DAM  
GENERAL BID SPECIFICATIONS  
EQUIPMENT RENTAL FOR DEBRIS CLEANUP AND REMOVAL, AND FOR  
GENERAL REPAIRS AND IMPROVEMENTS TO PROJECT**

**I. STATEMENT OF WORK**

1. DESCRIPTION: The contractor shall furnish all equipment with operator for the purpose of performing maintenance tasks as directed by the Government at the Foster Sayers Dam flood control project.
2. LOCATION: The project is located approximately 1 mile south of Blanchard, PA. approximately 1.5 miles off of rt. 150 on old US rt. 220.
3. PRINCIPAL FEATURES: The equipment shall be used to remove debris and deposits from the intake channel, trash racks and other areas. Equipment may be required to clean or re-grade ditches, re-grade drainage areas, repair roads, otherwise make repairs or improvements to the project as designated by the Official Representative of the Government.
4. SITE VISIT: A site visit is highly recommended prior to bidding. To arrange for a site visit, contact Vernon Gunsallus (570) 962-2500.
5. PROSECUTION OF WORK: The contractor shall commence all work within 5 work days from the notification to proceed.
6. All work is to be done between 0730 and 1600 hours, Monday through Friday excluding Federal holidays.
7. All work will be done within the boundaries of the Foster Sayers Dam project.
8. The contract shall be bid for a base year starting 22 Aug 2003 through 21 Aug 2004 with the Government reserving the right to renew the contract for option years 2005 through 2006 on a year to year basis.

**II. EQUIPMENT SPECIFICATIONS**

1. **DUMP TRUCKS:** Tandem axle 5 ton or greater dump trucks with operators shall be provided to haul debris to an on-site location if deemed necessary by the Government Representative at the project.
2. **LOADER:** A track type front-end loader may be required for clean up, loading or grading. Loader shall have a minimum of 1/2 cubic yard bucket. Unit shall have a minimum of 30 horsepower and a minimum lifting height of 7'.
3. **LOADER:** A rubber-tired type front-end loader may be required for clean up, loading or grading. Loader shall have a minimum of 3/4 cubic yard bucket. Unit shall have a minimum of 50 horsepower and a minimum lifting height of 8'.
4. **BACKHOE:** A rubber-tired backhoe/loader may be required for cleanup, digging or grading as deemed necessary by the Government Representative at the project. Tractor shall be either 2wd or 4wd with a minimum 35 horsepower, a minimum 15' reach and a minimum digging depth of 12'.
5. **BACKHOE:** A track-type backhoe may be required for cleanup, digging and/or grading as deemed necessary by the Government Representative at the project. Unit shall have a minimum or 32' horizontal reach and a digging depth of 22'. Unit shall have a variety of bucket widths up to 29" available.
6. **RUBBER-TIRED ROAD GRADER:** A rubber-tired road grader may be required to re-grade roads as deemed necessary by the Government Representative at the project.

### **III. MATERIALS**

1. Contractor shall provide good clean top soil for re-grading eroded areas on a per ton basis.
2. Contractor shall provide #2, #3 and #4 limestone on a per ton basis.

### **IV. SAFETY**

1. The contractor and his employees shall be responsible for following all applicable regulations and guidelines contained in the US Army Corps of Engineers Safety and Health Requirements Manual EM 385-1-1.
2. Before any work is commenced, the contractor shall submit to the US Government Representative at the project, a Job Hazard Analysis for the work to be performed.
3. Any Discrepancies or deviations from the Safety Requirements shall be noted in writing and

immediately reported to the Contractor and the discrepancies will be immediately corrected or the work may be shut down until corrections are made.

## **V. BIDDING**

1. Bid schedules are based on estimates and don't reflect the exact number of hours equipment may be needed. Bidding for all items shall be done on an hourly basis and includes operator. Mobilization and de-mobilization is on a per occurrence.
2. Determination of low bidder shall be made on a total cost for estimated hours of work for all items. The total cost is based on all items. The total cost shall include mobilization as well as estimated hours of equipment cost. The total cost of all pieces of equipment shall be added together and the final determination shall be made on this price for the bid.

## **VI. PAYMENT**

1. For payment, the contractor shall submit invoices for payment to:  
Foster Sayers Dam  
Corps of Engineers  
P.O. Box 227  
Beech Creek, PA 16822
  - 1.1. Invoices must provide Contractor's name and mailing address, contract identification number, date of preparation, date of work and an itemized billing.
2. The contractor shall provide to the Government Representative at the end of each work day, a tally sheet for that day including all hourly charges, mobilization and demobilization charges and a total expense for that day.

**CONTRACT SPECIFICATIONS  
DELIVERY ORDERS FOR EQUIPMENT RENTAL  
FOSTER JOSEPH SAYERS DAM**

The contractor shall provide equipment as described below with operator for maintenance tasks as directed at Foster Sayers Dam, Clinton County, Beech Creek, PA. 16822.

This contract shall be for a base year with 2 option years.

<u>ITEM</u>	<u>DESCRIPTION</u>	<u>QUANTITY</u>	<u>U/I</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
0001	Foster Sayers Dam				
	Base Year Contractor shall provide all labor, material and equipment to provide Equipment Rental with operator for debris cleanup and maintenance tasks for general repairs and improvements at Foster Sayers Dam, Beech Creek, PA in accordance with section C, statement of work for the period of June 15 2003 – June 14, 2004				
0001AA	Rubber tired road grader mobilization	3.0	Ea	100.00	300.00
0001AB	Rubber tired road grader Rental w/operator	60.0	Hr	65.00	3,900.00
0001AC	Rubber tired road grader Demobilization	3.0	Ea	100.00	300.00
0001AD	Dump Truck mobilization	4.0	Ea	50.00	200.00
0001AE	Dump Truck Rental w/operator	60.0	Hr	60.00	3,600.00
0001AF	Dump Truck Demobilization	4.0	Ea	50.00	200.00
0001AG	Track Loader Mobilization	3.0	Ea	100.00	300.00
0001AH	Track Loader Rental w/operator	60.0	Hr	75.00	4,500.00
0001AJ	Track Loader Demobilization	3.0	Ea	100.00	300.00
0001AK	Rubber-Tired Backhoe Mobilization	4.0	Ea	100.00	400.00
0001AM	Rubber-Tired Backhoe Rental w/operator	80.0	Hr	60.00	4,800.00
0001AN		4.0	Ea	100.00	400.00
0001AP	Track Backhoe Mobilization	2.0	Ea	125.00	250.00
0001AQ	Track Backhoe Rental w/operator	40.0	Hr	125.00	5,000.00
0001AR	Track Backhoe Demobilization	2.0	Ea	125.00	250.00
0001AS	Top soil delivered to project	40	Tn	30.00	1,200.00
0001AT	# 2 limestone delivered to project	50	Tn	20.00	1,000.00
0001AU	# 3 limestone delivered to project	20	Tn	20.00	400.00
0001AV	# 4 limestone delivered to project	40	Tn	20.00	800.00

0001AW	TOTAL				28,100.00
0002	Foster Sayers Dam				
	Option Year I Contractor shall provide all labor, material and equipment to provide Equipment Rental with operator for debris cleanup and maintenance tasks for general repairs and improvements at Foster Sayers Dam, Beech Creek, PA in accordance with section C, statement of work for the period of 15 June 2004 – 14 June 2005				
0002AA	Rubber tired road grader mobilization	3.0		100.00	300.00
0002AB	Rubber tired road grader Rental w/operator	60.0		65.00	3,900.00
0002AC	Rubber tired road grader Demobilization	3.0		100.00	300.00
0002AD	Dump Truck mobilization	4.0		50.00	200.00
0002AE	Dump Truck Rental w/operator	60.0	Ea	60.00	3,600.00
0002AF	Dump Truck Demobilization	4.0	Hr	50.00	200.00
0002AG	Track Loader Mobilization	3.0	Ea	100.00	300.00
0002AH	Track Loader Rental w/operator	60.0	Ea	75.00	4,500.00
0002AJ	Track Loader Demobilization	3.0	Hr	100.00	300.00
0002AK	Rubber-Tired Backhoe Mobilization	4.0	Ea	100.00	400.00
0002AM	Rubber-Tired Backhoe Rental w/operator	80.0	Ea	60.00	4,800.00
0002AN	Rubber-Tired Backhoe Demobilization	4.0	Hr	100.00	400.00
0002AP	Track Backhoe Mobilization	2.0	Ea	125.00	250.00
0002AQ	Track Backhoe Rental w/operator	40.0	Ea	125.00	5,000.00
0002AR	Track Backhoe Demobilization	2.0	Hr	125.00	250.00
0002AS	Top soil delivered to project	40	Ea	30.00	1,200.00
0002AT	# 2 limestone delivered to project	50	Ea	20.00	1,000.00
0002AU	# 3 limestone delivered to project	20	Hr	20.00	400.00
0002AV	# 4 limestone delivered to project	40	Ea	20.00	800.00

0002AW	TOTAL				28,100.00
0003	Foster Sayers Dam				
	Option Year II Contractor shall provide all labor, material and equipment to provide Equipment Rental with operator for debris cleanup and maintenance tasks for general repairs and improvements at Foster Sayers Dam, Beech Creek, PA in accordance with section C, statement of work for the period of 15 June 2005 – 14 June 2006				
0003AA	Rubber tired road grader mobilization	3.0		125.00	375.00
0003AB	Rubber tired road grader Rental w/operator	60.0		70.00	4,200.00
0003AC	Rubber tired road grader Demobilization	3.0		125.00	375.00
0003AD	Dump Truck mobilization	4.0		55.00	220.00
0003AE	Dump Truck Rental w/operator	60.0	Ea	65.00	3,900.00
0003AF	Dump Truck Demobilization	4.0	Hr	55.00	220.00
0003AG	Track Loader Mobilization	3.0	Ea	125.00	375.00
0003AH	Track Loader Rental w/operator	60.0	Ea	80.00	4,800.00
0003AJ	Track Loader Demobilization	3.0	Hr	125.00	375.00
0003AK	Rubber-Tired Backhoe Mobilization	4.0	Ea	100.00	400.00
0003AM	Rubber-Tired Backhoe Rental w/operator	80.0	Ea	65.00	5,200.00
0003AN	Rubber-Tired Backhoe Demobilization	4.0	Hr	100.00	400.00
0003AP	Track Backhoe Mobilization	2.0	Ea	125.00	250.00
0003AQ	Track Backhoe Rental w/operator	40.0	Ea	130.00	5,200.00
0003AR	Track Backhoe Demobilization	2.0	Hr	125.00	250.00
0003AS	Top soil delivered to project	40	Ea	30.00	1,200.00
0003AT	# 2 limestone delivered to project	50	Ea	20.00	1,000.00
0003AU	# 3 limestone delivered to project	20	Hr	20.00	400.00
0003AV	# 4 limestone delivered to project	40	Ea	20.00	800.00

0003AW	TOTAL				29,940.00
	TOTAL BID – Base Year+Optin Year I + Option Year II				86,140.00

Section H - Special Contract Requirements

WAGE DETERMINATION DECISION

WAGE DETERMINATION DECISION  
OF THE SECRETARY OF LABOR

The following wage determination will be used to conform with the requirements of the Service Contract Act of 1965 (29 CFR 4) of the General Provisions:

Decision No. 94-2451 (Rev. 24) dated 4 June 2003

-

**State(s): Ohio, Pennsylvania**

Areas: Ohio COUNTIES OF Belmont, Harrison, Jefferson, Tuscarawas  
Pennsylvania COUNTIES OF Allegheny, Armstrong, Beaver, Bedford, Blair, Butler, Cambria, Cameron, Centre, Clarion, Clearfield, Clinton, Crawford, Elk, Erie, Fayette, Forest, Fulton, Greene, Huntingdon, Indiana, Jefferson, Lawrence, McKean, Mercer, Potter, Somerset, Venango, Warren, Washington, Westmoreland

WAGE DETERMINATION NO: 94-2451 REV (24) AREA: PA,PITTSBURGH

WAGE DETERMINATION NO: 94-2451 REV (24) AREA: PA,PITTSBURGH  
 REGISTER OF WAGE DETERMINATIONS UNDER | U.S. DEPARTMENT OF LABOR  
 \*\*\*FOR OFFICIAL USE ONLY BY FEDERAL AGENCIES PARTICIPATING IN MOU WITH DOL\*\*\*  
 WASHINGTON D.C. 20210

Wage Determination No.: 1994-2451  
 William W.Gross Division of | Revision No.: 24  
 Director Wage Determinations| Date Of Last Revision: 06/04/2003

States: Ohio, Pennsylvania  
 Area: Ohio Counties of Belmont, Harrison, Jefferson, Tuscarawas  
 Pennsylvania Counties of Allegheny, Armstrong, Beaver, Bedford, Blair, Butler,  
 Cambria, Cameron, Centre, Clarion, Clearfield, Clinton, Crawford, Elk, Erie,  
 Fayette, Forest, Fulton, Greene, Huntingdon, Indiana, Jefferson, Lawrence, McKean, Mercer, Potter, Somerset, Venango, Warren, Washington,  
 Westmoreland

**\*\*Fringe Benefits Required Follow the Occupational Listing\*\***

OCCUPATION CODE - TITLE	MINIMUM WAGE RATE
01000 - Administrative Support and Clerical Occupations	
01011 - Accounting Clerk I	11.00
01012 - Accounting Clerk II	12.04
01013 - Accounting Clerk III	14.97
01014 - Accounting Clerk IV	20.33
01030 - Court Reporter	16.16
01050 - Dispatcher, Motor Vehicle	13.01
01060 - Document Preparation Clerk	11.66
01070 - Messenger (Courier)	9.61
01090 - Duplicating Machine Operator	10.49
01110 - Film/Tape Librarian	12.05
01115 - General Clerk I	8.54
01116 - General Clerk II	9.53
01117 - General Clerk III	11.76
01118 - General Clerk IV	13.35
01120 - Housing Referral Assistant	17.32
01131 - Key Entry Operator I	9.14
01132 - Key Entry Operator II	11.13
01191 - Order Clerk I	11.97
01192 - Order Clerk II	14.31
01261 - Personnel Assistant (Employment) I	12.42
01262 - Personnel Assistant (Employment) II	13.84
01263 - Personnel Assistant (Employment) III	14.49
01264 - Personnel Assistant (Employment) IV	17.92
01270 - Production Control Clerk	16.67
01290 - Rental Clerk	12.05
01300 - Scheduler, Maintenance	13.74
01311 - Secretary I	13.74
01312 - Secretary II	15.20
01313 - Secretary III	17.32
01314 - Secretary IV	19.23
01315 - Secretary V	21.35
01320 - Service Order Dispatcher	13.26
01341 - Stenographer I	12.79
01342 - Stenographer II	14.30
01400 - Supply Technician	19.23
01420 - Survey Worker (Interviewer)	11.51

01460 - Switchboard Operator-Receptionist	9.80
01510 - Test Examiner	14.23
01520 - Test Proctor	14.23
01531 - Travel Clerk I	10.17
01532 - Travel Clerk II	10.90
01533 - Travel Clerk III	11.71
01611 - Word Processor I	11.61
01612 - Word Processor II	15.43
01613 - Word Processor III	16.54
03000 - Automatic Data Processing Occupations	
03010 - Computer Data Librarian	12.74
03041 - Computer Operator I	12.74
03042 - Computer Operator II	13.99
03043 - Computer Operator III	18.29
03044 - Computer Operator IV	20.32
03045 - Computer Operator V	22.49
03071 - Computer Programmer I (1)	19.92
03072 - Computer Programmer II (1)	22.65
03073 - Computer Programmer III (1)	27.18
03074 - Computer Programmer IV (1)	27.62
03101 - Computer Systems Analyst I (1)	21.53
03102 - Computer Systems Analyst II (1)	27.48
03103 - Computer Systems Analyst III (1)	27.62
03160 - Peripheral Equipment Operator	13.96
05000 - Automotive Service Occupations	
05005 - Automotive Body Repairer, Fiberglass	16.80
05010 - Automotive Glass Installer	15.60
05040 - Automotive Worker	15.60
05070 - Electrician, Automotive	16.22
05100 - Mobile Equipment Servicer	14.46
05130 - Motor Equipment Metal Mechanic	16.80
05160 - Motor Equipment Metal Worker	15.60
05190 - Motor Vehicle Mechanic	17.06
05220 - Motor Vehicle Mechanic Helper	13.89
05250 - Motor Vehicle Upholstery Worker	15.03
05280 - Motor Vehicle Wrecker	15.60
05310 - Painter, Automotive	16.22
05340 - Radiator Repair Specialist	15.60
05370 - Tire Repairer	13.96
05400 - Transmission Repair Specialist	16.80
07000 - Food Preparation and Service Occupations	
(not set) - Food Service Worker	8.61
07010 - Baker	10.98
07041 - Cook I	10.16
07042 - Cook II	10.98
07070 - Dishwasher	8.33
07130 - Meat Cutter	11.08
07250 - Waiter/Waitress	8.86
09000 - Furniture Maintenance and Repair Occupations	
09010 - Electrostatic Spray Painter	16.22
09040 - Furniture Handler	12.62
09070 - Furniture Refinisher	16.22
09100 - Furniture Refinisher Helper	13.89
09110 - Furniture Repairer, Minor	15.03
09130 - Upholsterer	16.22
11030 - General Services and Support Occupations	
11030 - Cleaner, Vehicles	8.44
11060 - Elevator Operator	11.02
11090 - Gardener	11.01
11121 - House Keeping Aid I	9.27
11122 - House Keeping Aid II	9.94
11150 - Janitor	12.12
11210 - Laborer, Grounds Maintenance	9.60
11240 - Maid or Houseman	9.27
11270 - Pest Controller	12.21
11300 - Refuse Collector	12.12
11330 - Tractor Operator	10.60
11360 - Window Cleaner	12.89
12000 - Health Occupations	

12020 - Dental Assistant	10.93	
12040 - Emergency Medical Technician (EMT)/Paramedic/Ambulance Driver	12.02	
12071 - Licensed Practical Nurse I	12.06	
12072 - Licensed Practical Nurse II	13.55	
12073 - Licensed Practical Nurse III	15.15	
12100 - Medical Assistant	10.66	
12130 - Medical Laboratory Technician	14.22	
12160 - Medical Record Clerk	11.24	
12190 - Medical Record Technician	13.57	
12221 - Nursing Assistant I	8.03	
12222 - Nursing Assistant II	9.03	
12223 - Nursing Assistant III	9.85	
12224 - Nursing Assistant IV	11.05	
12250 - Pharmacy Technician	12.19	
12280 - Phlebotomist	12.93	
12311 - Registered Nurse I	19.83	
12312 - Registered Nurse II	22.11	
12313 - Registered Nurse II, Specialist	22.11	
12314 - Registered Nurse III	27.91	
12315 - Registered Nurse III, Anesthetist	27.94	
12316 - Registered Nurse IV	29.41	
13000 - Information and Arts Occupations		
13002 - Audiovisual Librarian	16.81	
13011 - Exhibits Specialist I	20.46	
13012 - Exhibits Specialist II	26.07	
13013 - Exhibits Specialist III	28.16	
13041 - Illustrator I	17.66	
13042 - Illustrator II	22.51	
13043 - Illustrator III	24.32	
13047 - Librarian	24.58	
13050 - Library Technician	13.89	
13071 - Photographer I	13.80	
13072 - Photographer II	16.58	
13073 - Photographer III	21.13	
13074 - Photographer IV	22.83	
13075 - Photographer V	27.60	
15000 - Laundry, Dry Cleaning, Pressing and Related Occupations		
15010 - Assembler	8.25	
15030 - Counter Attendant	8.25	
15040 - Dry Cleaner	10.11	
15070 - Finisher, Flatwork, Machine	8.25	
15090 - Presser, Hand	8.25	
15100 - Presser, Machine, Drycleaning	8.25	
15130 - Presser, Machine, Shirts	8.25	
15160 - Presser, Machine, Wearing Apparel, Laundry	8.25	
15190 - Sewing Machine Operator	10.80	
15220 - Tailor	11.48	
15250 - Washer, Machine	8.94	
19000 - Machine Tool Operation and Repair Occupations		
19010 - Machine-Tool Operator (Toolroom)	16.21	
19040 - Tool and Die Maker	22.76	
21000 - Material Handling and Packing Occupations		
21010 - Fuel Distribution System Operator	16.62	
21020 - Material Coordinator	16.89	
21030 - Material Expediter	16.89	
21040 - Material Handling Laborer	16.45	
21050 - Order Filler	13.89	
21071 - Forklift Operator	13.92	
21080 - Production Line Worker (Food Processing)	14.60	
21100 - Shipping/Receiving Clerk	13.72	
21130 - Shipping Packer	13.72	
21140 - Store Worker I	11.08	
21150 - Stock Clerk (Shelf Stocker; Store Worker II)	14.06	
21210 - Tools and Parts Attendant	13.61	
21400 - Warehouse Specialist	13.92	
23000 - Mechanics and Maintenance and Repair Occupations		
23010 - Aircraft Mechanic	18.71	
23040 - Aircraft Mechanic Helper	14.78	
23050 - Aircraft Quality Control Inspector	19.32	

23060 - Aircraft Servicer	16.37	
23070 - Aircraft Worker	17.25	
23100 - Appliance Mechanic	16.73	
23120 - Bicycle Repairer	13.96	
23125 - Cable Splicer	21.69	
23130 - Carpenter, Maintenance	17.47	
23140 - Carpet Layer	17.94	
23160 - Electrician, Maintenance	20.74	
23181 - Electronics Technician, Maintenance I	18.40	
23182 - Electronics Technician, Maintenance II	21.70	
23183 - Electronics Technician, Maintenance III	23.74	
23260 - Fabric Worker	15.03	
23290 - Fire Alarm System Mechanic	17.58	
23310 - Fire Extinguisher Repairer	15.55	
23340 - Fuel Distribution System Mechanic	19.32	
23370 - General Maintenance Worker	15.60	
23400 - Heating, Refrigeration and Air Conditioning Mechanic	17.24	
23430 - Heavy Equipment Mechanic	16.97	
23440 - Heavy Equipment Operator	18.48	
23460 - Instrument Mechanic	19.10	
23470 - Laborer	13.37	
23500 - Locksmith	18.41	
23530 - Machinery Maintenance Mechanic	18.66	
23550 - Machinist, Maintenance	18.41	
23580 - Maintenance Trades Helper	13.89	
23640 - Millwright	18.76	
23700 - Office Appliance Repairer	18.41	
23740 - Painter, Aircraft	17.26	
23760 - Painter, Maintenance	18.40	
23790 - Pipefitter, Maintenance	22.74	
23800 - Plumber, Maintenance	18.65	
23820 - Pneudraulic Systems Mechanic	19.10	
23850 - Rigger	19.10	
23870 - Scale Mechanic	17.48	
23890 - Sheet-Metal Worker, Maintenance	18.88	
23910 - Small Engine Mechanic	15.60	
23930 - Telecommunication Mechanic I	17.36	
23931 - Telecommunication Mechanic II	17.83	
23950 - Telephone Lineman	17.58	
23960 - Welder, Combination, Maintenance	16.81	
23965 - Well Driller	16.80	
23970 - Woodcraft Worker	16.80	
23980 - Woodworker	14.45	
24000 - Personal Needs Occupations		
24570 - Child Care Attendant	9.40	
24580 - Child Care Center Clerk	8.86	
24600 - Chore Aid	8.92	
24630 - Homemaker	10.89	
25000 - Plant and System Operation Occupations		
25010 - Boiler Tender	20.78	
25040 - Sewage Plant Operator	18.37	
25070 - Stationary Engineer	20.78	
25190 - Ventilation Equipment Tender	15.28	
25210 - Water Treatment Plant Operator	17.84	
27000 - Protective Service Occupations		
(not set) - Police Officer	22.56	
27004 - Alarm Monitor	13.53	
27006 - Corrections Officer	19.31	
27010 - Court Security Officer	19.98	
27040 - Detention Officer	19.31	
27070 - Firefighter	19.87	
27101 - Guard I	8.48	
27102 - Guard II	13.74	
28000 - Stevedoring/Longshoremen Occupations		
28010 - Blocker and Bracer	16.21	
28020 - Hatch Tender	16.21	
28030 - Line Handler	16.21	
28040 - Stevedore I	15.30	
28050 - Stevedore II	16.52	

29000 - Technical Occupations		
21150 - Graphic Artist	18.69	
29010 - Air Traffic Control Specialist, Center (2)		29.33
29011 - Air Traffic Control Specialist, Station (2)		20.22
29012 - Air Traffic Control Specialist, Terminal (2)		22.27
29023 - Archeological Technician I	14.84	
29024 - Archeological Technician II	16.62	
29025 - Archeological Technician III	20.55	
29030 - Cartographic Technician	22.35	
29035 - Computer Based Training (CBT) Specialist/ Instructor		24.32
29040 - Civil Engineering Technician	20.74	
29061 - Drafter I	12.82	
29062 - Drafter II	16.27	
29063 - Drafter III	19.55	
29064 - Drafter IV	25.09	
29081 - Engineering Technician I	16.06	
29082 - Engineering Technician II	18.06	
29083 - Engineering Technician III	20.98	
29084 - Engineering Technician IV	24.00	
29085 - Engineering Technician V	27.48	
29086 - Engineering Technician VI	33.22	
29090 - Environmental Technician	17.43	
29100 - Flight Simulator/Instructor (Pilot)	27.48	
29160 - Instructor	22.54	
29210 - Laboratory Technician	18.37	
29240 - Mathematical Technician	25.09	
29361 - Paralegal/Legal Assistant I	14.45	
29362 - Paralegal/Legal Assistant II	18.81	
29363 - Paralegal/Legal Assistant III	22.27	
29364 - Paralegal/Legal Assistant IV	22.93	
29390 - Photooptics Technician	22.06	
29480 - Technical Writer	21.39	
29491 - Unexploded Ordnance (UXO) Technician I		18.64
29492 - Unexploded Ordnance (UXO) Technician II		22.55
29493 - Unexploded Ordnance (UXO) Technician III		27.03
29494 - Unexploded (UXO) Safety Escort	18.64	
29495 - Unexploded (UXO) Sweep Personnel	18.64	
29620 - Weather Observer, Senior (3)	21.00	
29621 - Weather Observer, Combined Upper Air and Surface Programs (3)	20.06	
29622 - Weather Observer, Upper Air (3)	20.06	
31000 - Transportation/ Mobile Equipment Operation Occupations		
31030 - Bus Driver	17.12	
31260 - Parking and Lot Attendant	9.00	
31290 - Shuttle Bus Driver	14.50	
31300 - Taxi Driver	9.93	
31361 - Truckdriver, Light Truck	13.63	
31362 - Truckdriver, Medium Truck	15.88	
31363 - Truckdriver, Heavy Truck	16.28	
31364 - Truckdriver, Tractor-Trailer	16.61	
99000 - Miscellaneous Occupations		
99020 - Animal Caretaker	9.38	
99030 - Cashier	7.45	
99041 - Carnival Equipment Operator	9.78	
99042 - Carnival Equipment Repairer	10.16	
99043 - Carnival Worker	8.33	
99050 - Desk Clerk	7.70	
99095 - Embalmer	18.64	
99300 - Lifeguard	8.91	
99310 - Mortician	19.44	
99350 - Park Attendant (Aide)	11.19	
99400 - Photofinishing Worker (Photo Lab Tech., Darkroom Tech)		8.91
99500 - Recreation Specialist	12.61	
99510 - Recycling Worker	14.23	
99610 - Sales Clerk	8.87	
99620 - School Crossing Guard (Crosswalk Attendant)		8.33
99630 - Sport Official	7.74	
99658 - Survey Party Chief (Chief of Party)	14.32	
99659 - Surveying Technician (Instr. Person/Surveyor Asst./Instr.)		13.01
99660 - Surveying Aide	8.53	

99690 - Swimming Pool Operator	15.10
99720 - Vending Machine Attendant	13.41
99730 - Vending Machine Repairer	15.10
99740 - Vending Machine Repairer Helper	13.41

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ALL OCCUPATIONS LISTED ABOVE RECEIVE THE FOLLOWING BENEFITS:

HEALTH & WELFARE: \$2.36 an hour or \$94.40 a week or \$409.07 a month

VACATION: 2 weeks paid vacation after 1 year of service with a contractor or successor; 3 weeks after 8 years, 4 weeks after 15 years, and 5 weeks after 25 years. Length of service includes the whole span of continuous service with the present contractor or successor, wherever employed, and with the predecessor contractors in the performance of similar work at the same Federal facility. (Reg. 29 CFR 4.173)

HOLIDAYS: A minimum of ten paid holidays per year: New Year's Day, Martin Luther King Jr.'s Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Veterans' Day, Thanksgiving Day, and Christmas Day. (A contractor may substitute for any of the named holidays another day off with pay in accordance with a plan communicated to the employees involved.) (See 29 CFR 4.174)

THE OCCUPATIONS WHICH HAVE PARENTHESES AFTER THEM RECEIVE THE FOLLOWING BENEFITS (as numbered):

1) Does not apply to employees employed in a bona fide executive, administrative, or professional capacity as defined and delineated in 29 CFR 541. (See CFR 4.156)

2) APPLICABLE TO AIR TRAFFIC CONTROLLERS ONLY - NIGHT DIFFERENTIAL: An employee is entitled to pay for all work performed between the hours of 6:00 P.M. and 6:00 A.M. at the rate of basic pay plus a night pay differential amounting to 10 percent of the rate of basic pay.

3) WEATHER OBSERVERS - NIGHT PAY & SUNDAY PAY: If you work at night as part of a regular tour of duty, you will earn a night differential and receive an additional 10% of basic pay for any hours worked between 6pm and 6am. If you are a full-time employed (40 hours a week) and Sunday is part of your regularly scheduled workweek, you are paid at your rate of basic pay plus a Sunday premium of 25% of your basic rate for each hour of Sunday work which is not overtime (i.e. occasional work on Sunday outside the normal tour of duty is considered overtime work).

HAZARDOUS PAY DIFFERENTIAL: An 8 percent differential is applicable to employees employed in a position that represents a high degree of hazard when working with or in close proximity to ordnance, explosives, and incendiary materials. This includes work such as screening, blending, dying, mixing, and pressing of sensitive ordnance, explosives, and pyrotechnic compositions such as lead azide, black powder and photoflash powder. All dry-house activities involving propellants or explosives. Demilitarization, modification, renovation, demolition, and maintenance operations on sensitive ordnance, explosives and incendiary materials. All operations involving regrading and cleaning of artillery ranges.

A 4 percent differential is applicable to employees employed in a position that represents a low degree of hazard when working with, or in close proximity to ordnance, (or employees possibly adjacent to) explosives and incendiary materials which involves potential injury such as laceration of hands, face, or arms of the employee engaged in the operation, irritation of the skin, minor burns and the like; minimal damage to immediate or adjacent work area or equipment being used. All operations involving, unloading, storage, and hauling of ordnance, explosive, and incendiary ordnance material other than small arms ammunition. These differentials are only applicable to work that has been specifically designated by the agency for ordnance, explosives, and incendiary material differential pay.

**\*\* UNIFORM ALLOWANCE \*\***

If employees are required to wear uniforms in the performance of this contract (either by the terms of the Government contract, by the employer, by the state or local law, etc.), the cost of furnishing such uniforms and maintaining (by laundering or dry cleaning) such uniforms is an expense that may not be borne by an employee where such cost reduces the hourly rate below that required by the wage determination. The Department of Labor will accept payment in accordance with the following standards as compliance:

The contractor or subcontractor is required to furnish all employees with an adequate number of uniforms without cost or to reimburse employees for the actual cost of the uniforms. In addition, where uniform cleaning and maintenance is made the responsibility of the employee, all contractors and subcontractors subject to this wage determination shall (in the absence of a bona fide collective bargaining agreement providing for a different amount, or the furnishing of contrary affirmative proof as to the actual cost), reimburse all employees for such cleaning and maintenance at a rate of \$3.35 per week (or \$.67 cents per day). However, in those instances where the uniforms furnished are made of "wash and wear"

materials, may be routinely washed and dried with other personal garments, and do not require any special treatment such as dry cleaning, daily washing, or commercial laundering in order to meet the cleanliness or appearance standards set by the terms of the Government contract, by the contractor, by law, or by the nature of the work, there is no requirement that employees be reimbursed for uniform maintenance costs.

**\*\* NOTES APPLYING TO THIS WAGE DETERMINATION \*\***

Source of Occupational Title and Descriptions:

The duties of employees under job titles listed are those described in the "Service Contract Act Directory of Occupations," Fourth Edition, January 1993, as amended by the Third Supplement, dated March 1997, unless otherwise indicated. This publication may be obtained from the Superintendent of Documents, at 202-783-3238, or by writing to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Copies of specific job descriptions may also be obtained from the appropriate contracting officer.

REQUEST FOR AUTHORIZATION OF ADDITIONAL CLASSIFICATION AND WAGE RATE {Standard Form 1444 (SF 1444)}

Conformance Process:

The contracting officer shall require that any class of service employee which is not listed herein and which is to be employed under the contract (i.e., the work to be performed is not performed by any classification listed in the wage determination), be classified by the contractor so as to provide a reasonable relationship (i.e., appropriate level of skill comparison) between such unlisted classifications and the classifications listed in the wage determination. Such conformed classes of employees shall be paid the monetary wages and furnished the fringe benefits as are determined. Such conforming process shall be initiated by the contractor prior to the performance of contract work by such unlisted class(es) of employees. The conformed classification, wage rate, and/or fringe benefits shall be retroactive to the commencement date of the contract. {See Section 4.6 (C)(vi)} When multiple wage determinations are included in a contract, a separate SF 1444 should be prepared for each wage determination to which a class(es) is to be conformed.

The process for preparing a conformance request is as follows:

- 1) When preparing the bid, the contractor identifies the need for a conformed occupation) and computes a proposed rate).
- 2) After contract award, the contractor prepares a written report listing in order proposed classification title), a Federal grade equivalency (FGE) for each proposed classification), job description), and rationale for proposed wage rate), including information regarding the agreement or disagreement of the authorized representative of the employees involved, or where there is no authorized representative, the employees themselves. This report should be submitted to the contracting officer no later than 30 days after such unlisted class(es) of employees performs any contract work.
- 3) The contracting officer reviews the proposed action and promptly submits a report of the action, together with the agency's recommendations and pertinent information including the position of the contractor and the employees, to the Wage and Hour Division, Employment Standards Administration, U.S. Department of Labor, for review. (See section 4.6(b)(2) of Regulations 29 CFR Part 4).
- 4) Within 30 days of receipt, the Wage and Hour Division approves, modifies, or disapproves the action via transmittal to the agency contracting officer, or notifies the contracting officer that additional time will be required to process the request.
- 5) The contracting officer transmits the Wage and Hour decision to the contractor.
- 6) The contractor informs the affected employees.

Information required by the Regulations must be submitted on SF 1444 or bond paper.

When preparing a conformance request, the "Service Contract Act Directory of Occupations" (the Directory) should be used to compare job definitions to insure that duties requested are not performed by a classification already listed in the wage determination. Remember, it is not the job title, but the required tasks that determine whether a class is included in an established wage determination.

Conformances may not be used to artificially split, combine, or subdivide classifications listed in the wage determination.