

Request For Wage Determination And Response To Request

(Davis Bacon Act as Amended and Related Statutes)

U.S. Department of Labor

Employment Standards Administration
Wage and Hour Division



FOR DEPARTMENT OF LABOR USE

Response To Request

☐ Use area determination issued for
this area

☒ The attached decision noted below
is applicable to this project

Decision Number

S2009-NJ-001

Date of Decision

12/11/2009

Expires

02/17/2010

Supersedes Decision Number

2009-NJ-001

Approved

Mail Your Request To:

U.S. Department of Labor
Employment Standards Administration
Wage and Hour Division
Branch of Construction Contract Wage Determinations
Washington, D.C. 20210

Requesting Officer (Typed name and signature)
Lisa Kuznar Lisa.Kuznar@nfl.doe.gov

Department, Agency, or Bureau
Department of Energy/National Energy Technology Laboratory

Phone Number
304-285-4242

Date of Request
08/11/2009

Estimated Advertising Date

Estimated Bid Opening Date

Prior Decision Number (If any)

N/A

Estimated \$ Value of Contract

☐ Under 1/2 Mil ☐ 1 to 5 Mil
☐ 1/2 to 1 Mil ☒ Over 5 Mil

Type of Work

☐ Bldg. ☐ Highway
☒ Resld. ☐ Heavy

Address to which wage determination should be mailed. (Print or type)

3610 Collins Ferry Rd.
PO Box 880
Morgantown, WV 26507

Fax Number
304-285-4683

Location of Project (City, County, State, Zip Code)

State of New Jersey - all counties

Description of Work (Be specific) (Print or type)

RESIDENTIAL WEATHERIZATION CONSTRUCTION

Describe the work to be performed. Minor repairs, batt insulation, blown insulation, window & door repair and weatherstripping; air sealing; caulking; replacement of windows, doors; furnace/cooling major overhaul or replacement; furnace/cooling tune up and repair; electrical repairs; minor or incidental structural repairs; plumbing work; duct sealing and/or repair and/or replacement.

CHECK OR LIST CRAFTS NEEDED
(Attach continuation sheet if needed)

☐ Asbestos workers
☐ Boilermakers
☐ Bricklayers
☒ Carpenters
☐ Cement masons
☒ Electricians
☐ Glaziers
☐ Ironworkers
☐ Laborers (Specify classes)
☒ HVAC Mechanic

☐ Lathers
☐ Marble & tile setters, terrazzo workers
☐ Painters
☐ Piledrivers
☒ Plasterers
☒ Plumbers
☐ Roofers
☒ Sheet metal workers
☐ Soft floor layers
☐ Steamfitters
☐ Welders-rate for craft
☐ Truck drivers
☐ Power equipment operators
(Specify types)
☒ Weatherization Worker

Other Crafts

Shirley Ebbesen
Shirley Ebbesen, Director
Division of Wage Determinations

NEW JERSEY RESIDENTIAL WEATHERIZATION WAGE DETERMINATION

This project wage determination is issued in response to a request from the Department of Energy (DOE) for prevailing wage rates specific to weatherization of residential structures as those structures are defined in the All Agency Memorandum 130 and 131. This wage determination has application only to weatherization construction projects on existing residential structures as described in the SF 308 submitted by DOE. The primary purpose of the project for which this wage determination is being issued is weatherization and is not for the renovation, repair, or new construction of residential structures. All other types of residential construction projects are subject to the published general residential wage determinations for the State of New Jersey found on www.wdol.gov.

General weatherization work for purposes of this wage determination is defined as minor repairs, batt insulation, blown insulation, window and door repair, and weather stripping, solar film installation, air sealing, caulking, minor or incidental structural repairs, duct sealing, air sealing, installation of light bulbs, and installation of smoke detectors. In New Jersey, the Department's recent survey determined as a matter of prevailing practice that these duties are performed by a weatherization worker classification.

Additionally, specialty weatherization work is defined as the (1) replacement of doors and windows; (2) installation and repair of furnace/cooling (HVAC) systems and all associated work involved with the installation of the HVAC system including electrical, pipe, and duct work. In New Jersey, the Department's recent survey determined that the duties described by (1) above are performed by a Window and Door Replacement Worker and by (2) above by a HVAC Worker in those counties where sufficient data was submitted in response to the survey. However, in the remaining counties where insufficient data was submitted, a classification and rate for a worker who performs the full range of HVAC duties can not be established based on survey data.

Wage payment data submitted for the State of New Jersey included wage data information for a weatherization crew chief classification. This classification of worker is essentially a working foreman who performs the same tasks as the weatherization worker, but who is responsible for supervision, job oversight, forms completion, work assignments, and quality assurance. The additional duties are not "laborer or mechanic" work as defined by the Davis-Bacon and related Acts regulations, but are more supervisory in nature. The Department issues various classifications of workers when the duties are defined and distinct from all other classifications of workers on the wage determination. The "laborer or mechanic" duties of the crew chief are not sufficiently distinct to warrant the issuance of a separate classification on the wage determination. Moreover, the Department does not issue separate wage determinations based on a worker's skill, experience or individual training. Therefore, the weatherization crew chief is not listed as a separate classification of worker. The weatherization crew chief must be classified as a weatherization worker and paid at least the applicable wage determination rate of the weatherization worker when performing weatherization work. There is no restriction however to paying the weatherization crew chief more than the weatherization worker wage rate listed on the wage determination.

The rates listed on this wage determination are the minimum rates that may be paid the listed classification for the work performed. Wage rates are based strictly on work performed and are not based on the employee's level of experience, seniority, ability, etc. There are no levels of rates for this work. Workers performing the work described are due at least the minimum rates listed.

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The following is a key to the chart below. Each county in the state is listed in alphabetical order on the far left side of the chart. There are two main columns separated by a bold line with the left column labeled **Weatherization Survey Wage Determination** and the right column labeled **Existing Residential Wage Determination**.

The three classifications listed under the **Weatherization Survey Wage Determination** column are the classifications and rates determined to be prevailing for weatherization work and are based on wage data submitted in response to the weatherization survey. Weatherization work, as well as the specific duties that may be performed by these three classifications, is defined on this project decision. The rate information under each classification is the basic hourly rate and fringe benefit (if fringe benefits were found to be prevailing). If there is no wage rate or fringe benefit listed under the classification column, usually the HVAC Worker, then there was no data or insufficient data from which to establish a rate and/or fringe benefit for that classification. If the work performed by that classification is needed for the project, then an additional classification request (conformance) must be made. **NOTE:** Classifications and rates listed under the Existing Residential Wage Determination Column **may not be used** for unlisted classifications/work in the Weatherization Survey Wage Determination column. See below for the procedure for requesting additional classifications and the form to request these classifications.

The classifications listed under the **Existing Residential Wage Determination** column are those classifications and rates currently published as prevailing on the residential general wage determinations. These wage determinations may be found at www.wdol.gov. The classifications and rates listed under the Existing Residential Wage Determination column may be used on weatherization projects only in those situations where the work is **different than that described for the three classifications listed under the Weatherization Survey Column**. For example, when an electrician is needed to perform electrical work not associated with the installation, repair, or overhaul of furnace or cooling equipment, then the existing electrician classification and rate listed under this column may be used for that work. The rate information under each classification is the basic hourly rate and a fringe benefit (if fringe benefits were found to be prevailing). If there is no wage rate or fringe benefit listed under the classification column, then there was no data or insufficient data from which to establish a rate and/or fringe benefit for that classification. If that unlisted classification is needed for the project, then a request for an additional classification (conformance) should be made. See below for the procedure for requesting additional classifications and the form to request these classifications.

Any unlisted classifications and rates (conformances) needed for work not listed on the chart below may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)). The procedure for requesting approval of an unlisted classification and rate (conformance) as well as a "pdf" copy of the form (SF Form 1444) may be found at <http://www.dol.gov/esa/whd/recovery/>. The SF Form 1444 may be sent to the Department electronically, by facsimile, or by mail. Electronic submissions should be sent to 09WeatherizationSurvey@dol.gov. Facsimile submissions should be sent to (202) 693-1432. Mailed forms should be sent to the address listed in Block 1 of the SF Form 1444. Any SF Form 1444 submitted for weatherization projects should be marked as being for weatherization projects and the project decision being used for the project should also be submitted with the SF Form 1444.

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Weatherization Survey Wage Determination (S2009-NJ-001)				Existing Residential Wage Determination (www.wdol.gov)			
Counties	Weatherization Worker	Doors & Windows Replacement Worker	HVAC, Furnace, Heating & Cooling Repair, Installation, Replacement Worker	Carpenter (Excludes Door & Window Replacement, and work listed as performed by weatherization worker)	Electrician (Excludes electrical work associated with HVAC installation, overhaul, and work listed as performed by weatherization worker)	Plumber (Excludes work associated with HVAC installation, repair or overhaul and work listed as performed by weatherization worker)	
Atlantic	\$13.00 + .83	\$14.09 + 4.09	\$17.66 + 3.03	\$23.02+10.13	\$13.28+3.76	\$23.60+8.16	
Bergen	\$13.00 + .83	\$20.50 + 4.74	\$25.00 + 2.12	\$25.29+7.84	\$28.07+8.86	\$34.83+15.40	
Burlington	\$13.00 + .83	\$14.09 + 4.09	\$17.66 + 3.03	\$23.02+10.13	\$25.67+9.81	\$23.60+8.16	
Camden	\$13.00 + 1.47	\$10.88	\$16.03 + 3.03	\$23.02+10.13	\$13.28+3.76	\$23.60+8.16	
Cape May	\$13.00 + .83	\$10.00 + 3.78	\$17.66 + 3.03	\$23.02+10.13	\$13.28+3.76	\$23.60+8.16	
Cumberland	\$13.00 + .83	\$14.09 + 4.09	\$17.66 + 3.03	\$23.02+10.13	\$13.28+3.76	\$23.60+8.16	
Essex	13.00 + .83	\$20.97+6.83	\$25.24 + 3.23	\$25.29+7.84	\$28.07+8.86	\$34.78+15.20	
Gloucester	\$13.00 + .83	\$14.09 + 4.09	\$17.66 + 3.03	\$23.02+10.13	\$13.28+3.76	\$23.60+8.16	
Hudson	\$13.00 + .83	\$20.50 + 4.74	\$25.00 + 2.12	\$25.29+7.84	\$28.07+8.86	\$34.83+15.40	

Weatherization Survey Wage Determination (S2009-NJ-001)				Existing Residential Wage Determination (www.wdol.gov)			
Counties	Weatherization Worker	Doors & Windows Replacement Worker	HVAC, Furnace, Heating & Cooling Repair, Installation, Replacement Worker	Carpenter (Excludes Door & Window Replacement, and work listed as performed by weatherization worker)	Electrician (Excludes electrical work associated with HVAC installation, overhaul, and work listed as performed by weatherization worker)	Plumber (Excludes work associated with HVAC installation, repair or overhaul and work listed as performed by weatherization worker)	
Hunterdon	\$15.79 + 2.20	\$20.97+6.83	\$25.24 + 3.23	\$25.29+7.84	\$45.52+ 51% (Over 4 Units) \$13.68 + 40% (4 Units or Less/Single Family)	\$25.75 + 10.46 \$43.00+23.70 Rate Difference Based on Geographic Description on NJ20080029	
					HUNTERDON COUNTY (Townships of Alexandria and Bethelhem; Boroughs of Bloomsbury and Califon; Town of Clinton; Township of Clinton; Township of Delaware (west of a line following County Route 523 from the Delaware River north to the Raritan Township line); Township of East Amwell (east of State Hwy. 31); Township of Franklin; Boroughs of Frenchtown, Glen Gardner, Hampton and High Bridge; Townships of Holland and Kingwood; Borough of Lebanon; Township of Lebanon; Borough of Milford; Township of Raritan (east of State Hwy. 31 and north of County Route 523); Townships of Readington, Tewksbury and Union)		
				Electrician	\$24.46+38.4%+.25		
				Electrician	HUNTERDON COUNTY (Township of Delaware (east of a line following County Route 523 from the Delaware River north to the Raritan Township line); Township of East Amwell (west of State Hwy. 31); Borough of Flemington; City of Lambertville; Township of Raritan (west of State Hwy. 31 and south of County Route 523); Borough of Stockton; Township of West Amwell);		
Mercer	\$13.61	\$17.00	\$25.24 + 3.23	\$25.29+7.84	\$37.89+16.10	\$25.75+10.46	

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Counties	Weatherization Worker	Doors & Windows Replacement Worker	HVAC, Furnace, Heating & Cooling Repair, Installation, Replacement Worker	Carpenter (Excludes Door & Window Replacement, and work listed as performed by weatherization worker)	Electrician (Excludes electrical work associated with HVAC installation, overhaul, and work listed as performed by weatherization worker)	Plumber (Excludes work associated with HVAC installation, repair or overhaul and work listed as performed by weatherization worker)	
					MERCER COUNTY (south of a line drawn from the point at which Rt. 602 (also known as Hopewell - Wertsville Rd.) meets the Hunterdon/Mercer County line; then, south along Rt. 602 (also known as Hopewell - Wertsville Rd.) to the Borough of Hopewell, includes the Borough of Hopewell; then, east along the Reading Railroad to the Mercer/Somerset County line (Province Line Rd.)		
				Plumber		\$43.00+10.46	
					MERCER COUNTY (north of a line drawn from the point at which Rt. 602 (also known as Hopewell - Wertsville Rd.) meets the Hunterdon/Mercer County line; then, south along Rt. 602 (also known as Hopewell - Wertsville Rd.) to the Borough of Hopewell, includes the Borough of Hopewell; then, east along the Reading Railroad to the Mercer/Somerset County line (Province Line Rd.)		
				Plumber			
Middlesex	\$13.00 + .83	\$14.50 + 6.83	\$36.09 + 4.19	\$25.29+7.84	\$44.75+49 (Over 4 Units) \$13.25+45% (4 Units or Less/Single Family	\$25.75+10.46 (Except Dunellen, Middlesex, S. Plainfield, Piscataway) \$43.00+23.70 (Dunellen, Middlesex, S. Plainfield, Piscataway)	
Monmouth	\$10.99+3.74	\$21.98 + 7.55	\$18.00	\$25.29+7.84	\$14.22+5.14	\$25.75+10.46	

Weatherization Survey Wage Determination (S2009-NJ-001)				Existing Residential Wage Determination (www.wdol.gov)			
Counties	Weatherization Worker	Doors & Windows Replacement Worker	HVAC, Furnace, Heating & Cooling Repair, Installation, Replacement Worker	Carpenter (Excludes Door & Window Replacement, and work listed as performed by weatherization worker)	Electrician (Excludes electrical work associated with HVAC installation, overhaul, and work listed as performed by weatherization worker)	Plumber (Excludes work associated with HVAC installation, repair or overhaul and work listed as performed by weatherization worker)	
Morris	\$13.00 + .83	\$12.00	\$21.00+1.62	\$25.29+7.84	\$13.68+5.47	\$46.71+24.59	
				Plumber	MORRIS COUNTY (does not include the Borough of Chatham; Township of Chatham; Borough of Chester; townships of Chester, Harding and Long Hill; Borough of Mendham; Townships of Mendham and Mount Olive; Township of Washington (Town of Long Valley only)		
						\$43.00+23.70	
				Plumber	MORRIS COUNTY (Borough of Chatham; Township of Chatham; Borough of Chester; townships of Chester, Harding and Long Hill; Borough of Mendham; Townships of Mendham and Mount Olive; Township of Washington (Town of Long Valley only)		
Ocean	\$13.00 + .83	\$14.09+4.09	\$18.00	\$25.29+7.84	\$14.22+5.14	\$25.75+10.46	
				Plumber	OCEAN COUNTY (north of a line drawn from the Atlantic Ocean following a line westerly through the middle of the Barnegat Inlet, continuing west through Barnegat Bay into the town of Waretown; then, continuing along County Road Route 532 until County Road Route 532 becomes State Highway Route 72; then, continuing along State Highway Route 72 until it reaches the Burlington County line):		
						\$23.60+8.16	
				Plumber	OCEAN COUNTY (south of a line drawn from the Atlantic Ocean following a line westerly through the middle of the Barnegat Inlet, continuing west through Barnegat Bay into the town of Waretown; then, continuing along County Road Route 532 until County Road Route 532 becomes State Highway Route 72; then, continuing along State Highway Route 72 until it reaches the Burlington County line):		

Weatherization Survey Wage Determination (S2009-NJ-001)				Existing Residential Wage Determination (www.wdol.gov)			
Counties	Weatherization Worker	Doors & Windows Replacement Worker	HVAC, Furnace, Heating & Cooling Repair, Installation, Replacement Worker	Carpenter (Excludes Door & Window Replacement, and work listed as performed by weatherization worker)	Electrician (Excludes electrical work associated with HVAC installation, overhaul, and work listed as performed by weatherization worker)	Plumber (Excludes work associated with HVAC installation, repair or overhaul and work listed as performed by weatherization worker)	
Passaic	\$13.00 + .83	\$35.00+.27	\$25.00 + 2.12	\$25.29+7.84	\$13.68+547	\$34.83+15.40	
Salem	\$13.00 + .83	\$14.09 + 4.09	\$17.66 + 3.03	\$23.02+10.13	\$13.28+3.76	\$23.60+8.16	
Somerset	\$15.11 + 1.91	\$20.00 + 3.83	\$25.24 + 3.23	\$25.29+7.84	\$45.52 + 51% (Over 4 Units) \$13.68 + 40% (4 Units or Less/Single Family	\$25.75+\$10.46 (Montgomery & Rocky Hill) \$43.00+23.70 (Except Montgomery & Rocky Hill)	
				Electrician	SOMERSET COUNTY (does not include the township of Franklin east of a line following Cedar Grove Lane from the Raritan River, in a southwesterly direction, to the Millstone Branch of the Pennsylvania Railroad; then, west along the railroad to the Delaware and Raritan Canal; then, south along the canal to the Middlesex County line; does not include the township of Montgomery west and south of a line following U.S. Hwy. 206 (formerly State Hwy. 31) north from the Mercer County line to Harlingen Rd.; then, west along Harlingen Rd. and the Dutchtown-Zion road to the Hillsborough township line)		
					\$24.46+38.4%+.25		
				Electrician	SOMERSET COUNTY (Township of Montgomery (west and south of a line following U.S. Hwy. 206 (formerly State Hwy. 31) north from the Mercer County line to Harlingen Rd.; then, west along Harlingen Rd. and the Dutchtown-Zion road to the Hillsborough township line):		
					\$44.75+49% (Over 4 Units) \$13.25+45% (4 Units or Less/Single Family		

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Counties	Weatherization Worker	Doors & Windows Replacement Worker	HVAC, Furnace, Heating & Cooling Repair, Installation, Replacement Worker	Carpenter (Excludes Door & Window Replacement, and work listed as performed by weatherization worker)	Electrician (Excludes electrical work associated with HVAC installation, overhaul, and work listed as performed by weatherization worker)	Plumber (Excludes work associated with HVAC installation, repair or overhaul and work listed as performed by weatherization worker)	
					SOMERSET COUNTY (Township of Franklin (east of a line following Cedar Grove Lane from the Raritan River, in a southwesterly direction, to the Millstone Branch of the Pennsylvania Railroad; then, west along the railroad to the Delaware and Raritan Canal; then, south along the canal to the Middlesex County line)		
				Electrician			
Sussex	\$15.79 + 2.20	\$20.97+6.83	\$25.24 + 3.23	\$25.29+7.84	\$13.68+547	\$46.71+24.59	
Union	\$13.00 + .83	\$20.92 + 6.83	\$25.24 + 3.23	\$25.29+7.84	\$13.68+547	\$43.00+23.70	
Warren	\$15.79 + 2.20	\$20.97+6.83	\$25.24 + 3.23	\$25.29+7.84	\$13.68+547	\$46.71+24.59	
					WARREN COUNTY (Township of Allamuchy; Borough of Alpha; Township of Blairstown; Township of Franklin (does not include the towns of Asbury and New Village); Township of Frelinghuysen; Town of Hackettstown; Townships of Hardwick, Independence, Knowlton, Liberty and Mansfield; Township of Pohatcong (does not include the towns of Carpentersville, Riegelsville and Warren Glen); Borough of Washington; Township of Washington		
				Plumber			
						\$43.00 + 23.70	
					WARREN COUNTY (Town of Belvidere; Township of Franklin (Towns of Asbury and New Village only); Townships of Greenwich, Harmony, Hope, Lopatcong and Oxford; Town of Phillipsburg; Township of Pohatcong (Towns of Carpentersville, Riegelsville and Warren Glen only); Township of White)		
				Plumber			