

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



<p>FOR DEPARTMENT OF LABOR USE</p> <p>Response To Request</p> <p><input type="checkbox"/> Use area determination issued for this area</p> <hr/> <p><input checked="" type="checkbox"/> The attached decision noted below is applicable to this project</p> <p>Decision Number 2009-NY-001</p> <p>Date of Decision 9-3-2009</p> <p>Expires 3-6-2010</p> <p>Supersedes Decision Number</p>	<p>Mail Your Request To:</p> <p>U.S. Department of Labor Employment Standards Administration Wage and Hour Division Branch of Construction Contract Wage Determinations Washington, D.C. 20210</p>		<p>CHECK OR LIST CRAFTS NEEDED (Attach continuation sheet if needed)</p> <p><input type="checkbox"/> Asbestos workers</p> <p><input type="checkbox"/> Boilermakers</p> <p><input type="checkbox"/> Bricklayers</p> <p><input checked="" type="checkbox"/> Carpenters</p> <p><input type="checkbox"/> Cement masons</p> <p><input checked="" type="checkbox"/> Electricians</p> <p><input type="checkbox"/> Glaziers</p> <p><input type="checkbox"/> Ironworkers</p> <p><input checked="" type="checkbox"/> Laborers (Specify classes) HVAC Mechanic</p> <hr/> <p><input type="checkbox"/> Lathers</p> <p><input type="checkbox"/> Marble & tile setters, terrazzo workers</p> <p><input type="checkbox"/> Painters</p> <p><input type="checkbox"/> Piledrivers</p> <p><input type="checkbox"/> Plasterers</p> <p><input checked="" type="checkbox"/> Plumbers</p> <p><input checked="" type="checkbox"/> Roofers</p> <p><input checked="" type="checkbox"/> Sheet metal workers</p> <p><input type="checkbox"/> Soft floor layers</p> <p><input type="checkbox"/> Steamfitters</p> <p><input type="checkbox"/> Welders-rate for craft</p> <p><input type="checkbox"/> Truck drivers</p> <p><input type="checkbox"/> Power equipment operators (Specify types)</p> <p><input checked="" type="checkbox"/> Weatherization Worker</p> <hr/> <p>Other Crafts</p> <hr/> <hr/> <hr/>
	<p>Requesting Officer (Typed name and signature) Lisa Kuzniar Lisa.Kuzniar@netl.doe.gov <i>Lisa Kuzniar</i></p>		
<p>Department, Agency, or Bureau Department of Energy/National Energy Technology Laboratory</p>		<p>Phone Number 304-285-4242</p>	
<p>Date of Request 08/11/2009</p>	<p>Estimated Advertising Date</p>	<p>Estimated Bid Opening Date</p>	
<p>Prior Decision Number (If any) N/A</p>	<p>Estimated \$ Value of Contract</p> <p><input type="checkbox"/> Under 1/2 Mil <input type="checkbox"/> 1 to 5 Mil <input type="checkbox"/> 1/2 to 1 Mil <input checked="" type="checkbox"/> Over 5 Mil</p>	<p>Type of Work</p> <p><input type="checkbox"/> Bldg. <input type="checkbox"/> Highway <input checked="" type="checkbox"/> Resid. <input type="checkbox"/> Heavy</p>	
<p>Address to which wage determination should be mailed. (Print or type)</p> <p>3610 Collins Ferry Rd. PO Box 880 Morgantown, WV 26507</p> <p>Fax Number 304-285-4683</p>			
<p>Location of Project (City, County, State, Zip Code)</p> <p>State of New York - all counties</p>			
<p>Description of Work (Be specific) (Print or type)</p> <p>RESIDENTIAL WEATHERIZATION CONSTRUCTION</p> <p>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.</p>			

Approved
Shirley Ebbesen
Shirley Ebbesen
Director, Division of
Wage Determinations

Expiration date and
extension per 29CFR Part
1.6 (a)(1)

NEW YORK 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 York found on www.wdol.gov.

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 York, the Department's recent survey determined as a matter of prevailing practice that these duties are performed by a weatherization worker classification. The survey also found specialty weatherization work performed on weatherization construction projects. Specialty weatherization work is 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. Classifications performing this work are also listed on this project wage determination.

Wage payment data submitted for the State of New York 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.

STATE: New York
 Decision #: 2009-NY-001

COUNTIES: See below

DESCRIPTION OF WORK: Weatherization construction on existing residential structures to include 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. This also includes (1) the replacement of doors and windows and the repair; (2) the installation of hot water heaters and the 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.

The following is a key to the county chart below. The first figure in each classification column is the hourly rate and the rate following the “+” is the fringe benefit rate. A blank in the classification column signifies that there is no or insufficient data from either source and therefore no applicable rate.

Any unlisted classifications needed for work not included within the scope of the classifications listed below may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

Weatherization Survey				Existing Residential Wage Determination (www.wdol.gov)		
Counties	Weatherization Worker	Doors & Windows Weatherization Worker	HVAC/Furnace/Heating & Cooling Mechanic	Carpenter	Electrician	Plumber
Albany	\$10.25+5.69	\$10.25+5.69	\$14.22+6.12	\$13.79+5.03	\$8.27	\$17.87+3.51
Allegany	\$10.51+3.77	\$10.51+3.77	\$11.25+0.56	\$8.03	\$8.62	\$9.52
Bronx	\$12.00+2.54	\$24.00	\$15.00+4.04	\$54.63+38.06	\$49.00+34.81	\$51.36+30.74
Broome	\$12.78+3.89	\$12.78+3.89	\$10.86+2.11	\$15.02+5.56	\$15.64+11.07	
Cattaraugus	\$10.51+3.77	\$10.51+3.77	\$11.25+0.56	\$8.95	\$7.35	\$13.89+0.98
Cayuga	\$10.75+3.39	\$10.75+3.39	\$15.50+3.92	\$13.18+2.72	\$10.83+1.89	
Chautauqua	\$10.80+0.50	\$10.80+0.50	\$22.00+3.14		\$18.30+8.43	
Chemung	\$11.25+.56	\$11.25	\$10.86+2.11	\$15.02+5.56	\$22.88+8.34	
Chenango	\$11.77+1.73	\$11.77+1.73	\$15.82+3.40	\$8.03	\$8.62	\$9.52
Clinton	\$11.99+1.22	\$11.99+1.22	\$11.33+3.91	\$13.16	\$17.11+9.05	\$13.86+1.80
Columbia	\$10.00+3.17	\$10.00+3.17	\$14.11+3.38	\$9.50+4.55	\$8.62	\$9.52
Cortland	\$10.25+1.61	\$15.00+6.76	\$10.86+2.11	\$8.03	\$8.62	\$7.25

Counties	Weatherization Survey			Existing Residential Wage Determination (www.wdol.gov)		
	Weatherization Worker	Doors & Windows Weatherization Worker	HVAC/Furnace/Heating & Cooling Mechanic	Carpenter	Electrician	Plumber
Delaware	\$14.91+0.57	\$14.91+0.57	\$13.88	\$8.03	\$8.62	\$9.52
Dutchess	\$17.15	\$17.15	\$14.88	\$21.74+15.85	\$35.00+15.10	\$33.47+14.58
Erie	\$13.86+6.84	\$13.00+4.73	\$18.00+4.13	\$14.48+4.64	\$15.55+4.70	\$23.54+16.83
Essex	\$11.99+1.22	\$11.99+1.22	\$11.33+3.91	\$13.16	\$17.11+9.05	\$13.86+1.80
Franklin	\$13.39+4.27	\$13.39+4.27	\$11.33+3.91	\$13.16	\$17.11+9.05	\$13.86+1.80
Fulton	\$10.65+4.06	\$10.65+4.06	\$15.82+3.40	\$13.16	\$14.95+5.55	\$13.86+1.80
Genesee	\$11.20+2.59	\$16.08+5.59	\$17.57+5.73		\$19.50+8.41	
Greene	\$10.89+4.27	\$10.89+4.27	\$14.11+3.38	\$9.00+1.57	\$8.27	\$17.12+3.61
Hamilton	\$9.41+2.57	\$9.41+2.57	\$10.86+2.11	\$13.16	\$14.95+5.55	\$13.86+1.80
Herkimer	\$10.50+2.69	\$10.50+2.69	\$20.00+0.38	\$7.25	\$7.78	\$12.38
Jefferson	\$11.19+2.95	\$15.36+4.65	\$15.82+3.40	\$13.16	\$17.11+9.05	\$13.86+1.80
Kings	\$18.13+1.54	\$24.00	\$16.33+0.94	\$54.63+38.06	\$49.00+34.81	\$51.36+30.74
Lewis	\$12.24+1.10	\$12.24+1.10	\$12.40+1.03	\$13.16	\$17.11+9.05	\$13.86+1.80
Livingston	\$16.42+2.52	\$16.42+2.52	\$16.42+2.52		\$18.90+7.47+3%	
Madison	\$9.79+2.70	\$9.79+2.70	\$15.50+3.92	\$13.18+2.72	\$10.83+1.89	
Monroe	\$15.91+1.96	\$15.91+1.96	\$17.42+1.81		\$18.90+7.47+3%	
Montgomery	\$10.65+4.06	\$10.65+4.06	\$15.64+2.92	\$12.40+2.66	\$8.27	\$16.11+4.85
Nassau	\$18.72+12.19	\$18.72+12.19	\$31.23	\$54.63+38.06	\$44.75+28.52	\$49.73+22.30
New York	\$22.99+7.62	\$24.82+5.59	\$31.23	\$54.63+38.06	\$49.00+34.81	\$51.36+30.74
Niagara	\$9.54+5.32	\$9.54+5.32	\$18.00+4.13	\$14.48+4.64	\$15.55+4.70	\$23.54+16.83
Oneida	\$10.50+2.69	\$10.50+2.69	\$20.00+0.38	\$8.53+2.05	\$8.00+0.98+3%	\$7.39+0.60+9%
Onondaga	\$12.27+2.79	\$12.27+2.79	\$15.50+3.92	\$13.18+2.72	\$10.83+1.89	
Ontario	\$11.52+4.40	\$11.52+4.40	\$17.57+5.73		\$18.90+7.47+3%	
Orange	\$14.00+4.60	\$14.00+4.60	\$17.00+5.25	\$27.17+19.82	\$35.00+15.10	\$38.45+26.30* \$38.45+26.30**
Orleans	\$11.20+2.58	\$16.08+5.59	\$17.57+5.73		\$18.50+6.65	
Oswego	\$10.75+3.39	\$10.75+3.39	\$15.50+3.92	\$13.18+2.72	\$10.83+1.89	
Otsego	\$10.31+1.42	\$12.29	\$10.13+1.42	\$8.03	\$8.62	\$7.25
Putnam	\$19.00+5.21	\$19.00+5.21	\$31.23	\$25.00+16.40	\$35.00+15.10	\$33.47+14.58
Queens	\$22.99+7.62	\$24.82+5.59	\$31.23	\$54.63+38.06	\$41.39+17.91	\$51.36+30.74
Rensselaer	\$13.50+3.62	\$13.50+3.62	\$24.00+3.46	\$13.27+4.28	\$8.27	\$17.12+3.61
Richmond	\$15.00	\$15.00	\$31.23	\$54.63+38.06	\$49.00+34.81	\$51.36+30.74
Rockland	\$10.00+0.38	\$10.00+0.38	\$31.23	\$54.63+38.06	\$47.44+13.50+7%	\$38.45+26.30

Weatherization Survey				Existing Residential Wage Determination (www.wdol.gov)		
Counties	Weatherization Worker	Doors & Windows Weatherization Worker	HVAC/Furnace/Heating & Cooling Mechanic	Carpenter	Electrician	Plumber
Saratoga	\$11.00	\$11.00	\$15.64+2.92	\$12.40+2.66	\$8.27	\$17.50+3.35
Schenectady	\$11.00	\$11.00	\$13.50	\$12.40+2.66	\$11.85+5.10+10.3%	\$19.20+6.35
Schoharie	\$10.92+2.09	\$10.92+2.09	\$10.82+2.09	\$7.25	\$7.25	\$7.34
Schuyler	\$11.25+0.56	\$11.25+0.56	\$11.25+0.56	\$8.03	\$8.62	\$9.52
Seneca	\$13.29+2.05	\$13.29+2.05	\$14.49+3.22	\$8.03	\$8.62	\$7.25
St. Lawrence	\$11.19+2.57	\$15.36+4.65	\$15.82+3.40	\$13.16	\$17.11+9.05	\$13.86+1.80
Steuben	\$9.00+3.79	\$9.00+3.79	\$9.00+3.79	\$8.03	\$8.62	\$9.52
Suffolk	\$18.72+12.19	\$18.72+12.19	\$31.23	\$54.63+38.06	\$44.75+28.52	\$49.73+22.30
Sullivan	\$10.00	\$10.00	\$10.00	\$9.50+4.40	\$13.90+4.00+3%	
Tioga	\$9.55+3.39	\$9.55+3.39	\$9.55+1.29	\$15.02+5.56	\$22.88+8.34	
Tompkins	\$12.00	\$12.00	\$10.86+2.11	\$8.03	\$8.62	\$9.52
Ulster	\$10.85+2.55	\$10.85+2.55	\$17.00+5.25	\$9.50+4.40	\$15.90+1.97+10.55%	
Warren	\$10.82+3.58	\$10.82+3.58	\$12.73+6.47	\$14.85+2.505	\$8.27	\$16.30+2.87
Washington	\$12.52+2.10	\$12.52+2.10	\$14.22+6.12	\$7.25	\$7.25	\$7.34
Wayne	\$11.52+4.40	\$11.52+4.40	\$17.57+5.73		\$18.90+7.47+3%	
Westchester	\$19.00+5.20	\$19.00+5.20	\$31.23	\$54.63+38.06	\$47.44+13.50+7%	\$44.21+22.66
Wyoming	\$12.25+1.60	\$12.25+1.60	\$12.25+2.27	\$8.03	\$8.62	\$9.52
Yates	\$9.00+3.79	\$9.00+3.79	\$12.00+5.29	\$8.03	\$8.62	\$9.52