

**Schedule A to the
NATIONAL SERVICE AND MAINTENANCE AGREEMENT**

Jurisdiction: New York City and Long Island, Local 638

In accordance with Article XX, Paragraph 72, this schedule is entered into on behalf of the signatories to the current National Service and Maintenance Agreement dated August 1, 2010.

**SPECIAL CONDITIONS
ARTICLE VII
Scope of Service, Maintenance and Operations Work**

Paragraph 11 – Modified to include the following:

- Commissioning, operation, maintenance and repair of building automation systems
- Installation of roof top and self-contained indoor air-cool packages (up to 95 tons) and split systems -- air cooled (refrigerant piping and draining) up to a limit of 50 tons combined tonnage, including handling of equipment
- Renovation on single family residences (i.e., brownstones, apartments, condominiums)
- Replacement of systems up to 25 tons
- Replacement of systems in high rise residential building under a service contract*

Employees working under the terms of this Agreement cannot be utilized on any new construction, previously unoccupied space, totally rehabilitated buildings or any full or partial floor renovation of a building that is considered building trades work.

* Any subsequent residential agreement between Local 638 and the Mechanical Contractors Association of New York will be incorporated as an addendum to this Schedule A.

**ARTICLE VIII
Building Trades Work**

Paragraph 13 – Modified to include the following:

All rigging on building trades jobs performed by Employers signed to this Agreement shall be in accordance with Rule XV-A, Rigging, of the Trade Agreement between the Mechanical Contractors Association of New York, Inc, and Enterprise Association Local Union 638.

**ARTICLE XII
Wages, Benefits, and Hours of Work**

Paragraph 40 - Servicemen – Modified to include those employees who are now classified as 4th, 3rd and 2nd year employees with the rate of pay, fringes and benefits as specified in the local agreement.

Paragraph 41 - Service Apprentices – Modified to include those employees with zero to one year experience with the rate of pay, fringes and benefits as specified in the local agreement.

Paragraph 42 - Service Tradesman - Rate of pay shall not be less than 40% of the Service Journeyman rate.

Fringe Contributions

	National or Local Pension Fund	Health and Welfare	Education*	Promotion Fund*
Service JourneymanPer local agreement (PLA)			
Serviceman	PLA	PLA	PLA	PLA
Service Apprentice	PLA	PLA	PLA	PLA
Tradesman	PLA	PLA	PLA	PLA

* Fringe benefits paid on hours worked.

**ARTICLE XXV
New Construction, Installation and Remodel of
Refrigeration**

Paragraph 99 – Modified to include:

Service employees, as defined in Article IX, shall be allowed to perform all installation work in independent markets and specialty store with areas up to 20,000 square feet including, for example:

- Eatzies
- Walgreens, Rite-Aid, etc.
- Sutton Place
- Balducci
- Vinegar Factory
- Diners
- Restaurants
- Produce Farm Stores
- Convenience Stores
(i.e., 7-11, Circle K)

Independent Market, including ethnic stores, such as:

- Brave
- C Town
- Trade Fair
- Key Food
- Associated
- IGA
- Met Food

Paragraph 99 does not apply to installation of systems in buildings that are under new construction (under a building trades agreement) or have never been occupied or chain food stores that are being completely renovated. Complete renovation is defined as the relocation of coolers, prep rooms and fixtures requiring the abandoning of existing refrigeration lines and the installation of new lines. Direct case replacement is considered service work.

Oversight Committee and Modifications to Schedule “A”

The Oversight Committee will meet on a regular basis to ensure all Employers and Employees working under the Agreement and this Schedule “A” understand its provisions. If issues arise concerning the terms of the Schedule “A,” such issues may be referred to the Oversight Committee. If the Oversight Committee determines that modification(s) to the Schedule “A” is appropriate, the matter will be referred promptly to the Joint Committee for resolution.

United Association of Journeymen
and Apprentices of the Plumbing
and Pipe Fitting Industry

Mechanical Service Contractors
of America (MSCA)

8/1/2010

Handwritten signature of William P. Hite in black ink.

William P. Hite
General President, UA
Date: 8/1/2010

Handwritten signature of David Bavisotto in black ink.

David Bavisotto
Chairman, MSCA
Date: 8/1/2010