

**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, 2005.

**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 4<sup>th</sup>, 3<sup>rd</sup> and 2<sup>nd</sup> 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**

|                           | <b>National or<br/>Local Pension<br/>Fund</b> | <b>Health and<br/>Welfare</b> | <b>Education*</b> | <b>Promotion<br/>Fund*</b> |
|---------------------------|---|-------------------------------|-------------------|----------------------------|
| <b>Service Journeyman</b> | .....Per local agreement (PLA) .....          |                               |                   |                            |
| <b>Serviceman</b>         | <b>PLA</b>                                    | <b>PLA</b>                    | <b>PLA</b>        | <b>PLA</b>                 |
| <b>Service Apprentice</b> | <b>PLA</b>                                    | <b>PLA</b>                    | <b>PLA</b>        | <b>PLA</b>                 |
| <b>Tradesman</b>          | <b>PLA</b>                                    | <b>PLA</b>                    | <b>PLA</b>        | <b>PLA</b>                 |

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

Independent Market, including ethnic stores, such as:

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

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”**

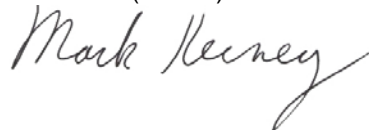
The Oversight Committee will meet on a regular basis to ensure all Employers and Employees working under the Agreement and this Schedule “A” understand its provisions. If issues arise concerning the terms of the Schedule “A,” such issues may be referred to the Oversight Committee. If the Oversight Committee 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



William P. Hite  
General President, UA  
Date: 8/1/05

Mechanical Service Contractors  
of America (MSCA)



Mark Kerney  
Chairman, MSCA  
Date: 8/1/05