



**AFL-CIO President Lane Kirkland (second from left) takes a tour of the Weber Basin Job Corps program. With him are (left to right) Local 3 Business Manager Tom Stapleton, job corps student, Salt Lake District Representative Bill Markus and training instructor Byron Deleeuw.**

## Kirkland vows to fight for job corps

Ogden, Utah — AFL-CIO President Lane Kirkland said the federation will "fight to keep the Job Corps programs operating," despite the Reagan Administration's efforts to eliminate them.

Kirkland's pledge came during a 2½ hour tour of the nearby Weber Basin Job Corps Conservation Center. His words of encouragement were met with a standing ovation from the center's 210 students who were well aware of the efforts to close the nation's 107 Job Corps centers.

The Reagan Administration's fiscal 1986 budget package called for elimination of the Job Corps. The Republican-controlled Senate partially complied by voting a 30 percent slash in Job Corps funds in the fiscal 1986 budget package it approved by a 50-49 vote. The Democratic-controlled House is expected to vote full funding for the program, which was initiated 20 years ago as part of President Lyndon Johnson's Great Society agenda.

The Weber Basin Job Corps Center is one of a number operated by the building trades affiliates of the AFL-CIO. Represented at this center are the Bricklayers, Carpenters, Painters, Plasterers, and Operating Engineers. Students and instructors from the Clearfield Job Corps Center in Clearfield, Utah, which is operated by the Auto Workers, were also on hand for Kirkland's tour.

### Paying its way

At a press briefing, Kirkland pointed out that the Job Corps more than pays its way. He cited findings of a 1982 study that for every tax dollar spent on the hardcore disadvantaged youths enrolled in Job Corps skills training, \$1.46 was returned in the form of tax revenues from the graduates' higher earnings, decreases in welfare costs and a reduction in crime.

The seven unions represented at Weber Basin and Clearfield along with the National Maritime Union have been with the program since the beginning and now train more than 6,000 youths each year in building trades, clerical and automotive skills.

Kirkland's visit to Weber Basin came during a side trip from the AFL-CIO regional conference in Salt Lake City. He had lunch with Job Corps Student Council President Rhett Runkle, Vice President Patricia Brown and Center Director Ted Larsen.

The sentiments of the Job Corps students, who are mainly high school dropouts and often from broken homes, were contained in a button presented to Kirkland on his arrival. It said simply, "We are family."

## Master Agreements receive wage increases

Northern California Operating Engineers working in construction, dredging and equipment rental will receive a negotiated five percent increase in their wage/fringe package this month, Business Manager Tom Stapleton announced.

Included in the five percent increase for all three agreements is a new Annuity Trust Fund that will establish an individual annuity plan for each participant.

Other agreements, including the Utah and Nevada Master Agreements, Material Dealers and Rock, Sand and Gravel are currently in negotiations at press time.

Effective June 16, Local 3 members working under the Northern California Master Construction Agreement receive a wage increase of 58 cents an hour to 92 cents an hour, depending upon the group classification in which they work.

## Felony indictment filed against Star Excavation

*By James Earp,  
Managing Editor*

A two-year investigation initiated by Local 3 on a major Bay Area non-union contractor culminated this month when the San Mateo County District Attorney's office filed a criminal complaint containing 47 felony counts of labor code violations against Star Excavation and Hatton Construction of Burlingame.

The criminal charges, which were filed in the San Mateo County Municipal Court on June 7, mark one of the largest cases involving labor code violations in the history of the county, according to District Attorney James P. Fox.

Local 3 Business Manager Tom Stapleton hailed the indictments as a "major blow against the growing epidemic of unscrupulous contractors in the non-union sector."

"Star Excavation has been a thorn in the side of the Building Trades in the Bay Area for a long time," Stapleton stated. "We have always suspected this firm of breaking the law, but it was only after we mobilized our business agents to begin collecting data and getting witnesses to testify to investigators that we were able to prove it."

Stapleton cited the Star indictments as "prime evidence" of the need for the Governor to support the package of legislation authored by Assemblyman Dick Floyd that seeks to curb the underground construction economy.

"Last year Assemblyman Floyd succeeded in getting a major package of legislation through the legislature that



**District Attorney James Fox announced the indictments.**

would have tightened the noose around contractors found guilty of wage and labor violations," Stapleton charged. "Governor Deukmejian vetoed every single bill because he had some political ax to grind with Floyd."

The complaint by the San Mateo District Attorney charges Durwood and Diana Miley and Maureen Sweeney of Star Excavation and Jack Hatton of Hatton Construction with grand theft and felony violations of the prevailing wage rate, which is required on all publicly funded construction projects.

The prevailing rate is determined by the Department of Industrial Relations and the State of California, and includes

*(Continued on back page)*

In addition, the fringe benefit package will receive the following increases effective July 1: five cents for Health & Welfare, bringing it to \$1.90 an hour; five cents for Pensioned Health & Welfare, bringing it to 69 cents an hour; and 15 cents for the Pension, bringing it to \$3.75 an hour.

The Vacation and Holiday Pay Plan remains unchanged at \$2.50 an hour.

The dredging and equipment rental agreements received the same fringe benefit allocations. A complete listing of the wage rates for all three agreements appears below.

An additional two cents was allocated to the Affirmative Action Trust to provide funding for the Foundation for Fair Contractors.

"This joint labor-management organization has been formed to help Local 3 more effectively combat the growth of non-union contractors," Stapleton

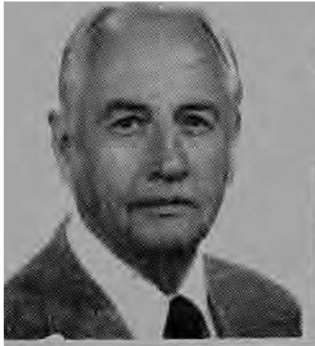
announced. As reported in the March edition of *Engineers News*, the foundation has already been very effective in monitoring wage, apprenticeship training and safety violations on non-union construction projects.

"The two cents an hour allocation into this program will enable us to maintain a long term commitment to the vital effort of protecting the jobs of our members," Stapleton declared.

A new fringe benefit — the Annuity Trust Fund — received 35 cents an hour. "The annuity fund was created because of a favorable response from the membership in a survey that was mailed out in April," Stapleton explained. "It was created as a supplement to the pension plan."

Stapleton added that one of the key advantages of having an annuity plan in addition to our existing pension plan is

*(Continued on page 10)*



By T.J. (Tom) Stapleton, Business Manager

# LOOKING AT LABOR



PUBLISHED TO PROMOTE THE GENERAL WELFARE OF ALL ENGINEERS AND THEIR FAMILIES

**T.J. "TOM" STAPLETON**  
Business Manager  
and Editor  
**HAROLD HUSTON**  
President  
**BOB SKIDGEL**  
Vice President  
**JAMES "RED" IVY**  
Rec.-Corres. Secretary  
**NORRIS CASEY**  
Treasurer  
**WALLY LEAN**  
Financial Secretary  
**JAMES EARP**  
Managing Editor

ENGINEERS NEWS is published monthly by Local 3 of the International Union of Operating Engineers, 474 Valencia St., San Francisco, CA 94103. Second class postage paid at San Francisco, CA. USPS Publication Number 176-560. Subscription price \$6.

OPEIU-3-AFL-CIO (3)

## CAL/OSHA comes under fire for major 'weaknesses'

An article in the *San Francisco Chronicle* this month confirms an earlier investigation by Local 3 that all is not well in Cal/OSHA.

According to the *Chronicle*, federal officials in California knew since 1978 of "weaknesses" in a state program to protect job-safety whistle-blowers, but never mentioned them in annual reports to Washington.

An internal memo prepared for Russell B. Swanson, chief of the U.S. Occupational Safety and Health Administration regional office, with headquarters in San Francisco, in December outlined seven "weaknesses of the state plan" to prevent retaliation against whistle-blowers. It also noted that some California workers had complained about the problems as far back as 1978.

"Serious thought and consideration should be given to develop measures based on each of these weaknesses of the state plan as it now operates," said the memo, obtained under the Freedom of Information Act.

But a top U.S. Labor Department official said there was no mention of any of these problems in annual evaluations of the Cal-OSHA program re-

(Continued on page 9)

Reagan's new tax proposal and the negotiated wage/fringe increases that many Local 3 members will receive this month (see page 1), may have more in common than we would wish.

Those who have worked elsewhere will testify that our wage/fringe package is the best in the industry. The fringe benefits that have been negotiated into our economic package over the years has become a vital part of our standard of living.

No longer can we really consider them "fringe" benefits. Indeed, they have become "life support" benefits that are crucial to our financial security to meet spiralling medical costs and to provide a decent income during our retirement years.

That is why we are keeping a close eye on Reagan's tax proposal. We welcome elements of his plan, but are disappointed that it falls short of the major overhaul that is needed to restore fairness to the tax structure.

Although Reagan's tax reform plan has received widespread acceptance initially, there is a great deal of the 500-page proposal that has yet to be

**"Reagan's proposal would tax our medical benefits up to \$300 per year per family. We must register our strong opposition to any proposal that would tax these life support systems."**

viewed by the public eye.

One area of critical concern to all trade union members is the proposed taxation of the negotiated health and welfare contributions that are made by the employer. Reagan's proposal would tax our medical benefits up to \$300 a year per family.

The real danger isn't the \$300. It's the idea that these benefits should even be taxed at all. Today it will be \$300. Tomorrow Congress will decide that all of our health insurance benefits should be taxed.

We must register our strong opposition to any proposal that would tax these life support systems.

The next two months will be

critical. House Ways & Means Committee Chairman Dan Rostenkowski opened hearings on Reagan's plan May 30 with the idea of gathering public input for two months before sitting down to draft the actual legislation.

Your input as an individual taxpayer will be crucial. We cannot rely on lobbyists to protect our interests. Indeed, it will be "the little guy" who the politicians will be listening to most on this battle.

A *U.S. News & World Report* interview with Rostenkowski sums it up. Says Rostenkowski: "I spoke with Lane Kirkland of the AFL-CIO the other day. He suggested that for a Democrat, I'm awfully quiet about fringe benefit cuts. I said, 'Lane, you have armies. Sound the clarion call. Get your people working. Get your people up on the hill. Make your case. Try to win.'"

If we don't "make our case" now, we will have no one to blame but ourselves when we look at our tax forms next year and see that the IRS has "simplified" our taxes and is now taxing our fringe benefits.

## Local 3 scholarship winners announced

By John McMahon

The Operating Engineers Local Union #3 Scholarship winners for 1985 were announced this month by Business Manager Tom Stapleton, following the recommendation of the Executive Board's action of May 19.

First place winners are Catherine Aragon of St. Helena, California and Eduardo Francisco Fisher of Rio Vista, California. Both students will receive a \$1,000 scholarship to be used at the college of their choice.

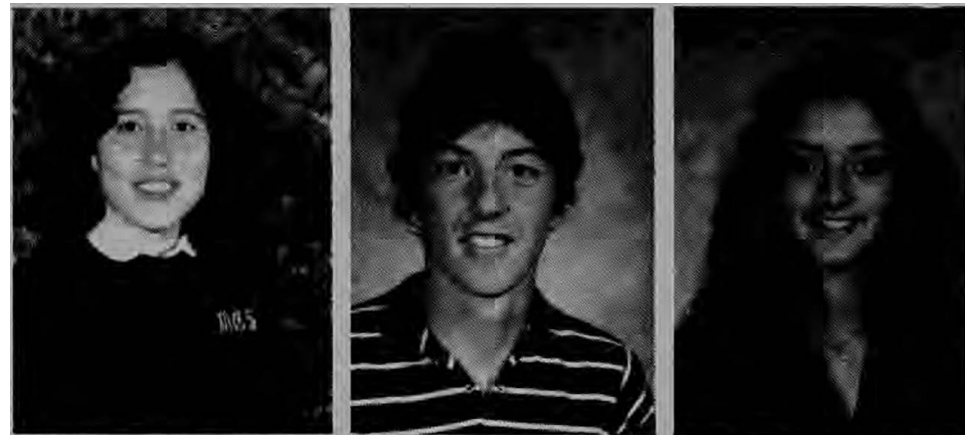
Sandra Lee McGinnis of Diamond Springs, California and Tarn Joseph Vieira of Marysville, California, were first runners-up and will receive \$500 scholarships.

The scholarships were awarded after careful evaluation by the Undergraduate Scholarship and Honors Committee at the University of California, Berkeley, and approved at the Local Executive Board at the May 19 meeting.

First place winner, Catherine Aragon, is the daughter of 14 year member John Hendricks. A graduate of Campolindo High School, Moraga. Catherine has been accepted to attend Oberlin College and Music Conservatory in Oberlin, Ohio.

Catherine is interested in studying foreign languages and music in college, with the hope of becoming a teacher. She says that she wants "to go to college because I want to learn, not just about academic subjects, but also about being more responsible for myself and my actions."

In addition to an outstanding academic record, Catherine was a member



First Place Winner  
Catherine Aragon

First Place Winner  
Eduardo Fisher

Second Place Winner  
Sandra McGinnis

of the Campolindo High School Marching Band, the Moraga Chamber Singers and Campolindo String Ensemble. While in high school, she received several school orchestra and band awards. She is a member of the Campolindo Honor Society and is a National Merit Scholarship Semi-finalist.

First place winner in the male category is Eduardo Francisco Fisher, son of 30 year member Alvin W. Fisher of Rio Vista, California. A graduate of Rio Vista High School, Eduardo hopes to attend either U.C. Berkeley, or Stanford University, majoring in business administration.

Maintaining an outstanding scholastic record in high school, Eduardo is also very active outside in the classroom. He was Junior Class President and is currently Senior Class Treasurer. As a sophomore, he was selected to the Rio Vista Junior Varsity Track Hall of Fame and as a senior, he was chosen the

most inspirational member of the cross country track team. He also received the Daughters of the American Revolution Good Citizenship Award this year and, for the second year in a row, was listed in the Who's Who Among American High School Students.

With a goal of earning a masters of Business Administration, Eduardo never thought about "why I would like to attend college. Entering college has always seemed to be just the next step after high school. I guess the two biggest reasons for attending college are that I really enjoy learning and that in our society, a college education has practically become a prerequisite for success."

First runner up winner Sandra Lee McGinnis is the daughter of 20 year member Archie McGinnis of Diamond Springs, California. Graduating from El Dorado High School in Placerville,

(Continued on back page)

## Union construction more productive

Construction workers who belong to labor unions are about one-third more productive than non-union workers, according to the first large-scale statistical study ever done on labor productivity in the U.S. construction industry. The study was released in Washington recently by the Center to Protect Workers' Rights.

The study was conducted by Dr. Steven G. Allen, assistant professor of economics at North Carolina State University. Dr. Allen holds a PhD in economics from Harvard University.

Dr. Allen based his study on output, employment, capital services and other pertinent data compiled nationally by the federal government. The data covers all sectors of the construction industry across the nation.

"This study finds that output per employee is at least 29% greater in unionized establishment in construction," Dr. Allen said. "If this extra productivity is entirely attributable to labor, then union members are at least 38% more productive than other workers in construction."

In addition, the productivity findings suggest the reason for higher union wages is because union work is more efficient, not because unions have monopolistic control over the workplace. This is what allows union contractors to be competitive with non-union firms.

Although Dr. Allen was not able to establish the exact causes for union productive superiority, he noted two possible reasons:

1) Unions insist on the maintenance of apprentice programs, so union members are likely to receive more training than non-union workers.

2) Union hiring halls reduce contractors' costs of finding and hiring competent workers.

National Building Trades President Robert Georgine, commenting on the study said, "Dr. Allen has done the construction industry, and those who use it, an enormous service in laying to rest many of the myths and misguided assumptions about unions that have gone unchallenged in the past. His careful analysis of nationwide data should far to refute the anti-union outpourings of those seeking to destroy unionism in the construction industry."



## Cut cakes — not benefits

Senators should cut birthday cakes — not benefits as President Reagan is demanding — to mark the 50th anniversary of social security and the 20th anniversary of Medicare and Medicaid. This was the message senior citizens gave as they delivered cakes to every member of the U.S. Senate. Addressing the Capitol Hill rally is President Jacob Clayman of the National Council of Senior Citizens.

## Idaho open shop law suspended

Idaho workers aren't bound by the anti-union right to work law the legislature enacted earlier this year, a state judge has ruled.

The legislation has been petitioned to referendum through signatures collected by union volunteers. It will be on the ballot in next November's elections. The issue that has been before the courts is whether the ban on union shop agreements should take effect before the

## Larry Dugan is new General President

J.C. Turner retired May 31 as president of the Operating Engineers and became president emeritus, a non-salaried position, the IUOE announced.

Larry L. Dugan, Jr., sixth vice president and an assistant to Turner since 1979, was elected by the union's executive board to succeed Turner on June 1. His term will run through Jan. 1, 1989. The next union election will be in 1988.

Turner was first elected president of IUOE in 1975, after three years as secretary-treasurer and 16 years as a vice president. He was elected to the AFL-CIO Executive Council in May 1977, following the resignation of the late Hunter P. Wharton, who had been IUOE's president.

Turner has been a member of Washington's IUOE Local 77 since 1934. During the 1940s he was the local's organizer and business representative. He served as business manager from 1950 to 1971 when he was appointed legislative director of the international union.

He is a member of the executive boards of the AFL-CIO Building & Construction Trades Dept. and the Industrial Union Dept., as well as chairman of the federation's Standing Committee on Safety & Occupational Health.

Active in political and civic affairs, Turner is a member of the Democratic National Committee and had been a delegate to several national conventions. He also served on the first District of Columbia city council.

Turner also is a trustee of the National Urban League and Catholic University and treasurer of the Leadership Conference on Civil Rights.

Dugan, 55, joined IUOE Local 428 in referendum.

The heavily Republican legislature, which passed the compulsory open shop law in late January over the veto of Democratic Governor John Evans, had sought to assure this by adding an "emergency" clause to the legislation.

If the clause were valid, the measure would take effect at once.

Without such a clause, a law takes effect after 60 days unless, within that time, it has been petitioned to referendum. In that case, it is stayed until the voters have passed on its merits at the next election.

The Idaho AFL-CIO pointed out that



IUOE General President Larry Dugan

there was no conceivable "emergency" that could justify the legislature's attempt to thwart the referendum process, and Judge Robert G. Newhouse of the state's 4th District Court said the unions had raised a serious question.

He held a number of elected offices in the Phoenix Building & Construction Trades Council, the Arizona Conference of Building Trades Councils, the Arizona AFL-CIO and Central Arizona AFL-CIO.

Dugan is chairman of the IUOE National Impasse Settlement Board and a member of the Associated General Contractors basic trades committee.

He granted a preliminary injunction barring the immediate enforcement of the right to work law. Attorneys for the state legislature can pursue a trial on the merits, in accord with the judge's order. More likely, they can seek to have the Idaho Supreme Court reverse Judge Newhouse's decision and void the injunction.



## To save Dorothy Six

Chanting "Dorothy Six will rise again," over 1,000 steelworkers and supporters rally in the rain outside the giant Duquesne Works near Pittsburgh to save the giant blast furnace. U.S. Steel Corp. shut down the mill a year ago, throwing 2,850 USWA members out of their jobs.

The USWA and the Tri-State Conference on Steel are trying to convince U.S. Steel not to go through with its planned demolition scheduled to begin this month.



By HAROLD HUSTON, President

## *A Personal Note From The President's Pen*

The on-again off-again Senate, in a dramatic, post-midnight vote of 50-49, gave tentative approval to a 1986 budget backed by President Reagan that would cancel next year's Social Security cost-of-living increase as part of a plan to cut spending by \$295 billion over three years.

Approximately two weeks prior to this the Senate voted 65 - 34 to restore full Social Security cost-of-living increases to the 1986 budget, brushing aside warnings that the move was a "wrecker" that would begin unraveling a multi-billion dollar package of spending cuts endorsed by President Reagan.

The roll call vote which would cancel next year's Social Security cost-of-living increase was a mixed victory for Reagan, who began the year vowing — no change in Social Security. Vice President George Bush broke a tie in favor of the proposal, but the drama was also provided by Senator Pete Wilson, R-CA, who left a hospital bed to cast his vote from a wheelchair on the Senate floor.

On the vote giving the plan tentative approval, Bush was joined by 48 Republicans and Senator Edward Zorinsky, D-NE, in favor. Republicans Alphonse D'Amato of New York; Paula Hawkins of Florida; Charles Mathias of Maryland and Arlen Specter of Pennsylvania joined 45 Democrats in opposition.

President Reagan formally embraced the Senate's freshly minted \$295 billion package of spending cuts, saying there was now a "mandate" to freeze Social Security benefits but adding, he would not tolerate any further reductions in his defense build-up.

The Democratic-controlled House Budget Committee is expected to begin work on a deficit reduction package of its own next week. Senator Edward M. Kennedy, D-MA, said the Republicans had "passed their unfair budget in the only way they could — in the middle of the night. Their harsh scheme to slash Social Security, Medicare, education and other essential programs can't stand the sunlight or the light of day." And House Speaker, Thomas P. O'Neill, Jr., D-MA, took sharp issue with Reagan over what the mandate is on Social Security. "The President has violated his promise not to cut Social Security cost-of-living adjustments. I intend to make him honor that

The average Social Security beneficiary would lose \$1,667 over the next five years under the budget plan President Reagan and Senate Republican leaders are backing, a liberal interest group charged. The losses would come both in the form of reduced cost-of-living increases and higher monthly premium charges for Medicare health insurance, the center on Budget and Policy Priorities said. The center, headed by Robert Greenstein, who ran the food stamp program in the Carter Administration, also said programs for low-income people would lose almost \$25 billion over the next three years under the GOP plan.

Reagan and the Senate leaders originally wanted to limit Social Security cost-of-living increases for the next three years to the Consumer Price Index minus two percentage points, with a minimum guaranteed annual increase of two percent.

Currently, the 36 million Social Security beneficiaries are not guaranteed an annual increase unless inflation is three percent or more. The Reagan Senates original Republican plan would guarantee a two percent increase, but it would not be any greater unless inflation exceeded four percent. The center said the reduced cost-of-living mandate," O'Neill said in a statement.

Representative William H. Gray III, D-PA, the chairman of the House Budget Committee, was pleased the Senate slowed the growth in Pentagon spending. But he declared the Senate budget is still not fair, with military spending rising with inflation while domestic spending is being cut. "Senior citizens will be hit both ways — on their COLA's (Cost-of-living increases) and in health care," Gray told a hastily called news conference. "I believe the Senate is out of balance there. I believe the House Budget Committee can develop an even more equitable budget — one that is balanced, which spreads the burden of spending cuts a little more equitably and that maintains a strong national defense."

Democrats on the House panel have tentatively agreed to a plan that would freeze defense spending at 1985 levels, a degree of restraint that Republican leaders have said is unacceptable. Technically, the budget only sets spending targets for Congress to follow later in the year, and specific legislation is still needed to make the actual spending cuts.

increases would cost the typical beneficiary \$81 in 1986, \$198 in 1987 and \$314 in 1988.

Because there would be no catch-up increases, future benefits would remain lower than under current law, and the average beneficiary would lose \$1,257 in cash benefits over five years, a spokesman for the center said. In addition, Medicare premiums would be \$15.60 more in 1986, \$31.20 more in 1987 and \$70.80 more in 1988. Overall, the elderly would pay \$410 more in Medicare premiums over the next five years, for a total loss of \$1,667 in Social Security and Medicare combined, the spokesman said.

Lawmakers and lobbyists urged a House panel to liberate the Social Security Administration and its \$200 billion budget from the rest of the federal bureaucracy. Advocates said Social Security needs to be safeguarded from budget-cutters, including President Reagan and Senate Republican leaders who want to trim cost-of-living increases by two percentage points in each of the next three years. But opponents, including acting Social Security Commissioner, Martha A. McSteen, urged the House Ways and Means subcommittee on Social Security to leave the agency where it is within the Department of Health and Human Services. Rudolph G. Penner, Director of the Congressional Budget Office, urged Congress to repeal a law already on the books that would remove Social Security funds from the rest of the federal budget in 1993. Removing it will add to public confusion about the deficit, he said.

Representative J. J. Pickle, D-TX, who is sponsoring a bill with other leaders of the Ways and Means Committee to give Social Security its independence, said the move is needed to restore public confidence, particularly among the young, in the program that now provides benefits to more than 36 million retired or disabled workers and family members each month.

Representative Claude Pepper, D-FL, Chairman of the House Rules Committee said, "I'm shocked that the President of the United States would deliberately repudiate a solemn commitment he made to the senior citizens of this country that he would not cut Social Security benefits. We in Congress say, 'Mr. President, we're going to make you keep your word — God help us.'"

## **Granite gets award for \$2.2 million Hwy. 395 project**

Don Doser, District Representative from Redding reports that a Pre-Job was held with Granite Construction on their Hallelujah Junction Project on Highway 395. The job, which started immediately, is budgeted at \$2,250,000. The project consists of widening box culvert, and asphalt overlay. It will employ approximately ten Brothers for the Summer, Pete Cox will be Superintendent.

Stimpel-Wiebelhaus Company has started on their Highway 44 and Deschutes over-crossing (\$4,300,000). They will be employing up to 15 Brothers with Brother Bill Bossert, Superintendent. Mittry-G.E.B. is moving right along on their Highway 96 job, just out of Willow Creek. They are working on the bridge at the present time.

B&H Construction has a small job west of Redding. Brother Jim Brashers (Owner), Art Fodge (Loader), Ron Guthrie (Blade Operator and 235 Operator), Duane Sage (Dozer Operator), and Brother Ken Briggs (Loader

Operator) will be on the job. When B&H finishes up the Brothers will be moving to the coast to start another job.

Roy E. Ladd is just getting underway on his \$1,800,000 job in Highway 299, west of Redding near Buckhorn Summit, with Hardrock Construction doing the earthwork. Working on the job will be Brothers Ted Koher (H.E.R.), Biff Potter (637 Scraper Operator), Curt Jones (Superintendent), Don Wood (Dozer Operator), Robert Currie (Gradesetter), Dan Halford (637 Scraper Operator), Bucky Stone (Dozer) Bill Vance (Lube Engineer). This will be a good job for the Brothers this Summer. Ladd Construction has jobs all over the jurisdiction of Local 3.

The Tullis & Associates Project at Herlong Army Depot has a few Brothers on the job. They also have a few small jobs scattered all over the jurisdiction of District 7. North Valley Construction has a few chip seal jobs around the state, but at the present time they are not overloaded with work.

Crystal Creek Construction (our local

contractor) has a lot of work but none in the district. They have quite a few brothers from the Redding district traveling with them, such as Brothers Louis Klein (Scraper Operator), D. Hollyfield (Foreman), Steve Rhoades (Dozer Operator), Bill Spain (Mechanic), Virgil Vogt (Scraper Operator), Paul Schellepfer (Scraper Operator), and John Nash (Blade Operator).

McGuire & Hester is moving along on the Cottonwood Sewer Project, a few of the Brothers on that project are William Baugh (Backhoe Operator), Frank Rose (Assistant to Engineer), Charles Lee (Foreman), Jack Kirch (Dozer Operator), Mark Lark (Apprentice), Bob Fauvor (Backhoe Operator), Derrell Fish (Dozer Operator), Bernard Marcotte (Loader Operator), Bill Horan (Loader Operator), Robert McDonald (Assistant to Engineer), Chuck Gilbreath (Loader Operator), Gary Higby (Backhoe Operator), Ken Green (Foreman), Charles Dillon (Foreman), Bud Morgan (Master Mechanic), Barry Smith (Hoe Operator), and

George Smith (Hoe Operator). This will be a good job for the summer.

The J.F. Shea Company has a number of small jobs scattered all over the districts' jurisdiction. Doser is sure they will get their share of the work this year. Their over-crossing job will be completed this summer. Some of the Brothers working for Shea are Charles Potter (Foreman), Frank Tessier (Paving Foreman), Bill Lifquist (Dragline Operator), William Brown (Plant Foreman), Gary Sturm (Plant Foreman), Henry McGraw (Screed Operator), James Carr (Assistant to Engineer), Dale Gerig (Blade Operator), Jack Day (Dozer Operator), Ernest Berry (Crusher Operator), Darrell Brown (Asphalt Plant Operator) and a few others.

Kiewit Pacific is working in Redding on I-5 and also has a job at O'Brien. Some Brothers on that job are Dale Gerig (Blademane), Marvin Seals (Loader Operator), Chuck Heller (Foreman), Darrell Merritt (Superintendent), and Wilbur Chase (Backhoe Operator). They are moving right along.



**Taking on Kasler Construction** — When Kasler Construction out of Southern California broke their word with Local 3 and refused to sign an agreement on a multi-million freeway project near Nephi, Utah, the union members working on the project decided it was time to take them on. The firm had agreed to sign an agreement with Local 3 for any public works projects it worked on in the state, but when Kasler was awarded the I-15 job near Nephi, the company reneged on its agreement. When Local 3 put up a picket line, union members from Locals 3 and 12

walked off the job to support the action. Business Manager Tom Stapleton emphasized that the intent was to get the company to sign an agreement for the project. "By the looks of the scab workers they have in there now, it looks like Kasler is losing a lot of money on the job," Stapleton commented. Pictured above on the picket line are (left to right) Nyle Reese, Kay Leishman, Jasper Delray, John Thornton, Cliff Greenwood, Gary Anderson, Bill Markus (front), Jim Wilson, Don Strate, Business Manager Tom Stapleton, Treasurer Norris Casey and Lynn Barlow.

## Acme Concrete winds up I-215 project

Utah business agent Nyle Reese reports Acme Concrete is laying the concrete along I-215 in the section east of State Street (Third to 11th East) after a long delay due to the extremely wet weather in the valley the last two years. This project had been scheduled for completion in 1984. Utah Department of Transportation officials say the road should be open by July.

The final connecting strip from 11th East to 45th South, which will complete the belt route, won't be finished for several more years. Clyde's superintendent on this job was L. W. (Red) Haymond, and the job peaked around 15 to 20 men. There are about 15 hands right now working for Acme in the completion of the concrete on this project.

W. W. Clyde & Company was the successful bidder on the job east and west of Vernal on Highway 40. It is an overlay and culvert extension replacement in the amount of \$3,303,905. Jim Street will be the superintendent on this job, and the job should run through September 1985 and employ 20 engineers.

Valley Asphalt was the successful bidder on the Brush Wellman road job between Millard and Juab Counties. The amount of the job is \$1,248,946. This is area two pay scale, which helps the brothers when they work so far from home. There will be approximately 10 to 12 engineers and will peak around 20, including both engineers and laborers.

The long awaited pipeline job from Rock Springs, Wyoming to Rangely Colorado, through northeastern Utah has finally started, with Gregory and Cook the contractor. Local No. 3's share of operators on this job will be 16 to 20 hands. There are three Operating Engineer locals involved: Local No. 3, Local No. 9 (Colorado), and Local No. 800 (Wyoming).

The job consists of 97 miles of 10-inch slurry line from Rock Springs to the

Vernal Chevron Plant, and 127 miles of 16-inch from Rock Springs, Wyoming, to Rangely, Colorado.

W. W. Clyde has been awarded the repair on the ponds and dikes at Moon Lake Power Plant. It's approximately \$3,000,000 worth of work, and the job will use approximately 340,000 yards of material to be moved from the ponds and mixed with bentonite (clay) and put back into the ponds. This job will consist of about 18 inches' excavation, plus the dike repair. This job should run through October 1985, and will be under the Moon Lake Project Agreement.

Business agent Jasper T. Delray reports that W. W. Clyde & Company was awarded a road job located on the Klondyke and Upper Courthouse Washes on Highway 163 in San Juan County. The amount of the job is \$1,523,059 and consists of grading, structures and surfacing. The project superintendent is Kevin Clyde. The job began March 25 and will be completed around the end of September 1985. This is a job which will use about eight engineers.

Kaibab has started their second shift at the sawmill, and Corn Construction is completing their paving jobs at Blanding, Henrieville and Woodside, Utah. Western Construction is crushing again, and Northwestern Engineering is putting down concrete on the overlay at Levan. Valley Asphalt has an overlay job in the mouth of Spanish Fork Canyon, and picked up 22 miles of overlay on Highway 272 west of the Intermountain Power Plant going towards Topaz Mountain.

Delray notes that in these troubled economic and emotional times, members should give themselves a break and support their union. The memberships of the unions in this country have opportunities, privileges and responsibilities that other Americans don't enjoy, and can only be imagined and longed for in other countries.

He notes that the U. S. public school system may be funded by tax money, but the unions lobbied for and supported the idea long before it became government subsidized and sponsored. The sociological changes which grew out of the Depression years were brought about largely because of the push and support of the unions in this country.

"So when someone criticizes the organization in which you're a member, remind that person of the freedoms the unions insure and the number of opportunities that nonunion people have because of the unions," Delray said.

When talking to someone who works a nonunion, prevailing wage job, remind that person that the unions are responsible for the prevailing wage and those fringes the person is being paid, not the government. Everyone in the country benefits directly or indirectly from the ability to bargain collectively which the unions safeguard.

"Let's not lose it. Support your union leaders. And participate in the union in which you're a member. A union is their membership, so attend the meetings and help the union representatives and officers in their choices and their endeavors. Their decisions and their learned abilities are what cause the union to succeed. So get out and support them when you're asked to do it. You and your family won't be sorry," Delray said.

The Salt Lake District Office will undergo some phone number changes the middle of August 1985, as Mountain Bell is changing the prefix system being used in this part of the Salt Lake Valley.

Following are current numbers and the changes which will be effective August 19:

Current	Effective 8/19/85
532-6081 (Line 1)	596-2677
532-6091 (Training Office Line)	596-7785

## Health Examinations testing program schedule announced

The Health Examinations testing program is being scheduled in three phases. The schedule for Phase I is indicated below.

Date	City
6/10	Placerville
6/11	Auburn
6/12	Grass Valley
6/13, 14	Marysville
6/15 - 18	Sacramento
6/19	Vacaville
6/20, 21	Fairfield
6/22, 24	Vallejo
6/25, 26	Napa
6/28 - 30	Santa Rosa
7/1	Santa Rosa
7/2	Petaluma
7/3	San Rafael
7/5 - 7	San Francisco
7/8	San Mateo
7/9 - 11	San Jose
7/13, 14	Hayward
7/15	Pleasanton
7/16, 17	Oakland
7/18	Richmond
7/19, 20	Martinez
7/22, 23	Stockton
7/24, 25	Ceres
7/26	San Andreas

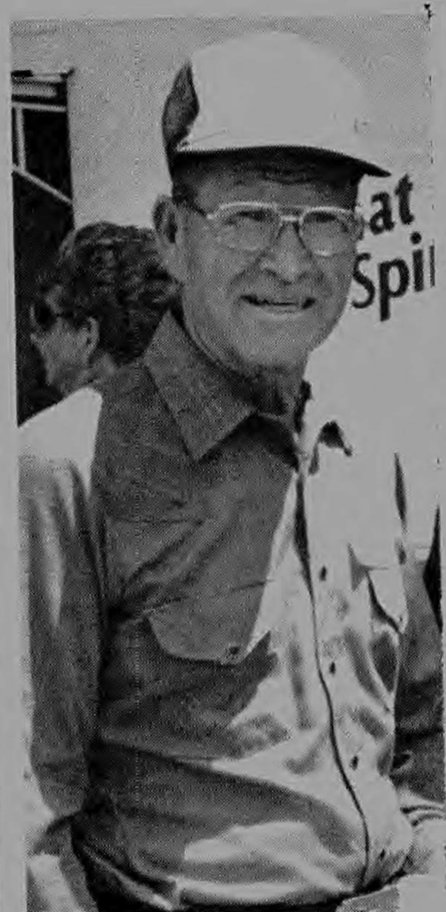
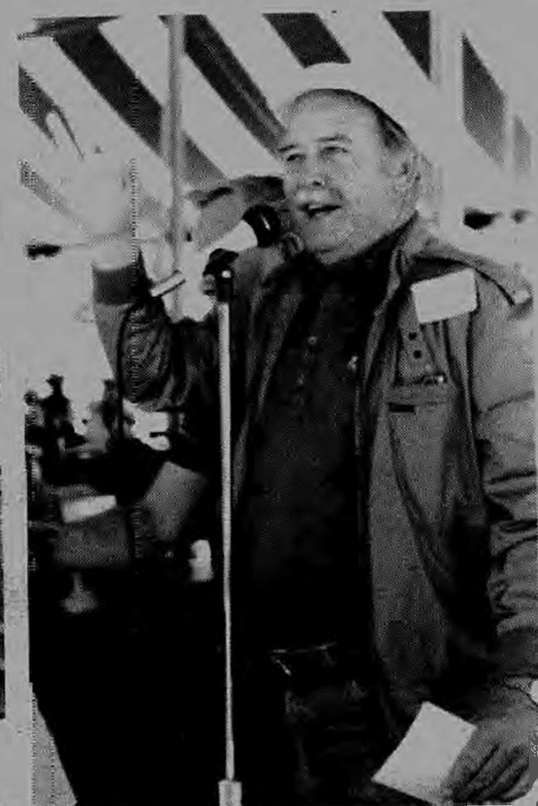
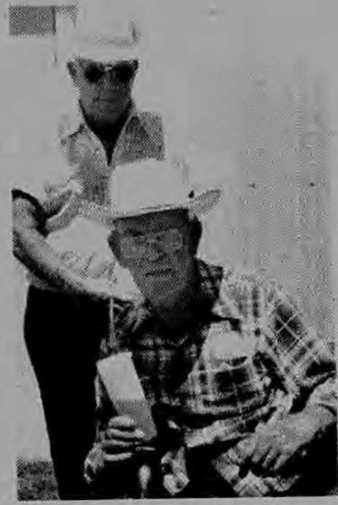
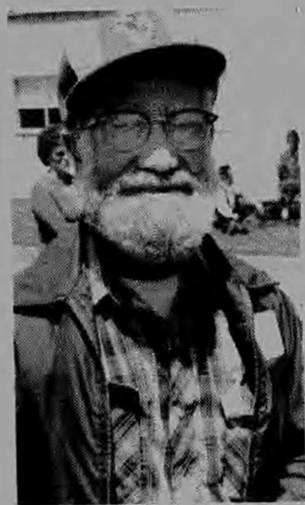
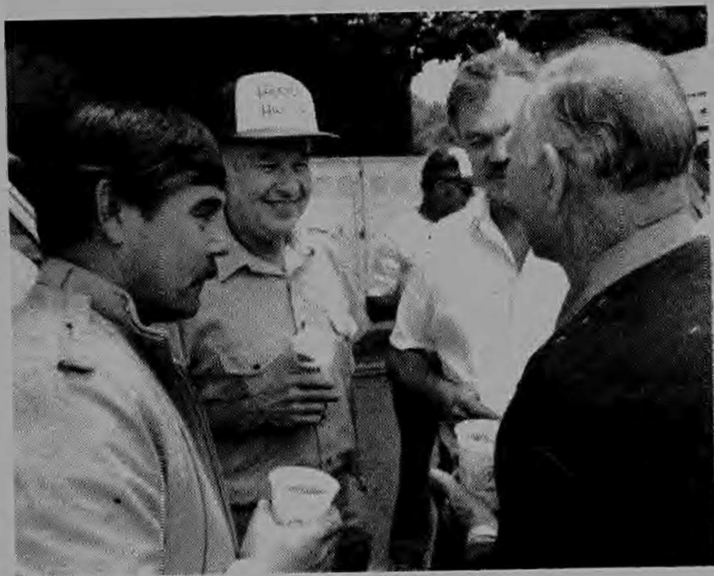
Active members and spouses residing in Phase I locations, who wish to take advantage of the testing program, should complete their appointment request card or call 1-800-542-6233 to schedule their appointment.

Eligible members residing outside Phase I locations will be notified by mail as scheduling is completed in their area.

Any questions or comments regarding this benefit should be directed to the Fringe Benefit Center.

## Retiree Mtg. Schedule

<b>Eureka-Alpha Chapter</b>	Tuesday, July 9, 1985	2:00 p.m.
Operating Engineers Bldg. 2806 Broadway, Eureka CA		
<b>Redding-Beta Chapter</b>	Wednesday, July 10, 1985	2:00 p.m.
Moose Lodge 320 Lake Blvd., Redding CA		
<b>Marysville Oroville-Gamma Chapter</b>	Thursday, July 11, 1985	2:00 p.m.
Veterans Memorial Bldg. 249 Sycamore at Hwy 49, Gridley CA		
<b>San Mateo-Kappa Nu Chapter</b>	Tuesday, July 16, 1985	10:00 a.m.
I.A.M. Air Transport Employees 1511 Rollins Blvd., Burlingame CA		
<b>Ignacio-Chi Beta Chapter</b>	Thursday, July 18, 1985	10:00 a.m.
Painters Hall 701 Mission Ave., San Rafael CA		
<b>Fairfield Napa-Chi Gamma Chapter</b>	Thursday, July 18, 1985	2:00 p.m.
Holiday Inn 1350 Holiday Lane, Fairfield CA		
<b>Hilo</b>	Thursday, July 25, 1985	6:00 p.m.
Kapiolani School 966 Kilauea Ave., Hilo HI		
<b>Maul</b>	Friday, July 26, 1985	6:00 p.m.
Kapiolani Elementary School 410 S. Hina Ave., Kahului, Maui		
<b>Honolulu</b>	Saturday, July 27, 1985	9:30 a.m.
Kalihi Waena School 1240 Gulick Ave., Honolulu HI		



# Retiree picnic a smashing success

*By Don Jones,  
Fringe Benefits Director*

Over 2300 retired members and their wives got together under pleasant skies at Rancho Murieta for this year's Retirees Association Picnic. They came from throughout the jurisdiction and from as far as Missouri and Kentucky.

Before noon on Thursday, the first member had arrived in his motor home for Saturday's event. Needless to say, he claimed the spot by the parking area's lone tree. By Friday night nearly 300 trailers and motor homes had set up camp at Rancho Murieta.

On Saturday, as our guests began arriving at the picnic site, bus tours of the Training Center's facilities were available. Many of those on the morning tours were also afforded the

opportunity to watch some of the competition being held for the Apprentice of the Year Award.

Our volunteer staff prepared and served a great meal consisting of rib roast, beans, salad, rolls, beer and soft drinks. All told, some 1,500 pounds of meat, 200 gallons of beans, 250 pounds of salad, 200 dozen rolls and lots of beer and soda were consumed. I don't think anyone went away hungry!

The surprise of the day came from Recording-Corresponding Secretary, James "Red" Ivy who announced his upcoming retirement. Members also heard briefly from Business Manager, Tom Stapleton; President, Harold Huston; Vice President, Bob Skidgel; Treasurer, Norris Casey and former officers Paul Edgecomb and Buck Hope.

I'd like to once again offer my

sincere thanks to Paul Headings, JAC Administrator, Larry Uhde, Apprentice Division Manager, Karen Bomburger, Training Center Cafeteria Manager and all the volunteers who worked so hard and gave so generously of their time in order to make this special event possible.

Thanks also goes to the Operating Engineers Credit Union, Health Examinetics, Inc. and the Patient Care Center of Carmichael for their donation of raffle prizes.

Most of all, on behalf of all the Officers of Local Union #3, thank you for joining us. It was you, our retired brothers, who made this gathering so much more than just a picnic. The support and enthusiasm you have given your Union over the years is sincerely appreciated and is not taken for granted. Thank you for making this a very special day for all.



*Engineers News photos by James Earp*



# Credit Union

**Anticipate 8% or 9% annual rate** on your share savings account for the dividend period starting July 1, 1985. Watch for your Second Quarter Statement and FOR MEMBERS ONLY newsletter for the declared rate. You'll receive your statement and newsletter around July 10.

Your Board of Directors and management, as this article is being written, are watching late breaking trends in interest rates before declaring the dividend. Whether 8%, 8.5% or 9%, the annual rate declared will still be one of the highest, if not the highest, savings rates available.

You're now earning 10% annual rate on your share savings account, guaranteed through June 30, 1985. Your dividend for this period will be deposited in your share savings account on July 1.

Your Credit Union has paid 10% since January 1, 1982 and the rate has been exceptional, far better than what most financial institutions have been paying on their savings accounts.

Your Credit Union has been able to pay such an exceptional dividend because it is in excellent financial condition, is dedicated to returning the lion's share of earned income to members and because market conditions haven't been totally unfavorable.

Your Credit Union's assets now stand at \$115 million, making it the largest labor union credit union in the United States. Its total reserves, which give your Credit Union strength and flexibility stands at \$8.3 million, above the national average for credit unions. Its expense to income ratio is currently around 17%, very low for any financial institution of comparable size. Its ratio of delinquent loans to loans outstanding is .6 of 1%, well below the national average of any type of financial institution.

Most of the income your Credit Union earns is returned directly to members as dividends on their savings. In recent years, 70¢ to 74¢ of every income dollar has gone to dividends. Your Credit Union's financial strength remains and so does its dedication to rewarding its savers with excellent dividends.

Why, then, do we have to lower the dividend rate? Market conditions have changed and continue to change as we write this article. Our loan growth in relationship to our savings growth and falling interest rates are two reasons we have to lower our dividend rate.

From January 1, 1984 through May 12, 1985, outstanding loans grew by \$14.5 million, a significant increase. During the same time, however, total savings grew a phenomenal \$31.4 million.

Funds not invested in loans to members are invested elsewhere in accordance with restrictions placed on credit unions by federal and state regulators and in accordance with our own conservative investment policies.

Our surplus funds are invested in certificates of deposit at other financial institutions and in government securities.

Interest rates have been falling since late 1984, affecting the earnings we receive on our invested surplus funds.

Savings rates at other institutions have been going down since the summer of 1984. Your Credit Union did not have to lower its dividend rate in conjunction with other financial institutions because of its excellent financial condition and because we were still receiving an excellent return on short-term investments we locked up before the rates started dropping.

As our present certificates of deposit mature, however, the rates available to us are 1% to 2% below the 10% annual rate we have been paying. The rates may go even lower. Because of these market conditions we have to lower our rate. We can't announce the final rate in this

(Continued on page 11)

## Work proceeding on San Justo Dam

Work is proceeding on schedule at Grade-Way's \$12 million San Justo Dam four miles southwest of Hollister. The earth-filled dam, being built under a Bureau of Reclamation contract, currently has approximately 30 operating engineers on the spread.

When completed, San Justo Dam will be 1,115 feet long, 148 feet high and hold back over 10,000 acre feet of water. The primary purpose of the dam is to provide irrigation water in the summer for the area's ranching industry.

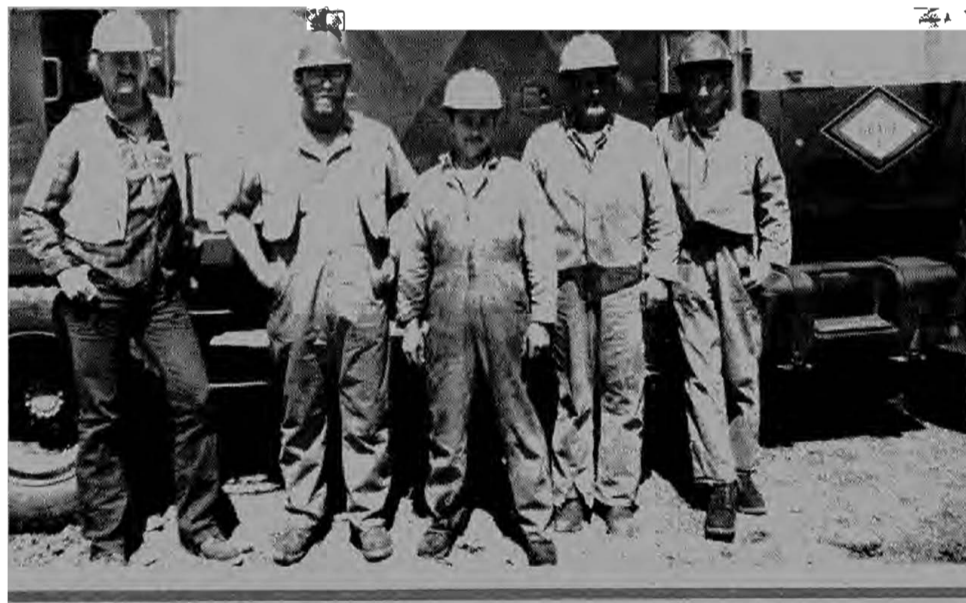
The water will come from the Sacramento River Delta via the San Luis Reservoir as part of the San Felipe imported water project. After leaving San Luis Reservoir near Los Banos, the water will be carried by gravity through a tunnel to a point near Casa de Fruta on the Pacheco Highway. From there, one pipeline will take water to Santa Clara County, the other to the San Justo Reservoir.

Located near the Teledyne munitions plant, the dam will contain instruments to measure earth movement, water pressure and leakage. The dam site is less than two miles from the San Andreas fault. In order to prevent leakage, due to the porous soil, over 42 acres of plastic membrane will be placed on the bottom of the reservoir.

Pictured to the right are mechanics Manuel Nunes, Jr., Ron Isaffray, Steve Garcia, Ed Ferguson and Scott Werho.



Pictured in back row are Alex Flores, Jerry Briggs, Don James, Jack Epps, Mike Toares, Don Luba, Joe Isonio, Steven Farwell, Robert Burns, Max Spurgeon and Terry McMahon. Front row — Ralph Palazuelos, David Aubrey, Bern Bjerke, Domingo Virgil, Doug Hale, Roy Christman, Geord McCoid, John Kinslow, Steven Combs, Clyde German and Glenn Harmon.



### \$4.7 million contract

## Roy Ladd gets Carson City Dam

Nevada District Representative Les Lassiter reports that Roy Ladd, of Redding, California, has been awarded the Carson City Dam and Reservoir contract at \$4,689,215. The job will provide some much needed dirt work in the area and will consist of dam and reservoir, inlet/outlet works, emergency spillway, control building, aeration system, access roads, bridge, grading, etc.

Frehner Construction was awarded an overlay job on U.S. 93 from 1.01 to 10.3 miles north of McGill and on S.R. 489 from Cherry Creek east to U.S. 93, approximately 17.59 miles. Frehner's bid was \$1,035,498.

Helms' bid of \$2,969,583 landed them the highway job in Lemmon Valley on U.S. 395 and will include new guardrail,

drainage structures and interchange structures with ramps. Helms will also be doing Sparks Blvd. adding two travel lanes to 2.3 miles to two existing lanes between E. Lincoln Way and Shadow Lane for \$1,654,655.

The Sparks Blvd. job is just one of several summer road projects resulting from \$4.4 million in gas tax revenues to be spent in Washoe County on rebuilding or extending certain roadways. The others include E. Greg St., extend road nearly one mile; El Rancho Dr., add two travel lanes; Pembroke Dr.-Rock Blvd., widen 1,000 ft. section; Military Rd., pave a 1.5 mile section; Plumas St., widen existing section to four lanes; and Lakeside Dr., widen a one mile stretch to four lanes.

## Hawaii Election Results

At the regular quarterly membership meetings held in Hawaii in April 1985, the District 17 membership elected Paul Anae, to serve as District 17 Executive Board Member to fill the balance of a term left vacant by resignation.

At its meeting on April 24, 1985, the District 17, Honolulu membership elected Brother John Popovich to serve on its Grievance Committee for the ensuing year, filling the position left vacant by the resignation of Brother Carl Robertson.

At its meeting on April 25, 1985, the District 17, Hilo membership elected Brothers Charles Paeleb and Richard Shigii and re-elected Brother Donald Medeiros to serve on its Grievance Committee for the ensuing year.



# CAL/OSHA

(Continued from page 2)

ceived by the federal OSHA office in Washington D.C. The evaluations are required for state OSHA programs that receive federal funds.

"Those (annual) evaluations to date have been very thorough, very complete," said Undersecretary of Labor Ford B. Ford, who was in California for a meeting with Governor Deukmejian. "None of them has made any mention of these problems. I have no knowledge of these complaints."

The Labor Department is investigating complaints about flaws in the state's "anti-discrimination program," a part of Cal-OSHA run by the Division of Labor Standards Enforcement to prevent employers from punishing workers who make health and safety complaints.

Federal investigators are examining some workers' charges that their complaints were investigated inadequately by the state. Others said their legal rights were violated during their hearings. Even when they won reinstatement, some said, the state failed to enforce its ruling.

If the investigation does confirm problems with the program, the Labor Department could take a variety of actions, ranging from requiring procedural changes to withdrawing half of Cal/OSHA budget or even taking over the program. Labor Department officials have said a total withdrawal of funds or a take-over are unlikely, however.

Ford declined comment on the federal probe when questioned after a meeting with Deukmejian and state Director of Industrial Relations Ronald Rinaldi.

"All I can say is that we do have a study going on, and we should be finished with it sometime next month," he said. "It will be an objective survey, a totally factual survey. At that time, action will be taken if it is indicated. If it's not indicated, no action will be done."

Federal officials are required to investigate complaints against the state program "and, where complaints are found to be valid, require appropriate corrective action as a condition of continued plan approval," according to a Labor Department handbook.

Every federal evaluation of Cal-OSHA since 1976 has said the program is without major problems. For example, the most recent annual report, prepared in late 1983, said: "The state continues to administer its anti-discrimination and anti-retaliation provisions in an effective manner."

But documents prepared in the San Francisco federal OSHA office, which oversees the state program, show that U.S. officials assigned to scrutinize the Cal-OSHA program have complained several times of flaws in the whistle-blower protection program.

For example, and Aug. 18, 1983, memo prepared for the federal OSHA program recommends that Cal-OSHA "revise and adopt a new and more complete policy and procedures manual for the handling of (whistle-blower) cases."

"The present (manual) does not provide many elements which are the hallmarks of our legal system, in favor of an informal hearing system," the memo said.

Another memo said Cal-OSHA failed in some cases to go to court to enforce its own orders, which the memo called "a significant concern, since it deals with the effectiveness" of the whistle-blower program.

## WITH SAFETY IN MIND



By JACK SHORT, Director of Safety

Within the past sixteen months, the Division of Occupational Safety and Health has investigated two accidents,



one of which resulted in the death of the crane operator, involving the failure of the boom on the Lorain Hydraulic Rough Terrain crane, model LRT 275 and/or 1600 M. During the Division's investigation of these accidents involving failures which were almost identical, cracks were found at the boom butt section welds at the connection to the vertical pivot tube. Further Division investigation revealed that three other cranes of this model have developed cracks in the same area. One such boom was a replacement boom installed after one of the accidents. This boom was in service about one year and also developed cracks in the same area.

Koehring Cranes and Excavators, the manufacturer of Lorain cranes, has issued this notification to its customers and distributors. Note that the Koehring letter refers to other crane models in addition to the one mentioned in this

Hazard Alert. The Koehring notification describes one method of inspection. The Division cautions that only a qualified individual is capable of determining, on a case by case basis, whether this method or some other method should be used for the inspection.

It is essential to use qualified persons who have been so designated by their training and experience to perform the required examination to ensure that booms are safe for continued use. When cracks or other structural deficiencies are found during the examination, the machine must be removed from service until the damaged boom requirements of the applicable Title 8 (California Administrative Code) requirements are met.

References to damaged booms are found in General Industry Safety Order (GISO) Section 5035 with identical wording in Construction Safety Order Section 1588.9:

GISO 5035. "Damaged Booms.

(a) Prior to further use, boom sections or boom suspension components that have been damaged shall be repaired with workmanship and quality of materials restoring them to not less than the capacity of the original section or components.

(b) Any new or extensively repaired boom or extension to a boom shall be

tested before use, to the satisfaction of the Division, unless such boom or extension has been designed or repaired and inspected by a certified agent. When tests are necessary, they shall be performed in accordance with section 5022."

Also applicable is GISO 5034 (d) (Construction Safety Order 1588.8 is identical):

"All repair welds performed on critically stressed members, such as boom chord, mast chord and main deck girders (where permitted by manufacturer's recommendations) shall be magnetic particle tested in conformance with ASTM E-109-63 or tested by ultrasonic or other suitable nondestructive means as well as visually inspected. All indicated repairs shall be made promptly and records of the most recent test shall be kept until a new test is conducted or until the part is permanently removed from service."

The above safety orders refer to certain responsibilities which must be assumed by a certified agent defined as "the manufacturer or a person who is currently registered as a professional civil, mechanical, or structural engineer by the State of California who is knowledgeable in the structure and use of the equipment."

## Activity in Santa Rosa slower than expected

Work in the Santa Rosa area is moving, however, it is slower than we would like, reports District Representative Chuck Smith. There are many jobs that will be starting, but again, as it was last year, it looks like a short season. Hopefully the jobs will be working a lot of overtime to compensate for the late start.

The sewer moratorium on new hook-ups has been lifted, which is a shot in the arm to the Building Industry. "We should see quite a bit of Sub-division work starting soon," Smith said.

The Geysers area should be about the busiest area in the district, however, all the work is scheduled to start late, approximately June.

A reminder that the Semi-annual Meeting will be held at the California Masonic Memorial Temple Auditorium, 1111 California St., San Francisco, instead of the Seafarer's International Union Auditorium where it is usually held.

Our First Annual Steak Barbeque is coming up June 29 at the Sonoma County Fairgrounds. If you haven't got your tickets yet, you'd better hurry! You can get them at the Santa Rosa Office or from and agent in the field. See you'll there!

Business agent, Bill Burns, reports the Underground Construction is working many hours to complete their project building roads at Squaw Creek, northeast of Cloverdale on the GEO Steam Lease. They are working about twenty five Operating Engineers. The terrain is extremely steep and they have had some problems getting operators that are accustomed to working in cuts that only a mountain goat could climb. They do have a good crew, however, as reported by Job Steward, Dick Williams.

Kiewit pacific was low bidder on NCPA #1, but due to a foul-up in the



Laying pads for Optical Coating of Santa Rosa are Local 3 members Paul Heater (Grievance Committeeman) and Stu Orchard.

permit process, they can not get started before the next month. Joe LaMalfa is working time and materials on the new Ukiah sewer pond, keeping about six brothers busy.

Although the North Coast Quality Control Board Moratorium was lifted May 2nd, the City and the Construction Industry face some tough hurdles in the months ahead. The Board action did not return the regional system and the industry to the needed freedom of action they had before the ban was imposed. The City will be monitored very closely

to see that the sewer system's operations are up to high standard and that expansion and proposed improvements in the sewer treatment and disposal system remain on target.

The City reported it had already installed major distribution systems to new acreage under an incentive payment plan to farmers.

Construction industry leaders took a very active role in urging correction of the problem and in appealing to the Board to remove the ban immediately, before economic hardship would set in.

## Two prominent members pass away

The officers and members of Operating Engineers were saddened to learn of the death of two prominent members of the Union in May. Former dispatcher and business agent in the San Jose district, Bob Gagan passed away in his home in Monterey after a lengthy illness. He was 54. In South San Francisco Buzz Haskins died at his home on May 16 of an apparent heart attack. He was 64.

Gagan was a 19 year member of Local 3. During the 1960's, he worked as a dispatcher in the Fresno District. He also served as a business agent out of the San Jose District in 1984. A resident of Monterey for the past ten years, Gagan worked for Granite Construction Co. before his health failed.

## Fact vs. fiction on drug addiction

By Nate Davidson

**Fiction:** Chemical abusers are "skid row alcoholics" or "drug addicts," who can't hold a job or function in society.

**Fact:** Chemical abusers can be found anywhere. They can be professionals, blue collar workers, retirees, housewives or students.

**Fiction:** People who are chemically dependent get drunk or "high" every day.

**Fact:** Many people who are chemically dependent don't drink or take drugs everyday. However, chemical abusers develop a pattern over time of increasing reliance on drugs and/or alcohol to help cope with pressure, avoid problems or just to have a good time.

**Fiction:** Chemical dependency is caused by a lack of "willpower."

**Fact:** Chemical dependency is a progressive fatal disease. People who are chemically dependent need professional treatment for their disease, and professional treatment to help them develop the skills to lead lives free of alcohol and other drugs.

**Fiction:** Chemical abusers have to want to stop drinking or taking drugs before they can be cured.

**Fact:** Most chemical abusers don't really believe they even have a problem with drugs and alcohol. They key is to get them into treatment . . . right away.

**Fiction:** If I am a recovering alcoholic I can still smoke grass or use other drugs, and conversely, if I am recovering from drug dependency, I can still drink alcohol.

**Fact:** A recovering alcoholic can never return to "social" drinking nor use any kind of mood altering drugs, nor can a recovering drug user return to "recreational" drug use, or to "social" consumption of alcoholic beverages. You see, alcohol is a drug, too, and you are really "chemically dependent."

**Fiction:** Chemical dependency only affects the individual who uses.

**Fact:** Chemical dependency affects on an average of six other people: family, friends, co-workers, etc. . . In many ways these co-dependents are affected in a much deeper sense.

### Where can I get help?

If you or one of your family members needs help, or just has a question, you should call the A.R.P. (Addiction Recovery Program) office of Operating Engineers Local Union No. 3. The "Hotline" number is (415) 573-1330.

Gagan is survived by a daughter living in Massachusetts and a son living in Florida.

Buzz Haskins, a long time contractor in the San Francisco area, was a 46 year member of the Operating Engineers. He joined Local 45 in 1939. After amalgamation, Haskins transferred to Local 3A. He transferred into the parent local in 1946.

The name Buzz Haskins was synonymous with dirt moving in the Bay Area for nearly 50 years. The son of Stan Haskins, Buzz learned the trade with the Devencenzi and Haskins Grading Contractors.

In 1949, Haskins borrowed money from his grandfather to purchase a Cat D-7 and formed his own excavation company.

Haskins' equipment could be found on countless dirt spreads in San Francisco and San Mateo Counties. His company did the dirt work on the Stonestown, Westlake and Serramonte Shopping Centers. He was also the prime dirt mover for Guy F. Atkinson on Interstate 280, and the Interstate 380/Highway 101 interchange. He was also the prime excavator on the Interstate 280/Highway 92 interchange.

Haskins also had the dirt work on the Crow Canyon Country Club in San Ramon and is currently working on the Blackhawk development in Contra Costa County.

Haskins was a founder and original chairman of the Northern California Joint Apprenticeship Committee for the Operating Engineers in 1961. He was also named Northern California JAC contractor of the year. He received the William Ghilotti Contractor of the Year Award from the EGCA in 1973.

Over the years Haskins' company has employed virtually thousands of operating engineers.

## Job monitoring project yeilding positive results

Business Representative Chuck Center reports that the Foundation for Fair Contracting (FFC) now has 108 cases that have and are being investigated. It is currently monitoring seven projects, three in Fresno (Gammell and Sheffield, Nelson Trenching, and B&W), one in San Jose (KNC), one in Oakland (R.A. Hatch), and one in Redding (R.A. Hatch).

On these projects, FFC is discovering names and addresses of non-union employees and sending them letters informing them of the correct prevailing wages and that FFC is willing to represent them in recovering lost wages up to four years under Section 337 of the Code of Civil Procedures. FFC's goal in doing this is to try and produce enough back wages and penalties against non-union contractors to ultimately force them out of business.

With the documentation of past violations on contractors, FFC will be filing formal bid protests which will bring it closer to its goal of eliminating all open shop contractors who violate the Labor Code, State Contractors License Board, and the Davis-Bacon Act.

FFC formally opened its office in Rancho Murieta on May 13, 1985. It currently has on staff one administrator investigator, Chuck Center, one field

## Master Agreement Wage Increases

(Continued from page 1)

that it provides a balanced approach to an individual's retirement investments.

The existing pension plan provides excellent retirement benefits for those who vest in the plan. The new annuity plan, on the other hand, provides an individual fund in which participants are immediately vested.

This gives an additional cushion to older workers who may be planning to retire in a few years. Younger workers also benefit, because the money that is contributed to their account is available to them in the event they leave the industry before they vest in the pension plan.

The annuity plan also provides tax benefits, since the money is not taxed until the participant begins to draw from the fund.

A complete listing of the wage rate increases by contract and group classification is published below.

### California Master Construction Agreement

Group	Area	Wage Increase	Wage Rate Effective 6/16/85
1	1	\$.58	\$15.54
	2	.58	17.54
2	1	.60	16.09
	2	.60	18.09
3	1	.62	16.42
	2	.62	18.42
4	1	.66	17.27
	2	.66	19.27
5	1	.68	17.60
	2	.68	19.60
6	1	.69	17.83
	2	.69	19.83
7	1	.70	18.08
	2	.70	20.08
8	1	.73	18.76
	2	.73	20.76
9	1	.75	19.10
	2	.75	21.10
10	1	.76	19.45
	2	.76	21.45
10-A	1	.77	19.64
	2	.77	21.64
11	1	.79	19.91
	2	.79	21.91
11-A	1	.87	21.71
	2	.87	23.71
11-B	1	.89	22.14
	2	.89	24.14
11-C	1	.92	22.65
	2	.92	24.65

### Steel Erectors and Fabricators

Group	Wage Increase	Wage Rate Effective 6/16/85
1	\$.62	\$16.36
2	.64	16.94
3	.72	18.58
4	.73	18.79
4A	.76	19.30
5	.79	20.09
6	.83	20.77

investigator, Charlie Snyder, and one secretary, Darbi Griffin-Bilyeu. In just short of a three week period, FFC has doubled the number of its cases. FFC is in the process of contacting approximately 100 employees and is already receiving responses on the telephone from people who want to file complaints.

Prior to the opening of our office,

7	.85	21.25
8	.87	21.71
9	.95	23.37

### Piledrivers

Group	Wage Increase	Wage Rate Effective 6/16/85
1	\$.58	\$15.61
1A	.61	16.16
1B	.62	16.47
2A	.62	16.47
2B	.66	17.33
2C	.68	17.67
2D	.69	17.91
3	.70	18.41
3A	.73	18.83
4	.78	19.70
5	.79	19.98
6	.87	21.77

### Master Agreement for Equipment Rental

Group	Wage Increase	Wage Rate Effective 7/1/85
1	\$.63	\$16.73
2	.66	17.33
3	.75	18.98
4	.75	19.18
5	.81	20.47
6	.84	21.14
6A	.86	21.45
7	.87	21.64
8	.89	22.17
9	.97	23.75

### Master Dredging Agreement

Clamshell and Dipper Dredging, Hydraulic Suction and all other Dredging (\* New Construction)

Group	Area	Wage Increase	Wage Rate Effective 7/1/85
1	1	\$.58	\$15.79
	2	.65	17.26
	3	.67	17.69
	4	.69	18.13
2	1	.65	17.28
	2	.72	18.75
	3	.74	19.18
	4	.76	19.62
3	1	.70	18.33
	*	.72	18.78
	2	.77	19.79
	*	.79	20.24
	3	.79	20.22
	*	.81	20.67
	4	.81	20.66
	*	.83	21.11
4	1	.78	19.94
	*	.86	21.72
	2	.85	21.41
	*	.93	23.19
	3	.87	21.84
5	*	.95	23.62
	4	.89	22.28
	*	.97	24.06
	1	159.00	\$3974./month
	2	168.00	4156./month
3	171.00	4226./month	
4	176.00	4325./month	

\*Applies to New Construction ONLY

FFC had filed 14 formal complaints with the Department of Labor and State Labor Commissioners Office. FFC hopes by the end of the work season that will increase to 250. FFC currently has been involved with recovering \$95,000 in back wages and have outstanding complaints for non payment of wages and contractors license violations in excess of \$350,000.



# ATTEND YOUR UNION MEETINGS

All District Meetings convene at 8:00 p.m. with the exception of Honolulu, Hilo and Maui, which convene at 7:00 p.m.

## June

- 3rd District 10: Santa Rosa  
Veterans Building  
1351 Maple St.
- 5th District 12: Provo  
Provo City Power Bldg.  
251 West 800 North
- 5th District 9: San Jose  
Italian Gardens,  
1500 Almaden Rd.
- 6th District 11: Reno  
Musicians Hall  
124 West Taylor

## July

- 9th District 4: Eureka  
Engineers Bldg.,  
2806 Broadway
- 10th District 7: Redding  
Engineers Bldg.,  
100 Lake Blvd.
- 11th District 6: Marysville  
Engineers Bldg.,  
1010 "I" Street
- 18th District 1: Fairfield  
Holiday Inn  
1350 Holiday Lane
- 25th District 17: Hilo  
Kapiolani School  
966 Kilauea Ave.
- 26th District 17: Maui  
Kahului Elementary School  
410 S. Hina Ave., Kahului
- 27th District 17: Honolulu  
**Special time: 9:30 a.m.**  
Kalihi Waena School  
1240 Gulick Ave.

LOCAL 3 MEMBERS—Save dollars on your Disneyland trip. Ask for your free membership card. Mail this coupon below to:

Attn: M. Kelly, Operating Engineers Local Union No. 3,  
474 Valencia Street, San Francisco, California 94103  
Please send me: A Membership card for the Magic Kingdom Club

My name is: \_\_\_\_\_  
(PLEASE PRINT ALL INFORMATION)

Address: \_\_\_\_\_  
(Street number & name, or box number)

City, State & Zip Code

Social Security Number

## CREDIT UNION INFORMATION

Dear Credit Union:  
Send me the following brochures, kits or applications.

- |  |   |
|--|---|
| <input type="checkbox"/> Phone-A-Loan Application            | <input type="checkbox"/> Membership Card    |
| <input type="checkbox"/> Individual Retirement Account (IRA) | <input type="checkbox"/> Homeowner Loan     |
| <input type="checkbox"/> Vacation Pay Kit                    | <input type="checkbox"/> Save From Home Kit |
| <input type="checkbox"/> Easy Way Transfer                   | <input type="checkbox"/> Loan Plus          |

(my name)

(social security number)

(address)

(city)

(state)

(zip)

Operating Engineers Local Union No. 3 CREDIT UNION  
P.O. Box 2082, Dublin, CA 94568

## IMPORTANT

Detailed completion of this form will not only assure you of receiving your **ENGINEERS NEWS** each month, it will also assure you of receiving other important mail from your Local Union. Please fill out carefully and check closely before mailing.

REG. NO. \_\_\_\_\_

LOCAL UNION NO. \_\_\_\_\_

SOC. SECURITY NO. \_\_\_\_\_

NAM. \_\_\_\_\_

NEW ADDRESS \_\_\_\_\_

CITY & STATE \_\_\_\_\_ ZIP \_\_\_\_\_



Clip and mail to **Engineers News, 474 Valencia St., San Francisco, CA 94103**  
Incomplete forms will not be processed

# Contractor receives felony indictment

(Continued from page 1)

hourly wages plus health and welfare, pension, vacation pay and other fringe benefits.

On union projects, the fringe benefit money is contributed directly to the joint labor-management trust funds that provide the benefits. However, on non-union jobs where the contractor is not bound to an agreement, fringe benefit money must go directly on the paycheck of the employee.

Once a public works project has been awarded to a construction company, that company must submit certified payroll records to the awarding body stating that the prevailing wage rate has been paid to employees.

The illegal taking of employee wages on a public works project is a felony violation of Labor Code section 1778.

Most of the charges against Star Excavation allege that on numerous occasions, the firm gave employees two paychecks — one for wages and the other for fringe benefits.

Some former employees of Star Construction state that they were required to cash the fringe benefit checks and kick back the money to the employer. They claim that this was standard practice at the company and that those who questioned the practice were threatened with being fired from their jobs.

The complaint names seven former employees as victims. These offenses occurred during the later half of 1982 and involved more than half a dozen public works projects throughout the Bay Area, according to District Attorney Fox.

These projects include:

- Stanford Linear Accelerator repair.
- Junipero Serra Blvd. slope repair for the city of South San Francisco.
- The Don Castro reservoir project for the City of South San Francisco.
- Colma Creek dredging project for the City of South San Francisco.
- Oakland International Airport project for the Port of Oakland.
- Veterans Administration Hospital in San Francisco.

Defendants Durwood and Diana Miley and Maureen Sweeney are also charged with grand theft from the City of South San Francisco. The complaint alleges that the City of South San Francisco was being billed for truckloads of dirt which were not being hauled from a construction site.

This was accomplished by falsifying truckload documents. Investigators estimate that the city was overcharged approximately \$20,000 as a result of this scheme.

Durwood Miley is also charged with grand theft in connection with a similar scheme used at the Alameda County Don Castro project, which allegedly cost the county \$1,000 in false billings.

Violations of the prevailing wage section of the Labor Code are punishable by imprisonment in the state prison for sixteen months to three years for each count.

During the course of a lengthy investigation conducted by investigators from the Labor Commissioner's office, search warrants were executed at the Star office, the Miley's Burlingame residence, and from several bank accounts.

# Scholarship winners announced

(Continued from page 2)

Sandra has been accepted by Harvard University. Her long term goal is to earn a law degree.

Sandra considers Amelia Earhart one of her heroines and has made an imprint on her both occupationally and personally. "The legend of Amelia helped me realize that people can overcome almost any barrier if they want some goal badly enough. The reason Amelia's story appeals to me more strongly than any other is because she was a pilot. I too love the release and exhilaration of flying and am also a pilot. I like to think that the same pioneering, daring spirit the motivated Amelia also exists in me."

Sandra is a member of the California Scholarship Federation, she has received the presidential Physical Fitness Award, the Community Achievement Award and a National Merit Commendation. She has also been on the Principal's Honor Roll all through high school.

Outside of class, Sandra's interests include sewing, playing the classical guitar and has been a private pilot for over a year.

Tarn Joseph Vieira, son of four year member Cheryl Vieira of Marysville, California is the first runner up scholarship winner in the male category. Graduating from Marysville High School, Tarn hopes to attend either U.C. Davis or Cal Poly at San Luis Obispo, majoring in Agricultural Management.

After college, Tarn hopes to find a job in a managerial position at either a private or corporate farming operation. He would also like to own his own ranch someday.

A four year letterman in football, he

was named lineman of the year and first All Area Lineman in football his senior year. He was also captain of the team his senior year. In addition to his football success, Tarn was a member of the California Scholarship Federation, the Marysville High School Debate Club and the Future Farmers of America.

He has named the Lions Club and the Rotary Club Student of the Month, has received the Rotary Club's Award for Academic Excellence and the Bank of America Achievement Award.

## 1985 ELECTION COMMITTEE

The following brothers have been elected by their district memberships to serve on the Election Committee during the election of Officers and District Executive Board Members.

Dist. No.

- 1 ..... Peter Fogarty
- 2 ..... Michael C. Dye
- 3 ..... Albert B. McNamara
- 4 ..... H. L. Spence
- 5 ..... Ron D. Iler
- 6 ..... Byron Robinson
- 7 ..... Robert O. Currie
- 8 ..... Ernest Sutton
- 9 ..... William H. Davidson
- 10 ..... Robert J. Cahill
- 11 ..... Dennis L. Griffith
- 12 ..... Lynn T. Reese
- 17 ..... Nathan K. Yasso