

AMENDMENT NO. 2
to the
PROJECT LABOR AGREEMENT FOR ALL MEASURE G, E, I, Z, and N BOND
PROJECTS FOR THE
EAST SIDE UNION HIGH SCHOOL DISTRICT

Whereas, a Project Labor Agreement (“Agreement”) was entered into on August 17, 2017, by and between the East Side Union High School District (“District”), the Santa Clara & San Benito Counties Building & Construction Trades Council, AFL-CIO (“Council”) and its affiliated local Unions signatory thereto, acting on their own behalf and on behalf of their respective affiliates and member organizations, and the contractors and/or subcontractors that have become or shall become signatory to the Agreement by signing the “Agreement to be Bound” thereto; and

Whereas, the Agreement applies to projects funded by the District’s Measure G, E, I, Z, and N bonds; and

Whereas, the Agreement was amended by Amendment No. 1, which became effective on November 19, 2019, and modified the minimum dollar threshold for covered projects; and

Whereas, the District has continued to experience positive benefits from the Agreement and from an ongoing relationship with the Council and its affiliated local Unions; and

Whereas, the residents of the District area voted in favor of a new bond called Measure N that will fund the modernization, renovation, and updating of District facilities; and

Whereas, the parties to the Agreement now mutually desire to amend the Agreement and Amendment No. 1 to apply the Agreement to projects funded in whole or in part by Measures G, E, I, Z, and N, and to explicitly correlate the minimum dollar threshold for covered projects with the Uniform Public Construction Cost Accounting Act; and

NOW, THEREFORE, IT IS HEREBY AGREED BETWEEN AND AMONG THE PARTIES TO AMEND THE AGREEMENT AS FOLLOWS:

- 1) Section 1.9 of the Agreement is hereby amended and replaced in its entirety to read as follows:

“Project” includes and shall apply to Measures G, E, I, Z, and N funded work, including State matching funds for new school site construction, or school site modernizations performed by those contractors of whatever tier awarded contracts by the District funded in whole or in part with Measures G, E, I, Z or N bond monies, including any State matching money, as is described in Section 2.2 of Article II, where the engineer’s estimate for the Project is equal to or greater than the threshold for formal bidding procedures required under the Uniform Public Construction Cost Accounting Act

(presently \$200,000), and to such other construction or improvements projects on District property as deemed or directed by the Board of Trustees.

- 2) Other than as explicitly set forth herein, this Amendment No. 2 shall make no other changes, modifications, additions, or deletions to the Agreement or Amendment No. 1.
- 3) This Amendment No. 2 shall become effective when the District's governing board ratifies this Amendment No. 2 and it is executed by the District and the Council.
- 4) This Amendment No. 2 shall be attached to and included with the Agreement and Amendment No. 1 for all intents and purposes, including all bid solicitations or similar documents issued by the District, and shall continue in full force and effect until completion of the Project(s) as defined therein.

Dated: 5-15-2023

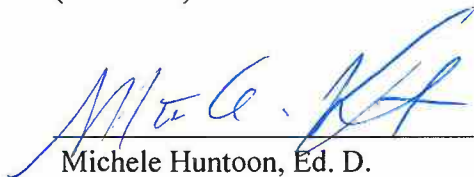
SANTA CLARA & SAN BENITO COUNTIES
BUILDING & CONSTRUCTION TRADES COUNCIL



David Bini
Executive Director

Dated: 5-18-2023

EAST SIDE UNION HIGH SCHOOL DISTRICT
(ESUHSD)



Michele Huntoon, Ed. D.
Associate Superintendent, Business