

Letter of Understanding - Construction Manager Participation

The undersigned, as Construction Manager, recognizes and understands that Owner and Contractor participation in the National Maintenance Agreements Program is predicated on the principles espoused by the National Maintenance Agreements Policy Committee, Inc. ("**NMAPC**") which include economy, efficiency and harmonious labor relations.

The undersigned acknowledges its responsibility to ensure that contractors and their subcontractors working on the following project (print Owner Name, Project Name, City and State): _____ have applied for and are in possession of the appropriate National Maintenance Agreement(s) with permission by the appropriate International Union(s), at the time work is awarded, for their use at the project, as required in **Article XXVII-Administrative Procedures** of the Agreement(s).

*** (Please attach on separate letterhead a detailed description of the scope of work to be covered as a "Yellow Card Project" request per NMAPC Policy Decision IV-6)**

The undersigned agrees to monitor the performance of signatory contractors working at the project to ensure that each Contractor/Subcontractor is operating under the terms and conditions of the National Maintenance Agreement(s).

The undersigned agrees that it will not cause or require any Contractor/Subcontractor to perform work or operate in a manner which is not in compliance with the terms of the National Maintenance Agreement(s) or the policies and decisions of the NMAPC, including any decision or award rendered pursuant to **Article VI-Grievances** of the Agreement(s). If in a Step 4 proceeding under **Article VI** of a National Maintenance Agreement it comes to the attention of the NMAPC that the Construction Manager may have violated its duties or obligations under this paragraph, the undersigned agrees that the alleged violation may be heard by the NMAPC under the procedures of **Article VI of the National Maintenance Agreement(s)** beginning at Step 4, and that any finding and/or award by the NMAPC will be final and binding upon the Construction Manager as well as the Contractor/Subcontractor.

It is further agreed that the undersigned will facilitate and ensure that all Contractors/Subcontractors conduct pre-job conferences as stipulated in Article I, Section 3, as well as Article XXVII, Section 1 of the National Maintenance Agreement(s), and report all work hours performed under the National Maintenance Agreement(s) on a quarterly basis as stipulated in Article XXVI, Section 1 of the National Maintenance Agreement(s).

It is understood that any questions regarding the application, interpretation, and modification of the National Maintenance Agreement(s) and the policies and procedures of the National Maintenance Agreements Program will be submitted to the NMAPC for proper determination, as required in **Article XXVII-Administrative Procedures** of the Agreement(s).

Signed this _____ day of _____ on behalf of:

Accepted:

(Construction Manager)

(Address)

By: _____
(Sign Name)

(Print Name and Title)

Stephen R. Lindauer
Impartial Secretary/CEO
NMAPC, Inc.

Phone: _____ Email: _____

Date: _____

Fax: _____ Date: _____