

AMENDMENT NO. 3 TO MAPLA

This **AMENDMENT NO. 3 TO MAPLA** (this "Amendment"), dated February 1, 2021 (the "Effective Date"), is made by and between the **CITY OF OAKLAND**, a municipal corporation, acting by and through its Board of Port Commissioners (the "Port") and the **BUILDING AND CONSTRUCTION TRADES COUNCIL OF ALAMEDA COUNTY, AFL-CIO**, acting on behalf of its 28 affiliated unions (collectively, the "Council") (the Port and the Council are referred to collectively as the "Parties").

RECITALS

A. The Port and the Council entered into the Maritime and Aviation Project Labor Agreement effective February 1, 2016, as amended by that certain MAPLA Clerical Amendment to Duration Clause dated February 23, 2016, and that certain MAPLA Amendment No. 2 Regarding Substance Abuse Testing Policy dated August 29, 2017 (the Maritime and Aviation Project Labor Agreement, as amended, referred to as the "MAPLA").

B. The MAPLA expires on January 31, 2021; however, Section 20.1 of the MAPLA provides that the MAPLA shall roll over for an additional five (5) years, subject to approval by the Board of Port Commissioners ("Board").

C. Accordingly, the Parties have agreed that it is in their mutual benefit to extend the term of the MAPLA for an additional five (5) years, as more particularly provided in this Amendment.

NOW, THEREFORE, THE PORT AND THE COUNCIL AGREE AS FOLLOWS:

- 1. Term Extension.** The term of the MAPLA is hereby extended for an additional five (5) years, expiring on January 31, 2026, and may be further extended for another five (5) years, subject to approval by the Board and mutual written agreement by the Parties.
- 2. Effective Date.** This Amendment is effective as of the Effective Date stated in the introductory paragraph, provided it has been executed by all Parties and approved as to form and legality by the Port Attorney.
- 3. Authority.** The undersigned party, Robert Stoker, warrants that he has full authority to execute this Amendment on behalf of the Council and that such execution will be binding upon the Council.
- 4. MAPLA to Remain in Effect.** Except as expressly modified by this Amendment, all terms and conditions in the MAPLA shall remain unmodified and in full force and effect, and are hereby ratified, confirmed, and approved.
- 5. Counterparts.** This Amendment may be executed and delivered in counterparts (including electronically), each of which, when executed and delivered, shall be deemed to be an original, but which together shall constitute the same document.

PORT OF OAKLAND

CITY OF OAKLAND, a municipal corporation, acting by and through its Board of Port Commissioners,



Danny Wan (Dec 22, 2020 14:59 PST)

By: _____

DANNY WAN, Executive Director

THIS AMENDMENT SHALL NOT BE VALID OR EFFECTIVE FOR ANY PURPOSE UNLESS AND UNTIL SIGNED BY THE PORT ATTORNEY.

Approved as to form and legality:



Michele Heffes (Dec 22, 2020 11:59 PST)

MICHELE HEFFES, Port Attorney

(Or Assistant Port Attorney or Deputy Port Attorney signing on behalf of)

COUNCIL

BUILDING AND CONSTRUCTION TRADES COUNCIL OF ALAMEDA COUNTY, AFL-CIO

By:

Signature: 
 Rob Stoker (Dec 15, 2020 11:51 PST)

Email: robs@smw104.org

Dec 15, 2020

Name: **ROBERT STOKER**

Title: President

Email: robs@smw104.org

(internal Port use only; not required for contract execution)

Port Resolution No.: 20-98

Board Approval Date: 12/17/2020

P.A. #: 2020 - 507











PORT OF OAKLAND - MAPLA - Amendment No. 3 (5-Year Extension)


Final Audit Report

2020-12-22

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-  Document created by Wise Hasseeb (whasseeb@portoakland.com)
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 Agreement completed.

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