

MEMORANDUM OF UNDERSTANDING

by and between

THE PORT OF SEATTLE

and

**INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS
LOCAL 46
REPRESENTING PORT ELECTRICIANS**

BENEFIT PAYMENTS AND JATC CONTRIBUTIONS

The Port hereby accepts, and agrees to be bound by, the Restated Employees Benefit Agreement and Trust. If the Port fails to remit as provided above, it will additionally be subject to having this Agreement terminated upon seventy-two (72) hours notice in writing upon being served by the Union, provided the Port fails to show satisfactory proof the required payment has been paid to the appropriate local collection agent.

The Port agrees to be bound by the terms and provisions of the Trust Agreement governing the Puget Sound Electrical Workers Pension Trust effective June 1, 1973, and all amendments or revisions hereafter adopted and further agrees as its representatives the current Employer Trustees and their lawfully appointed successors.

The failure of the Port to comply with the applicable provisions of the Trust Agreement governing the Puget Sound Electrical Workers Pension Trust shall also constitute a breach of the Labor Agreement.

The Port agrees to be bound by the terms and provisions of the Trust Agreement governing the Puget Sound Electrical Workers Health and Welfare Trust Fund, effective January 1, 1976, and all amendments or revisions hereafter adopted, and further agrees to accept as its representatives the current Employer Trustees and their lawfully appointed successors.

The failure of the Port to comply with the applicable provisions of the Trust Agreement governing the Puget Sound Electrical Workers Health and Welfare Trust Fund shall also constitute a breach of the Labor Agreement.

The Parties to this Agreement shall be bound by the Puget Sound Joint Apprenticeship and Training Trust Fund Agreement which shall conform to Section 3.02 of the Labor-Relations Act of 1947 as amended and ERISA and other applicable regulations.

The Port of Seattle and IBEW Local 46 agree that the above language will be used to make payment of benefits and JATC contributions specified in the Port Electrical Maintenance Agreement. This Agreement is effective June 10, 2004.

SIGNED FOR THE UNION

SIGNED FOR THE PORT of SEATTLE

Gary A. Price
Gary A. Price, Business Manager

Herman Wacker
Herman Wacker, Dir. of Labor Relations

6-15-05
Date

6/27/05
Date