

Newswire Published solely for members of the GCA

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# US DOL and DOJ Announce Plans to Prosecute Workplace Safety Violations

The US Departments of Justice and Labor announced on December 17, 2015 a plan to investigate and prosecute safety violations. Under the new plan, the Justice Department's Environment and National Resources Division and the U.S. Attorneys' Offices will work with OSHA, MSHA (mine safety and health administration) and the DOL wage and hour division to investigate and prosecute work endangerment violations. A copy of the press release and MOU can be found <u>here</u> and <u>here</u>.

In a memo sent to all 93 U.S. Attorneys, Deputy Attorney General Yates urged federal prosecutors to work with the Environmental Crimes Section in pursuing worker endangerment violations. The worker safety statutes generally provide for only misdemeanor penalties. However, prosecutors have now been encouraged to consider utilizing Title 18 and environmental offenses, which often occur in conjunction with worker safety crimes, to enhance penalties and increase deterrence. Statutes included in this plan are the Occupational Safety and Health Act (OSH Act), the Migrant and Seasonal Agricultural Worker Protection Act (MSPA) and the Mine Safety and Health Act (MINE Act)

**On January 13 the GCA is hosting a panel Discussion on the Manhattan DA's Construction Fraud Task Force and other US Attorney Construction Industry Prosecutions at the Grand Hyatt from 8:30am-10:30am.** Panelists include Tom Curran, former Assistant DA in the Manhattan DA's office; Bart Schwartz, former Chief of the Criminal Division in the Southern District of New York; and Andrew Lankler, former Manhattan Assistant DA. The GCA strongly encourages all members to attend this important seminar. If you have not done so already, please contact Joanne Otero (JOtero@gcany.net) to register.

## **GCA Rolls Out Safe Backing and Spotting Class**

The GCA was the first in the country to offer the newest ARTBA safety training on safe backing and spotting. The course, attended by 29 GCA members from 14 different companies, focused on helping workers to avoid dangerous traffic areas on roadway construction sites, to recognize hazards surrounding equipment, and to provide clear communication between drivers/operators and spotters through the use of standardized signals and communication. ARTBA developed this course knowing that OSHA is looking to address back over hazards through regulations.

During the four-hour course, attendees learned:

- A thorough understanding of spotting signals and communications between drivers/operators and spotters.
- Recognition of the "sphere of safety"—the hazards above, below and around moving equipment, and how to communicate those hazards to workers, operators and drivers;
- Traffic and pedestrian routing strategies as a result of hands-on training, classroom activities and a spotting skills test; and
- How to identify equipment blind spots, and train workers and operators how to safely navigate congested work areas.







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All attendees received a certificate of completion from the ARTBA-TDF. Employers will also receive documentation for their insurance carriers, helping to potentially reduce cost or hold premiums in check.

## **GCA Sustains its Role of Infrastructure Advocate**

Consistent with its mission, the GCA continues to keep the need for continued infrastructure investment front and center before media, opinion leaders and policy makers.

Within the last month the GCA advocated within the pages of the *Daily News* on behalf of using the city's surplus revenues to fund Phase Two of the Second Avenue Subway. The GCA also highlighted the importance of infrastructure investment during an on-air interview with Channel 11 and focused on critical



MTA investments in an interview on New York 1 scheduled to air later this month. The GCA was also active in supporting the regional infrastructure vision recently introduced by the Governor, with the GCA's statement appearing in *Newsday*.

These media efforts are designed to sustain public support and press awareness of crucial infrastructure projects that only the proven expertise of GCA members are capable of efficiently building on behalf of the taxpayer. In the New Year the organization intends to increase its media outreach even further as the state and city reach critical milestones in determining the future of infrastructure investment.

# **Governor Cuomo Announces Major Infrastructure Initiatives** for Long Island and the Region

In a series of carefully crafted announcements this past week, Governor Cuomo staked the rest of his tenure on making the type of transformational transportation and environmental investments that dovetail with the GCA's annual report theme of taking our infrastructure and our economy "*Beyond the Status Quo.*"

At an event at the Long Island Association on January 5, the Governor announced plans to revive and enhance the building of a third track for the LIRR along 9.8 miles of the main line between Floral Park and Hicksville; relooking at a tunnel from Long Island to Westchester or Connecticut; constructing a customs inspection facility in Ronkonkoma for MacArthur Airport to allow international flights from MacArthur; commercial development around Republic Airport; studying a tunnel under Long Island Sound to Connecticut; studying the feasibility of a deepwater port in Shoreham, and; establishing a center for bioelectronics medicine in the Nassau Hub.

The GCA, quoted in Newsday, described the plans as "the roadmap we've needed for a long time." With the full support, vision and perseverance of the Governor to move third track forward, the GCA is hopeful that this project and the others he identified will once and for all move towards construction. We will continue to help encourage legislative leaders in both houses to support this important initiative.

The following day, Governor Cuomo announced major plans for accelerating the Moynihan Station project and to link them to a new vision for the existing Penn Station complex across 8<sup>th</sup> Avenue. An RFP for





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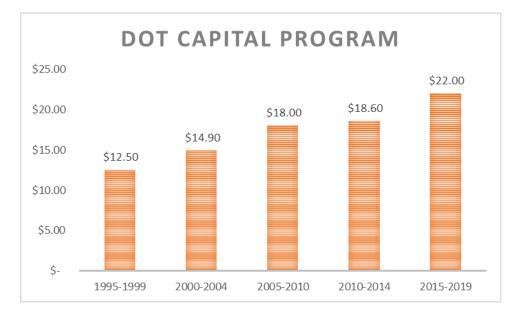
redevelopment of the site will be issued within the week and preliminary responses will be due in 90 days. While the plan appears to reset the Farley/Penn redevelopment efforts back to the beginning, the GCA will be vigilant in advocating for an expedited process. As the GCA stated in a statement immediately following the Governor's announcement: "This project has undergone fits and starts for decades. We cannot afford to wait any longer. The redevelopment must move forward at lightning speed."

On Thursday Governor Cuomo announced plans for a major expansion of the Javits Convention Center by 1.2 million square feet. A four-level, 480,000 square foot truck marshaling facility capable of housing hundreds of tractor-trailers at one time will also be constructed to improve pedestrian safety and local traffic flow. The proposal's total projected cost is approximately \$1 billion, paid for by the Javits Center within existing resources.

Rounding out the week, Governor Cuomo held another event on Friday announcing his support for the MTA capital program and highlighting plans in the program to improve passenger experience at 30 stations through improved lighting, countdown clocks, expanded wi-fi and cell service and other enhancements. It was announced that the stations will be put out to bid as design-build contracts.

#### **Gov. Cuomo Expected to Announce \$22B DOT Capital Plan**

At the combined state of the state and budget presentation next week, Governor Cuomo is expected to announce a \$22 billion capital program for roads and bridges. While the details of the plan are unknown at this point, it would amount to an 18.3 percent increase from the last capital program.







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#### Names in the News

Senator Majority Leader John Flanagan appointed Senator Cathy Young (R-Jamestown) to become the new chairwoman of the Senate Finance Committee. She succeeds Senator John DeFrancisco (R-Syracuse) who was elevated to the deputy majority leader post last year.

# **Upcoming GCA Events**

January 13, 2016: Panel Discussion on the Manhattan DA's Construction Fraud Task Force and other US Attorney Construction Industry Prosecutions at the Grand Hyatt from 8:30am-10:30am. Panelists include Tom Curran, former Assistant DA in the Manhattan DA's office; Bart Schwartz, former Chief of the Criminal Division in the Southern District of New York; and Andrew Lankler, former Manhattan Assistant DA. The GCA strongly encourages all members to attend this important seminar. If you have not done so already, please contact Joanne Otero (<u>JOtero@gcany.net</u>) to register.

January 14, 2016: Installation of Officers Luncheon at the Grand Hyatt located at 109 East 42<sup>nd</sup> Street between Park and Lexington Avenues. The reception starts at 11:30am followed by Lunch at 12:15pm. Tom Wright, President of the Regional Plan Association will be the keynote speaker. The cost to attend is \$200. Please RSVP to Joanne Otero, <u>JOtero@gcany.net</u> by January 11.

**January 18-22, 2016: 40 Hour Hazwoper Training at the GCA**. Pre-registration is required. Please RSVP to John Murray, JMurray@gcany.net

January 19, 2016: GCA Law and Legislation Committee Meeting at 8:30am at the GCA. Contact Felice Farber at <u>FFarber@gcany.net</u> to RSVP.

**February 2, 2016: Scaffold Law Reform Lobby Day in Albany**. The GCA will be participating in a statewide lobby day seeking to reform the Scaffold Law. We encourage all GCA members to participate in this important event. You can register to participate directly <u>here</u> or contact Felice Farber at the GCA for more information (<u>FFarber@gcany.net</u>)

April 19, 2016: Save the Date for the annual NYRIC Legislative Reception in Washington DC

## **Other Industry Events**

January 11, 2016: New York Building Congress Industry Luncheon at the Mandarin Hotel, featuring a keynote message from Governor Cuomo.

**January 28, 2016: ABNY Breakfast** with NYS Senate Majority Leader John Flanagan from 8:00am-9:30am at the Sheraton New York Hotel. You can purchase tickets <u>here</u>.

**January 28, 2016: DDC Contractor Open House** from in the DDC Atrium (30-30 Thomson Street, LIC) from 9:00am-11:00am. Registration begins at 8:30am. Topics to be covered include projects in the pipeline, site safety, payee information portal, EBO system, and payments. Click <u>here</u> to register to attend.

**February 25, 2016: Crain's New York Business Breakfast** with Melisa Mark-Viverito from 8:00am-9:30am at the New York Athletic Club, 180 Central Park South. You can purchase tickets <u>here</u>.





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# January 11, 2016

# **Upcoming Bids**

Bid Date	Project	Estimate	Owner
1/11/2016	RFP-Ferry Landing Maintenance & Repair Services	N/A	NYCEDC
1/12/2016	5 Ton Cranes for Facilities Improvement Program	N/A	NJ TNPK
1/12/2016	Install/Remove/Relocate Equip Decorative Street Lighting	N/A	NYCDOT
1/12/2016	Construction of Melrose Commons Park (HPD Site 32)	\$6,000,000	NYCPR
1/12/2016	F/I Flood Mitigation/Resiliency Measures @ 6 Locations	\$5,000,000	NYCTA
1/12/2016	Install Pedestrian Ramps @ Designated Locations	\$4,999,999	NYCDDC
1/12/2016	Installation of Sidewalks	\$10,000,000	NYCDDC
1/12/2016	Pavement Markings for Newly Resurfaced Roadways - Bronx, Manhattan, Staten Island	N/A	NYCDOT
1/12/2016	Pavement Markings for Newly Resurfaced Roadways - Brooklyn, Queens	N/A	NYCDOT
1/13/2016	Construct Pedestrian Ramps Adjacent to Historic/Landmark Facilities	\$2,499,999	NYCDDC
1/13/2016	Emergency Generator Infrastructure Holland Tunnel	\$1,000,000	PANYNJ
1/13/2016	Component Repairs @ (4) Stations Jamaica Line (BMT)	\$10,000,000	NYCTA
1/13/2016	Recon Playground & Seating Area @ Parque De Los Ninos	\$1,321,000	NYCPR
1/13/2016	Mainline Track & 3rd Rail Rehab of Tracks G3 & G4 - 63rd St Tunnel	\$10,000,000	NYCTA
1/13/2016	Long Beach Coastal Storm Risk Management Project	\$100,000,000	ARMY CORP
1/13/2016	Port Newark Intelligent Transportation Sys Devices/Traffic Signal Integration	\$10,000,000	PANYNJ
1/13/2016	Rebid-Reconstruction of Clifford Place Step Street	\$4,999,999	NYCDDC
1/13/2016	Maint/Oper/Mgmt East End Concourse NY Penn Station	N/A	NJT
1/14/2016	New Construction of FDNY Firehouse for Rescue 2	\$10,000,000	NYCDDC
1/14/2016 Route 440 Ramp "J" Over Route 35 Ramp "G"		\$5,000,000	NJDOT





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1/14/2016	Port Newark Davit Street Extension	\$5,000,000	PANYNJ
1/14/2016	Construction of Trunk Water Mains in 2nd Avenue	\$10,000,000	NYCDDC
1/14/2016	Fairview Bus Garage Water Infiltration Repairs	\$750,001	NJT
1/14/2016	Admin/Maint of Ground Transportation Info Sys @ Airports	N/A	PANYNJ
1/14/2016	Pier 84 Site Utility Restoration	N/A	HRPT
1/14/2016	2016 Vegetation Management Various LIRR Locations	N/A	LIRR
1/14/2016	Installation of Sidewalks/Adjacent Curbs/Pedestrian Ramps	\$10,000,000	NYCDDC
1/15/2016	RFP-Operate/Renov/Maint Outdoor Recreation Facility	N/A	NYCPR
1/15/2016	RFQ-Install Power Generating Plant Equip North River WWTP	N/A	NYCDEP
1/15/2016	Miscellaneous Construction on As-Needed Basis	\$155,000,000	ТВТА
1/19/2016	Cedar Creek WPCP Efficiency Cap Improv Sludge Reduction	N/A	NASSAU OFFICE OF PUB WORKS
1/19/2016	Street Light Maintenance - Area #2	N/A	NYCDOT
1/19/2016	Street Light Maintenance - Area #3	N/A	NYCDOT
1/19/2016	Street Light Maintenance - Area #4	N/A	NYCDOT
1/19/2016	Street Light Maintenance - Area #5	N/A	NYCDOT
1/19/2016	Street Light Maintenance - Area #1	N/A	NYCDOT
1/19/2016	LaGuardia Airport - Pump Houses 2 & 3 Rehabilitation	\$5,000,000	PANYNJ
1/19/2016	Decommissioning & Demo Water Pollution Control Plants	N/A	NASSAU OFFICE OF PUB WORKS
1/19/2016	Rutherford Station Plaza Improvements	\$750,000	NJT
1/19/2016	Recon Retaining Walls & Sitework - Mount Hope Garden	\$3,321,000	NYCPR
1/19/2016	Installation of Sidewalks/Curbs & Predestrian Ramps	\$10,000,000	NYCDDC
1/20/2016	Installation of Sidewalks	\$10,000,000	NYCDDC
1/20/2016	Recon Entrance Roadways/Paths @ Golf Course in Marine Park	\$1,400,000	NYCPR





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1/27/2016	Reconstruction of Sidewalks	N/A	NYCPR
1/27/2016	Maintenance Bridge Washing on I-95 New England Thruway	N/A	NYSTA
1/27/2016	Rehabilitation of Three Bridges on NYS Thruway I-87	N/A	NYSTA
1/27/2016	Digester Rehabilitation @ Peekskill WWTP	N/A	WESTCHESTER CO ACQ/CONT
1/27/2016	RFP-Edenwald Recreation Facility	N/A	NYCEDC
1/28/2016	RFP-Brooklyn Bridge Park Pier 3 Landscape	N/A	BROOKLYN BRIDGE PARK CORP
1/28/2016	Sidewalk Stabilization & Accessibility Modifications	\$4,999,999	NYCDDC
1/28/2016	Reconstruction of Sidewalks	N/A	NYCPR
1/28/2016	Repl PIP Helix & Rehab Upper Level Spans George Washington Bridge	\$70,000,000	PANYNJ
1/28/2016	Roselle Park Station Platform Repairs	\$4,000,000	NJT
1/28/2016	Resurfacing Rt 46, Sand Shore Rd/Naughright Rd	\$5,000,000	NJDOT
1/29/2016	Reconstruction of Sidewalks	N/A	NYCPR
1/29/2016	PS 398 Demolition	\$2,265,000	NYCSCA
1/29/2016	RFQ-General Construction - Large Projects	N/A	NYCDDC
1/29/2016	RFQ-General Construction - Medium Projects	N/A	NYCDDC
1/29/2016	RFQ-General Construction - Small Projects	N/A	NYCDDC
2/1/2016	RFQ-Emergency Repair	N/A	NYCDDC
2/1/2016	RFQ-Recon/Restoration Landmark Quality Buildings	N/A	NYCDDC
2/1/2016	Citywide Reconstruction of Existing Sewers	N/A	NYCDDC
2/1/2016	Emergency Reconstruction of Water Mains	N/A	NYCDDC
2/2/2016	NJ Tpk Resurfacing MP 83 - MP 122 (2016)	N/A	NJ TNPK
2/2/2016	Brooklyn College - James Hall Retaining Wall Repair & Bridge Repl	\$1,000,000	NYS DORM AUT
2/3/2016	Refuse Disposal Site for Heckscher State Park	N/A	NYSPR





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2/4/2016	Reconstruction of Veterans Grove	\$1,700,000	NYCPR
2/4/2016	Route 59 Park & Ride Lot Parking Spaces & Bus Shelter	\$5,000,000	NYSDOT
2/4/2016	Maint Cleaning of 378 Bridges @ Various Locations	\$1,000,000	NYSDOT
2/4/2016	Biennial Roadside Vegetation Management	\$500,000	NYSDOT
2/4/2016	Biennial Mowing on Palisades Parkway, 987C, 29.5 Miles	\$500,000	NYSDOT
2/9/2016	Section 1/9 Final Cover & Closure Const Fresh Kills Landfill	\$350,000,000	NYCDS
2/10/2016	F/I Flood Protection Devices @ Various NYCT Facilities	\$10,000,000	NYCTA
2/11/2016	South Beach Psychiatric Center-BP-2 Piles & Foundations	\$14,000,000	NYS DORM AUT
2/26/2016	RFP - 124 East 14th Street Redevelopment	N/A	NYCEDC
3/2/2016	I-278 (Gowanus Expwy) Steel Repair #2	\$70,000,000	NYSDOT
3/8/2016	Mezzanine Extension @ Ulmer Park Bus Depot	\$5,000,000	NYCTA
3/21/2016	Construct New Platform F @ Jamaica Station	N/A	LIRR

## **Recent Bids\***

\*The italicized low bidders are GCA members.

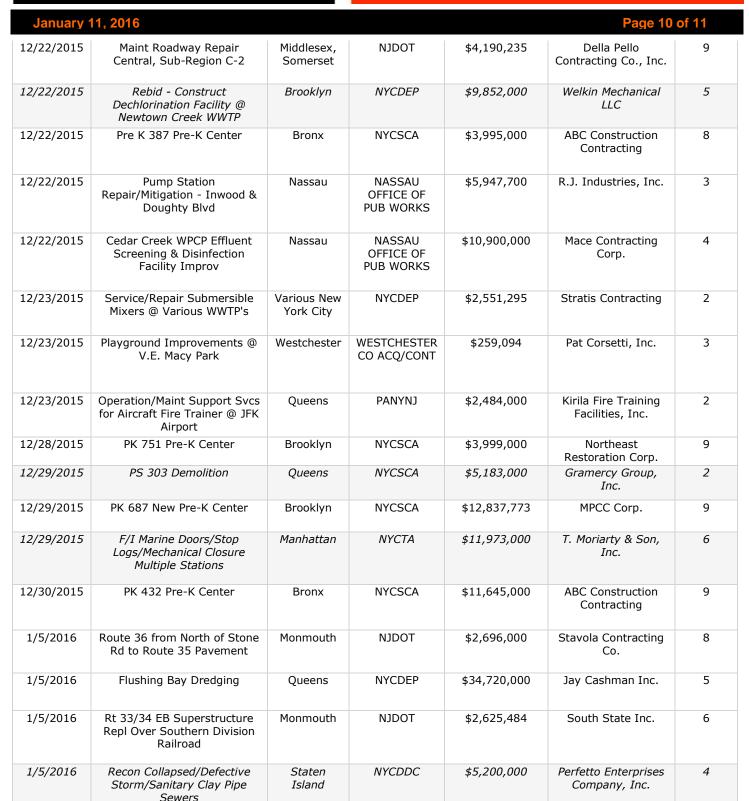
Bid Date	Project	County	Owner	Low Bid	Low Bidder	# Of Bids
12/22/2015	Green Infrastructure - Maint of On-Site & Pilot Practices	Various New York City	NYCDEP	\$1,199,440	Dragonetti Bros Landscaping Inc.	3
12/22/2015	Nassau County Barnum Island Bridge Improvement	Nassau	NASSAU OFFICE OF PUB WORKS	\$8,326,190	Grace Industries LLC	6
12/22/2015	Rebid-Milling/Paving Route 46 - Fox Hill Rd to Columbus Way	Morris	NJDOT	\$2,515,836	Schifano Construction Corp	6
12/22/2015	Maint Movable Bridge & Tunnel Repair Statewide - 2016	Various New Jersey	NJDOT	\$12,096,852	IEW Construction Group	1





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1/5/2016	Installation of Pedestrian Ramps	Manhattan	NYCDDC	\$3,819,362	Vales Construction	5
1/6/2016	Installation of Pedestrian Ramps	Manhattan	NYCDDC	\$5,632,568	Vales Construction	5
1/6/2016	Remove/Replace Golf Cart Roads in Bethpage St Park	Nassau	NYSPR	\$143,650	Lighthouse Designs, Inc.	13
1/6/2016	PK 414 @ Northern Blvd New Pre-K Center	Queens	NYCSCA	\$2,456,400	Nehal Contracting	8
1/7/2016	Resurfacing MP 0 to 83 & Pearl Harbor Mem Tpk Ext (2016)	Various New Jersey	NJ TNPK	\$6,287,740	Crisdel Group, Inc.	5
1/7/2016	Reconstruction of Webster Avenue Select Bus Service	Bronx	NYCDDC	\$20,373,192	Oliveira Contracting Inc.	6
1/7/2016	Various Schools NYC - PCB Soil Remediation	Various New York City	NYCSCA	\$456,785	Creamer Environmental	4
1/7/2016	Install Over Height Vehicle Detection Sys on Various Ramps	Nassau, Suffolk	NYSDOT	\$2,303,335	Johnson Electrical Construction	4
1/7/2016	Install Sidewalks, Adjacent Curbs & Pedestrian Ramps	Bronx, Manhattan	NYCDDC	\$14,632,743	Vales Construction	4
1/7/2016	Replacement of Distribution Water Mains in 135th St	Manhattan	NYCDDC	\$35,893,039	P & T II Contracting Corp.	7
1/7/2016	Bridge Maint/Rehab on (8) Bridges & Deck Repl on (1) Bridge	Westchester	NYSDOT	\$10,624,081	DeFoe Corp.	3

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