

**Building  
Contractors  
Association  
of New Jersey**

**MONTHLY UPDATE**

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**October 2012**

**Labor Binder Update**

So as to ensure your labor binder contains the most updated information, please make certain you received and replaced the following:

**B-#92-12** Bricklayers & Allied  
Craftworkers, Local Nos. 4 & 5  
Wages & Fringe Benefits  
Effective 11/1/12

**B-#93-12** Cement Masons, Local No. 2  
Wages & Fringe Benefits  
Effective 11/1/12

**B-#94-12** Northeast Regional Council of  
Carpenters  
Wages & Fringe Benefits  
Effective 11/1/12

**B-#95-12** Northeast Regional Council of  
Carpenters - Flooring  
Wages & Fringe Benefits  
Effective 11/1/12

**Annual Meeting**

Bulletin #91-12, sent to you this month, is your invitation to BCANJ's final membership meeting of the year, held jointly with AGC of New Jersey and scheduled for Tuesday, December 11, 2012, at the Robert B. Meyner Reception Center at the PNC Bank Arts Center, Holmdel. Cocktail hour begins at 5:30 p.m., followed by dinner and our program at 6:30 p.m. During the program, CEO Jack Kocsis will update members on the strategic alliance between BCANJ and AGC of NJ and the benefits it will bring to the membership.

Please use the registration form in the bulletin to respond, found on the “Members Only” section of the BCANJ website, [www.bcanj.com](http://www.bcanj.com).

### **Hurricane Recovery Initiative**

As we announced in Bulletin #97-12, BCANJ is preparing a program for our members on how to work with FEMA, the Federal Emergency Management Administration. We will present the program in November; members will receive details in the very near future.

### **Gala Dinner Celebrated Landscape Built by BCANJ and AGC of NJ Members**

Just before Hurricane Sandy devastated much of New Jersey, BCANJ and AGC of NJ members came together at the Annual Gala Dinner to celebrate the buildings and bridges, schools and monuments, hotels and highways they built during the last 75 years. More than 350 members and guests attended the dinner on October 18, 2012, at The Palace at Somerset Park in Somerset, to watch a video that captured the strength and beauty of the landscape they sculpted. Guest speaker Stephen Sweeney, New Jersey Senate President, praised members for their many contributions, calling them “the do-ers” in the state.

### **BCANJ and AGC of NJ Safety Day**

BCANJ and AGC of NJ’s joint Safety Day on October 10, 2012, featured a safety training event at a large construction yard in Edison, enhanced by dozens of similar training events on jobsites across the state. The day focused particularly on preventing falls and struck-bys, two of OSHA’s Focus Four Hazards that are responsible for the majority of fatalities on construction jobsites. We extend our gratitude to the many BCANJ and AGC of NJ members who participated.

### **BIM: Two Units Completed, Two Scheduled**

The second unit in the BIM series, BIM Technology, was a two-day (16-hour) segment, hosted by BCANJ on October 25 & 26, 2012. The 12 students who participated gained a solid understanding of the major applications and classes of BIM tools across all project phases and how to select those tools. The final two BIM units, each a one-day, eight-hour class, are scheduled for early in 2013. Information will be distributed in the near future.

### **Reminder: Federal Procurement Fair**

As we told you in Bulletin #85-12, the New Jersey Institute of Technology, Procurement Technical Assistance Center (PTAC) will hold a Federal Procurement Fair on January 24, 2013, from 8:30 a.m. to 1 p.m. at the Tropicana Casino and Resort in Atlantic City. The fair will honor

Veteran-Owned Small Businesses and provide an opportunity to network with military, federal government and corporate representatives about how your business can support these entities. You will also learn about federal contracting opportunities. For more details and the registration form, access the bulletin at [www.bcanj.com](http://www.bcanj.com).

### **BCANJ Members Listed in ENR Top 100 Green Contractors**

ENR published its annual list of the Top 100 green contractors in the September 17, 2012, issue. BCANJ members on the list are Turner Construction (#1), Gilbane Building Company (#3), Skanska USA (#7), Hunt Construction Group (#20) and URS Corp. (#93).

### **Postponed Events: NJAFA and IMI**

Because of the disruption in services caused by Hurricane Sandy, the following programs were rescheduled or postponed:

**NJ Alliance for Action Construction Forecast** has been rescheduled for November 30, 2012, Robert B. Meyner Reception Center at the PNC Bank Arts Center, Holmdel.

**International Masonry Institute Tile Marble Terrazzo Seminar**, scheduled for November 13, 2012, has been postponed and will be rescheduled at a later date.

## **BUILDING CONTRACTOR Magazine**

### ***Employment Opportunities***

We will again feature an “Employment Opportunities” column in our publication, the New Jersey *BUILDING CONTRACTOR* magazine, Volume III-12, scheduled for distribution in December. If you have not yet submitted information on positions available at your company, please e-mail it to us at [jschiff@bcanj.com](mailto:jschiff@bcanj.com) as soon as possible. For details, please refer to Bulletin #86-12 on the “Members Only” section at [www.bcanj.com](http://www.bcanj.com).

### ***Membership News***

We will be happy to include your “in-house” news (personnel changes, contracts awarded, office expansion or relocation, etc.), in Volume III-12 of *BUILDING CONTRACTOR* magazine. If you have not yet submitted information, please e-mail it to us at [jschiff@bcanj.com](mailto:jschiff@bcanj.com) as soon as possible. For details, please see Bulletin #87-12 online.

### ***“Giving Back” Column***

In Bulletin #88-12, we asked members to submit information for *BUILDING CONTRACTOR*’s “Giving Back” column, a regular feature in the publication. If you have a story from 2012 that recognizes the generosity of construction craftworkers and contractors as they reach out to their communities, we ask you to complete the form that accompanied the bulletin and fax (732.225.3105) or e-mail it ([jschiff@bcanj.com](mailto:jschiff@bcanj.com)) as soon as possible. You can find the bulletin on our website.

### ***Award-Winning Projects***

A prominent feature in Volume III-12 will highlight our members' award-winning projects for 2012. If you have not already submitted information, please complete the form we sent with Bulletin #89-12 and send it along with a four-color photo or digital image of your project to the BCANJ office as soon as possible. The bulletin is available on our website.

### **Safety News...**

#### ***Free Onsite Tool Box Talk Service***

In Bulletin #90-12, we told you of the free service we can offer you through our partnership with the New Jersey Building Laborers. More than three dozen topics are available through the Laborers' Mobile Training Unit at your jobsite. For details, the request form and the complete list of topics, access the bulletin at [www.bcanj.com](http://www.bcanj.com).

#### ***AGC Safety and Health Conference***

Registration is open for the AGC of America Safety and Health Conference in Tampa, January 16-18, 2013. Information can be found on the AGC website, [www.agc.org](http://www.agc.org). Deadline for reservations is December 31, 2012.

### **Government Affairs Report...**

For information on key legislative and governmental issues, please refer to the enclosed report.

### **Labor News...**

#### ***Employer Burden of Proof***

The employer bears the burden of proving when an union employee performs work eligible for benefit contributions – and the responsibility to make payments based on the union's records if the employer's records are not in good order. This was the decision of the First Circuit Court of Appeals, which in September vacated a decision of the US District Court in Massachusetts pertaining to ERISA contributions.

#### ***Unions Can't Block Work With Subs Hired by Non-Union CM***

In August, the US Court of Appeals for the 8<sup>th</sup> Circuit upheld a National Labor Relations Board ruling that a union cannot refuse to enter into a pre-hire collective bargaining agreement with a subcontractor that works for a non-union construction manager. In the case, the non-union CM does not employ union craftworkers. It does, however, hire union subs, and the Court found the union was attempting to coerce the CM into becoming signatory by blocking work with the CM's subs, unlawful under the National Labor Relations Act.

#### **Resume on File**

Recent college grad with BS in Finance seeks position in finance with New Jersey company. Experience includes internship with NJ Dept. of the Treasury and positions in large operations in the food-processing and event-planning fields. For a copy of this resume, please contact the BCANJ office at 732.225.2265.