

**Building  
Contractors  
Association  
of New Jersey**

**MONTHLY UPDATE**

**May 2010**

**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-#45-10      Wages & Fringe Benefits  
New Jersey Regional Council of  
Carpenters – Flooring  
Effective 5/1/10 - 4/30/11

B-#54-10      Wages & Fringe Benefits  
Dockbuilders, Local No. 1456  
Effective 5/1/10 - 4/30/11

**Wage Freeze Announcements**

In recent weeks, we have made public the wage concessions negotiated between the trades and BCANJ. In Bulletin #42-10, we provided Active Members with a letter that outlines the agreements, as well as agreement specifics and a “union advantage” piece, all designed for use in reaching out to Owner communities. In addition, as we told you in Bulletin #51-10, we sent a news release to the general and trade media announcing the agreements. Members are welcome to send the news release to local media. Both bulletins can be accessed on the “Members Only” section of our website, [www.bcanj.com](http://www.bcanj.com).

**Carpenter Contract Changes**

In addition to the wage freeze, other important contract changes were made with the New Jersey Regional Council of Carpenters. As detailed in Bulletin #52-10, modifications were made to the Apprentice Program and the portability provisions. The bulletin can be accessed on the “Members Only” section of our website, [www.bcanj.com](http://www.bcanj.com).

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## **Bricklayer/Laborer TEMRA Agreements**

In Bulletin #43-10, we told you about the Temporary Emergency Market Recovery Addendum (TEMRA) agreements recently adopted by the Bricklayers and Building Laborers. The TEMRA agreements provide for a total package ranging from 65-73% of the commercial total package. In addition, active members were invited to a meeting on May 21, 2010 at the BCANJ office where leadership from labor addressed procedures for utilizing the TEMRA Agreements. The bulletin can be accessed on the "Members Only" section of our website, [www.bcanj.com](http://www.bcanj.com).

## **Final Reminder: BCANJ Membership Meeting/Awards Luncheon**

As we announced in Bulletin #38-10, the next BCANJ Membership Meeting will be held on Tuesday, June 22, 2010, 12 Noon at Mayfair Farms, West Orange, NJ. The program will include bestowal of the Association's Presidents' Scholarship Awards as well as presentation of our Annual Safety Awards. All BCANJ members are welcome. If you wish to attend, please access the bulletin through the "Members Only" section of our website, [www.bcanj.com](http://www.bcanj.com), or call the Association office at 732.225.2265.

## **Last Chance to Register for INSTALL NJ**

In last month's Update, we encouraged you to join us at the second annual INSTALL NJ Symposium on Thursday, June 10, at the PNC Bank Arts Center,

Robert C. Meyner Reception Center, Holmdel, NJ. The event runs from 9 am to 3 pm and includes AIA-accredited technical sessions, industry exhibits, continental breakfast and buffet lunch, demonstrations from Union Carpenter Floor Layer Locals #29 and #2212, prize drawings and giveaways. NJ State Senate President Stephen Sweeney is scheduled to address visitors at 9:45 a.m. Register at [www.INSTALLNJ.org](http://www.INSTALLNJ.org) or by phone at 732.225.1300.

## **NY LECET Invitation**

As we announced in Bulletin #49-10, the New York Laborers Employers Cooperation and Education Trust (NY LECET) has invited BCANJ's contractor members to a "Working Breakfast" on June 24, 2010, at 8:30 a.m. at the Sheraton New York. The focus will be building and development plans in New York City for the next two years and the project opportunities for contractors. For the registration form, access the bulletin through the "Members Only" section of our website, [www.bcanj.com](http://www.bcanj.com), or call the Association office at 732.225.2265.

## **AGC/A Hosts BIM Webinar**

On May 26, 2010, AGC of America hosted a webinar entitled "A Practical Framework for Implementing BIM." One of the featured speakers was a contractor from the Midwest who has successfully led the BIM implementation for his firm, and offered some helpful tips for a smoother transition to BIM. If you would like a copy of the PowerPoint presentation from the webinar, please contact BCANJ at 732.225.2265.

**Top Contractors**

ENR released its annual list of “The Top 400 Contractors” in the May 17, 2010, issue. The following BCANJ members are included:

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|-----|--|
| 5   | The Turner Corp.<br>New York, NY                     |
| 6   | Skanska USA Inc.<br>Whitestone, NY                   |
| 18  | Bovis Lend Lease<br>New York, NY                     |
| 19  | Gilbane Building Co.<br>Providence, RI               |
| 23  | URS Corp.<br>San Francisco, CA                       |
| 26  | Hunt Construction Group Inc.<br>Scottsdale, AZ       |
| 62  | Hunter Roberts Construction<br>Group<br>New York, NY |
| 126 | Joseph Jingoli & Son Inc.<br>Lawrenceville, NJ       |
| 189 | Torcon Inc.<br>Red Bank, NJ                          |
| 221 | T.N. Ward Co.<br>Ardmore, PA                         |
| 271 | Barr & Barr Inc.<br>New York, NY                     |
| 387 | Prismatic Development Corp.<br>Fairfield, NJ         |

**Legislative News...*****Pro-Construction Bills Signed***

In Bulletin #50-10, we told you of two bills signed recently by Governor Christie that impact construction businesses:

- S-82/A-437 modifies the Municipal Land Use Law to require municipalities to base their land use decisions on the development regulations in effect at the time of application submittal. BCANJ supported this measure.
- S-92/A-1897 extends by one year the “sunset provision” in the higher education section of the NJ Economic Stimulus Act of 2009, and removes any local ordinance that could adversely affect economic development. BCANJ fought for and won substantial amendments.

***UI Legislation Averts Tax Hike***

In Bulletin #55-10, we announced that S-1813/A-2624, which cleared both houses of the NJ Legislature in mid-May, will limit an automatic \$1 billion payroll tax increase for the upcoming fiscal year. The average payroll tax increase, through enactment of this legislation, will be approximately \$130 per employee over the course of the year, rather than \$400 or more if no legislative action had been taken. The bill awaits the Governor’s signature.

**Safety News...**

For information on key safety issues, please refer to the enclosed report.

**Labor News...*****Davis-Bacon Updates***

The Building Star Energy Efficiency Rebate Act (S. 3079), designed to create construction and manufacturing jobs and offer tax rebates to building owners who initiate green retrofits, is expected to be introduced soon in the House. When it does, a Davis-Bacon Act prevailing wage standard is likely to be added before final passage. In the meantime, a proposed Davis-Bacon provision is delaying Senate action on the Water Infrastructure Financing Act (S. 1005). The bill has yet to make it to the Senate floor, and when it does, the prevailing wage provision will be a subject for partisan debate. Finally, the Government Accounting Office reported 40 programs are subject for the first time to federal prevailing wage requirements because funding for the programs comes through the American Recovery and Reinvestment Act. They account for \$102 billion in total, a portion of which will be used for construction activities, including wages.

***Worker Misclassification Bill***

The Employee Misclassification Prevention Act (S. 3254/HR. 5107) was introduced in Congress on April 22, 2010, to require employers to keep records of contracted non-employees and to penalize employers who misclassify workers. The bill comes at a time when the US Department of Labor is cracking down on misclassification. In an AGC webinar on the subject in May, the panelists warned of increasing civil *and* criminal penalties, and urged contractors to review the status of all their employees and correct any misclassifications immediately.

***HIRE Form W-11***

In Bulletin #53-10, we told you the IRS released Form W-11, the Hiring Incentives to Restore Employment (HIRE) Act Employee Affidavit. The form helps employers claim the special payroll tax exemption on workers hired after February 3, 2010, and before January 1, 2011. Access the bulletin on the "Members Only" section of our website.

**BUILDING CONTRACTOR Magazine**

The recently released issue of the BUILDING CONTRACTOR Magazine, Vol. I-10 feature article took a look at how Healthcare is helping drive New Jersey's economy. If you did not receive this issue or would like additional copies, please contact the Association office.

**NJ PLACE Survey for Craftworkers**

NJ PLACE is seeking input from all craftworkers – apprentices and journeymen – to gather information about craftworker interest in higher education. Help pass the word with the enclosed card. Craftworkers who complete a short, online survey could win a \$500 COSTCO gift card and a one-year store membership.

**Independence Day**

Independence Day falls on Sunday, July 4, 2010. Therefore, the general construction trades will observe the holiday on the following Monday, July 5, 2010. Please refer to the Contract Summary in your labor information binder for specific provisions.