



Newsletter

Contractors Association of West Virginia

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Newsletter 2014-31

August 15, 2014

EXPO 2015 OPENS FOR BUSINESS

You do not have to wait any longer to secure your exhibit space for the 36th Annual West Virginia Construction and Design Exposition (EXPO). Contract documents for the March 25 & 26, 2015 event are now available at www.wvexpo.com. We also encourage members to consider being an Honor Exhibitor (non-displaying participant), a show program advertiser or a sponsor of the popular After Hours or BOB events. EXPO will also be hosting the 4th Annual Marcellus to Manufacturing (M2M) conference. This year's show attracted over 5000 attendees from 29 states and four foreign countries. Visit the website at www.wvexpo.com or contact EXPO at 304.342.3976 for additional information.

SUMMIT HIGHWAY HIGHLIGHTS DETERIORATION STATE OF NATION'S TRANSPORTATION INFRASTRUCTURE

West Virginia's and the nation's infrastructure was the topic at the West Virginia Transportation and Infrastructure Summit held in July in Charleston. The event, hosted by the Discover The Real West Virginia Foundation, featured Senators Jay Rockefeller and Joe Manchin, Congressman Nick Rahall and U.S. Secretary of Transportation Anthony Foxx. The CAWV was one of a number of sponsors of the summit, which also featured Dr. T. Peter Ruane, president of The American Road and Transportation Builders Association (ARTBA). In addition, panels included senior government officials and industry experts from around the country who discussed the challenges in financing the nation's transportation needs.

The summit was held while Congress was debating a bill to keep the federal Highway Trust Fund from going bankrupt. "I'm working in the Senate to get this fixed now," Sen. Rockefeller told attendees. "We cannot afford to wait any long – it jeopardizes our economy and competitiveness and the safety of the traveling public," he added. Secretary Foxx said the Highway Trust Fund does not need short-term fixes or patches. "Even if a patch is found this year, next year will be like Groundhog Day; we'll find ourselves right back here and without a good answer as to what we're going to do over the long-term." Congress did vote prior to the August recess to continue highway funding through May 2015.

ARTBA's President, Pete Ruane, was more blunt with his assessment of the current situation in Washington. He said Congress is providing a short-term solution to a long-term problem. "The federal highway bill contains the language '21st Century' but we cannot prepare for this century unless there is a long-term vision for highways. The issue is 'how do we get someone to do something. That is the challenge,'" Ruane stated.

ONLY A FEW SPOTS LEFT FOR THE SECOND CAWV & BRICKSTREET OSHA 10-HOUR COURSE

The CAWV has partnered with BrickStreet Insurance to offer a second OSHA 10-Hour Course for association members that participate in the CAWV / BrickStreet Workers Compensation program for \$60.00. The training will be held at the Holiday Inn and Suites, located at 400 Second Avenue, South Charleston from 8:00 A.M. to 5:00 P.M. on Thursday, September 11, and from 8:00 A.M. to 12:00 P.M. on Friday, September 12. The registration fee includes continental breakfast both days and lunch on Thursday. Senate Bill 376 was passed into law during the 2014 legislative session and went effect on July 1, 2014. It requires all construction workers on a publicly financed project over \$50,000 to complete the OSHA 10-Hour Course. Because the class is limited to 40 students, registration and prepayment is required.

CAWV members also have access to the online training site 'ClickSafety.com' which offers an OSHA approved 10 Hour Training Class online for \$80.00. Members can take the class over several days by logging into their account and continuing the class from the point they stopped. Also the CAWV will be adding additional OSHA 10-Hour classes so students that get left out of this class will be notified and placed into the next class. A few of the provisions of the new law are: The course is a one-time requirement, not annual; For the first year (July 1, 2014 to July 1, 2015) construction workers have to be employed at least 90 days at the public improvement site before they need the course.

To register for the class, or for more information on the class or ClickSafety.com, contact Pat McDonald at pmcdonald@kawv.org or at 304-342-1166.

APAWV FALL MEETING AT THE NEWLY RENOVATED CANAAN VALLEY RESORT

Fall is in the air.....a reminder that now is the time to make plans to attend the 34th Annual Fall Meeting of the Asphalt Pavement Association of WV at the newly remodeled Canaan Valley Resort State Park. The September 25-28, 2014 meeting will feature a mix of business sessions and events for the entire family. The meeting coincides with the Leaf Peepers Festival in Davis and Thomas, WV. Attendees should secure their sleeping rooms by August 26 to ensure availability. Meeting information can be found at www.asphaltwv.com or is available upon request at 304-342-1166.

MEMBERS SUBMIT CONCERNS ON ABOVEGROUND STORAGE TANK REQUIREMENTS

House Speaker Tim Miley, D-Harrison, recently indicated that S.B. 373, The Aboveground Storage Act, has "unintended consequences" that may require action by the WV Legislature to correct. In the August 8, 2014 CAWV Newsletter, members were asked to submit their concerns about the new requirements if the legislature does decide to revisit the bill. The CAWV has heard from a number of members. Comments range from the cost to inspect a tank to the need for inspection since many tanks on construction projects have dual walls or containment areas. Please send comments and concerns to Mike Clowser at mclowser@kawv.org. To see the August 8 Newsletter article, [click here](#). A task force has been formed to look at possible revisions to the legislation.

NEW EXECUTIVE ORDER REQUIRES FEDERAL CONTRACTORS TO DISCLOSE LABOR LAW VIOLATIONS, GIVE WORKERS PAY INFORMATION AND LIMIT ATRBITRATION

On July 31, President Obama issued the latest, and most far-reaching, executive order imposing new mandates on federal contractors. The **Fair Pay and Safe Workplaces Executive Order** (“EO”) purports to help federal agencies “identify and work with contractors with track records of compliance” with labor laws in order to “reduce execution delays and avoid distractions and complications that arise from contracting with contractors with track records of noncompliance.” It imposes several new obligations on federal contractors and contracting agencies, increasing the burdens and risks for covered contractors. It does not cover federally-assisted contracts. Most significantly, the EO establishes a new system for contractor disclosure, and agency consideration, of labor law violations from the past three years before a prospective contractor may be awarded a federal contract with a value over \$500,000 starting in 2016. For complete information on the new order, see the AGC of America’s August 14 Construction Legislative Week in Review.

<http://newsmanager.commpartners.com/agcleg/issues/2014-08-14.html#2>

STORMWATER INSPECTION REPORTS FOR CONSTRUCTION MOBILE APP

It is a legal requirement to have a Stormwater Pollution Prevention Plan (SWPPP) on nearly every active construction project, including detailed records of site inspections and corrective actions. Companies that fail to adequately document and retain the results of their self-inspections and follow-up measures may face enforcement actions and devastating penalties of up to \$37,500.00 per day, per violation.

The Stormwater Inspection Reports for Contractors mobile app was developed as an electronic documentation tool for construction operators to quickly and easily prepare their stormwater inspection and corrective action reports right from their iPad®.

- Simple user interface
- Step-by-step jobsite documentation
- Detailed instructions for each section
- Date and time-stamped photo documentation
- Electronic signature capture
- Easily export PDF reports via email for archiving

Based on the Inspection Report Template and Corrective Action Report Form developed by the U.S. Environmental Protection Agency (EPA) in conjunction with the Associated General Contractors of America (AGC), the customizable, digital reports can be used to help contractors meet the minimum reporting requirements of their construction stormwater permits. For more information, see link: <http://news.agc.org/2014/06/26/agc-releases-stormwater-inspection-reports-for-contractors-mobile-app/>

‘HARD AT WORK’ SHIRTS AVAILABLE FOR PURCHASE

The CAWV Public Relations Committee is producing “Hard at Work” men’s and ladies’ shirts available for members and their employees. So far, nearly 100 shirts have been ordered by CAWV members. The Hard at Work logo is embroidered on the shirt, which is available in red, white, blue and graphite for \$27. Members can have their company name printed on the sleeve for an additional \$2.50 per shirt. An order form is attached with this week’s Newsletter and is on the CAWV website. The deadline for orders is August 22. The model on the attached form is Paramount Builders, President Derick Foster.