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Welcome to the fall issue of Construction Today® Magazine. This is the publication of the General Building Contractors Association (GBCA) for those involved in the construction industry. This is the issue that celebrates those who build. The GBCA recognizes those, who when finished, look over their shoulders and feel satisfaction for what they have done. We celebrate the accomplishments of contractors, architects, engineers, material suppliers, owners, and tradesmen -- all who have given their best effort.

We don't just recognize one, we recognize the team. We don't just recognize a good-looking building -- we recognize a good, efficient, well-run project from all perspectives. We recognize those who work in harmony and collaborate on projects that only together can get completed. It is the term collaborate that makes our industry so amazing. The collaboration of many working together -- to work on the problem, to figure it out, to face problems head on, not to gain advantage, but to get the job done right. This effort is the same whether it's men in the field or designers in the office, or owners and contractors working through problems. All are issues that require collaboration to make things happen and get done.

The projects in this issue are the best in our region. Projects from multi-faceted stadiums to small non-profit renovations where Boards have to scrounge money together to put bricks and sticks together. Even large corporations that choose this region as a location with shareholders and accountants to satisfy -- all need to have teams of builders who put their shoulders to the wheel. This also includes new residents who live up in the clouds that have chosen our teams to build their homes -- all need teams to collaborate, to get the job done.

Read through these projects and check out the new additions to our region. See what we have been up to this year. Sure we are in one of the worst rescissions in our history, but on the flip side we have added stadiums, conference centers, parking garages, condominiums, drugstores, bridges, dormitories, green buildings, churches, offices, hotels and many other structures we all enjoy. Congratulations to those who have worked on these projects. Congratulations to those who collaborate best.

In addition the Excellence Awards we have some great articles concerning the new OSHA regulations that take effect in November. These changes are important to all construction sites and those who work around them. We also have an article about health care reform that all employers are trying to understand, and an in-depth look at the Salvation Army's new Kroc Center located in Philadelphia.

Everyone in construction who reads this magazine collaborates in some fashion. Our responsibility is to make this collaboration the best it can be across our industry -- from the field to the boardroom. Let's keep working the problem.



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CONSTRUCTION EXCELLENCE AWARDS

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Think...

SUSTAINABILITY

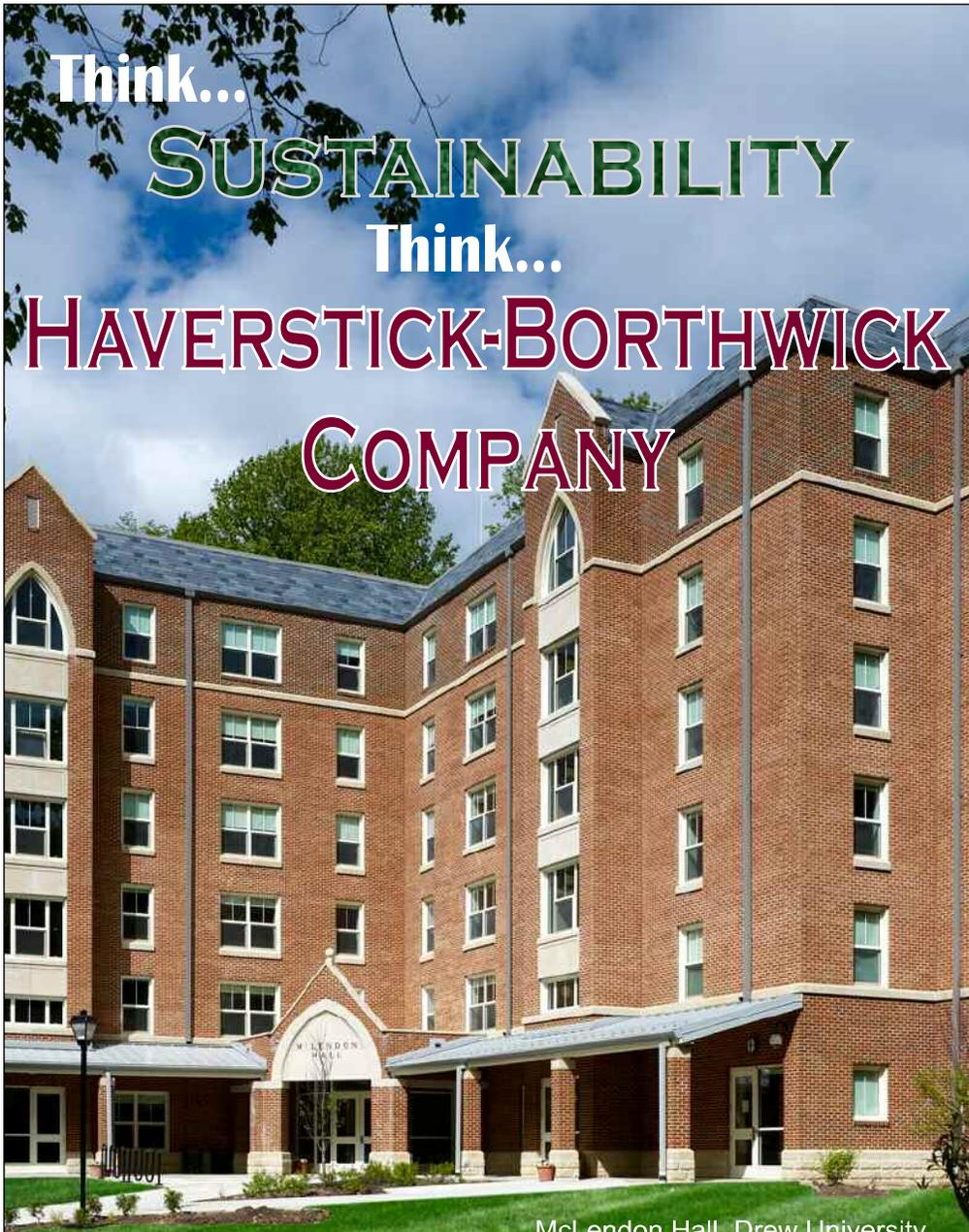
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a Retirement Plan Solution for Small Businesses

John Gerold

ARE YOU A SMALL BUSINESS OWNER that has been contemplating establishing a retirement plan? Are you concerned about the administrative costs and headaches associated with running a 401(k)? If so, a Savings Incentive Match Plan (SIMPLE) IRA may be a plan to fit your needs. There are a variety of retirement plan styles to choose from when establishing a plan for your business, each with their own set of benefits, administration requirements and costs. Selecting the right one is an important task, so it is important to do your homework.

A SIMPLE IRA plan is an IRA-based plan that gives small employers a simplified method to make contributions toward their employees' and their own retirement. Under a SIMPLE IRA plan, employees may choose to make salary reduction contributions and the employer makes matching or non-elective contributions. All contributions are made directly to an Individual Retirement Account or Individual Retirement Annuity (IRA) set up for each employee (a SIMPLE IRA). SIMPLE IRA plans are maintained on a calendar-year basis.

SIMPLE IRA plans may be established only by employers that had no more than 100 employees who earned \$5,000 or more in compensation during the preceding calendar year (the "100-employee limitation"). For purposes of the 100-employee limitation, all employees employed at any time during the calendar year are taken into account, regardless of whether they are eligible to participate in the SIMPLE IRA plan.

Advantages for the employer in establishing this type of plan include allowing the small business owner to establish a plan that enables employees to make their own decisions on how much they wish to contribute. The plan can be easy to administer, with no complicated reporting requirements. In addition, because employees direct the investments of their own accounts, liability for investment results is limited.

A SIMPLE IRA is a valuable addition to an employee benefit package. They give each employee the freedom to choose how much they wish to contribute to a retirement plan. For example, in 2009 the

amount was up to \$11,500 per year (or up to \$14,000 for employees 50 or over in 2009). All contributions are immediately vested and employees can access this money at any time, subject to the premature distribution penalty rules for SIMPLE IRAs.

Assets in a SIMPLE IRA can be invested in virtually any type of investment, including mutual funds, common stocks, corporate and government bonds, annuities and more.

There are two sources of contributions to a SIMPLE IRA—salary deferrals and employer contributions. Employees (including the owners) can defer up to

There are a variety of retirement plan styles to choose from when establishing a plan for your business, each with their own set of benefits, administration requirements and costs.

\$11,500 or 100 percent of wages (which ever is less). Employees who are age 50 or older can defer an additional \$2,500 as part of the catch-up provision. Employers must match deferrals dollar for dollar up to 3 percent of compensation (can be lowered to 1 percent in 2 out of 5 years) or employer must make a 2 percent non-elective contribution for all eligible employees.

The deadline for establishing a SIMPLE IRA is October 1 to allow for current year contributions. Exception: If a new company comes into existence after October 1 of the year that the SIMPLE IRA plan is set up, then the deadline is as soon as administratively feasible but no later than December 31.

If you are a small business owner there are some great opportunities to establish a retirement plan for your business. You save taxes while saving for your future. In addition, the availability of a competitive retirement plan is a key component considered as individuals seek employment. Talk with your investment and tax advisor about designing a retirement plan that best fits your needs and the needs of your employees.■

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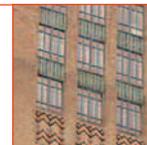
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Building on Common Ground



Veronica J. Finkelstein and Christopher P. Soper

The Synergy between Green Building and Historic Preservation

AT FIRST GLANCE, THE “GREEN BUILDING” and “historic preservation” movements might seem to be at odds. The green building movement focuses on the use of contemporary, cutting-edge technology to make efficient use of natural resources. By contrast, the historic preservation movement focuses on using time-honored, traditional practices with an emphasis on historical accuracy. Green building seems to be about what is “new” as opposed to historic preservation which seems to be all about what is “old.” Viewing these movements in such a limited manner obscures important similarities between the initiatives.

In recent years, the federal government has required that its construction projects meet the Leadership in Energy and Environmental Design (LEED) system created by the United States Green Building Council (USGBC). Although the federal government initiates new construction projects, the federal government is also responsible for the maintenance of national historic landmarks. Therefore, because the federal government requires green construction, major renovations at historic landmarks must be both green and historically accurate. These renovations forced the construction industry to reconcile the requirements of green building

and historical preservation. Surprisingly, the reconciliation revealed striking similarities between the requirements.

The similarity in requirements relates to the fact that many green building practices are already part of a typical historic preservation project. Specifically, there are three major tenets of green building that are easily identified as applicable to historical renovations. The first major tenet is the reuse of existing materials. Many historic preservation projects require that the existing building shell be retained as part of the renovation, to maintain a historically accurate façade for the building. USGBC’s LEED rating system awards credits for construction that involves repurposing existing materials to reduce the need for new materials.

The second major tenet is the use of local materials. On historic projects, local materials are used for authenticity. Prior to contemporary times, buildings were often constructed out of local materials due to necessity because shipping building materials was expensive and slow. Because historic renovations attempt to mimic the original condition of buildings, local materials are preferred. On green projects, local materials may be used to reduce energy expended transporting materials to the project site.

The third major tenet is reducing the impact on the environment. Historic buildings often utilized natural light due to a paucity of alternative technology for indoor lighting. What is old is new again because the use of natural light is a prudent green building strategy. As these examples illustrate, there is a clear commonality between green building and historical preservation practices.

Not only are there similar practices, but also similar challenges. For example, repurposing building materials can be challenging whether the repurposing is motivated by a desire to be green or a need to be historically accurate. The dimensions and load-bearing capacity of any particular “off the shelf” material is consistent and predictable. When material is removed from

Green building seems to be about what is “new” as opposed to historic preservation which seems to be all about what is “old.” Viewing these movements in such a limited manner obscures important similarities between the initiatives.

an existing structure, refurbished, and reused—the contractor must determine the unique qualities of the repurposed material before reusing it on the project. As another example, the abatement of hazardous materials, especially latent materials, is challenging for both green and historical renovation projects. Especially where materials are to be reused, a contractor must ensure those materials are non-hazardous and have been appropriately remediated.

Recognizing the common ground between green building and historic renovation is becoming increasingly important for the Philadelphia construction industry. Given the age of the city and its buildings, it should be no surprise that Philadelphia is



There are several dual green building and historic preservation projects currently in Philadelphia including: Hotel Palomar, The Bourse, 30th Street Post Office and the Strawbridge's Building.

full of historic renovation projects. Philadelphia is not only a city with an important history, but it is a city with a particularly green future. Adding to Philadelphia's green movement is Mayor Michael Nutter's comprehensive plan, known as “Greenworks Philadelphia,” which

is designed to make Philadelphia the greenest city in the United States by the year 2015.

One example of a Philadelphia project that is both green and historically respectful is the recently constructed Hotel Palomar. The Hotel Palomar occupies a



Part of the historic preservation and “greening” of the Architect’s Building was a façade renovation, including replacement of damaged masonry work with historically accurate replacements. This work was done under the approval of the historical society and the National Park Service. The building is also now LEED Gold Certified.

building, originally constructed in 1929, that was formerly the home of the Philadelphia Chapter of the American Institute of Architects. The renovation project preserved many historic elements of the Architects Building, including ornate tile work in the second floor lobby, crown molding, and etched elevator doors. Not only did the renovation of the hotel preserve the building’s history, but the renovation was also green. From energy saving fixtures, to utilization of natural light, to the use of recycled materials – the renovation was planned with green building in mind. Today, the Hotel Palomar is one of the only Gold LEED certified hotels in Philadelphia.

Another example is the recent project to install solar panels on the Bourse Building. The Bourse Building, now a mixed office and retail space, was formerly the home of the first commodities exchange in the

United States and was constructed in the 1890s. In an effort to reduce the environmental impact of the building while still

maintaining its historic appearance, the owners of the Bourse planned a project that included the installation of over 200 solar panels on the roof of the building. The solar panels are attached to a racking system created from recycled aluminum and are not visible from the street, maintaining the historic appearance of the Bourse. The solar panels are expected to pay for themselves in the form of cumulative energy savings over five years. Without sacrificing the historic elements of the building, this project modernized and greened the building.

The Hotel Palomar and the Bourse Building are only two of many similar projects planned for the Philadelphia area. Other projects include the renovations of the 30th Street Post Office and the former Strawbridge’s department store on Market Street. With the increase in the number of dual green building and historic preservation projects, contractors should realize that there can be much in common between green and historic preservation practices. Even if you do not currently specialize in green building, if you work on historical preservation projects, you should consider learning more about the green building requirements and developing experience in this area. ■

Veronica J. Finkelstein most recently practiced construction litigation at Cohen Seglias Pallas Greenhall & Furman, PC. She currently serves as an Assistant US Attorney at the Department of Justice. Christopher P. Soper, LEED® AP is an associate at Cohen Seglias Pallas Greenhall & Furman, PC and contributed to this article.

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Kroc Center poised to transform Nicetown

Karla Wursthorn

T.N. Ward Company Completes Community Center

ON OCTOBER 15TH, THE SALVATION Army unveiled The Ray and Joan Kroc Corps Community Center in the Nicetown neighborhood of Philadelphia. Once a bustling area thriving with industry from the Budd Manufacturing Facility, the project is located on a 12.4 acre site along Wissahickon Avenue and most recently used as a city impound lot.

Mrs. Joan Kroc, widow of McDonald's founder, Ray Kroc, gave The Salvation Army an estate gift in excess of \$1.6 billion for the exclusive purpose of building Kroc Centers in stressed communities across the United States. Philadelphia was selected for one of the Kroc Center locations after a rigorous 18 month competitive application process. Likewise, T.N. Ward Company was subjected to an equally arduous selection process which started with a qualifications package that narrowed the candidates down to five, who were interviewed at The Salvation Army's Headquarters, upon which two finalists were then re-interviewed at the candidate's home office.

Amenities

The Kroc Center will provide access to a full range of first quality, life enriching programs. Designed by MGA Partners and PZS Architects, the 130,000 SF, two story building includes a wide array of programs and functions. Educational opportunities include an early childhood development center and classrooms for afterschool programs, adult education, and job training programs. The project also includes a culinary arts job training kitchen with fully functioning café.

For those seeking recreational opportunities, there is a three pool aquatic center with an indoor water park, a competition pool and a warm water pool, run by nationally renowned swim coach, Jim Ellis. In addition to the aquatics programs, there is a two level fitness center, full gymnasium and dance studios.

The Kroc Center also includes a worship and performing arts center with balcony level seating for approximately 300 which is flanked by music studios, rehearsal rooms and a film production room. The beautifully landscaped site includes a plaza for out-



The stormwater management design includes permeable paving, landscaped infiltration beds to slow down and filter the stormwater, and cisterns for the site's irrigation system which reduce the use of domestic water.

door gatherings, a multi-sport synthetic athletic field, walking paths, community organic farm and outdoor pavilion.

Economic Challenges

When T.N. Ward Company joined the team as the Construction Manager in 2007, the economy still looked bright and a control budget of \$52.5 million was established based upon 70% Construction Documents. Due to escalation, as well as the Army's schedule for completion, T.N. Ward Company encouraged The Salvation Army to fast track the project which required the Army to pre-release some of the funding prior to final design. As a result of the economic crash in September of 2008, T.N. Ward received an unprecedented number of bids for early bid packages which set the stage for owner savings which were used to fund an Outdoor Pavilion.

Construction Details

Mrs. Kroc envisioned a first class, state-of-the-art facility. The exterior facade utilizes several different materials including

curtainwall, metal panels, brick and stone. The interrelationship between the curtainwall, metal panels, and roofing sheetmetal was so complex that T.N. Ward Company

It is envisioned that the Kroc Center will encourage and inspire potential tenants and investors to locate their businesses in Nicetown, thereby transforming the local neighborhood.

created a matrix of responsibilities which allocated responsibility for each detail. T.N. Ward's metal panel subcontractor built mock-ups of the metal panels to demon-

strate the multiple colors, varying joint widths, different depths and numerous different profiles set into random patterns. The masonry contractor was held to the highest scrutiny as the brick was accented by stone columns, deep stone window jambs and included custom glazed brick inserts.

The millwork in the worship center/performing arts center was given the highest level of attention by the design team and included selection of blemish free wood veneers and joints that align in all directions. The worship center also includes backlit art glass panels set into wood frames extending from floor to ceiling.

Sustainability Features

Accessible by public transportation, the Kroc Center is a model of sustainability. It is envisioned that the Kroc Center will encourage and inspire potential tenants and investors to locate their businesses in Nicetown thereby transforming the local neighborhood.

The project includes several energy saving features such as the pool reheat systems, white roofing membrane to reduce

solar heat gain and a liquid air barrier which improves the R-value and extend the life of the building. In addition, T.N. Ward Company has proposed adding a solar array to the roof which would supplement conventional power, thereby reducing dependency on the power grid.

The project takes into consideration material resources, maintenance and long term life cycle costs. For example, the project includes linoleum flooring which is extremely durable, low in maintenance and a renewable resource. One of the goals of the project was to utilize or recycle all existing site materials; therefore, the existing asphalt parking lot and stone was re-used for this project. In addition, the steel from the demolished coil storage building was sold to offset the costs of the demolition work. The massive concrete slabs and grade beams were crushed on site and stockpiled for re-use under the building slab.

The interrelationship between the curtainwall, metal panels, and roofing sheetmetal were so complex that T.N. Ward Company created a matrix of responsibilities which allocated responsibility for each detail.

An aggressive approach was taken to managing water, significantly reducing the load on the stormwater system and developing educational features about the ecology of the site. For example, the pool filtration system is projected to save approximately 30,000 gallons of water per month. The stormwater management design exceeds standards and includes permeable paving, landscaped infiltration beds to slow down and filter the stormwater, and cisterns for the site's irrigation system which reduce the use of domestic water. New tree canopies also reduce the heat island effect of the parking areas. Meant to be educational as well as aesthetic, the project includes two feature "runnels" which provide a clear visu-

alization to visitors of how water is channeled from the building to the site.

Philadelphia, like most post industrial cities, still has vast industrial areas like Nicetown which are in dire need of transformation. The Salvation Army certainly knows all about

improving people's lives. Taking their mission one step further, the Kroc Center serves as a model for neighborhood transformation which hopefully will be a catalyst for developing more underutilized Brownfield sites in Philadelphia and across the nation. ■



An estimator at T.N. Ward Company for over 12 years, Karla Wursthorn is a licensed architect, Certified Professional Estimator and LEED Accredited Professional. She was responsible for the pre-construction work on the Kroc Center. Currently she also serves as President of the American Society of Professional Estimators, Philadelphia Chapter 61.



A view of the worship and performing arts center. The center includes backlit art glass panels set into wood frames extending from floor to ceiling.

A view of the full gymnasium to be used for multiple recreational opportunities.



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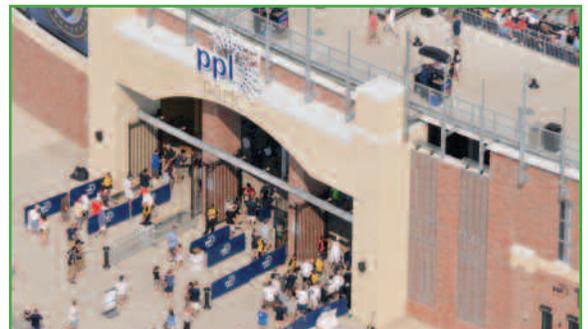
Founded in 1918, **T.N. WARD COMPANY** has been involved in all types of construction projects including healthcare, multi-family housing, industrial, entertainment and higher education. Their considerable success in working with many types of clients as well as federal, state and city funding agencies led to their award of PPL Park.

Opening 3 months ahead of the contract schedule, the new soccer stadium provides patrons impressive views of the river and bridge. Designed by nationally renowned sports facilities' architect, Rossetti Group of Michigan, PPL Park was named Project of the Year for Sports/Recreation by Mid-Atlantic Construction.

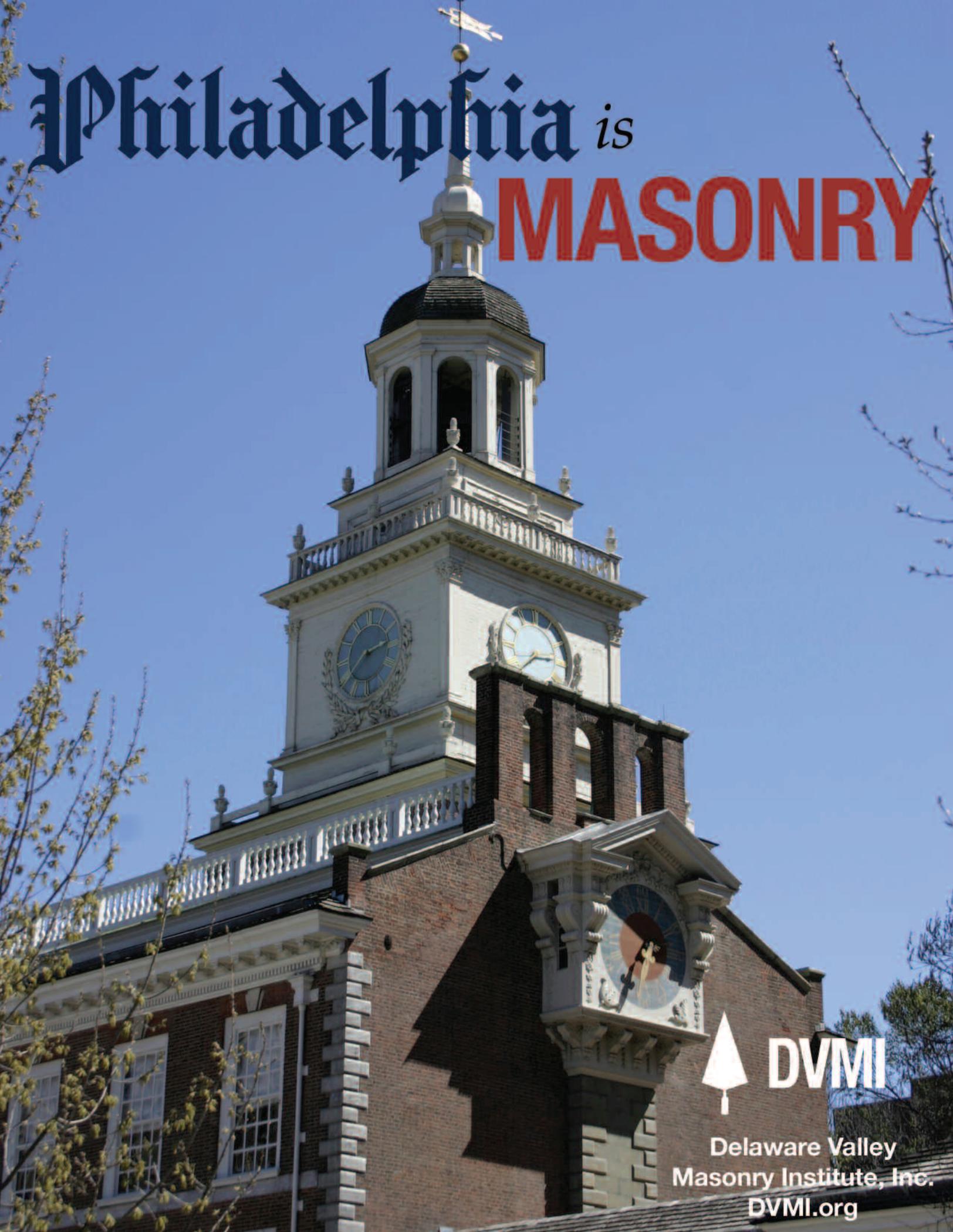
The project includes 29 luxury suites and an 11,000 SF full service club restaurant as well as a 2,000 person mid-field club seating section all accessed by a private VIP Entrance. Due to T.N. Ward's close monitoring of the schedule and cooperation of the owner, designers, consultants and subcontractors, the construction of this first class 18,200 seat stadium was successfully accelerated in order to be complete in time for the 2010 Major League Soccer season.

Committed to diversity, the total percentage of minority and women contracting was significantly higher than any other project performed in Delaware County. In keeping with the owner's desire to keep it local, T.N. Ward Company is proud to report that \$19 million went to 34 Delaware County businesses. Furthermore, of the 752 jobs/workers on site, 451 were from Delaware County including 101 from the City of Chester.

To find out more about T.N. Ward's capabilities, go to www.tnward.com.



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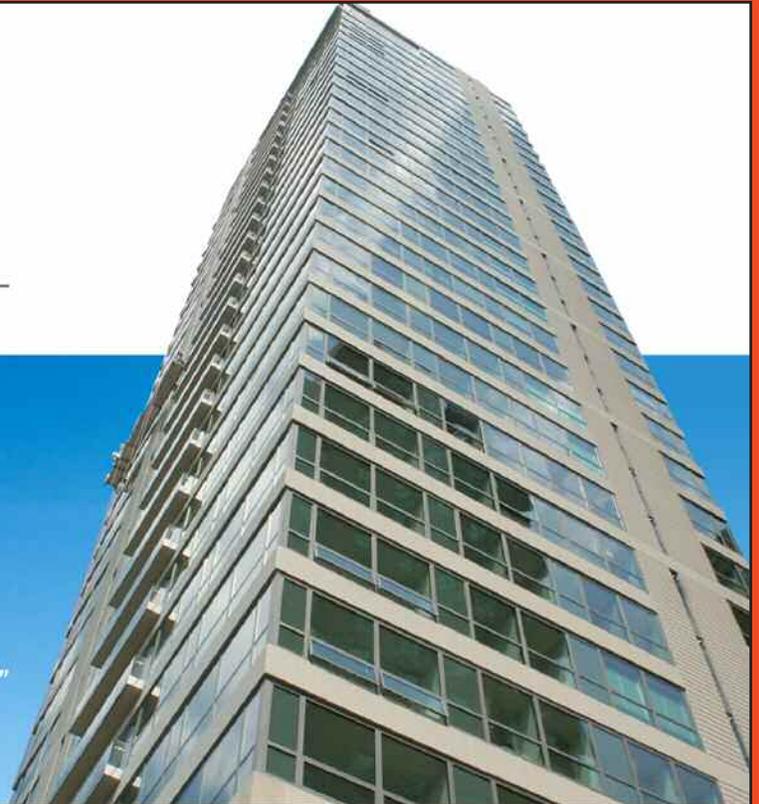
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CELEBRATE

The General Building Contractors Association (GBCA) is proud to announce the results of the 2010 Construction Excellence Awards.

The Construction Excellence Awards are the premier awards given out in recognition of excellence in construction and safety. The program has always been dedicated to creating a greater awareness throughout the region of the quality workmanship produced by union contractors.

On November 2, 2010 hundreds of the region's most influential firms, including construction firms, architects, engineers and building owners were in the same place, at the same time, to recognize excellence in construction. This event brought together GBCA members who serve over six million people in Pennsylvania, New Jersey, Delaware and Maryland.

The vast array of projects entered into the awards program this year shows that our members are ready. They have been stepping up to the challenges of the changing economy and have been succeeding. Over this difficult time they have analyzed the market to identify viable construction opportunities. They have adapted their way of thinking, their skills and their

technologies. And in doing so, they continue to achieve.

Each of the projects that fill the following pages was built by outstanding companies. They demonstrate the tremendous coordination between contractors, suppliers, architects and trades people. These projects were built by educated and experienced professionals who care about what they build.

What these buildings represent is not just bricks and sticks, but a commitment to the region and the people within it. The strength of our region depends on the people who get the work done. These buildings were built by people who call this region home. Without them, none of these great structures would be possible.

It is also important to highlight the commitment of this year's judges. The 2010 judges made their difficult decisions on criteria such as innovation in technique and materials, meeting challenges, design requirements, and owner satisfaction. Each year the Construction Excellence Awards judges have the monumental task of selecting the "best of the best," and the GBCA is grateful for their dedication to this difficult task.

GBCA 14TH ANNUAL CONSTRUCTION EXCELLENCE AWARDS OUTSTANDING ACHIEVEMENTS



BEST COMMERCIAL PROJECT UNDER \$15 MILLION

Fresh Grocer at Progress Plaza
 Contractor: E.P. Guidi, Inc.
 Primary Architect: Cubellis
 Owner: Fresh Grocer



BEST COMMERCIAL PROJECT OVER \$15 MILLION

Campbell's Employee Services Building
 Contractor: Torcon, Inc.
 Primary Architect: KlingStubbins
 Owner: Campbell's Soup Company

**OTHER OUTSTANDING ACHIEVEMENTS
 BEST COMMERCIAL PROJECT UNDER \$15 MILLION**



**Blank Rome Conference Center,
 10th & 11th Floors**

Contractor: C. Erickson & Sons, Inc.
 Primary Architect: H2L2
 Owner: Blank Rome LLP



CVS Pharmacy, 4th & Spring Garden

Contractor: Clemens Construction Co.
 Primary Architect: Larson Design Group
 Owner: Wright Spring Garden, LLC

**OTHER OUTSTANDING ACHIEVEMENTS
 BEST COMMERCIAL PROJECT OVER \$15 MILLION**



777 South Broad Street

Contractor: INTECH Construction, Inc.
 Primary Architect: JKR Partners, LLC
 Owner: 777 South Broad Street Associates, LP



Kimpton Hotel Palomar Philadelphia

Contractor: INTECH Construction, Inc.
 Primary Architect: Gensler
 Owner: Kimpton Hotels & Restaurants



1706 Rittenhouse Square Street

Contractor: L.F. Driscoll Co.
 Primary Architect: Cope Linder Associates
 Owner: 1706 Rittenhouse Associates, LP (A Partnership with Scannapieco Development Corp. & Parkway Corp.)



10 Rittenhouse

Contractor: Turner Construction Co.
 Primary Architects: Robert A.M. Stern, PZS Architects
 Owner: Philadelphia Rittenhouse Developer



**OTHER OUTSTANDING ACHIEVEMENTS
BEST INDUSTRIAL/INSTITUTIONAL PROJECT UNDER \$15 MILLION**



Louis J. Esposito Dining Court
 Contractor: E.P. Guidi, Inc.
 Primary Architect: Kimmel Bogrette
 Architecture + Site, Inc.
 Owner: Temple University

BEST INDUSTRIAL/INSTITUTIONAL PROJECT UNDER \$15 MILLION

Drexel University Northside Dining Terrace
 Contractor: INTECH Construction, Inc.
 Primary Architects: Renald M Corsi & Assoc.,
 Erdy McHenry Architecture
 Owner: Drexel University

**OTHER OUTSTANDING ACHIEVEMENTS
BEST INDUSTRIAL/INSTITUTIONAL PROJECT OVER \$15 MILLION**



Villanova University School of Law
 Contractor: Gilbane Building Company
 Primary Architect: Smith Group
 Owner: Villanova University



Drexel University Millennium Hall
 Contractor: INTECH Construction, Inc.
 Primary Architects: Erdy McHenry
 Architecture, Lager Raabe Skafte
 Landscape Architects
 Owner: Drexel University



**National Museum of
Jewish American History**
 Contractor: Keystone Contractors, Inc.
 Primary Architect: Polshek Partnership
 Architects, LLP
 Owner: National Museum of
 Jewish American History



**West Chester University
Student Housing Phase One**
 Contractor: P. Agnes Inc.
 Primary Architects: WTW Architects,
 Voith & Mactavish Architects
 Owner: University Student Housing, LLC



**Ruth M. & Tristram C. Colket
Translational Research Building**
 Contractor: Turner Construction Co.
 Primary Architect: Ballinger
 Owner: The Children's Hospital of
 Philadelphia



BEST INDUSTRIAL/INSTITUTIONAL PROJECT OVER \$15 MILLION

Drexel University Recreation Center
 Contractor: Turner Construction Co.
 Primary Architects: Sasaki Associates, Inc., EwingCole
 Owner: Drexel University



BEST ADAPTIVE RE-USE PROJECT

Kimpton Hotel Palomar Philadelphia
 Contractor: INTECH Construction, Inc.
 Primary Architect: Gensler
 Owner: Kimpton Hotels & Restaurants



EXCELLENCE IN CRAFTSMANSHIP

PARX Casino
 Contractor: T.N. Ward Co.
 Primary Architect: Friedmutter Group
 Owner: Greenwood Gaming

OTHER OUTSTANDING ACHIEVEMENTS
BEST ADAPTIVE RE-USE PROJECT



Volunteers of America

Contractor: C. Erickson & Sons, Inc.
 Primary Architect: UCI Architects
 Owner: Volunteers of America, Delaware Valley



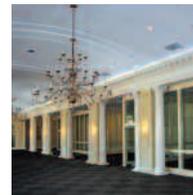
Montgomery County Community College North Hall Fit Out

Contractor: Clemens Construction Co., Inc.
 Primary Architect: Ralph C. Fey Architects
 Owner: Vesper Property Group



Philadelphia Museum of Art Landscaped Parking Facility and Rooftop Sculpture Garden

Contractor: L.F. Driscoll Co.
 Primary Architect: Atkin Olshin Schade
 Owner: Philadelphia Museum of Art



The Strawbridge's Building

Contractor: Shoemaker/Synterra a Joint Venture
 Primary Architects: BLT Architects, D2 Solutions, John Milner Assoc, DCM
 Owner: Pennsylvania Real Estate Investment Trust

OTHER OUTSTANDING ACHIEVEMENTS
EXCELLENCE IN CRAFTSMANSHIP



Society Hill Towers Lobby Renovation

Contractor: Clemens Construction Co., Inc.
 Primary Architect: JKR Partners LLC
 Owner: Society Hill Towers



David L. Kurtz Center for the Performing Arts

Contractor: Vistacom Inc.
 Primary Architect: Voith & Mactavish Architects
 Owner: William Penn Charter School



BEST HISTORIC PRESERVATION PROJECT

Christ Church Neighborhood House
Contractor: Haverstick-Borthwick Co.
Primary Architect: Voith & Mactavish Architects
Owner: Christ Church Preservation Trust

OTHER OUTSTANDING ACHIEVEMENTS BEST HISTORIC PRESERVATION PROJECT



Kimpton Hotel Palomar Philadelphia
Contractor: INTECH Construction, Inc.
Primary Architect: Gensler
Owner: Kimpton Hotels & Restaurants



Church of St. Luke and the Epiphany
Contractor: J.S. Cornell & Son, Inc.
Primary Architect: TranSystems
Owner: Church of St. Lukes and the Epiphany



BEST GREEN BUILDING PROJECT

Springfield Literacy Center
Contractor: E.P. Guidi, Inc.
Primary Architect: Burt Hill
Owner: Springfield School District

OTHER OUTSTANDING ACHIEVEMENTS GREEN BUILDING



PECO Energy LED Lighting System
Contractor: C. Erickson & Sons, Inc.
Primary Architect: IEI Group
Owner: PECO Energy



Kimpton Hotel Palomar Philadelphia
Contractor: INTECH Construction, Inc.
Primary Architect: Gensler
Owner: Kimpton Hotels & Restaurants



PSEG Energy and Environmental Resource Center (EERC)
Contractor: Lorenzon Brothers Co.
Primary Architects: RHM Associates, UJMN Architects + Designers
Owner: PSEG



Conowingo Visitor's Center
Contractor: Perryman Building and Construction Services, Inc.
Primary Architect: Gannett Fleming, Inc.
Owner: Exelon Corporation



BEST INFRASTRUCTURE/TRANSPORTATION PROJECT

Weave Bridge

Contractor: Lorenzon Bros. Co.

Primary Architects: Ove Arup, Ammann & Whitney

Owner: University of Pennsylvania



BEST SPECIALTY CONTRACTOR PROJECT

Butler College Dorms at Princeton University

Contractor: D.M. Sabia & Co., Inc.

Primary Architect: Pei Cobb Freed

Owner: Princeton University

SAFETY EXCELLENCE AWARD

George Young Co.

The George Young Company has been in business since 1869 supplying the greater Philadelphia region with rigging and heavy transportation services. The company uses its 141 years of experience to select the best and safest methods to get the job done. The company's ever-changing project sites and the accompanying demands for perfect safety performance require its craftsmen and professionals to utilize their collective expertise and training daily. In 2009 George Young Company had an OSHA total recordable injury rating of 0.0.

HONORABLE MENTIONS



BEST COMMERCIAL PROJECT OVER \$15 MILLION

Philadelphia Union Soccer Stadium

Contractor: T.N. Ward Co.

Primary Architect: Rosetti

Owner: Keystone Sports & Entertainment, LLC/Philadelphia Union



BEST ADAPTIVE RE-USE

Wakisha Charter School

Contractor: C. Erickson & Sons, Inc.

Primary Architect: UCI Architects

Owner: Elbert Sampson

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Drexel University Recreation Center: *Halkin Architectural Photography*

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*“Congratulations to all of the participants in this year’s
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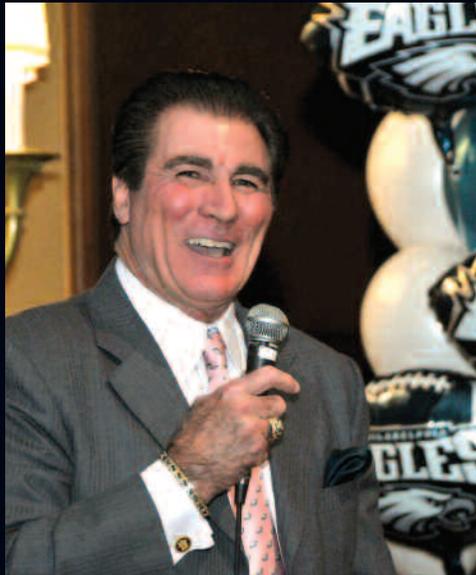
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Government Update

From the US Capitol

Associated General Contractors of America Talks Multiemployer Pension Reform

The following is an update from the AGC of America (AGC) on its efforts on multi-employer pension reform.

First, the AGC has worked with Congress on temporary funding relief for multiemployer plans that experienced losses as a result of the market downturn in 2008 and 2009. There was limited relief enacted in late 2008 and then on another bill that was signed into law in June 2010.

Second, the AGC is also working on an additional legislative provisions contained in pending House and Senate bills that would require the Pension Benefit Guaranty Corporation (PBGC) to "partition" the most troubled plans and take over the liability for certain benefits under those plans. PA Senator Casey's "Create Jobs and Save Benefits Act of 2010" would direct taxpayer dollars to shore up some underfunded union pension plans. Money in the fund would go to "orphans"—employees whose employers have stopped contribut-

ing to their plan—of certain existing pensions. The plan that this provision was created for is the Teamsters Central States plan, which has many billions of dollars of liabilities for beneficiaries that worked for employers who have since gone out of business or otherwise left the plan (so-called "orphans"). This is designed to improve the funding situation of the plan. There are also provisions that would facilitate mergers between plans when it makes sense, and also to increase the maximum benefit guarantee for plans that are taken over by the PBGC from about \$15,000 a year to about \$21,000 a year. The AGC is advocating for passage of this legislation as it has AGC members who contribute to the Central States plan.

Third, the AGC is working to respond to new accounting rules that are being proposed by the Financial Accounting Standards Board (FASB) that may require additional quantitative and qualitative information regarding an employer's participation in a multiemployer plan, including withdrawal liability. There are two projects the AGC is following. The first on loss contingencies would lower the threshold for withdrawal liability disclosure on

financial statements. The second is a project specifically on multiemployer plans. The GBCA expects this project will propose the details of that disclosure. The loss contingencies proposal has been announced and AGC is working on comments with the help of a task force. AGC expects the FASB to announce the proposal on multiemployer plans soon and will be reaching out to a large group of AGC members and chapters to help with its response to that proposal.

From the PA Capitol

Prison Expansions Re-Bid

On the public construction front, the Commonwealth continues to try to expand its prison facilities at SCI Graterford and SCI Fayette using the design build method. However, an August lawsuit by a handful of contractors in the Southeastern part of the state halted work on Graterford and required the state Department of General Services to re-bid the project. The GBCA, along with the General Contractors Association of Pennsylvania (GCAP), will continue to work to eliminate the Separations Act so that the Commonwealth can use design build without any obstacles.

Redevelopment Assistance Capital Projects Program

Also related to the issue of public investment in construction, HB 2291 is important legislation that was considered this fall. It further authorizes tens of millions of dollars for capital construction and renovation projects through the Redevelopment Assistance Capital Projects program (RACP). As a result of this legislation and legislation passed in conjunction with the 2010-11 state budget, funding will be made available for dozens of shovel-ready projects across the Commonwealth as well as future construction initiatives of all sizes and duration.

Employee Misclassification

Throughout the fall, the General Contractors Association of Pennsylvania, on behalf of the GBCA, lobbied the issues most important to general contractors doing business in and with the Commonwealth. That

included work on HB 400 – legislation intended to end the practice of employee misclassification. On October 14, 2010 Governor Edward G. Rendell signed into law HB 400, establishing the Construction Workplace Misclassification Act.

This legislation provides criteria for classifying a person as an independent contractor as opposed to an employee in the construction industry. Failure to withhold unemployment compensation contributions or workers' compensation premiums shall not be a factor determining whether an individual is an employee or an independent contractor.

For a copy of the legislation contact Lisa Godlewski at (215) 568-7015 or communication@gbca.com

The Green-Sánchez
proposed tax structure
will adversely affect
contractors both
headquartered in
and working in
the City of Philadelphia.

From Philadelphia

Tax Restructuring

Philadelphia City Councilman Bill Green and Councilwoman Maria Quiñones-Sánchez are continuing their efforts to restructure business taxes by eliminating the net income tax and quadrupling the gross receipts tax. Legislation was introduced in September regarding their tax restructuring plan.

According to Green, Net Income tax (NI) is paid on income generated here in Philly but includes work done by service and other firms for companies outside the City. Most large corporations with operations (large retailers, etc.) in Philly use accounting techniques to avoid this tax. Gross receipts tax (GR) portion of the BPT is charged to all companies regardless of

where located based on the gross receipts of the company within the city of Philadelphia. He believes this will increase the total revenue coming into the City, which in turn, will spur development.

Because these two taxes cover different items, this shift would impact different industries in different ways. The GBCA believes that this proposed structure would adversely affect contractors both headquartered in and working in the City of Philadelphia. For example, taxes on construction would increase more than 50%, but the taxes on real estate and real estate investment trusts (REITS) would decrease almost 50%. According to Green and Sánchez, construction firms are currently paying \$23 million a year to the City in taxes. Under their proposal they have admitted that construction firms would pay \$33 – 38 million a year (an increase of 43-65%).

The GBCA met with Councilman Green and Councilwoman Sánchez in September to discuss the negative impact on construction. Green and Sánchez believe the solution is for construction companies to simply "pass the tax" onto their developers/owners. They believe developers/owners will willingly pay the additional fee because the developers' taxes would have decreased significantly and because all developers/owners will be aware of the tax and the fact that it needs to be paid. The GBCA has indicated that it would follow up with Green and Sánchez with additional data regarding the negative impact on construction. The Association believes Green's statement that there are "winners and losers, someone has to loose" is not an acceptable answer for why contractors will pay more.

To share your opinion on tax restructuring, contact Lisa Godlewski at (215) 568-7015 or communication@gbca.com.

Licenses and Inspections (L&I)
Presents the Forum: "Building a
Better Permitting Process"

Purpose: Design professionals, owners and professionals will gain a basic knowledge to submit a complete building permit applications.

Topics Include: Identifying application types, pre-requisite approvals and submittal requirements; Assessing design criteria

and evaluating code requirements for plan submittal; Instruction on administrative provisions of the Philadelphia Code; and Discussion of 2009 code series adoptions and application to the permit process.

Location: Municipal Services Building
(MSB) 16th Floor
1401 JFK Boulevard
Philadelphia, PA 19102

Time: 9:00 am to 12:00pm

Dates: Wednesday, November 17th
MSB-16th Floor Room Z
Wednesday, December 15th
MSB-16th Floor Room Z

Reservation is required and limited. Walk-in attendees can not be accommodated. There is no fee for this event. To

L&I has announced
an automatic extension
of any building or
zoning/use registration
permit or board decision
that was/is to expire
between January 1, 2009
and July 1, 2013.

reserve a spot please contact Tharu Kuriyakose at:

Tharu Kuriyakose
Department of Licenses and Inspections
Human Resources Unit
Phone: 215 686 2519
Fax: 215 686 2539
Email: tharu.kuriyakose@phila.gov

Licenses and Inspections (L&I) Announces Automatic Extension of Any Building or Zoning/use Registration Permit

The Department of Licenses and Inspections (L&I) Announces an automatic extension of any building or zoning/use registration permit or board decision that was/is to expire between January 1, 2009 and July 1, 2013. While the Act considers these extensions automatic, it also sets forth a required process for these extensions. This extension is designed to give developers time to recover from the recession and help boost the economy.

It is important to note that any permit or board approval that expired before January 1, 2009 is not eligible for an extension under PA Act 46.

Any permit or Board approval scheduled to expire after July 1, 2013 is subject to local code requirements for expiration.

Any permit revoked by the Department is not eligible for an automatic extension under PA Act 46.

Extensions will be processed for any building or zoning/use registration permit that was/is to expire on or after January 1, 2009, including any permits already extended under authorization of our local ordinance. All building and zoning permits expiring on or after January 1, 2009 may be extended through July 1, 2013 unless local codes allow for further extension.

How are permits extended?

The owner or permit holder should submit a completed permit application to the Department of Licenses and Inspections indicating their intent to exercise their right to extend a permit. The application must include the address of the permit in question and the permit number. A copy of the permit, if available, should be attached.

A check made payable to the "City of Philadelphia" in the amount of 1/2 of the



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permit fee (maximum of \$5,000) must accompany this application.

Are there any exceptions to extensions?

Prior approvals from the Water Department for water distribution and sanitary sewer connections are not automatically extended by PA Act 46.

Where are applications for extension to be sent?

Mail or deliver all applications and required fees to extend a building or zoning permit to the Department at:
 L&I Permit Services Division
 Public Service Concourse
 1401 JFK Boulevard
 Philadelphia, PA 19103
 Attention: Permit Extension

address of the property as indicated on the decision letter from the board. A copy of the notice of decision, if available, should be attached. A check made payable to the "City of Philadelphia" in the amount of 1/2 of the appeal application fee must accompany the request for extension.

Where are requests for extension to be sent?

Mail or deliver all requests to extend a board approval and required fees to the

Department at:
 L&I Boards Administration Unit
 Room 1130
 1401 JFK Boulevard
 Philadelphia, PA 19103
 Attention: Extension

How will the Department respond?

The Department of Licenses and Inspections will issue a letter referencing the original approval and the date it was issued. The new permit document will

This extension of building or zoning/use registration permits is designed to give developers time to recover from the recession and help boost the economy.

How will the Department respond?

The Department of Licenses and Inspections will issue a new permit document referencing the original permit and date it was issued. The new permit document will include language that the original permit will not expire until July 2, 2013.

Extensions will be processed for any Board decision to approve that was/is to expire on or after January 1, 2009. All approvals expiring on or after January 1, 2009 may be extended through July 1, 2013 unless local codes allow for further extension.

How are Board approvals extended?

The owner or board decision holder should submit a request to the Department of Licenses and Inspections to exercise their right to extend a board approval. The request must include the



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include language that the original approval will not expire until July 2, 2013.

How will extending an approval affect a permit?

A board approval extension extends the time period to obtain the permit. A permit related to a board approval must be issued before July 2, 2013.

Commissioner Burns Announces New L&I Deputy Operations Commissioner

Licenses & Inspections Commissioner Fran Burns recently announced that Michael Maenner will serve as the new Deputy Commissioner for Operations at the Department of Licenses & Inspections (L&I). The Operations Division is responsible for fire, property maintenance, zoning and administrative code enforcement issues. This enforcement is used to ensure that quality of life and safety issues are resolved through the use of education, communication and enforcement.

Maenner has 36 years of experience in the construction industry and a 25-year career with L&I. During his most recent

Michael Maenner now serves as the Deputy Commissioner for Operations at the Department of Licenses & Inspections. Maenner has 36 years of experience in the construction industry.

position as L&I Director of Operations, Maenner oversaw 130 field inspectors and managers. He is a State of

Pennsylvania Certified Building Code Official and Nationally Certified Plans Examiner and Inspector. He is also a member of the International Code Council (ICC) and the International Code Council's local Liberty Chapter. He currently serves as an ICC Major Jurisdiction Committee Member.

From New Jersey

New Jersey Lawmakers Pushing Solar Mandate for New Schools

New Jersey legislators are pushing a bill that would prohibit the commissioner of education from approving construction of any new school unless plans include solar panels. Bill A1084, which is working its way through the New Jersey Legislature, would apply to schools built by a school district or by the New Jersey Schools Development Authority.

Assemblyman Peter J. Barnes III, a prime sponsor of the bill suggests that requiring solar on every new public school "makes sense" economically. For example, there is the drop in energy costs and the opportunity for school districts to make money by selling the power harnessed from the summer sun that's not needed when classrooms are empty and the lights are off.

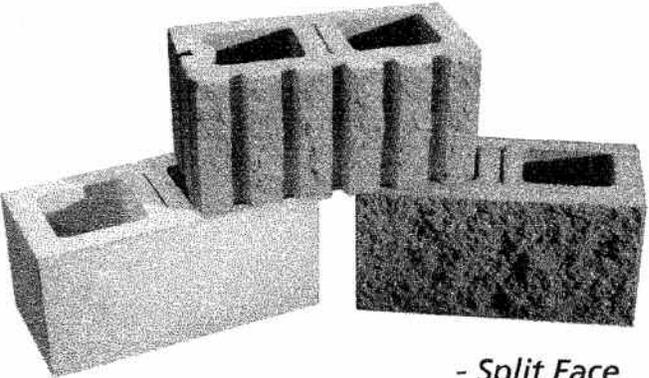
The measure's lead sponsor, Assemblyman Reed Gusciora said the mandate would be a wonderful accompaniment to the \$3 billion in funding for school construction that was recently approved - especially with New Jersey second only to California in the total number and total installed capacity in megawatts of solar-photovoltaic installations.

Gusciora and Barnes have not expected or experienced strong resistance to the bill. Schools in New Jersey seem to be well positioned to pay outright for solar systems because of the strong private market in the state for renewable-energy credits.

In Pennsylvania, bills are pending in the state House and Senate that would require most new or substantially renovated state-owned or state-funded buildings to meet high-performance green standards. Those bills originally included schools but schools have since been eliminated. ■

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Kelly Pustizzi

Immediate Concerns for Employers and Their Group Health Plans

AS AN EMPLOYEE OR EMPLOYER, you have undoubtedly been inundated with various viewpoints on Health Care Reform. The Patient Protection and Affordable Care Act (PPACA) will impact all employers in the upcoming months and years. It can be overwhelming to process the steady flow of information in regards to the impacts of this legislation and to navigate what your responsibilities are as an employer.

The two goals of this massive health reform legislation are to provide important consumer protections while making health care more affordable. Many doubt the second goal, pointing to increased premiums for renewal dates after October 1st.

While we could debate for hours on the actual reform legislation and whether or not the specific reforms were implemented to generate actual savings for employees and employers, the purpose of this article is to provide a high level outline addressing your immediate concerns as an employer who sponsors a group health plan.

The following is a summary of immediate concerns for employers:

Expansion of Coverage for Young Adults

A plan that provides dependent coverage for children must continue to make that coverage available to an adult child (whether or not married) until the child turns 26 years of age. The plan is not required to make coverage available for a child of a child receiving dependent coverage.

This mandate applies to grandfathered plans as well as nongrandfathered plans. However, a grandfathered plan can limit this 'to age 26 coverage' – until January 1, 2014 – to children who are not eligible to enroll in other employer-provided coverage.

The law amended the Internal Revenue Code to extend the individual federal income tax exclusion for medical care benefits under an employer-provided plan so that benefits provided to an employee's child who has not turned age 27 as of the end of the year are excludible even if the child does not otherwise meet the Code's definition of dependent. The IRS released Notice 2010-38 which provides that this tax relief applies immediately.

Note that some states' insurance laws already require insurers to continue coverage beyond the date that a child turns age 26 (regardless of whether the child meets the Code's definition of dependent for purposes of the federal income tax exclusion). For example, New York insurers must permit eligible young adults to continue or obtain coverage through a parent's group policy through the age of 29 and New Jersey insurers generally must extend coverage until the child attains age 31.

Timing: Effective for plan years beginning on or after September 23, 2010.

No More Lifetime Limits (and, after 2013 Annual) on Essential Benefits

A plan may not establish lifetime limits on the dollar value of "essential health benefits" for any participant beneficiary. Also, a plan's annual limits on the dollar value of essential health benefits will be restricted (in accordance with regulations yet to be issued). (The law prohibits these annual limits altogether after 2013.)

This prohibition applies to grandfathered plans as well as non-grandfathered plans.

Essential health benefits include ambulatory patient services, emergency services, hospitalization, maternity and newborn care, mental health and substance use dis-

order services, including behavioral health treatment, prescription drugs, rehabilitative services and devices, laboratory services, preventive and wellness services and chronic

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disease management, and pediatric services, including oral and vision care. Regulations will further define essential health benefits.

Timing: Effective for plan years beginning on or after September 23, 2010.

Preventive Care Benefits

A plan must cover preventive services without any cost-sharing (i.e., deductibles, copayments, and the like). Preventive services include, for example, immunizations and mammograms.

This mandate does not apply to grandfathered plans.

Timing: Effective for plan years beginning on or after September 23, 2010.

Emergency Services

A plan that provides emergency service benefits (e.g., emergency room visits) must do so without requiring pre-authorization and without imposing a different cost sharing amount if the emergency service provider is out-of-network.

This mandate does not apply to grandfathered plans.

Timing: Effective for plan years beginning on or after September 23, 2010.

No Preexisting Condition Exclusions for Children Under 19

A plan may not impose any preexisting condition exclusion on enrollees who are under 19 years of age. (The law prohibits imposing preexisting condition exclusions altogether after 2013.)

This prohibition applies to grandfathered plans as well as non-grandfathered plans.

Timing: Effective for plan years beginning on or after September 23, 2010.

W-2 Reporting

Employers must disclose the aggregate cost of employer sponsored health coverage on each employee's IRS Form W-2. This amount will not include any salary reduction contributions made to flexible spending accounts, health savings accounts or Archer MSAs.

Timing: Effective for tax years AFTER 2010.

No Rescission

A plan may not rescind coverage with respect to an enrollee unless the enrollee has performed an act or practice that constitutes fraud or makes an intentional



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misrepresentation of material fact as prohibited by the terms of the plan. In any case, coverage may not be cancelled without prior notice to the enrollee and in compliance with other requirements.

This prohibition applies to grandfathered plans as well as non-grandfathered plans.

Generally, "rescission" means to deny coverage for claims incurred after an enrollee has become covered. It is not clear, of course, but it is generally assumed that this prohibition does not prevent an employer from prospectively terminating an existing plan.

Timing: Effective for plan years beginning on or after September 23, 2010.

No Over the Counter Drug Reimbursement

Distributions from health savings accounts, Archer MSAs, and health flexible spending accounts for medicine are not medical expenses excludable from income unless the medicine is prescribed or is insulin.

The law increases the penalty for non-qualified distributions from health savings accounts and Archer MSAs to 20%.

There is no grandfathering associated with this rule.

Timing: Effective for tax years AFTER 2010.

Prohibition on Discrimination of Highly Compensated Individuals

An insured group health plan must comply with certain requirements in the Internal Revenue Code that prohibit discrimination in favor of certain highly compensated employees. (Under prior law, only self-insured plans were subject to this nondiscrimination requirement.)

This prohibition does not apply to a grandfathered plan.

Timing: Effective for plan years beginning on or after September 23, 2010.

No Dumping into High Risk Pool

If an employer financially incents an employee to dis-enroll from employer coverage, the employer may be liable for the employee's medical expenses that are paid

through a "highrisk pool" program established by the Department of Health and Human Services.

Determining whether or not your plan will remain grandfathered moving forward as well as deciding on whether you should keep your plan in a grandfathered status is a discussion you should have with your broker and consultant.

Timing: Effective for incentives given on or after March 23, 2010.

In addition to the areas of immediate concern above, there are several items that will impact you as an employer that will go into effect between 2012 and 2014.

Finally, an important note is to determine whether or not your plan is considered grandfathered. Grandfathered plans are in fact exempt from some provisions of health care reform. The simple definition of a grandfathered plan is an employer sponsored (fully insured or self-funded) plan, including collectively bargained agreements, in which an individual was enrolled on March 23, 2010, when the bill was signed. Understanding how to determine whether or not your plan will remain grandfathered moving forward as well as deciding on whether you should keep your plan in a grandfathered status is a discussion you should have with your broker and consultant as you prepare for 2011. ■

Kelly Pustizzi is a Senior Benefit Consultant at Corporate Synergies and has been working on the design and management of employee benefit plans for 10 years. Kelly Pustizzi has been working with the General Building Contractors Association and its member groups for 7 years.



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One Size Does Not Fit All

Hilary H. Holloway, Jr.

CONTRARY TO POPULAR BELIEF, SAFETYWISE, there are a lot of things many of us "Safety People" do not agree on. In fact, we may only agree on our ultimate bottom line, namely everyone comes home without injury. That said, we often disagree on the process, the wording, even how we state our mission, establish our goals and/or measure our progress. We don't agree on the value of incentive programs let alone what kind, we struggle with how much and to what degree our safety efforts should be funded, evaluating our program's effectiveness and too often determining the program's value.

We constantly compare notes on how to make safety "non-believers" get it and too often that group includes our coworkers or worse, our managers. On top of that, we "Chosen Ones" are often the targets of jokes, ridicule and blame for lost production and/or profitability, ... and we don't necessarily agree among ourselves that defending ourselves and in fact our existence isn't part of our job description. I contend that part of our job is to create these "safety believers" and try to work with whatever floats their respective boats as long as we're all working toward the

same goal, of "everyone comes home without injury." It's our duty to "bring them into the light."

I regularly watch Cesar Milan, the Dog Whisperer, and I try to apply some of his theories to my own safety practices. Among other things, Cesar doesn't try to apply the same strategy to all situations. I try to pay particular attention to what he does consistently and he always refers to being "calm assertive" and not reacting out of anger. I often find myself employing this tactic when dealing with "non Safety" managers given safety responsibilities. (NOTE: Many of them tend to think they know more about safety than I do because they control the budget, ... and I guess if I was so smart I'd control the budget).

Not long ago I was involved in a conversation with some non-safety professionals regarding effective safety programs and I was amazed with how each had The Best Safety Program. I was struck by how they had picked their best employees for their safety committee, determined the best safety incentive program, figured the best training topics and venues for their employees to attend and in all honesty I was also impressed with the results/success

they'd achieved. Each was right, it was the best program for them, their company, their employees, their culture, and at that moment in that company's history.

Recognizing there are enough real differences between companies, Cesar would probably analyze the situation and advocate, the safety program that worked effectively for their company might be only effective and suitable for that company.

Recently there has been a lot of talk and indeed activity regarding the direction of OSHA under the current Administration. I am reminded of some of the darker days when I started with OSHA 28 years ago. Our credibility was suspect and a joke at best, (remember the "Cowboy after OSHA" cartoon?). We were ridiculed and viewed as being vicious, uncaring, and incompetent and to too many a deterrent to business. I spent too much of that period of time defending the agency, defending my profession and indeed quite often defending myself. We also spent a great deal of time in court defending citations that probably and easily should have been settled informally. Many of our safety constituents vehemently disagreed with OSHA's position then and unfortunately I

find myself disagreeing with OSHA's position now.

Many of you are aware of some of the new and significant OSHA changes in the form of increased fines (and reduced opportuni-

Recently there has been a lot of talk regarding the direction of OSHA under the current Administration. I am reminded of some of the darker days when I started with OSHA 28 years ago.

ties for fine reductions), vulnerability to more severe types of citations and increased "whistle blower components" implying improprieties on the part of the employer. Personally, I'm not looking for-

ward to spending time in court trying to prove that all employers are not "Bad Actors" trying to harm their employees because they received a significantly severe citation penalty. I can absolutely tell you the safety community is not in agreement on the direction of the new OSHA. Simply put, as a safety professional, we have come too far in terms of "persuasively but voluntarily" building a bridge of mutually beneficial relationships between the safety community and employers to have all of our efforts and goodwill apparently setback. Here's to hoping cooler heads will prevail and we can get back to the business of making sure "everyone comes home without injury."■



Hiliary Holloway, Jr. is the Director of Safety for the General Building Contractors Association.

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AGC ECONOMIC UPDATE: EMPLOYMENT EXPANDS IN 56 OUT OF 337 METRO AREAS

Construction employment expanded in 56 out of 337 metropolitan areas between August 2009 and August 2010 according to a new analysis of federal employment data recently released by the Associated General Contractors of America (AGC). According to the AGC, the greater Philadelphia region is ranked 286 out of 337 (-7,400 jobs, -11%).

"With construction employment on the mend in an increasing number of areas, it appears that the worst is finally over," said Ken Simonson, the Association's Economist. "The fact remains, however, that this industry has a long way to go before we see construction employment back to pre-recession levels."

Simonson noted that Kansas City added more construction jobs (2,500 jobs, 13%) than any other metro area while Hanford-Corcoran added the highest percentage (22%, 200 jobs). Other areas adding jobs included Pittsburgh (2,000 jobs, 4 %); Calvert-Charles-Prince Georges Counties (1,200 jobs, 3%); Chattanooga (700 jobs, 8 %); and Eau Claire (600 jobs, 19 %).

Simonson added that 245 metro areas lost construction jobs while construction employment was unchanged in another 36. The Chicago-Joliet-Naperville area lost more construction jobs (22,600 jobs, 16%) than any other metro area, even after a construction strike ended in July. Napa, California (900 jobs, 30 %) lost the highest percentage. Other areas experiencing large declines in construction employment included Las Vegas (13,500 jobs, 22 %); Houston (11,200 jobs, 6 %); Seattle-Bellevue-Everett (9,100 jobs, 12 %); and Riverside-San Bernardino-Ontario (8,500 jobs, 13%).

Association officials said that even as the employment outlook improves in a growing number of metropolitan areas, construction unemployment remains nearly double the national average. They added that Congress is now a year late in passing major highway and transit investment legislation as well as other key infrastructure bills. Federal inaction, combined with ongoing weak private, state and local demand will continue to undermine chances of a broader construction industry recovery, officials noted.

For more information visit www.gbca.com or www.agc.org.

GBCA FALL GOLF OUTING RAISES \$15,000 FOR CHOP

The Fall Golf Outing, sponsored by the Associate Member Executive Committee, was held on Monday, September 20 at Center Square Golf Club, and raised \$15,000 for the Palliative Care Education Unit at Children's Hospital of Philadelphia (CHOP). The golfers were joined by Dr. Tammy Kang, Medical Director of the Pediatric Advanced Care Team or PACT.

PACT is one of the largest and most comprehensive pediatric palliative care programs in the country. The unit specializes in neuro-oncology and sees children with brain tumors both in the hospital and as out patients. The funds raised at this outing will be used by PACT to help other hospitals around the country institute similar palliative care units in their states.

Many thanks to Rolf Tragbar from M. Schnoll & Sons Inc., Chairman of the Associate Member Committee, and to Terry Webb from Eureka Glass, Chairman of the golf tournament. Over the last three years the Fall Golf Outing has raised over \$60,000 for CHOP. Congratulations to the winners!

CITY IMPROVES VALUE OF CONTRACTS AWARDED TO MINORITY & FEMALE OWNED BUSINESSES

In September, Mayor Michael A. Nutter and Angela Dowd-Burton, Executive Director of the Office of Economic Opportunity (OEO) announced that the City had increased the value of contracts awarded to Minorities and Women by \$15 million (8%) in the first three quarters of Fiscal Year 2010 over the full year 2009.

This increase is to be applauded in light of the lackluster economy and reduction in department budgets. The level of full participation has remained flat at 19% compared with 20% in FY 2009.

Facilitating an increase in the award of contracts with M/W/DSBEs participation is but one side of the OEO strategy. Contract compliance is essential to the prosperity of the Minority, Women, and Disabled-owned business community. The Office is working to fix the structural deficiencies within its processes and systems. It is creating a compliance model that engages the expert resources of Operating Departments, Finance Department, Procurement Department, Law Department, Office of Integrity, Office of the Inspector General, Bureau of Labor Standards, and the Controller's Office to enforce M/W/DSBE contract compliance. The Office's goal is to partner with the business community in a way that is mutually beneficial. OEO expects primes and M/W/DSBEs to perform commercially acceptable functions on contracts and to be paid in a timely manner. Intentional contract violations will be met with sanctions.

THE DATE: GBCA ANNUAL BUSINESS MEETING - JANUARY 10, 2011

Each year over 300 members of the construction industry gather together at the General Building Contractors Association (GBCA) Annual Meeting held at the Union League, Philadelphia. This industry-wide meeting brings together the construction, architecture, and engineering communities to discuss the issues of the industry in the coming year. The Annual Meeting is open to GBCA members and guests and is the largest membership meeting of the year.

**Schedule of Events:**

- 4:00 - 4:30 pm - Board of Directors Meeting (Everyone is welcome)
 - 4:45 - 5:30 pm - Business Meeting (Everyone is welcome)
 - 5:30 - 6:30 pm - Networking & Cocktails (Lincoln Memorial and Lincoln Library Lounges)
 - 6:30 - 7:30 pm - Keynote Address & Dinner (Lincoln Hall)
 - 7:30 - 9:30 pm - Networking & Dessert (Lincoln Memorial and Lincoln Library Lounges)
- RSVP: www.gbca.com/events Cost: \$105pp

DESIGN ON THE DELAWARE

The General Building Contractors Association (GBCA) has once again partnered with the American Institute of Architects on the annual Design on the Delaware (DOD). DOD is a regional conference and trade show examining the issues and opportunities of the building environment.

The event is a collaborative effort of 25 professional organizations representing over 10,000 design and building professionals in Pennsylvania, New Jersey and Delaware.

ELEVENTH ANNUAL CONSTRUCTION INDUSTRY DINNER HOSTED BY THE CRADLE OF LIBERTY COUNCIL, BOY SCOUTS OF AMERICA, HONORS DAVID E. PANICHI

The Cradle of Liberty Council honored David E. Panichi, Chairman of T. N. Ward Co., with the Good Scout Award at a dinner held in his honor on October 25 at the Union League of Philadelphia. The award recognizes distinguished professional leadership and significant community service. Panichi is Chairman & CEO of T. N. Ward Co. and is the former Chairman of the Board of the General Building Contractors Association (GBCA).



Congratulations to David Panichi!

CAPITAL STEEL SERVICES IS CERTIFIED BY PENNDOT

Capital Steel Services, LLC received certification from Pennsylvania DOT for AISC and Department Register of Certified Structural Steel Fabricators - (Category SBR = Simple Steel Bridges). They will be listed accordingly in Bulletin 15. They may be contacted at Capital Steel Services, LLC, 82 Stokes Ave., Trenton, NJ 08638.

RITTER CONTRACTING INC. RECOGNIZED AS ONE OF THE 2010 TOP 100 MBE'S FOR THE MID-ATLANTIC REGION

Every year, the Center for Business Inclusion & Diversity Inc., University of Maryland University College, Southwest Airlines and greiBO media presents the Top 100 MBE awards, recognizing enterprising women and minority entrepreneurs fueling this nation's economy through their innovation, sacrifices, and dedication. Out of thousands of nominees solicited through chambers of commerce, professional organizations, the business community, and the general public, 100 outstanding women and minority business owners doing business in the mid-Atlantic region are selected as the Top 100 Minority Business Enterprises. The nominees are judged based on outstanding achievement in four key areas: business development, client satisfaction, professional affiliations, and community involvement.

2010 marked Pennsylvania's first year as an honored participant in the Top 100 MBEs. As a result, not only were Pennsylvania women and minority entrepreneurs eligible for nomination for the first time ever, but this year's Top 100 MBE panel of distinguished judges also included the Bureau of Minority & Women Business Opportunities' Kathryn Waters-Perez.

The General Building Contractors Association (GBCA) would like to congratulate Judith Ritter of Ritter Contracting, Inc, as being one of Pennsylvania's first 2010 Top 100 MBEs!

FRANK BARDONARO STEPS DOWN AS AMQUIP CEO

AmQuip Crane Rental LLC recently announced that Frank Bardonaro, Jr. has stepped down as President and CEO. He will maintain his relationship with AmQuip through a newly-created board position, and he will retain his shareholdings in the Company.

It will be "business as usual at AmQuip," commented Richard Bard, AmQuip's Board chairman. "All issues previously directed to Frank Bardonaro will be handled by Al Bove, COO who joined AmQuip last December," he added. Bove is an industry veteran, having been COO of General Crane's operations in the Southwest and Western U.S. prior to joining AmQuip. He was the CEO at Maxim Craneworks at an earlier time in his career.

"I feel good about the performance of AmQuip, our team, and the leading position AmQuip continues to have in its markets," said Frank Bardonaro. "This change will allow me to move on with my career and personal goals, knowing that Al Bove is on board to continue with senior leadership at the Company."

P. AGNES AWARDED JOB AT UNIVERSITY OF PENNSYLVANIA

P. Agnes, Inc has been awarded the Van Pelt Dietrich Library 6th floor renovation at the University of Pennsylvania. The existing Library was constructed in 1963 and although well maintained, the character of the existing floors are somewhat dated. The 6th floor space will be totally renovated so that the University can properly display the Library's collection of rare books and manuscripts.

There will be new public spaces, core and shell work and new display/exhibit areas which will hold major lectures, presentations and events as well as house and protect the Library's rare collections.

The project consists of about 12,000 square feet and is scheduled to be completed in the July, 2011.

JACOBY DONNER RECEIVES SEVERAL HONORS

Jacoby Donner, P.C. has been ranked by U.S. News & World Report in the first tier among Pennsylvania's best construction lawyers.

In addition, Liam Braber of Jacoby Donner has been selected as a "Lawyer on the Fast Track" --- an award bestowed upon Pennsylvania lawyers under 40 by The Legal Intelligencer.

Finally, Shana McMahon of Jacoby Donner has been selected as a "Rising Star" --- an award bestowed by Pennsylvania SuperLawyers.

Congratulations to Jacoby Donner and its employees.



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Coming in the next issue...

Construction TODAY

Profiling Regional Development

This issue will take a look at where we stand as a region. What development is out there? What are the barriers to development? How can the industry help get things moving?

This issue will also cover the General Building Contractors Association's Annual Meeting.

For more information or to submit a press release or story idea, contact Lisa Godlewski, Director of Public Affairs, GBCA.

Phone 215-568-7015

Email communication@gbca.com

ASSOCIATIONS & UNIONS

DVMI - Delaware Valley Masonry Institute, Inc.

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LECET, The Laborer's - Employer's Cooperation and Education Trust and The Laborer's District Council of Metropolitan Philadelphia & Vicinity. P215-922-6139, Web Site: www.LDC-PHILA-VIC.org.

SEE OUR AD ON PAGE 51.

Steel Erectors Association of Metropolitan Philadelphia and Vicinity.

SEE OUR AD ON PAGE 45.

Union Iron Workers of Local 401, "Building America Since 1896" 11600 Norcom Road, Philadelphia, PA 19154. P215-676-3000.

SEE OUR AD ON PAGE 11.

ATTORNEYS

Jacoby Donner, P.C., Attorneys at Law, 1700 Market Street, Suite 3100, Philadelphia, PA 19103. P215-563-2400, Web Site: www.jacobydonner.com.

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CONSTRUCTION LITIGATION

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CONSULTANTS

EisnerAmper, LLP, Construction Real Estate Services Division, 101 West Avenue, Jenkintown, PA 19046. P215-881-8800, 856-354-6054, Web Site: www.grgrp.com.

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DEMOLITION

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EDUCATION & TRAINING

Laborer's District Council, Education and Training / Apprenticeship School, 500 Lancaster Pike, Exton, PA 19341. P610-524-0404, Email: jharpere&t@ldc-phila-vic.org.

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GENERAL CONTRACTORS & CONSTRUCTION MANAGERS

Haverstick-Borthwick Company, Builders and Construction Managers, 400 Stenton Avenue, PO Box 766, Plymouth Meeting, PA 19462. P215-248-3000, 610-825-9300, Web Site: www.haverstick.com.

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T.N. Ward Co., PO Box 191, 129 Coulter Ave., Ardmore, PA 19003. P610-649-0400, Web Site: www.tnward.com.

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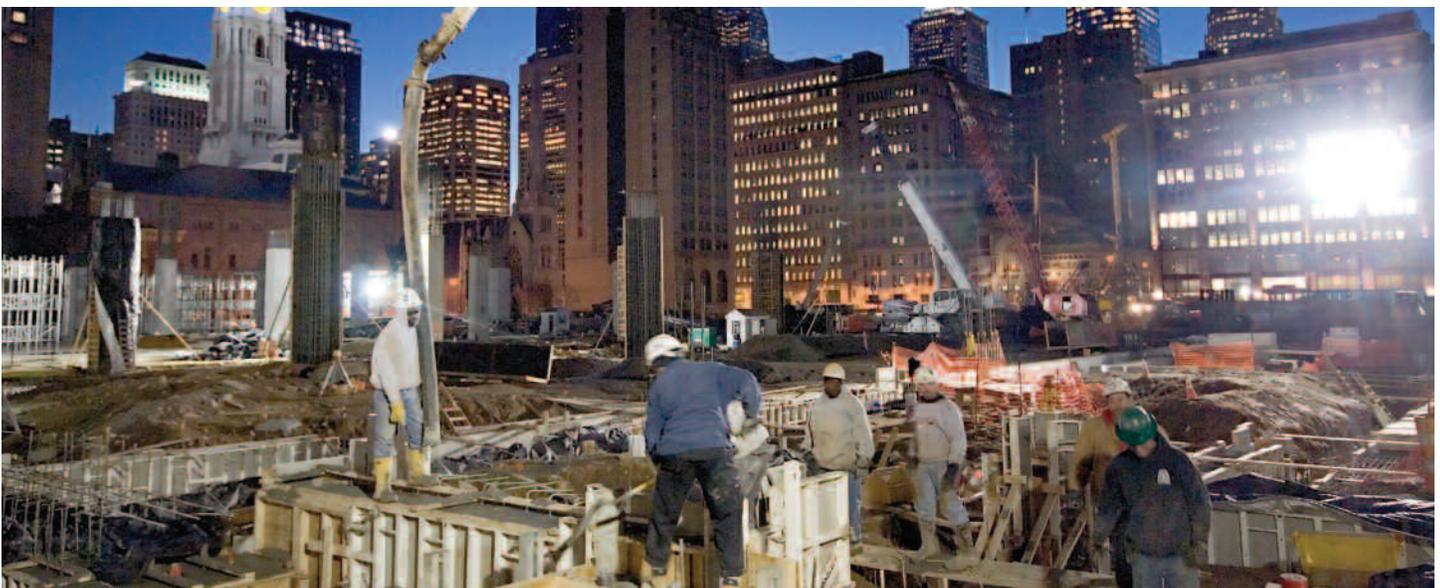
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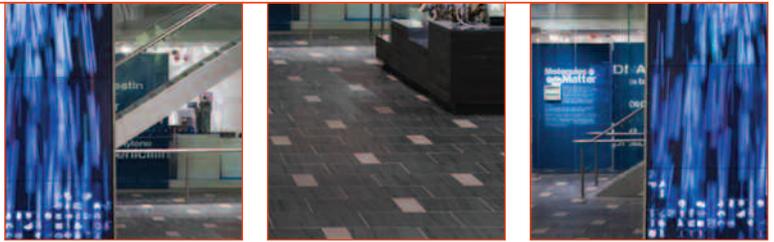
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