MTA Chairman & CEO
Prendergast Endorses LIRR Infrastructure Agenda

The newest MTA chief is working on the railroad.

During a Special Executive Breakfast co-hosted by the Long Island Contractors’ Association (LICA) and the Long Island Association (LIA), MTA Chairman & Chief Executive Officer Thomas Prendergast presented his credentials to Long Island on his first official visit to the region since being confirmed.

Prendergast updated the business community about the MTA, LIRR and various plans and projects for future growth, including East Side Access and the double track project.

“Now that I am serving as Chairman it’s important that one of my responsibilities is to make sure that I take care of the individual agencies, by themselves, as well as collectively, across the MTA and the region at large,” said Prendergast.

(Continued on next page)
Prendergast spoke specifically about the need to build capacity on the Long Island Rail Road (LIRR). “The East Side Access project, as I am sure you’ve heard before, will reduce commutes by 40 minutes for some 160,000 daily commuters and it will also allow us to increase the number of trains into Manhattan by some 40 percent and will support a generation of growth.”

He explained that, “Construction of a double track for the main line between Farmingdale and Ronkonkoma will increase service reliability, spur economic activity, provide hundreds of construction jobs and improve LIRR service to Long Island MacArthur Airport.”

According to the MTA’s website, ridership on the LIRR’s Ronkonkoma Branch has doubled over the last 25 years. Adding a second track along the 18 mile stretch between Ronkonkoma and Farmingdale would provide the flexibility needed in the event of a service disruption. Currently, if a train becomes disabled, all other trains in both directions have no way around the problem.

Prendergast served for more than three years as president of MTA New York City Transit and for six years as the president of the Long Island Rail Road (LIRR). In 2011, Governor Cuomo’s MTA Search Advisory Committee conducted a national search to find and recommend the most talented candidates to lead the MTA as Chairman and Chief Executive Officer. Mr. Prendergast was highly recommended by the Committee, selected by the Governor and then confirmed by the New York State Senate in June, 2013.

NYSDOT Fills Two Key Positions for the Region

The New York State Department of Transportation (NYSDOT) has announced promotions of two employees to key positions in the Department’s Long Island (Region 10) and New York City (Region 11) offices. John Kwok has been appointed as Regional Construction Engineer for Long Island, and Bruce Ogurek is the new Director of Construction for NYSDOT’s New York City regional office.

These appointments will support the Department’s focus on working across regional boundaries to deliver services and projects. Both Mr. Kwok and Mr. Ogurek have demonstrated a commitment to regional and statewide needs, which will be important to NYSDOT’s future success downstate.
The Wall Street Journal Finds No Pulse Among Many of the Nation’s Highway Builders

The Wall Street Journal is reporting what LICA has been warning about for the past two years: “A steep drop in public infrastructure spending is squeezing the nation’s highway contractors, pushing some out of the business and into other fields such as energy exploration.”

The national business newspaper of record tells readers, “Road building, like defense, is one of the few industries tied directly to government spending, which has fallen amid federal and state efforts to close budget gaps. Once boosted by the 2009 federal stimulus program, contractors are now scrambling to find work, often competing with eight or more bidders on even small-scale projects such as bridge repairs.”

LICA Executive Director Marc Herbst says the Journal story is not surprising. “The skill set, the institutional memory, the enormous talent and the business model required to repair and rebuild our roads and bridges is being allowed to atrophy and waste away. The unwillingness to invest in our infrastructure is going to create a national emergency that will harm our economy, job creation and our entire transportation system.”

The Journal’s story on America’s abandonment of infrastructure repair comes at a time when The New York Times is reporting that Germany is facing enormous repair bills on its infrastructure because of its refusal to invest in timely repairs.

Herbst notes that many of that nation’s roads and rails had to be rebuilt after World War II, but clearly, much needed maintenance money has been redirected. One study says Germany needs to invest almost $10 billion a year for 15 years. “Industrialized nations like the United States and Germany are endangering their futures as developing countries put enormous resources into infrastructure. There are lessons here for those willing to listen.”

Message from LICA’s Counsel on OSHA Revised Hazard Communication Standard (HCS)

LICA members are advised to note the December 1 compliance date

By: Richard B. Ziskin, Esq. of the Ziskin Law Firm, LLP

Occupational Safety and Health Administration (OSHA) revised its Hazard Communication Standard (HCS) to align with the United Nations’ Globally Harmonized System of Classification and Labeling of Chemicals (GHS) and published it in the Federal Register in March 2012 (77 FR 17574). Two significant changes contained in the revised standard require the use of new labeling elements and a standardized format for Safety Data Sheets (SDSs), formerly known as Material Safety Data Sheets (MSDSs). The new label elements and SDS requirements are intended to improve worker understanding of the hazards associated with the chemicals in their workplace. OSHA is phasing in the specific requirements over several years (December 1, 2013 to June 1, 2016).

(Continued on next page)
The first compliance date of the revised HCS is **December 1, 2013**. Employers must train their workers on the new label elements and the SDS format. This training is needed early in the transition process since workers are already beginning to see the new labels and SDSs on the chemicals in their workplace. To ensure employees have the information they need to better protect themselves from chemical hazards in the workplace during the transition period, it is critical that employees understand the new label and SDS formats.

The below list of documents contain the minimum required topics for the training that must be immediately completed:

- [Click here](#) to view the Hazard Communication Standard Final Rule
- [Click here](#) to view the OSHA3491 quick card pictogram.
- [Click here](#) to view the OSHA3492 quick card label.
- [Click here](#) to view the OSHA3493 quick card safety data sheets.
- [Click here](#) to view the OSHA3518 HCS quick card safety data sheets in Spanish.
- [Click here](#) to view the OSHA3658 Hazard Wallet Card
- [Click here](#) to view the OSHA3642 Training Requirements for Revised Hazard Communication Standard.

**NYSDOT Contract - Emergency Snow and Ice Control**

As the weather starts to feel like winter, NYSDOT is advertising two contracts for Emergency Snow and Ice Control.

[Click here](#) for an overview that describes the two contracts, one of which is proposed for Region 8 and one for Region 10. The services requested by each contract include providing a specific number of large and medium snow plow trucks for use during major snow or ice storm events.

The NYSDOT has asked LICA to provide advanced notice to our members of this contract which is unique from previous NYSDOT-advertised contracts. The bid documents will contain more specific details on the two contracts.

Please contact Daniel Streett by phone at 518-485-8227 or by email Daniel.streett@dot.ny.gov with any general questions.
IS PLEASED TO ANNOUNCE THE ADDITION OF THE FOLLOWING ATTORNEYS

Peter L. Agovino & Joseph P. Asselta
Co-Chairs

And
Frank W. Brennan | John P. Bues
Robert C. Buff | Raymond A. Castronovo
John M. Comiskey | David A. Loglisci
Parshhueram T. Misir | Jason L. Rothman

TO THE CONSTRUCTION LAW DEPARTMENT OF THE FIRM
ARTBA Roadway Safety Academy

The American Road & Transportation Builders Association (ARTBA) Foundation, our national affiliate, will be hosting one of its most highly-acclaimed instructional programs for industry safety professionals, December 2-6 at ARTBA Headquarters in Washington, D.C. The program will help ensure industry safety professionals have the training and credentials to better manage and improve safety on construction projects and jobsites.

Built around the successful learning model of instruction by leading experts and peer-to-peer interaction, the course is designed specifically for safety construction professionals, foremen, managers, HR personnel and others responsible for worker training. Industry experts Travis Parson, senior safety and health specialist for the Laborers’ Health & Safety Fund of North America (LHSFNA) and Omar Lopez, ARTBA’s safety programs lead instructor, will lead the five-day workshop.

The workshop will deliver key safety training and accreditation in the following areas: Roadway construction-focused OSHA 500 Instructor Course (which qualifies participants to teach OSHA 10- and 30-Hour Courses); Flagger Instructor Certification; Preventing Runovers and Backovers of Workers Training Course; The Roadway Safety+ Interactive Training Program; Aids for working with a Spanish-speaking workforce; and OSHA 1926 Standards.

Click here to register today or contact ARTBA’s Kashae Williams at 202-289-4434 or by email at kwilliams@artba.org.

LICA to Welcome the Holidays at the Milleridge on December 12th

Come celebrate the Holiday Season with your construction industry friends and colleagues at LICA’s 2013 Holiday Party!

The party will be held on Thursday, December 12th from 6:00 to 9:00 p.m. at The Milleridge Carriage House in Jericho. RSVPs are coming in fast and furious, which means a good time with good people.

If you have not yet responded, please click here for a copy of the invitation and response form. You can RSVP via email to LICA’s Manager of Communications Michelle Giametta at MGiametta@licanys.org or fax the response form to 631-231-4291.
Register Now for LICA’s 2014 Safety Seminar

Protecting the job site as a safe working environment for our respective employees remains one of our most important responsibilities, and the annual LICA Safety Seminar scheduled after the New Year allows our members to meet that challenge.

LICA members will be presented with the latest news, techniques and information during this innovative safety training program. LICA has secured the services of our national affiliate organization, the ARTBA, and the NYSDOT to present a new and insightful program.

LICA’s 2014 seminar will be held on Friday, January 10th from 8:00 a.m. to 2:00 p.m. at the UPSKY Long Island Hotel, 110 Motor Parkway in Hauppauge.

To register, please click here for the seminar announcement and registration form and fax to 631-231-4291 or email your attendance confirmation to LICA’s Manager of Communications Michelle Giametta at MGiametta@licanys.org.

Registration is free to LICA members, a benefit of your annual dues. There is a nominal fee of $20 to non-members to cover food costs.

CFMA Hosts 6th Annual Dinner Gala with Proceeds to Benefit CFK

The Construction Financial Management Association (CFMA) is hosting their 6th Annual Dinner Gala to benefit Contractors for Kids (CFK) on Wednesday, January 15th from 6:00 to 9:00 p.m. at the Crest Hollow Country Club in Woodbury.

As the CFMA’s 2010 Construction Executive of the Year, LICA’s Executive Director Marc Herbst is asking you to support this year’s honoree, Lawrence Roman, CEO of WDJ, Inc.

CFK is a not-for-profit organization founded for the purpose of providing assistance to families in our communities. Their goal is to assist children and their families overcome obstacles that have unfortunately changed or impacted their lives through sickness, injury or death. Whether it is to pay a phone bill or mortgage payment, aiding in paying for medical bills deemed experimental or due to lack of insurance, arranging transportation or paying for a room to allow families to remain close during these tough times, or in heartbreaking cases when a child does not survive illness and a family needs financial help with burying a child, Contractors for Kids will be there.

For more information or to RSVP to this event please call 631-617-5152.
Thanksgiving Holiday Schedule

Please click here for the LICA and GCA holiday schedules.

Bid Results

*Numbers in red represent the winning bid  **Highlighted and bold companies represent LICA Members

<table>
<thead>
<tr>
<th>Bid Date</th>
<th>Project Name</th>
<th>Owner</th>
<th>Contractor</th>
<th>Bid Amount</th>
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<tbody>
<tr>
<td>11/12/13</td>
<td>Reconstruction of CR 97. Nicolls Rd at Hammond Rd</td>
<td>Suffolk County, Dept. of Public Works</td>
<td>United Fence &amp; Guard Rail</td>
<td>$2,569,000</td>
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<td>11/14/13</td>
<td>Construction of a Pump Station @ South Park Drive</td>
<td>Suffolk County, Dept. of Public Works</td>
<td>J Anthony Enterprises</td>
<td>$1,548,000</td>
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<td>11/15/13</td>
<td>Grading/Material Placement/Clearing &amp; Excavating Eastern Zone</td>
<td>Suffolk County, Water Authority</td>
<td>TRS Construction</td>
<td>$247,148</td>
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<td>11/15/13</td>
<td>Sewage Treatment Plant Decommission &amp; Demolition</td>
<td>Village of Great Neck</td>
<td>L &amp; G Ruggiero Inc.</td>
<td>$937,066</td>
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<td>11/18/13</td>
<td>Tobay Beach Fuelling Facility</td>
<td>Town of Oyster Bay, Div Purchase &amp; Supply, Dept Gen Svcs</td>
<td>Island Pump, Inc.</td>
<td>$920,236</td>
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(Continued on next page)
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<tr>
<td>11/19/13</td>
<td>Bayville Bridge Repairs</td>
<td>County of Nassau Office of Public Works</td>
<td>Village Dock Inc.</td>
<td>$3,516,950</td>
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<tr>
<td>11/19/13</td>
<td>Rebid-Demolition of Academic Village Core Space SUNY Old Westbury</td>
<td>State University Construction Fund</td>
<td>Intercounty Paving Associates, LLC</td>
<td>$7,048,000</td>
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<td>11/19/13</td>
<td>Intersection Reconstruction @ CR 3, Pinelawn Rd/Ruland Rd</td>
<td>County of Suffolk, Dept. of Public Works</td>
<td>Village Dock Inc.</td>
<td>$3,516,950</td>
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<tr>
<td>11/19/13</td>
<td>Sewage Treatment Plant Decommission &amp; Demolition</td>
<td>Suffolk County Water Authority</td>
<td>Village Dock Inc.</td>
<td>$3,516,950</td>
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<tr>
<td>11/19/13</td>
<td>Southern State Parkway Guardrail Rehabilitation</td>
<td>New York State Department Of Transportation</td>
<td>CorStar</td>
<td>$9,460,747</td>
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<td>11/19/13</td>
<td>Expansion of Bergen Point WWTP - Suffolk Cty Sewer Dist #3 SW</td>
<td>County of Suffolk, Dept. of Public Works</td>
<td>Village Dock Inc.</td>
<td>$3,516,950</td>
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<td>11/21/13</td>
<td>NY 27 Mill &amp; Fill</td>
<td>New York State Department Of Transportation</td>
<td>Alliance Paving Associates, LLC</td>
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<td>11/21/13</td>
<td>2.8 Miles of Asphalt Concrete Resurfacing NY Route 27</td>
<td>New York State Department Of Transportation</td>
<td>Alliance Paving Associates, LLC</td>
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<td>11/21/13</td>
<td>Repl 1,000 Gal Underground Storage Tank @ Hwy Garage</td>
<td>Village Of Old Westbury</td>
<td>Village Dock Inc.</td>
<td>$3,516,950</td>
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<td>11/21/13</td>
<td>Intersection Reconstruction @ CR 3, Pinelawn Rd/Ruland Rd</td>
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**LICA’s Latest**  
November 26, 2013