

THE ACT REPORT

VOLUME 21 NUMBER 11
NOVEMBER 2012



A PUBLICATION OF
THE AFFILIATED
CONSTRUCTION
TRADES

ACT is a division of The West Virginia State Building and Construction Trades Council, AFL-CIO. Steve Burton, President; Dave Efaw, Secretary-Treasurer; Steve White, Director.

Charleston - (304) 345-7570
Toll Free - (800) 930-9675
www.actwv.org



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CB&I REFUSED TO HAND OVER PAYROLL DATA

LABOR BOARD SLAMS DOMINION CONTRACTOR OVER DOCUMENTS

The National Labor Relations Board has ordered Dominion Resource contractor CB&I to turn over documents needed for an investigation into illegal hiring practices.

Charges have been brought by both the Carpenters and Boilermakers unions claiming Texas based CB&I illegally discriminated against local union workers by refusing to hire them for jobs building Dominion's natural gas processing project in Natrium, WV.

When the Regional Office of the NLRB went to investigate the claims their request for employment records were refused by CB&I.

A formal subpoena was issued on August 21 and CB&I again refused to supply employment records.

CB&I then filed a petition with the NLRB in Washington DC to get the subpoena revoked.

CB&I claimed the NLRB

did not have authority to request the records and that the request was overly broad.

In an October 17 order the NLRB denied CB&I's petition to revoke the subpoena and told the company to provide the requested employment records.

A three member panel of

the NLRB signed the order which read in part "The subpoena seeks information particularly relevant to the matter under investigation and describes with sufficient particularity the evidence sought....Further, the Employer has failed to establish any other legal basis for re-

voking the subpoena."

"We are glad the NLRB is forcing CB&I to turn over records so they can complete this investigation," said Mike Jenkins, Senior Organizer for the Carpenters.

"Makes you wonder what CB&I is trying to hide."

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THIS GROUP OF Boilermakers applied at CB&I's New Martinsville office in March for jobs to build Dominion's \$500 million gas processing facility in Marshall County. None were hired.

WV CONSIDERING LEGISLATION

REPORT SHOWS CONSTRUCTION SAFETY SAVES PUBLIC MILLIONS

A recent report on construction injuries and fatalities shows how costly accidents can be, not only to individuals and companies but to the public as well.

The report focused on Washington State and concluded occupational injuries and fatalities in the construc-

tion industry cost state residents \$762 million between 2008 and 2010.

"The Price of Inaction: A Comprehensive Look at the Costs of Injuries and Fatalities in Washington's Construction Industry," was produced by the nonprofit group Public Citizen.

From 2008 to 2010, Washington recorded 34,700 con-

struction industry injuries and illnesses, of which 16,600 required days away from work or job transfer.

Additionally, 39 construction-related fatalities were reported in these years.

Public Citizen determined that such incidents cost the state's economy \$762 million during the three-year period.

The total was arrived at

by totalling three broad categories of consequences from such incidents: direct costs, indirect costs and quality of life costs.

Direct costs include payments for hospital, physician and allied services. Indirect costs refer to victim productivity losses, employer productivity losses and adminis-

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\$53 MILLION IN SCHOOL CONSTRUCTION**WAYNE COUNTY BOND VOTE SET**

Wayne County voters will go to the polls on Saturday, December 15 for a special election on a proposed school construction bond.

If voters approve the \$33 million bond the State School Building Authority has pledged an additional \$20 million for a total of \$53 million.

The funds will be used to build two new schools estimated at \$20 million each; one is a new pre-K through eighth-grade school in Crum to replace the elementary and middle schools.

The other is a pre-K through fifth-grade school in Kenova.

The bond also includes new three \$1 million artificial turf football fields at each high school and \$3.6 million auxiliary gyms and stages for Wayne and Tolsia high schools.

The bond was first discussed last fall after sinkholes were discovered on the property of Kenova Elementary and the school had to move into portable classrooms on

ballfields at the former Ceredo-Kenova High School.

“The Trades support the bond not only because of the jobs it will create but because we know our kids will have a

great place to learn and get an education,” said Steve Burton of the Tri-State Building Trades.

The bonds will be paid off in 15 years.



MEMBERS OF THE Tri-State Building & Construction Trades Council pass out information about the \$33 million Wayne County School bond proposal the goes before voters on Saturday, December 15. The State School Building Authority has pledged an additional \$20 million towards school construction costs only if the bond passes.

DOMINION*CONTINUED FROM P. 1*

A group of craft workers including Carpenters and Boilermakers applied for jobs at CB&I's New Martinsville office on March 28.

When no union workers were hired the Carpenters filed a charge on June 19 with the Pittsburgh Region Six office of the National Labor Relations Board claiming their members were discriminated against because of their union affiliation.

The Boilermakers followed suit and filed similar charges about discriminatory hiring practices.

Those charges are still pending before the Region.

“The Board has yet to decide whether or not they will charge the company with an Unfair Labor Practice since they are still doing their investigation,” said Jim Dingess, Business Manager of Boilermakers 667.

“But we had plenty of qualified workers who wanted a job and didn't get one.”

APPRENTICESHIP OPEN FOR BRICKLAYERS

The Bricklayers & Allied Craftworkers District Council of West Virginia Apprenticeship Program has a year round application process.

Those interested in applying can go to any WorkForce WV Job Service office on the Third Friday of each month.

The Western Maryland One Stop Job Center will also process applications Monday through Friday.

Both agencies are open 8:00am to noon and 1:00pm to 4pm.

The program teaches brick and block laying, as well as all aspects of the trade.

Starting wages range from \$13.00 to \$14.54 plus fringe benefits and increase as the apprentice progresses through the program.

It takes 6,000 hours of on-the job training plus related classroom training to complete the program.

Apprentices begin with an eight week training session at the Councils statewide facility located in Ritchie County.

During the training session apprentices from out-of-the

area are provided local housing.

For the remainder of their apprenticeship they attend monthly meetings closer to their home area.

The program provides opportunities for those who reside in any West Virginia County as well as the Counties of Allegheny, Garrett and Washington, MD.

Applicants must be at least 18 years old and be physically able to perform the work of the trade.

All applicants will take a standard written aptitude test

at the WV Job Service or the Western Maryland One Stop Job Center.

In order to be accepted you must provide copies of your birth certificate, high school diploma or G.E.D.

A copy of your driver's license will be required at a later date.

Only copies will be accepted please do not bring originals.

A drug test will be required at a later date.

The recruitment, selection, employment, and training of apprentices shall be without

discrimination because of race, color, religion, national origin or sex.

The Bricklayers Joint Apprenticeship and Training Committee will take affirmative action to provide equal opportunities in apprenticeship and training and will operate the apprenticeship program as required under Title 29 of the Code of Federal Regulations, part 30.

For more information contact Apprenticeship Coordinator Brian Greynolds at 304-363-9250 or bricklayerwv@gmail.com.

THREE BUILDING TRADES CANDIDATES WIN RACE FOR HOUSE OF DELEGATES SEATS

IBEW member Phil Diserio (D-Brooke), Dan Poling (D-Wood) a member of the Painters, and Operating Engineer Dave Walker (D-Clay) all won election to the House. However IBEW member Jimmie Wood Jr. (D-Mason), and Millwright Denzil 'Buddy' Malone (D-Wood) were unable to capture their House seats.

In all, 74 of 102 labor endorsed candidates were successful.

As predicted by many, the election cycle was perhaps the costliest ever with candidates, PACs and undisclosed corporations and individuals spending millions in West Virginia.

For example a longtime friend of working families, Attorney General Darrell McGraw, was defeated by overwhelming spending from his opponent and many well-funded groups like the Chamber of Commerce who ran attack ads.

McGraw raised around \$220,000 as compared to Patrick Morrissey's \$1.4 million (of which \$940,000 he loaned to himself). But the real difference came from looking at independent expenditures. Groups in support of McGraw raised about \$750,000 (including \$20,000 from the State Building Trades and \$40,000 from the WV AFL-CIO). Groups opposed to him spent \$2.2 million including \$1.6 million from the Center

Continued on p. 4

U.S. Senate

Joe Manchin✓

U. S. House of Representatives

David McKinley✓ -

1st District

Nick Joe Rahall✓ -

3rd District

Governor

Earl Ray Tomblin✓

Supreme Court of Appeals

~~**Fish Chafin**~~

Robin Davis✓

Attorney General

~~**Darrell McGraw**~~

Secretary of State

Natalie Tennant✓

Auditor

Glen Gainer✓

State Treasurer

John Perdue✓

State Senate

1st **Jack Yost**✓

2nd **Jeff Kessler**✓

4th ~~**Mike Bright**~~

5th **Bob Plymale**✓

6th ~~**Mark Wills**~~

7th **Art Kirkendoll**✓

8th ~~**Joshua Martin**~~

9th **Daniel Hall**✓

10th **Bill Laird**✓

12th **Doug Facemire**✓

13th **Roman Prezioso**✓

16th **Herb Snyder**✓

House of Delegates

1st **Ronnie Jones**✓,
Randy Swartzmiller✓

2nd **Phil Diserio**✓

3rd ~~**Shawn Fluharty,**~~

Erikka Storch✓

4th **Michael Ferro**✓,

~~**David Sidiropolis**~~

5th **Dave Pethtel**✓

8th ~~**Buddy Malone**~~

9th ~~**Jim Marion**~~

10th **John Ellem**✓,

Dan Poling✓

12th ~~**Jo Boggess-Phillips**~~

13th ~~**Helen Martin,**~~

Brady Paxton✓

14th ~~**Jimmie Wood Jr**~~

16th ~~**Sean Hornbuckle,**~~

Jim Morgan✓

17th **Doug Reynolds**✓,

Dale Stephens✓

18th ~~**Billy Chafin II**~~

19th **Don Perdue**✓,

Rick Thompson✓

20th **Justin Marcum**✓

21st **Harry Keith White**✓

22nd **Jeff Eldridge**✓,

Josh Stowers✓

23rd ~~**Larry Barker**~~

24th **Ted Tomblin**✓

25th **Linda Goode**

Phillips✓

26th **Clif Moore**✓

27th ~~**Greg Ball,**~~

Ryan Flanigan,

~~**Billy Morefield**~~

28th ~~**Al Martine,**~~

Jeffry Pritt

29th **Ricky Moye**✓

30th ~~**Bill Wooton**~~

31st ~~**Glyde McKnight Jr**~~

32nd **David Perry**✓,

John Pino✓,

Margaret Staggers✓

33rd **David Walker**✓

34th **Brent Boggs**✓

35th ~~**Bonnie Brown,**~~

~~**Bobbie Hatfield,**~~

Doug Skaff Jr✓

36th **Nancy Guthrie**✓,

Mark Hunt✓,

Danny Wells✓

37th **Meshea Poore**✓

38th ~~**Virginia (Ginny)**~~

Moles

41st **Adam Young**✓

42nd **Ray Canterbury**✓,

Glenn Singer

43rd **Denise Campbell**✓

45th **Bill Hamilton**✓

46th **Peggy Donaldson**

Smith✓

47th **Mary Poling**✓

48th ~~**Ron Fragale,**~~

Richard Iaquina✓,

Tim Miley✓

49th **Michael Manypenny**✓

50th **Mike Caputo**✓,

Linda Longstreth✓,

Tim Manchin✓

51st **Anthony Barill**✓,

Barbara Fleischauer✓,

~~**Nancy Jamison,**~~

Charlene Marshall✓,

Billy Smerka

52nd **Larry Williams**✓

53rd ~~**Stan Shaver**~~

56th **Jim Maybury**

57th **Ruth Rowan**✓

61st **Michael Jason**

Barrett✓

63rd ~~**Donn E. Marshall**~~

65th **Tiffany Lawrence**✓

66th ~~**John Reese Maxey**~~

67th **Stephen Skinner**✓

ELECTRICIAN CLASS OF 2012



IBEW Local 466 of Charleston held a dinner for 2012 graduating apprentices on October 12 at the Ramada Inn Charleston Downtown. Pictured (from left) are apprentice committee member and 466 President Terry Turley; committee member and Business Manager Joe Samples; and graduating apprentices Bob Hodges, Dustin Vaughn, Adam Tabor, Vincent Davis, Owen Bradley, Jeff Fazio, David Nary, and Instructor Craig Burdette. Not shown are graduates Eric Bailey, James Compton, Justin Huffman, Matt Kendall and Mick George.

GOVERNOR TOURS IBEW TRAINING FACILITY

Governor Earl Ray Tomblin visited the International Brotherhood of Electrical Workers Local 317's training center on Friday, October 26 in Huntington.

The purpose was to give Tomblin firsthand knowledge about craft apprenticeship

and training.

Already a supporter of education Tomblin expressed interest in learning more about the partnership between labor and management that produces the best craft workers in the world.

Jim Gillette, Business Manager of IBEW Local 317, volunteered his training facility for the tour.

ity for the tour.

"We had some instructors and apprentices on hand so Governor Tomblin could get a full understanding of our program," said Gillette.

"And we also invited representatives of Jordan Smith Electric, Dixon Electrical Systems and Pritchard Electric along with Tom House-

holder of America Electric Power to talk about the coordination we have with our contractors and customers."

Local 317 completed a 10,000 square foot addition, doubling their training space, in 2010 and now has approximately 70 apprentices in their 8,000 hour/five year program.

The tour of the electricians' facility was arranged by Steve

Burton, Business Manager of the Tri-State Building Trades Council.

"The Governor was impressed with the facility and the partnership we have with our contractors and owners," said Burton. "We explained that all of the crafts have similar programs and that is how we get the best workers in the industry."



GOVERNOR EARL RAY Tomblin (right) talks with IBEW 317 Business Manager Jim Gillette while touring the locals training facility in Huntington. Between them in the background is Tom Householder of AEP, and (to the left) Steve Burton of Tri-State and Travis Smith of Jordan Smith Electric.

INJURIES

CONTINUED FROM P. 1

trative cost associated with an occupational accident.

Quality of life costs refer to the value attributed to the pain and suffering of victims and their families.

A solution proposed in the report is to award public construction contracts only to companies that have strong safety records, Public Citizen says.

West Virginia has considered legislation to require workers on public construction projects have OSHA 10 hour construction safety training.

Most industrial sites already have such a requirement.

But the measure has been blocked by some legislators and one contractor group saying it is too costly.

"This report shows that safety is the right way to go," said Scott Brewer, Service Representative for Carpenter Locals 302 and 1207.

"Not only is it the right thing for workers, but a safe workplace saves money for taxpayers as well."

The report can be viewed at <http://www.citizen.org/documents/price-of-inaction-washington-construction-worker-safety-report.pdf>

CANDIDATES

CONTINUED FROM P. 3

for Individual Freedom and \$542,000 from the American Future Fund.

"You cannot learn who is funding these groups because they won't tell you and apparently they don't have to," said Dave Efaw, Secretary-Treasurer of the WV State Building Trades.

"But it's not hard to guess it's the same corporations who got caught cheating and had to pay back billions of dollars to our citizens because of Attorney General McGraw."

"We lost some good friends because they were out

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spent by wide margins, two and three to one and perhaps more," said Efaw.

The 2012 election ends a long series of elections triggered by the death of Senator Robert C. Byrd. After Byrd's Senate seat was filled by

then Governor Joe Manchin another special primary and general election was held to fill the remainder of his term.

Another factor in the election was some redrawn districts triggered by the ten year census.