



**LABOURERS'
LOCAL 1059**

APRIL 2010

LIUNANEWS

BUSINESS MANAGER'S REPORT

Construction work should explode in the next 2 months in all sectors based on the tenders currently out for bid.

We have re-negotiated the Sewer, Watermain, Curb, Gutter and Sidewalk, Asphalt, Roadbuilding and Bridge Collective Agreements. Our members overwhelmingly ratified the settlement and will now receive, among other things, a \$3.00 per hour wage package increase over the next 2 years.

The Bruce Power alpha radiation issue has risen to over 150 of our members that may have been exposed. 3500 construction workers will potentially require testing. A number of processes and contact people have been put in place to continue to inform our members of any hazards.

Effective April 1st, there are benefit increases in life insurance and legal fee reimbursements in the benefit plan.

Local 1059 had an operating surplus last year of \$263,537.00. This year at

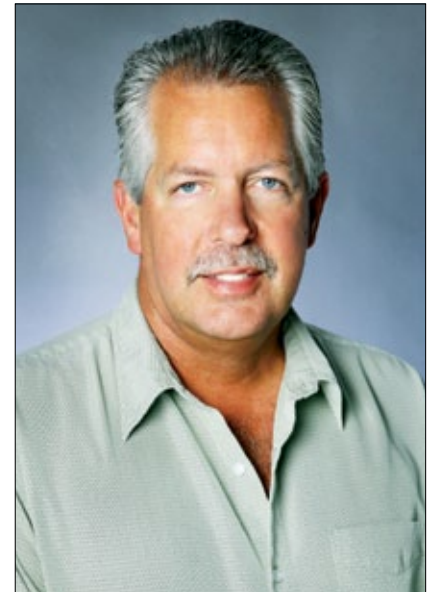
the end of February we had an operating surplus of \$43,407.00.

Over 20 negotiation dates have been set in April for renewals of the EPSCA, ICI, Masonry, Formwork, Utilities, Cutting and Coring, Precast and Demolition Collective Agreements.

The Provincial government sponsored the JCP (Job Creation Project) through the training centre. It has provided paychecks for 16 current members to offset their E.I. benefits running out.

All Labourers' Locals in the province continue working to prevent the Carpenters' Union from taking our work. Most recently that Union has been assigned some fencing work by Ontario Hydro which will result in us filing a jurisdictional dispute with the Ontario Labour Relations Board for settlement.

Local 1059 members must report immediately to our Union Stewards and Business Representatives when carpenters attempt to do our work.



*Jim MacKinnon,
Business Manager*

ORGANIZING

Jim MacKinnon

Local 1059 currently conducts its organizing initiatives with the Central and Eastern Canada Organizing Fund (CECOF). The Fund receives its financial support through all construction members' working dues.

Local 1059 has three members organizing in our area out of the sixty across the region. We expect to hire an additional two organizers this year for our Local to assist in organizing non-union construction employers.

Please provide me a resume if you are interested in this employment.

- You must be a member of Local 1059
- Have the ability to communicate the rewards of Local 1059 membership
- Be able to sell yourself and relate to construction workers
- Starting salary \$60,000.00 per year
- Understand and be knowledgeable about our Collective Agreements

BUSINESS REPRESENTATIVES' REPORTS



Brandon MacKinnon,
President/Business
Representative

With the onset of spring, ICI companies have started supplementing their crews with more members. Currently there are several large ICI projects ongoing including the Southeast Reservoir (McKay Cocker) \$60 million, the Ivey School of Business (Ellis-Don) \$100 million, Da Vinci Park (Hayman) \$25 million, Woodstock Hospital (Ellis-Don) \$150 million, St. Joseph/Victoria Hospitals (Ellis-Don) \$350 million.

Several projects are currently out for tender and will begin work later this year. St. Joseph's Health Care – Parkwood site – New parkade (\$18 million); LHSC – Victoria Campus – Parking garage (\$22 million); St. Joseph's Health Care - Parkwood and St. Thomas; Phase 2 of the Ivey School of Business and several large masonry projects.

Provincial ICI, Demolition, Cutting and Coring and Precast Collective Agreements are all up for renewal April 30th, 2010 and negotiations are ongoing until a settlement can be reached. There are a few language issues on the table and of course money.

Since January 1st, 2010 the following companies have been grieved for violating the Collective Agreement:

Ellis Don used carpenters for material handling and swamping the crane. The employer signed Minutes of Settlement in which they agreed to pay \$560.00 in damages and assigned members of Labourers' Local 1059 to perform the work.

Rosati Group used carpenters to operate a bobcat/skid steer as well as some interior demolition. The employer signed Minutes of Settlement in which they agreed to pay \$300.00 in damages and assigned the work to members of Labourers' Local 1059.

Please be aware of any jurisdictional issues on your jobsite and make sure the Union Steward or myself directly are given immediate notice so that disputes can be resolved quickly.

We continue to have several non-union contractors at the Ontario Labour Relations Board which we are trying to unionize. The following are in the ICI/Demolition Sectors:

- Bronnenco** – ICI Contractor
- Norlon** – ICI Contractor
- Kirby** – Demolition Contractor

I wish all our members a safe and prosperous 2010.



Walter Medeiros,
Secretary Treasurer
Business Representative

From January 1st, 2010 to February 28, 2010 the Local has posted an additional \$43,407.00 operating surplus.

At the end of February, 2010 Local 1059 had \$4.4 million in assets, over \$3.7 million in secured investments (cash).

It should be noted that this does not include over \$5 million in assets owned by the training centre (all buildings and equipment).

Complete financial reports can be viewed at the Local 1059 office by appointment by any member.

Massive amounts of infrastructure job creation projects will commence this spring and have to be completed by March 2011.

The Federal, Provincial monies that pay for 2/3 of the cost of these projects require the completion mandate to create jobs in 2009 and 2010 but many municipalities including London delayed starts until 2010.

Local 1059 Financial Report – 2009

Total Income	\$8,338,618.00
RRSP Re-direction	\$-4,628,299.00
Other Re-direction	\$-1,087,190.00
Net Revenue	\$2,624,058.00
Total Expenses	\$2,360,520.00
Net Income (surplus)	\$263,537.00

UPCOMING OPPORTUNITIES



*Carlo Mastrogiuseppe,
Business Representative*

The construction season is upon us. Local 1059 is anticipating a busy year for our members. London is scheduled to spend more than \$150 million on road construction, which includes everything from bridges to road widening for bicycle lanes, complete road reconstruction of underground work, sewer and watermain, curb and sidewalk to asphalt repaving. London is not the only city spending plenty of money. All cities and communities surrounding London will be using stimulus money, which means more construction projects.

To avoid missing out on an opportunity to be dispatched to work, make sure that your name is on the Out of Work list, your dues are up to date and you have the appropriate safety certifications required to work on these projects.



*Philip Da Silva,
Business Representative*

- A grievance was filed against CH Excavating. Employer failed to pay proper overtime and proper wage rates for ICI jobsites and banking hours.

- A grievance was filed against Amico Infrastructures, for not paying proper travel time, proper wage rates and ICI rates. Referred to Ontario Labour Relations Board for hearing on April 14, 2010.

- Local 1059 filed a grievance against Giesbrecht Construction for sub-contracting work to non-signatory companies and for performing Labourers' work with non-members.

- Minutes of Settlement were signed and the Employer paid monetary damages in the amount of \$1000.00 with a clause that states if the Employer violates the Collective Agreement again he will pay \$10,000.00 in damages plus the amount of the violation to Local 1059.

- In February it came to the attention of Local 1059 that VanBree wasn't paying the boot allowance to employees as per the Collective Agreement, travel time pay was also incorrect.

I resolved this issue, the members got their boot allowance retro actively paid for 2009 and all travel issues have been resolved as of April 1st, 2010.

Negotiations

The negotiations on the Concrete Forming Agreement are well underway with new meeting dates scheduled as follows: April 8, 20 and 23, 2010.

JOB OVERVIEW

The first part of 2010 has been better than last year. Residential low rise starts are up and there are currently four residential high rise projects being built in London and a number scheduled for this year. Most of our forming companies have been able to employ our members through the winter months.

The future looks very promising, as we are entering the busy season. There are several projects currently obtaining permits from the city to start building and the new towers on Dundas St. are scheduled to start mid April. Overall we are expecting a busy season.

BUSINESS REPRESENTATIVES' REPORTS



Maria McFadden,
Industrial Division
Business Representative

On April 16, 2010, negotiations will start with David Martin Enterprises (London) Ltd. for two locations - Dynacare and the London Free Press - as these Collective Agreements expire on June 30, 2010.

There is a grievance at second step with Sodexo Canada Ltd. for the removal of an employee from the work location without just cause.

Sodexo Canada Ltd. had announced a reduction of ten full time employees at Victoria Hospital. We worked together with the employer and were able to have no reduction of employees at the present time.

2009 BENEFIT PLAN REVIEW

Our Benefit Plan ended 2009 as one of the healthiest Plans in the Province. Unlike the majority of other Benefit Plans, our members' dollar bank does not have a cap. Local 1059's construction members have over \$20 million in their dollar banks to pay for benefits over periods of unemployment or retirement.

The Plan also has a \$5.8 million surplus which is used for increased costs in benefits without raising the monthly premium deducted from each member's dollar bank.

The current monthly draw from each construction member's dollar bank is \$182.00. Non Construction members and or

their employers pay anywhere from \$144.00 to \$196.00 per month.

Over \$5 million were paid out in benefits to our members in 2009, as described below:

Summary - 2009 Payouts

Medical Expenses (Prescription drugs, eye glasses etc.)	\$2,574,923.00
Dental	\$2,115,822.00
Disability	\$183,709.00
Life Insurance	\$180,058.00
Legal (Lawyers' Fees)	\$111,053.00

Benefit Plan Improvements

BENEFIT	CURRENTLY	EFFECTIVE APRIL 1, 2010
Life Insurance	\$35,000.00	\$50,000.00
Accidental Death & Dismemberment	\$70,000.00	\$100,000.00
Legal Fees Hourly Rate	\$125.00	\$150.00
Discharge of Mortgage	\$150.00	\$150.00 If financial institution doesn't provide breakdown of fees - pay 50% of the amount claimed up to \$150.00
Separation Agreement Member	\$500.00	\$600.00
Separation Agreement Spouse	\$500.00	\$600.00
Consultations	2 hours @ \$125.00/hour	\$300.00
Other Legal Documents	\$150.00	\$200.000
Defendant Representation	20 hours @ \$125.00/hour	20 hours @ \$150.00/hour
Plaintiff Representation	20 hours @ \$125.00/hour	20 hours @ \$150.00/hour
Criminal Code Charges	\$600.00	\$700.00
Criminal Pardons	\$500.00	\$600.00

CONSTRUCTION UNION STEWARDS' SEMINAR

On March 23rd and 24th, more than 60 of Local 1059's members that regularly act as Union Stewards attended a two day educational seminar in London.

This annual event brings the stewards up to date on the latest labour and health and safety laws. Work jurisdiction was a major topic along with grievance procedures.

Eli Gedalof and Stephen Krashinsky, lawyers with Sack Goldblatt Mitchell provided direction and advice on all issues and attended the two days to address any questions the stewards had.

Financial statements for the Local Union, Training Fund and Benefit Plan were reviewed.

The Executive Director of the Westover Treatment Centre gave a presentation on how the centre can assist our members and their families with drug and alcohol addictions.

LIUNA Vice President Joseph Mancinelli and LIUNA Tri-fund Director Cosmo Manella also gave presentations.

Our union stewards are the front line representation our members can rely on and they deserve great respect for the often thankless job they do in representing our members.



HYDRO ONE

Hiring for the BNPD to Milton line is completed. Seven were hired for the actual line project (security clearance required) and eight will still be needed for the work in the Bruce switchyard (security clearance required).

Ten members were dispatched in March for maintenance work at numerous transformer stations.

A jurisdictional dispute has been filed over carpenters installing sono tube on the Bruce A switchyard fence.

BRUCE POWER

On April 1st, we dispatched four members to Bruce Power Construction.

There may also be a hire for a limited number of members to Rankin/Decew Construction.

Bruce Power is apparently contemplating a consortium of construction employers forming one company to perform all direct hire construction work. The Labourers' Union or Local 1059 has not held any meetings with Bruce Power regarding this subject. A number of issues would obviously have to be addressed.

BNPD ALPHA RADIATION

Doug Sorbara has been appointed by Local 1059 to be the liaison person between our members and the employers, AECL and NCSC. Any member with a concern or question should talk to Doug.

Dose rates have come back as high as 4 rem of alpha exposure.

We are finally beginning to see a more acceptable process of sampling, testing and employee meetings by Bruce Power.

The long/short term effects, compensation, WSIB registration and removal of members from potential future uptake still need to be addressed.

GRIEVANCES

1) Hydro One in the Bruce A switchyard has reassigned some of the work (sono tube installation) on fencing to the carpenters.

We are filing a jurisdictional complaint to the OLRB (Ontario Labour Relations Board) to demand the work returns to labourers.

2) AECON settled our grievance over the Plumbers chipping and cleaning up grout under bases. They settled the grievance by agreeing it was labourers' work and will assign it that way in the future. Damages were paid to our members for lost work.

3) Crosby Dewar was grieved for 110 hours the insulators used chipping guns to remove floor tiles in Bruce A. The grievance has not yet been settled.

NORTHERN OUT OF WORK LIST

As of the 9th of April we had 28 members on the list, 9 of which have security clearances.

SPRING CLEANING: IT'S NOT JUST FOR YOUR HOME

This year, extend spring cleaning into the workplace. It's the perfect time to review policies and processes, check equipment, and refresh training.

Here are a few things to do as part of your spring checkup.

- ✓ Review your firm's health and safety policy and program and make adjustments based on things you learned last year.
- ✓ Remind your workers about the main hazards they face and what they can do to stay healthy and injury-free – especially if they were off work for the winter.
- ✓ Ensure that all vehicles and heavy equipment are in working order. Keep damaged vehicles and equipment out of service until repairs are done.
- ✓ Check exhaust systems for leaks. Diesel exhaust harms the lungs and causes cancer.
- ✓ Check all personal protective equipment – including lifelines and lanyards – to ensure that nothing was damaged over the winter.
- ✓ Water and mud are everywhere at this time of year. Make sure your workers have proper footwear to help prevent slips and falls. Good housekeeping helps as well.
- ✓ When dealing with trenches, beware of soil instability at this time of year. Ensure that trenches are properly sloped or shored, or that workers are protected by a trench box.

NEW WORKPLACE VIOLENCE LEGISLATION

Ontario's new workplace violence legislation was passed early in December 2009 and will take effect on June 15, 2010.

The new legislation will help to protect workers by outlining specific requirements for all Ontario employers – including construction employers.

The amendments include a new definition of workplace violence broad enough to capture violence or harassment directed towards a worker from any person, including clients, co-workers, friends, current or former family members, and strangers. They also extend workers' right to refuse work if they believe that they are at risk of physical injury due to possible workplace violence.

In addition, all employers will be required to:

- Prepare policies on workplace violence and harassment and develop and maintain programs to implement them;
- Assess the risks of workplace violence based on the nature of the workplace and type of work, and develop measures and procedures to control them;
- If aware of potential for domestic violence, take reasonable precautions to protect workers who are at risk of physical injury;
- Alert certain workers to the risk of workplace violence from persons with a history of violent behaviour.

The MOL and the Occupational Health and Safety Council of Ontario are developing resources for workers and employers to help everyone get ready for the June 15 implementation date. We'll give you more information about these resources as it becomes available.

TRAINING

Trade School Update:

Congratulations to the 37 Advanced level graduates from both of the Construction Craft Worker (CCW) and Cement Finishing classes. All the apprentices that graduated will be invited to the annual Apprentice Recognition Evening later this year. Pictured here are apprentices in the shop working on various practical projects.



Currently, there are 2 basic level CCW classes with 27 apprentices attending trade school. These classes run until May 7, at which time the apprentices will return to work.

Job Creation Project (JCP) Update:

Participants in the JCP have been busy completing work at various locations throughout London for charities as well as at the Training Centre. Pictured below are examples of work that has been completed through the JCP. Our members who were running out of E.I. are receiving a training allowance of \$425.00 per week.



Mandatory Training Courses

	Propane Handling	Hoisting & Rigging Safety	Fall Protection	Confined Space Awareness	First Aid & C.P.R.	Traffic Control Person	Occupational Health & Safety Act (Legislation)
Course Duration	4 hours	4 hours	4 hours	4 hours	2 days	4 hours	4 hours
Limitations	3 yr expiry	no expiry	no expiry	no expiry	3 yr expiry	no expiry	no expiry
Sewer & Watermain		✓		✓	✓	✓	✓
Curb, Gutter & Sidewalk				✓	✓	✓	✓
Bridges Roads/Asphalt Paving	✓			✓	✓	✓	✓
Concrete Forming	✓	✓	✓	✓	✓		✓
Utilities	✓	✓		✓	✓	✓	✓
I.C.I./Masonry	✓	✓	✓	✓	✓	✓	✓

Collective Agreements

SCHOLARSHIP OPPORTUNITY

Do you have a son or daughter planning to attend college or university? If so, please forward the attachment below to find out how they may be able to take advantage of a \$1000.00 scholarship offered through the Workers Health and Safety Centre.



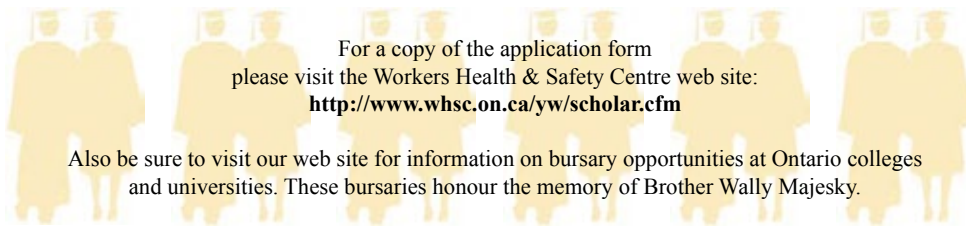
Workers Health & Safety Centre Scholarships

The Workers Health & Safety Centre (WHSC) is pleased to call for applications for the tenth annual student scholarships.

Awards:	\$1,000 each (four in each media category for a total of eight to be awarded)
Eligibility:	Any student residing in Ontario and beginning, in Fall 2010, their first year in full-time or part-time studies leading to a diploma, certificate or degree from any publicly-funded Ontario college or university.
Application:	Each applicant must submit a completed application form plus an essay or poster.
Topic:	What are the most effective ways to prevent work-related injuries, illness and death among new workers?
Essay Rules:	<ol style="list-style-type: none"> 1. Essays to be a minimum of 600 words and a maximum of 1,000 words. 2. All pages must be numbered. 3. Place correct word count at the end of the document. 4. The document must be word processed in a 12-point font and double-spaced. 5. Do not place your name on any page of the essay. 6. Essays must include a bibliography. 7. No entrant can submit more than one essay. 8. Essays as submitted will be final — no revisions.
Poster Rules:	<ol style="list-style-type: none"> 1. Posters will be no larger than 18" x 24". 2. Entries can be full colour or black and white. 3. Entries should include at least one text message communicating its theme. 4. The only organizational logo that can be included is that of the WHSC. 5. Three-dimensional entries will not be accepted.
Essay Criteria:	Essays will be judged on knowledge of subject matter, understanding of the WHSC vision statement, understanding of the role the WHSC plays in supporting all workplace parties and the general public in the pursuit of safe and healthy work environments for young and new workers, originality of ideas, development of point of view, insight, clarity of expression, accuracy of information, organization and grammar.
Poster Criteria:	Posters will be judged similarly, only presentation aesthetics will also be considered.
Essay Submission:	Both the application form and the essay must be submitted electronically by e-mail in Word or WordPerfect format to the attention of Sandy Warden, e-mail: sandy@whsc.on.ca .
Poster Submission:	Posters can be mailed or delivered to the WHSC Toronto office (see over) with a hard copy of the application form, but an electronic form must also be sent to the attention of Sandy Warden, e-mail: sandy@whsc.on.ca .

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Submission Deadline for Both Entry and Application:	Friday, June 4, 2010 4:00 p.m. (Posters sent by mail must be post marked no later than this date.)
Successful Applicants:	Successful applicants will be announced in Fall 2010. Each successful applicant must submit written verification from the institution's office of the registrar of acceptance and payment. Each applicant can only qualify for one scholarship award.
Essay and Poster Ownership:	All essays and posters submitted become the property of the WHSC. Successful entries may be published by the WHSC and may be shared widely through our community partners, government agencies and media.
WHSC reserves the right to limit the number of awards should suitable candidates not exist.	



For a copy of the application form
please visit the Workers Health & Safety Centre web site:
<http://www.whsc.on.ca/yw/scholar.cfm>

Also be sure to visit our web site for information on bursary opportunities at Ontario colleges and universities. These bursaries honour the memory of Brother Wally Majesky.

WHSC Scholarships are made available through funds raised at the
WHSC/Cliff Pilkey Annual Invitational Golf Tournament

TRAINING ▶ THE RIGHT THING. THE RIGHT WAY.

A Workers Health & Safety Centre Near You

Central Ontario (Toronto)
802—15 Gervais Drive
Toronto, ON M3C 1Y8

Tel: (416) 441.1939
Fax: (416) 441.2277

North Western Ontario (Thunder Bay)
2114 Bordeaux Crescent
Thunder Bay, ON P7K 1C2

Tel: (807) 473.3634
Fax: (807) 473.3655

Eastern Ontario (Ottawa)
201—2255 St. Laurent Blvd.
Ottawa, ON K1G 4K3

Tel: (613) 232.7866
Fax: (613) 232.3823

South Central Ontario (Hamilton)
500 Parkdale Avenue, North
Hamilton, ON L8H 5Y5

Tel: (905) 545.5433
Fax: (905) 545.3131

North Eastern Ontario (Sudbury)
110—43 Elm Street
Sudbury, ON P3C 1S4

Tel: (705) 522.8200
Fax: (705) 522.8957

South Western Ontario (Sarnia)
2—1403 Michigan Avenue
Sarnia, ON N7S 0B1

Tel: (519) 541.9333
Fax: (519) 541.9444



www.whsc.on.ca

1.888.869.7950



The Adrenaline Training Center, located at 1794 Dundas Street East, is London's largest and only fully functional MMA (Mixed Martial Arts) and athletic training facility.

Our 11,000 square foot facility is equipped with a full size Octagon, boxing ring, training area, heavy bags and weight room and offers classes in MMA, Kickboxing, Brazilian Jiu Jitsu and Strength and Conditioning. Classes are taught by professionals and cater to men and women of all levels, skills and ability interested in MMA and fitness.

Adrenaline Training Center, which opened in July of 2008 is owned and operated by UFC lightweight Sam "Hands of Stone" Stout, UFC and WEC veteran Mark "The Machine" Hominick and WEC veteran Chris "The Polish Hammer" Horodecki.

On behalf of the owners and staff of the Adrenaline Training Center, we would like to extend an open invitation to all Labourers' Union members and their families with a **discounted membership rate of 25%** to the facility. As well, Labourer's members will be able to receive a **10% discount rate** at The Fight Planet retail store. Located within the training facility, The Fight Planet carries such popular clothing brands as Tap Out, Affliction and UFC, among others.

The Adrenaline Training Center looks forward to the continued support of the Labourers' Union. Members can get more information about the facility by checking out the website **www.adrenalinemma.ca** or by calling **519-451-8880**. Hope to see you soon!

Regards,

Sam "Hands of Stone" Stout, Mark "The Machine" Hominick,
Chris "The Polish Hammer" Horodecki



IN MEMORIAM

James Hutton January 31, 2010 Member from 1971-1986 | Antonio Circelli March 18, 2010 Member from 1964-1988



56 Firestone Blvd.
London, Ontario
N5W 5L4

Phone: 519-455-8083
Fax: 519-455-0712
www.liunlocal1059.com