

**Regeneron Breaks Ground
On \$1.8-Billion Expansion**
Page 3

**Gov. Hochul Must Reject
Workers' Comp Changes**
Page 4

**Court Permits Petition
To Extend Lien on Last Day**
Page 6



Construction NEWS



Vol. 38 No. 7

JULY 2022

\$1.50

State Funding for Clean Water Abounds \$4.2B Environmental Bond Act, Other Programs on Tap

By **GEORGE DRAPEAU III**
and **JOHN JORDAN**

TARRYTOWN—As the old expression goes, after the Fourth of July, New Year's Eve is just around the corner. But there's a lot of water to flow under the bridge before then, including Election Day on Tues., Nov. 8, when the state can move forward with the unprecedented \$4.2 billion "Clean Water, Clean Air, and Green Jobs Environmental Bond Act."

While statewide environmental bonds have a perfect record of passage in New York since the start of the 20th century, this year's proposal to voters is not a given, said New York State Assemblyman Christopher Burdick who sits on the state Assembly Environmental Committee. Discussing the voter referendum at a recent meeting of the Construction Industry Council



The state's efforts to upgrade its sewer and wastewater infrastructure will get a major boost if voters approve this November the \$4.2-billion Clean Water, Clean Air and Green Jobs Environmental Bond Act.

in Westchester, Rep. Burdick expressed concerns that voters will not support the measure due to the hundreds of billions of dollars of debt recently accumulated by pandemic relief and the bipartisan federal infrastructure bill.

"We need to organize a 'Vote Yes' campaign for the bond act, and we need to begin it immediately," he told CONSTRUCTION NEWS. While attending an annual summer gathering in mid July hosted by the CIC in Scarborough, NY, he cautioned, "This is not a campaign we can take for granted. Voters must become better informed about the great improvements to water quality, flood control and environmental protection this bond act will make possible. This is an historic step forward toward building a climate-resilient New York."

As a member of the state Assembly, he also pointed to the significant funding now available through the current state budget, which includes a record \$400 million Environmental Protection Fund to support climate change mitigation and

Please turn to page 17

ECCO III Enterprises Lauded for \$19.8M Project

State, Local Officials Celebrate Completion Of Ravensdale Road Bridge Project over SMRP

HASTINGS-ON-HUDSON, NY —On Friday, July 8, New York State Department of Transportation Commissioner Marie Therese Dominguez was joined by state and local officials to mark the completion of the Ravensdale Road bridge over the Saw Mill River Parkway in the Village of Hastings-on-Hudson in Westchester County.

The press conference, staged on the adjoining bike and pedestrian exercise path on the east side of the parkway, attracted a host of state and local officials, community leaders, and industry representatives, including officials from ECCO III Enterprises, Inc., of Yonkers, NY, who was the contractor on the \$19.8-million project.

The new bridge improves travel and enhances safety and resiliency along a vital link between the village and the Westchester communities to the east of the Saw Mill River Parkway. The project also provides new and improved pedestrian and bicycle access to the popular South County Trailway, which also runs underneath the span.

The Ravensdale Road Bridge is the only crossing over the Saw Mill River Parkway within the village. The project, which began in the spring of 2020, replaced the original two-span structure that was built in 1945 with a new, single span bridge featuring six-foot shoulders and five-foot sidewalks on each side to better accommodate pedes-

trians and bicyclists. The new bridge also features a concrete barrier, decorative railings and ornamental bridge lighting that was suggested by the community.

New York State Department of Transportation Commissioner Marie Therese Dominguez

said, "The completion of this project is a huge step forward for the Village of Hastings-on-Hudson and exemplifies the New York State Department of Transportation's commitment to work together with local communities to not just build back our aging infrastructure

but to build it back better and create modern transportation systems that are more resilient and benefit all modes of travel. This new bridge along Ravensdale Road will ensure that a key access road to the village remains open for many years to come while also providing improved access to a popular local trail system that will expand opportunities for pedestrians, hikers and bikers."

As part of the project, the State Department of Transportation also rehabilitated an abandoned bridge located just to the north of the Ravensdale
Please turn to page 20



From left, Hastings Village Trustee Morgan Fleisig, New York State Senate Majority Leader Andrea Stewart-Cousins, Westchester Deputy County Executive Ken Jenkins, New York State DOT Commissioner Marie Therese Dominguez, Town of Greenburgh Councilwoman Ellen P. Hendrickx, Town of Greenburgh Supervisor Paul J. Feiner, New York State Assemblyman Tom Abinanti, and DOT Region 8 Director Lance MacMillian.

Photo Credit/GEORGE DRAPEAU III

Inside

- Obituary.....11
- Photo Gallery..... 12-13
- Next Gen Leaders14
- Safety Watch15
- What's New & Who's News .. 18
- Financial Management 19
- Low Bids..... 22

PERMIT NO. 146
WHITE PLAINS, NY 10610
U.S. POSTAGE PAID
STANDARD
PRESORTED

Address Service Requested
629 Old White Plains Road, Tarrytown, NY 10591



ELMSFORD

VIRTUAL QUARRY™

DISPOSAL OF CLEAN ROCK, CONCRETE, ASPHALT



- Custom Blend Aggregate
- Tracking Pad Stone
- Select Granular Fill
- Analytically Clean Fill
- Recycled Sub-base
- Manufactured Sand
- Pipe Backfill Sand
- Clean Recycled 3/4



50 S. Warehouse Ln
Elmsford, NY 10523

Thalle Industries'
ROCKSTAR SERVICE
keeps your project moving™

Joe Perrone 919 201-1111

jperrone@thalleindustries.com
thalleindustries.com

United Union Of Roofers, Waterproofers And Allied Workers Local Union No. 8



For All Your Roofing
and Waterproofing Needs
Including Solar
and Green Roofing Projects

Tom Pedrick
International Vice President

- Nick Siciliano..... Business Manager
- Barry Schader.....President
- Vito ParentiVice President
- Bill Wilmer..... Recording Secretary
- Robert VenturaExecutive Board
- Danell DanielsExecutive Board
- Piotr WadolowskiExecutive Board

12-11 43rd Avenue, Long Island City, NY 11101
Phone 718-361-0145 • Fax 718-361-8330

Regeneron Pharmaceuticals Breaks Ground On \$1.8-Billion Expansion in Westchester

By JOHN JORDAN

TARRYTOWN, NY—The specter of the largest business expansion project in the history of Westchester County became official on June 22 when scores of public and private industry leaders gathered here to celebrate the ceremonial groundbreaking of Regeneron Pharmaceutical Inc.'s \$1.8-billion expansion project at its Tarrytown/Greenburgh corporate headquarters campus.

The biotechnology company has committed to create at least 1,000 new full-time, high-skill jobs in the Mid-Hudson region over the next five years.

Tarrytown serves as Regeneron's corporate and research and development headquarters, and the expansion plan now underway includes the addition of new laboratories, preclinical manufacturing and process development suites and office space. The project will encompass the design, construction and fit out of up to eight buildings, three parking garages and a central utility plant totaling approximately 900,000 square feet.

New York State's Empire State Development is supporting the project with up to \$100 million in performance-based Excelsior Jobs Program tax credits, consistent with the company's hiring goals. Regeneron considered several potential sites in the tri-state area before deciding to expand in the Mid-Hudson region. The company has stated that it is also receiving incentives from the Westchester County Industrial Development Agency and other sources totaling approximately \$172.9 million.

Regeneron Pharmaceutical's expansion plans in Westchester were detailed in paperwork filed with the Westchester County Industrial Development Agency earlier this year in connection with incentives it was seeking for its investment at the Tarrytown/Greenburgh complex.

The company has already begun construction on its Parcel D expansion project at its headquarters campus property in Greenburgh that is valued at \$480 million. The Parcel D project involves the construction of a new two-story, 207,000-square-foot building, along with a parking structure and other infrastructure.

The firm now will also move forward with its \$1.394-billion "Loop Road" project in the Town of Greenburgh involving the construction of eight new buildings, three parking garages and a central utility plant totaling approximately 724,000 square feet at 777 Old Saw Mill River Road. The development will be located on a portion of the 100 acres the company acquired for \$72 million in 2015.

The Parcel D and Loop Road projects total approximately 921,000 square feet of space

and a total investment of \$1.87 billion.

The proposed Loop Road capital investment would serve to locate and staff multiple new R&D laboratories, administrative buildings, and amenities. Regeneron, which currently employs more than 3,300 full time employees at its corporate headquarters facilities in Tarrytown, stated that the project would retain 250 jobs at its campus property in Greenburgh, Mount Pleasant and Tarrytown and add another 700 new jobs at the property.

The construction of the project will result in approximately 2,500 construction jobs. In connection with the project, a study commissioned by the Westchester County IDA estimates that the construction project would generate \$208.8 million in direct spending in



Regeneron President and Chief Executive Officer Leonard S. Schleifer, M.D., Ph.D. at the official groundbreaking of the pharmaceutical firm's massive expansion project at its corporate headquarters complex in Westchester County.

Westchester County.

Westchester County Executive George Latimer said,

"Westchester County is proud to be home to New York's largest biotech company—Regen-

eron. Regeneron is growing and shaping the future of the biopharmaceutical industry and in doing so is adding full-time and high-skill jobs. I thank Governor Kathy Hochul for her leadership and foresight in supporting the expansion with up to \$100 million in performance-based Excelsior Jobs Program tax credits. We all look forward to seeing what Regeneron will do next."

Town of Greenburgh Supervisor Paul Feiner said, "The expansion of Regeneron's campus is the most significant economic development project in the Town of Greenburgh's history. Additionally, Regeneron is making significant breakthroughs and advancements in the field of life science and improving the lives of New Yorkers in the process."

Please turn to page 21

BUILDING OUR FUTURE

The ELEC825 brings together a cavalcade of professionals from the union and construction industry, policy wonks, business experts, strategic communicators and grassroots community activists to deliver for members and contractors.



[f](#) [t](#) @ELEC825
www.ELEC825.org

ELEC825 is the labor management fund of Operating Engineers Local 825

COMMENTARY

Gov. Hochul Must Reject Workers' Comp Changes; Measure Will Disincentivize Workers, Drive Up Costs

By KEN FUIRST and JASON SCHICIANO

Workers' Compensation Bill A1118/S768, which passed both houses in Albany last month, is a one-two punch in the face of insurance reform in New York State. It would drive up the costs of insurance and it fails to address some of the key shortcomings the New York insurance market still faces.

We urge Gov. Kathy Hochul not to sign the measure as is, and to call for changes that address the matter of temporary total disability that this legislation was intended to do in a more practical and cost-effective way.

One of the key goals of the Workers' Compensation system is to help an injured worker re-



turn to work. For example, if a warehouse worker has injured a shoulder, and can no longer lift heavy objects, then a different suitable job should be found for them like lifting smaller boxes or operating the forklift or an office job. If a secretary develops Carpal Tunnel and can no longer type, maybe they can answer phone calls. Or what

if a salesperson gets hurt and can no longer drive to appointments, can they get an inside sales job?

Under the current Workers' Compensation system, an injured employee who can't return to his/her pre-injury employment must seek new work within his/her medical restrictions. That worker will be

paid wage replacement benefits so that if the new role has a lower salary, the WC insurance company makes up some of the difference.

The new bill on the governor's desk eliminates that requirement to seek work. WC Bill S768 will now place an injured worker on Total Disability if they cannot perform the exact responsibilities they were doing prior to the injury. So in the examples we just listed, those employees will now collect full WC benefits, possibly for the rest of their lives, just because they cannot do exactly what they used to do. Put another way, someone with a 5% degree of disability will now be allowed to collect 100% of the benefits.

PROBLEM 1

Total Disability pays the Employee more than Partial Disability, so this law will drive up insurance premiums.

Examples

Temporary Injury: An injured worker breaks an arm and is assessed a 20% Scheduled Loss of Use of that arm. Assume it met the maximum \$1,125 a week cap (66% of current earnings). Assume also that this type of injury under current Workers' Comp benefits provides 52 weeks of disability with the first half defined as Temporary Total Disability while at home healing, and then the second half is Temporary Partial Disability when returning for light work. Based on the current rules, they would be eligible for 62.4 weeks and collect \$70,228. But if this claim instead was classified as Total Disability, they would be eligible for an additional 20 weeks of compensation, or an extra \$22,509—a 32% increase.

Permanent Injury: A 54-year-old claimant with a life expectancy of 28.4 years gets classified with a 50% Scheduled Loss of Use for a Permanent Partial Disability. This person would be entitled to 50% of their Temporary Total Disability rate for 300 weeks, totaling \$168,819. But now that this will not be a Partial Disability, this will be a Total Disability, which could qualify for lifetime benefit that

would be \$1,662,079—10 times the cost.

PROBLEM 2

Total Disability Payments are paid 100% by the insurance company thereby driving up rates!

Example

In the current system, if the employee is classified Partially Disabled at 96% or higher and

The new bill on the governor's desk will now place an injured worker on Total Disability if he or she cannot perform the exact responsibilities that person was doing prior to the injury.

comes back to work and only lifts light boxes, he is kept whole for 10 years. His employer pays his salary and the insurance company makes up two-thirds of the difference for the lower wage. But if the employee presents medical evidence that he can't lift heavy boxes he qualifies for Total Disability. The employee will no longer be working, but he still is paid through WC, even though he is at home watching TV. And now his total compensation is paid for by the insurance company.

PROBLEM 3

Lawyers will now be involved to prove that the injured worker is not able to do exactly what they were doing beforehand, driving up rates!

Background: Workers' Compensation insurance was created in the early 1900s to help injured employees get the medical care they needed and collect some portion of lost wages while they recover. Prior to the creation of WC, the employee would have to sue their employer for creating an unsafe environment. The employer would counter sue the employee for being careless and causing their own injury. The only one that would benefit would be the attorneys. WC was an efficient means to help the employee while keeping costs down, without the need for assigning blame.

In 2007, then-Gov. Eliot Spitzer passed significant WC Reform Legislation. Prior to 1997, the Workers' Comp benefit available to the injured employee was two-thirds of their average weekly wage up to a maximum of \$400 per week. Obviously, that was not enough money for someone in NY to live on. So it was changed to 66% of their weekly earnings, and the maximum was tied to the NY average weekly wage. In 2022, an injured employee can collect 66% of his prior weekly wages to a max of \$1,125 a week.

This was very helpful to the employee and labor was strongly in favor of this. But to keep WC costs from escalating, the bill put a cap on the most expensive aspect of WC benefits. It capped the benefits for someone that was Permanently Partially disabled to 10 years. Labor believed this was a fair compromise.

Costs will increase with this new law because of litigation in most cases. Currently there are set medical guidelines determining payouts. Now the person's specific job duties within his particular company will be used to determine whether it is Total or Partial disabled.

Example

The warehouse worker has an injured shoulder and can no longer reach the top shelf to place boxes. Current WC laws have set benefits based on the exact medical situation. A dislocated shoulder pays one amount while a sprained shoulder pays another. It is clearly defined, but now the injured worker will hire a lawyer to state he cannot do exactly what he used to do. The Workers' Compensation Board will now have to evaluate every employment situation. Was he in a warehouse that stored heavy objects or pillows? How many shelves can he not reach? This will add significant costs to the system.

The 2007 Workers' Comp reform has done a great job in balancing out giving injured workers higher compensation while controlling the employer's insurance costs. If injured employees are no longer incentivized to accept a different role and can collect more benefits as a result, the whole cost structure of the Workers' Comp system will be upended.

About the authors: Ken Furst and Jason Schiciano are CoPresidents of Levitt-Furst Insurance, headquartered in Tarrytown, NY. To contact, call 914-457-4200 or visit www.levitt-furst.com.

Construction NEWS

Vol. 38 No. 7
JULY 2022

PUBLISHER
Ross J. Pepe

ASSOCIATE PUBLISHER
John T. Cooney, Jr.

EXECUTIVE EDITOR
George Drapeau III

MANAGING EDITOR
John Jordan

ASSOCIATE EDITOR
Sheila Smith Drapeau

ADVERTISING MANAGER
Sharon Regan Masciovecchio

BUSINESS/OFFICE MANAGER
Karen Zedda

ADVERTISING SALES OFFICE
629 Old White Plains Road
Tarrytown, NY 10591
(914) 631-6070

TYPOGRAPHY/DESIGN/PRINTING
Westmore News, Inc.

**Construction Industry Council
of Westchester & Hudson Valley, Inc.**
Chairman: George Pacchiana
President: Ross J. Pepe

CONSTRUCTION NEWS is the official publication of the Construction Industry Council of Westchester & Hudson Valley, Inc., 629 Old White Plains Road, Tarrytown, NY 10591. Opinions contained in the articles herein do not necessarily reflect the opinions of the Council.

Subscriptions: \$12 a year included in membership dues; \$22 for two years; \$1.50 for a single copy; bulk rates on request, \$12 per year for non-members. CONSTRUCTION NEWS cannot be responsible for unsolicited manuscripts, nor can it undertake to return manuscripts or pictures unless accompanied by self-addressed, stamped envelopes. All rights reserved.

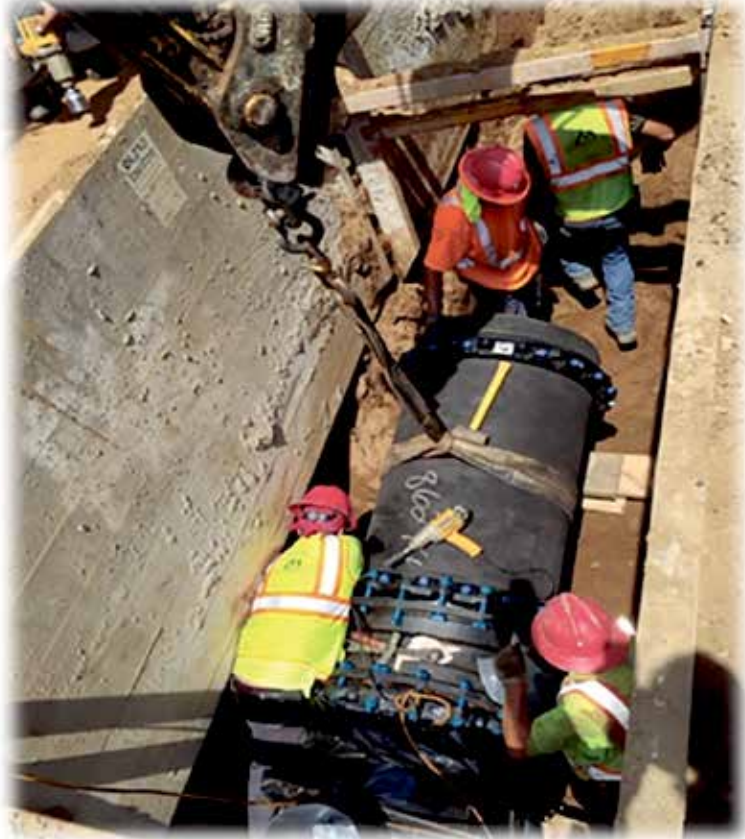
Please make checks out to the Construction Industry Council.

Advertising rates: Available upon request.

Please send address changes to the Construction Industry Council of Westchester & Hudson Valley, Inc., 629 Old White Plains Road, Tarrytown, NY 10591.

BUSINESS & EDITORIAL OFFICE
Construction Industry Council
of Westchester & Hudson Valley, Inc.
629 Old White Plains Road, Tarrytown, NY 10591
(914) 631-6070 • FAX # (914) 631-5172
www.cicbca.org
e-mail - info@cicnys.org

Laborers' International Union of North America, Local 60



- Anthony Ascencao.....Business Manager
- Frank Bisignano.....President / Training Director
- Vincente Mendoza..... Vice President
- Michael MoreiraSecretary Treasurer / Field Representative
- Jacinto FragosoRecording Secretary / Field Representative
- Andrew Ferraro.... Executive Board Member / Training Instructor
- Carlos Gonzalez..... Executive Board Member

140 Broadway, Hawthorne, NY 10532
 914-769-0300 • www.liunalocal60.com

Attorney's Column

Court Permits Petition To Extend Lien on Last Day

By THOMAS H. WELBY, P.E., ESQ and GREGORY J. SPAUN, ESQ.

It is generally known throughout the construction industry that a mechanic's lien, once filed, is good for one year from the date of its filing. Under many circumstances, a lien extension cannot be obtained by a simple filing, and must be obtained by court order (which requires the commencement of a special proceeding). Because of the wording of the statute, most contractors (and construction lawyers) often



Because of the vagaries of court calendars, some extensions are granted well before the expiration of the lien, effectively reducing the overall time available for the lien to

proceeding was only commenced the day before the lien expired, and the order was not entered until well after that expiration.

Background

In July of 2020, ABS Construction, Inc. performed some bathroom and kitchen renovation work in the home

of Drew and Frances Pardus in Manhattan. ABS alleged that it was not fully paid, and was still owed \$18,502 for its work; on Feb. 5, 2021, ABS filed a mechanic's lien against the

The pragmatic effect of ABS Construction is that lienors and their attorneys will have more flexibility in timing their applications to extend their liens so that they get the full period of time envisioned in the Lien Law—without having to make any sacrifice to the uncertainties of a court's docket.

bring the proceeding well before the one-year anniversary so as to be sure that the order is entered before the lien expires.

be active. In the recent case of *ABS Construction v Pardus*, a trial court granted the extension where the special

Pardus' home in that amount.

Because the lien was filed against a single-family home, it could not be extended

In the recent case of ABS Construction v Pardus, a trial court granted the extension where the special proceeding was only commenced the day before the lien expired, and the order was not entered until well after that expiration.

through the filing of a simple extension. Rather, the Lien Law requires that the lienor obtain a court order continuing such lien. On Feb. 4, 2022, the day before the lien expired, ABS commenced a special proceeding to extend the lien for a period of one year. Because the court order would not be obtained the next day, ABS also requested that the court extend the lien retroactively, so as to cover any period between the natural expiration of the lien and the entry of the court's order.

In its petition in support of the extension, ABS alleged that it had not extended or foreclosed its lien because it was attempting to resolve the matter without incurring the costs associated with either a foreclosure or a special proceeding to extend the lien.

The Parduses opposed the application to extend the lien, arguing that ABS was required to show good cause for failing to obtain the order of extension within one year of the filing of the original lien, and that it failed to do so.

Decision

The court granted ABS's application and extended the lien. In doing so, the court held that "There is no dispute that this proceeding was commenced before the subject lien expired. It is of no moment that this application was not made returnable before that date. Therefore, the court has the power to extend petitioner's lien nunc pro tunc. Contrary to respondents' contention, petitioner does not need to demonstrate good cause when the proceeding was otherwise timely brought."

Comment

As mentioned above, general conservative practice has been that where a court order extending a lien is necessary, counsel would bring the proceeding well in advance of the expiration of the lien so as to ensure that the order extending the lien was obtained within the one year. The net effect of this practice has permitted courts with less-crowded dockets to effectively reduce the overall

period available to lienors. For instance, if counsel brought the proceeding eight months after the filing of the lien, and the court entered the order two months thereafter, the new expiration date of the lien is two months before its anniversary date. This reduction gets magnified in following years since following extensions of lien also need to be obtained by court order (which would likely be accomplished on a similar schedule).

The pragmatic effect of ABS Construction is that lienors and their attorneys will have more flexibility in timing their applications to extend their liens so that they get the full period of time envisioned in the Lien Law—without having to make any sacrifice to the uncertainties of a court's docket. While it would enhance the certainty of this proposition of law if this ruling were from an appellate court and not a trial-level court, the relatively low value of the lien in ABS may deprive us of that appellate decision here. However, it will likely not be very long before we do have that appellate-level holding on the issue.

In the meantime, lienors would be cautioned to consult with experienced construction counsel about how to renew their liens to be sure that they are effectively extended, and not relying on another trial-level judge determining that a demonstration of good cause is actually necessary. Or, stated more simply, don't press your luck with statutory deadlines.

About the author: Thomas H. Welby, an attorney and licensed professional engineer, is General Counsel to the Construction Industry Council of Westchester and the Hudson Valley, and is the Founder of, and Senior Counsel to the law firm of Welby, Brady & Greenblatt, LLP, with offices located throughout the Tri-State/Greater Metropolitan Region. Gregory J. Spaun, General Counsel to the Queens and Bronx Building Association, and an attorney and a partner with the firm, co-authors this series with Mr. Welby.



Asset Management L.P.

Michael J. Paton
mpaton@tocqueville.com

212-698-0812

40 West 57th Street, 19th Floor
New York, New York 10019

International Union of Operating Engineers Local 137



**JEFF LOUGHLIN
WAYNE HELLER
JAMES SASSO
JOHN MCGILL
JOE SCHNEIDER
DANIEL FENYO
MICHAEL MILLER**

**BUSINESS MANAGER
PRESIDENT
VICE PRESIDENT/BUS. AGENT
RECORDING CORR. SECRETARY
TREASURER
FINANCIAL SECRETARY
BUSINESS AGENT**

Executive Board

**John Belardi – Ronald Burgess – Rocco Miceli – Michael Miller
David Ryan - Rocco Sanseverino**

1360 Pleasantville Road Briarcliff Manor, NY 10510 (914)762-0600

Pattern Study Tracks NYC Exodus to Hudson Valley

By JOHN JORDAN

NEWBURGH, NY—A recently released study by regional research group Pattern for Progress found that media reports of a significant exodus of New York City residents to the Hudson Valley were indeed accurate.

The Pattern for Progress study released on July 8 found that during 2021—the first year of the COVID-19 pandemic—the Hudson Valley enjoyed a net gain of 33,394 residents from the five boroughs of New York City. Westchester County netted a net gain of New York City residents of more than 15,000 last year.

“Our analysis of migration during the beginning of the coronavirus pandemic puts real data behind the fact that more people moved into the Hudson Valley in 2020,” Pattern CEO Adam Bosch said.

“The county-by-county data outlined in our report are only part of the story, but they mark an important reversal in a trend that saw our region

Top population gains from New York City to the Hudson Valley were Westchester County at 15,405, Dutchess County at 4,955, followed by Orange County at 4,064.

losing several thousand residents to migration every year for more than a decade.”

He continued, “Government, business, academic and nonprofit leaders across the region should try to understand the factors that will convince our new neighbors to stay in the Hudson Valley,

and develop strategies that will help the region attract and retain more families in the years ahead.”

The report, “Moving In, Moving Out,” examined a new set of migration data released late this spring by the Internal Revenue Service. The data utilized information from tax returns to track domestic and international migration into the United States. Pattern officials stated that the IRS migration data are considered among the most accurate information for

tracking the movement of people throughout the United States. The latest set of data tracks migration by analyzing address changes between tax returns in 2019 and 2020. It includes some returns that were processed through mid-July 2021 because of delays caused by the pandemic.

Pattern examined data from the nine-county region that includes Columbia, Dutchess, Greene, Orange, Putnam, Rockland, Sullivan, Ulster and Westchester counties.

The following are key takeaways from the analysis:

The nine-county region gained 105,716 people and lost 105,087 because of migration in 2019-2020, for a net gain of 629 people. That is not many, but the small increase is a noteworthy reversal of huge population losses across the Hudson Valley in preceding years. From 2016-2019, the region lost about 5,000 residents during each reporting period. It lost a whopping 7,255 people during the 2015-2016 period alone.

The data confirms that thousands of people moved out of New York City and into the Hudson Valley during the first months of the pandemic. A total of 48,642 people from the five boroughs of New York City moved into the Hudson Valley, and 15,248 moved out of the region and into the city, for a net gain of 33,394 people in the Hudson Valley.

The data show a north-south divide across the region. Counties in the lower Hudson Valley (Westchester, Rockland, Orange) lost population due to migration, while counties to the north showed net gains in population.

Conclusions are hard to draw because these data include migration before and during the pandemic, but the divide could indicate a movement away from densely populated areas into smaller cities, villages, and rural towns, the report stated. This trend was well documented in real estate data that showed people leaving high-population areas because they feared that density put them at a greater risk of contracting the novel coronavirus.

Please turn to page 21

Hudson Valley / NYC Migration			
County	Inflow from NYC	Outflow to NYC	Net total
Columbia	1,091	134	957
Dutchess	5,906	951	4,955
Greene	566	127	439
Orange	5,849	1,785	4,064
Putnam	1,372	394	978
Rockland	4,751	1,312	3,439
Sullivan	1,665	461	1,204
Ulster	2,421	468	1,953
Westchester	25,021	9,616	15,405

Source: Internal Revenue Service



Protecting Your Priorities® since 1969

Levitt-Furst has grown to become one of the largest independent insurance agencies in the tri-state region specializing in the construction and real estate industries. We understand the unique insurance-related service expectations of these industries.

Our 75-person staff includes a special team of skilled professionals dedicated to being the one-stop shop for all your insurance and bonding needs. We established and continue to manage Safety Group 458, a Workers Compensation safety group that can save your company up to 45% on Workers Comp premiums.

To learn more about how Levitt-Furst can help meet your insurance needs, please call 914-457-4200 or email info@levittfurst.com.

Group Discounts: Up to 45% off Workers Comp Insurance premiums

Complete Insurance & Bonding Solutions: Liability, property, auto, equipment, workers comp and bonding

The “Independent Agent” Difference: Our client relationships span generations

Insurance Certificates: Fast and accurate delivery and 24/7 access to get you on the job ASAP

Boutique Insurance Services: Customized insurance and bonding programs to fit your company's unique needs

SAFETY GROUP
ENDORSED BY



BI|BRI The Builders Institute
The Building & Realty Institute
of Westchester & the Mid-Hudson Region

levittfurst.com
914-457-4200

Laborers Local 235



**Skilled Laborers
Quality Workmanship
Safety & Dependability**

Dario Boccarossa
Business Manager/Secretary Treasurer

914-592-3020

Regional Bid Alert

Sponsored by

WTR

WESTCHESTER
TOOL RENTALS

wtrrentals.com • 914-592-2016

NYS DOT - Region 8

Bid Letting Date: Aug. 4, 2022

New York State Department of Transportation
Contract Management
50 Wolf Road, 1st Floor, Suite 1CM
Albany, NY 12232

Contract# D264843
PIN# 881428
F.A. Proj.# Y001-8814-283

Project Description: Westchester Co., repair/replace catch basins: Towns of Mount Pleasant, New Castle, Yorktown and North Castle, Village of Briarcliff Manor

Bid Deposit: 5% of Bid (~ \$75,000.00)

Goals: DBE: 2.00%

Bid Letting Date: Aug. 4, 2022

New York State Department of Transportation
Contract Management
50 Wolf Road, 1st Floor, Suite 1CM
Albany, NY 12232

Contract# D264850
PIN# 881385

Project Description: Columbia, Dutchess, Orange, Putnam, Rockland, Ulster, Westchester Cos., structures, where & when, various locations.

Bid Deposit: 5% of Bid (~ \$200,000.00)

Goals: MBE: 5.00%, WBE: 10.00%, SDVOB: 0.00%

Bid Letting Date: Aug. 18, 2022

New York State Department of Transportation
Contract Management
50 Wolf Road, 1st Floor, Suite 1CM
Albany, NY 12232

Contract# D264810
PIN# 872972
F.A. Proj.# Y001-8729-723

Project Description: Westchester Co., bridge rehabilitation project: I-287 over MNRR and I-287 over Midland Avenue, City of Rye.

Bid Deposit: 5% of Bid (~ \$750,000.00)

Goals: DBE: 9.00%

NYS DOT - Region 9

Bid Letting Date: Aug. 4, 2022

New York State Department of Transportation
Contract Management
50 Wolf Road, 1st Floor, Suite 1CM
Albany, NY 12232

Contract# D264837
PIN# 903829
F.A. Proj.# Y240-9038-293

Project Description: Tioga Co., pavement resurfacing: six miles along NYS Route 434, Town of Owego.

Bid Deposit: 5% of Bid (~ \$200,000.00)

Goals: DBE: 8.00%

New York State Thruway Authority

Bid Letting Date: Aug. 10, 2022

Contract: TANE 22-22B/D214321

Project Description: Replacement of the North Avenue Bridge over I-95, New England Thruway at Milepost NE 5.76 in Westchester County in accordance with the Plans and Specifications.

Goals: MBE - 8% WBE - 8% SDVOB - 3%

Bid Deposit: \$1,500,000.00

Westchester County DPW

Bid Due Date: July 27, 2022

Contract: 17-534 (\$100.)

Title: Water Storage Tank Rehabilitation, County Water District No. 3, Town of Mount Pleasant, NY

Project Description: The work under this contract consists of providing all labor, material, and equipment required for rehabilitation of the existing 1.5-MG hydropillar elevated water tower for County Water District No. 3 in the Town of Mount Pleasant. Improvements shall include, but are not limited to, removal and application of interior and exterior water tower coating systems, miscellaneous upgrades to meet code requirements (i.e., handrail, 30-inch access hatch, etc.), new tank mixer, a new instrument enclosure in the pedestal of the water tower, vault piping and valve replacements, electrical upgrades including lighting arrestor protection, and tower access road improvements.

Bid Estimate Range: \$5.7 million to \$6.3 million.

Mandatory Pre-Bid Inspection: held June 28, 2022. MANDATORY attendance was required. Bids will be rejected from Contractors not in attendance at this meeting, or those who failed to sign the attendance sheet.

Contact: John Coelho, 914-995-5144.

New York State Dormitory Authority

Bid Due Date: Aug. 18, 2022

Title: City University of New York, Herbert H. Lehman College, Apex Sports Complex Entry Plaza and CMU Artwork Restoration and HAZMAT Abatement

Contract: CR8 General Construction

Project# 3490709999

Sealed bids for the above work located at Lehman College, 250 Bedford Park Blvd. West, Bronx, New York 10468 will be received by DASNY at its office located at 515 Broadway, Albany, NY 12207. Each bid must be identified, on the outside of the envelope, with the name and address of the bidder and designated a bid for the Project titled above. When a sealed bid is placed inside another delivery jacket, the bid delivery jacket must be clearly marked on the outside "BID ENCLOSED" and "ATTENTION: CONSTRUCTION CONTRACTS - DOMINICK DONADIO." DASNY will not be responsible for receipt of bids which do not comply with these instructions.

All individuals who plan to attend pre-bid meetings or bid openings in person will be required to complete and present a DASNY Visitor Covid-19 Screening Questionnaire, present government-issued picture identification and proof of vaccination to building security officials and obtain a visitors pass prior to attending the bid opening. The questionnaire and all instructions are located after Section 19.0 of the Information for Bidders.

Individuals and entities submitting bids in person or by private delivery services should allow sufficient time for processing through building security to assure that bids are received prior to the deadline for submitting bids.

All bid openings will be made available for viewing live via Zoom at www.zoom.us. To enter the meeting, select "Join a Meeting" then enter Meeting Id 353 471 6521, Password 351895. Individuals are strongly encouraged to utilize this public viewing option as an alternative to in person attendance at bid openings.

Only those bids in the hands of DASNY, available to be read at 2:00 PM local time on August 18, 2022, will be considered. Bids shall be publicly opened and read aloud. Bid results can be viewed at DASNY's website; <http://www.dasny.org>.

In accordance with State Finance Law § 139-j and § 139-k, this solicitation includes and imposes certain restrictions on communications between DASNY personnel and a prospective bidder during the procurement process. Designated staff for this solicitation is: Christopher Wuest, Sr. Project Manager, 250 Bedford Park Boulevard West, T3 Building Room 124, Bronx, New York 10468, 347-590-9041, cwuest@dasny.org (the Owner's Representative) and DASNY at contracts@dasny.org. Contacts made to other DASNY personnel regarding this procurement may disqualify the prospective bidder and affect future procurements with governmental entities in the State of New York. For more information pursuant to this law, refer to DASNY's website; <http://www.dasny.org> or the OGS website; <http://www.ogs.state.ny.us>.

A Pre-Bid Meeting will be held on Wednesday, July 20, 2022, at 10:00 AM at Lehman College, 250 Bedford Park Boulevard West, Gate 5 Security Office, Bronx, New York 10468. Contact Chris Wuest at 347-590-9041. All prospective bidders are strongly encouraged to attend.

Prospective bidders are advised that the Contract Documents for this Project contain new "GENERAL CONDITIONS for CONSTRUCTION" dated June 17, 2021, that contain significant revisions from those documents previously contained in DASNY's Contract Documents. Prospective bidders are further advised to review applicable sections of these General Conditions for any potential impact on their bid price prior to submittal of the bid.

A complete set of Contract Documents may be viewed and/or purchased online from Camelot Print and Copy Centers. Only those Contract Documents obtained in this manner will enable a prospective bidder to be identified as an official plan holder of record. DASNY takes no responsibility for the completeness of Contract Documents obtained from other sources. Contract Documents obtained from other sources may not be accurate or may not contain addenda that may have been issued. In addition, prospective bidders are advised that the Contract Documents for this Project contain new "GENERAL CONDITIONS for CONSTRUCTION" dated June 17, 2021 that contain significant revisions from those documents previously contained in DASNY's Contract Documents. Prospective bidders are further advised to review applicable sections of these General Conditions for any potential impact on their bid price prior to submittal of the bid. The plan holders list and a list of interested subcontractors and material suppliers may be viewed at DASNY's website: <http://www.dasny.org>. For Bid Opportunities and other DASNY related news, follow us on Twitter @NYS_DASNY and Facebook <https://www.facebook.com/pages/DASNY-Dormitory-Authority-of-the-State-of-New-York/307274192739368>.

Agency contact information may change without notice. Please check with the appropriate contracting agency for the most up-to-date contact information.

CONTRACTOR EQUIPMENT & SUPPLY

WTR

WESTCHESTER
TOOL RENTALS

wtrrentals.com • 914-592-2016

11 Vreeland Ave., Elmsford, NY 10523

1075 Washington Street, Peekskill NY 10566 | 914-739-9000



OBITUARY

Edward Sheldon Plotkin

Noted Contractor, P.E., Commissioner

The New York City/Hudson Valley construction industry recently lost an icon—Edward Sheldon “Ed” Plotkin—who worked since the late 1950s as a contractor, professional engineer and government official, including as Commissioner of Public Works for Westchester County.

Mr. Plotkin died on April 21, 2022 in Silver Spring, MD. He was 89.

Born in the Bronx on Oct. 11, 1932 to his parents Samuel and Anna, he lived most of his adult life in Dobbs Ferry, NY. He was married to Frances Plotkin for the last 30 years, after his first wife and mother of his children, Pearlene Plotkin, died.

Mr. Plotkin worked in many facets of heavy construction and tunneling. He was vice president of the tunneling firm Maclean Grove, where he was project manager for the 63rd Street Cross-town Subway section near Central Park in New York City; two cavern stations on the Washington, D.C. Metro; a station cavern on the Boston subway; and completion of a section of the 13 miles of the New York City Department of Environmental Protection City Water Tunnel No. 3 between the Yonkers reservoir and the Queens connecting shaft passing under three New York City boroughs and two rivers.

He received many honors. Among them, the Construction Engineer of the Year in 1986; the Engineer of the Year Award in 1991 by the NSPE Westchester Section; and the Engineer of the Year Award by the Municipal Engineers of the City of New York in 1998. The Underground Construction Association of the Society of Mining Engineers awarded him the 2010 Lifetime Achievement Award. CCNY awarded Mr. Plotkin the Alumni Association Service Award.

“It was my pleasure to serve under Commissioner Plotkin from 1990 to 1994,” said Hugh J. Greechan, Jr., P.E., Commissioner of Public Works and Transportation for Westchester County. “He was always a consummate gentleman, very knowledgeable, and well known throughout the construction industry. I still rely on what he shared with me to this day.”

As a designer, he was Assistant Director with engineering consultant firm DeLeuw Cather (now Parsons Transportation) for the 1970s plans for the Second Avenue Subway, and was later a consultant with the design team for the present Second Avenue Subway project. He served as Co-Chair, NYSSPE Task Force, Tappan Zee Bridge replacement study, from 2002 to 2012.

Mr. Plotkin obtained his Bachelor of Civil Engineering in 1953 from CCNY. After serving in the US Army from 1954 to 1956 he earned his Master

of Civil Engineering in 1958 from CCNY, an M.B.A. in Engineering Management from the CUNY Baruch School of Busi-

ness in 1966. He was awarded an Honorary Doctor of Science in 2019 from CCNY for his engineering contributions to the City of New York.

“He was always a consummate gentleman, very knowledgeable, and well known throughout the construction industry. I still rely on what he shared with me to this day.”

—Hugh J. Greechan, Jr., P.E. Commissioner of Public Works and Transportation, Westchester County.

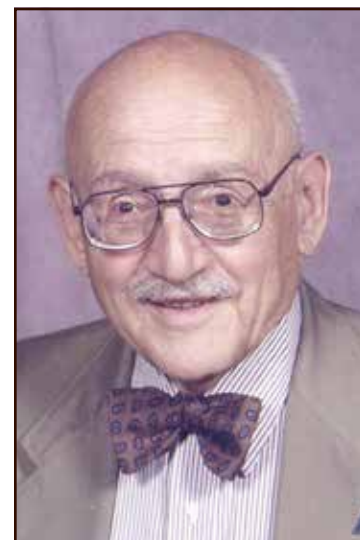
ness in 1966. He was awarded an Honorary Doctor of Science in 2019 from CCNY for his engineering contributions to the City of New York.

He was devoted to public service throughout his life. He served as Westchester County’s

Commissioner of Public Works for four years in the 1990s and was the chair of the Planning Board in Dobbs Ferry for 50 years, actively reviewing, planning, and approving land development and conservation projects. Even in retirement, Mr. Plotkin was active, consulting on constructability issues, peer review, mediation and dispute board reviews.

He was a registered P.E. in New York, New Jersey, Connecticut, Washington, D.C., and Massachusetts. He was a member of many professional organizations, including: the Municipal Engineers of the City of New York and the New York State Society of Professional Engineers (Westchester-Putnam Chapter), both of which he served as president; the American Society of Civil Engineers (ASCE), of which he was a Fellow (he served as a Director of the Metropolitan Section and Chair of the Geotechnical Group); Director in the Westchester Municipal Planning Federation as well as a member and past Trustee of The Moles, a heavy construction organization.

In academia, Mr. Plotkin, was an adjunct professor of

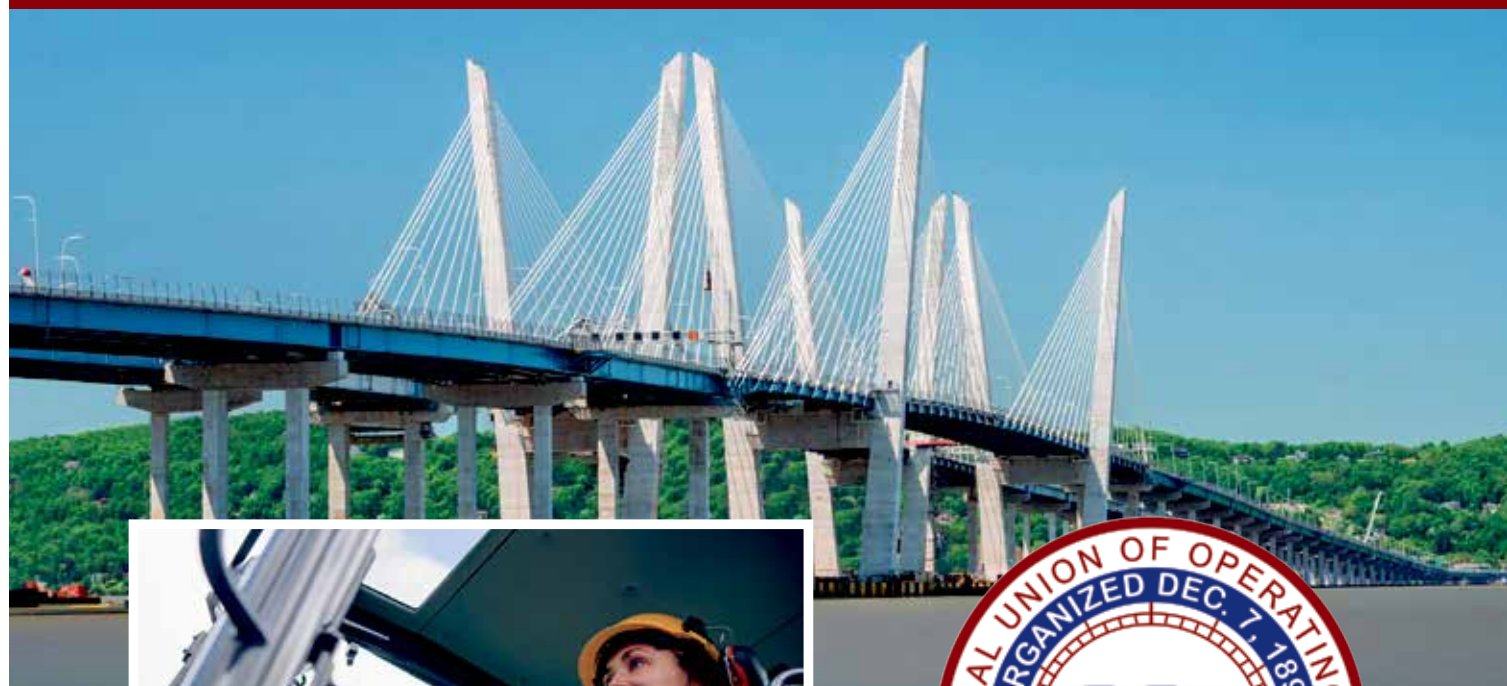


physics at Manhattan College, environmental science at Mercy College, and he lectured on public works and urban construction at Pace University, NYU Real Estate School and University of Detroit. He is a past president of the CCNY Engineering School Alumni Board.

He took great pride and pleasure teaching environmental science college courses to incur-

Please turn to page 20

Infrastructure, now and the future



- Safe roads, bridges, trains and tunnels
- Healthy water and sewer systems
- Modern energy, including solar, wind and natural gas

BETTER BUILDING BEGINS HERE

WWW.IUOE825.ORG

GREG LALEVEE

IUOE General Vice President
Business Manager, Local 825

Roads, bridges keep us moving



Fairway Testing foursome, from left, Tyler Crill, Kevin Crill, Tim Crill and Matt Herman.



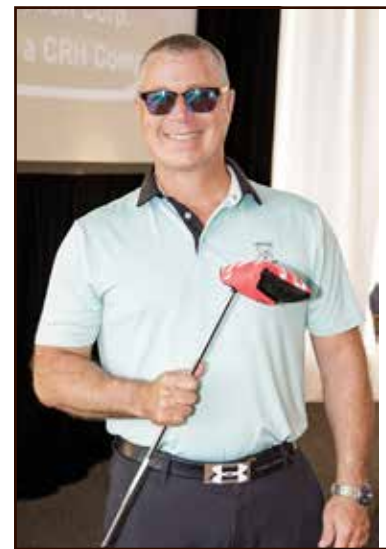
CIC Chairman George Pacchiana with state Assemblymembers Sandy Galef and Tom Abinanti.



Hottest Putter: Jason Schiciano bested the field of 43 qualifiers and eight finalists to win the Putting Competition.



From left, Nick Rienzi of Westchester County with aviation execs April Gasparri and Peter Sherrer of AVPORTS.



Dean DiNatale



Construction NEWS PHOTO GALLERY



CIC Golf Classic Returns to Sleepy Hollow

Monday, July 11 – Scarborough, NY

More than 400 leaders of the contracting community, industry suppliers, service professionals and organized labor attended the CIC Golf Classic at Sleepy Hollow Country Club.

SCARBOROUGH, NY—More than 200 golfers tested their skills on the legendary Sleepy Hollow Country Club course, the longtime home of CIC's Annual Golf Classic on Mon., July 11 here in Westchester.

The 43rd anniversary gathering, staged in morning and afternoon shotgun formats, is always the highlight of the construction industry's summer season in the lower Hudson Valley. This year's event was again a celebration of camaraderie—with more than 400 leaders from the contracting community, material and equipment suppliers and organized labor were joined by government and public works officials for the evening's reception and dinner festivities.

While light on speeches, the golf dinner was long on raffle prizes and awards that recognized golf talent in an individual (play-your-own-ball) format.

The Low Gross winner in the Men's morning shotgun was Tyler Crill who fired a 77. Morning Low Net winners were Andy Lipman with a score of 71 followed by Dean DiNatale at 72.

Afternoon Low Gross co-winners were Brendan McLaughlin and Thomas Nillson with scores of 76. Afternoon Low Gross Net winners were Brian Tarkin with a 69 followed by Kevin McGovern at 70.

Individual prizes for the men's afternoon Longest Drive was John Hunter, with Danielle Montesano besting the Ladies. The afternoon men's Closest to the Pin award went to Tom Quinn.

In the final contest of the day, the combined Putting Competition of the two shotgun flights was won by Jason Schiciano. Jason earned his way to the finals with a qualifying 12-foot putt in the morning, followed by two 25-foot putts in a row later in the day. His putter was smokin!

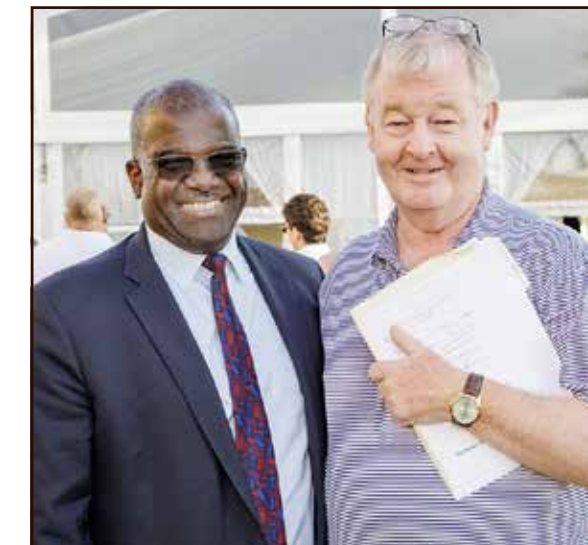
Special thanks for supervising and managing the Putting Competition are extended to volunteers Gil Torres of CapitalPlus Funding Solutions and Bob Dolan of Tanna, a construction technology platform.

For information on upcoming CIC events, visit www.cicbca.org.

Photo Credits/ED CODY



Heavy Construction Laborers Local 60 foursome from left, Carlos Ascencao, Artie Gaddist, Anthony Foto and Carlos Burges.



From left, Westchester Deputy County Executive Ken Jenkins and CIC's John Cooney, Jr.



From left, CIC board members Bill Mascetta of Transit Construction Corp. and Dominick Montesano of Montesano Brothers, Inc.



From left, Nick Rienzi with Frank Sherding, Dick Davidson and Al Alvarez of PCI Industries.



From left, Laborers Local 60 Business Manager Anthony Ascencao and NYS Assemblyman Chris Burdick.





Next Gen Leaders



Profiles of the Industry's New Generation



Juliet DeNapoli

AGE
20

ACHIEVEMENT AND YEAR
CIC Louis G. Nappi Scholarship 2019

CURRENT EMPLOYMENT
Intern at Mott McDonald

ON THE CHOICE OF PROFESSION

I always knew I wanted to help people and create meaningful change around me. The engineering path gives me the opportunity to positively affect the world around me while utilizing the problem solving skills I've learned in my math and physics classes.

BIGGEST CHALLENGES TO JOB

The engineering field can be sort of competitive, and it can make the learning process pretty unbearable. The biggest challenges I face are in the classroom. As important as it is to be a student, it is even more valuable to be a human who can relate and empathize with others. I'm actually grateful for all the failures I've gone through in my studies; they've allowed for more vulnerability when talking with others, which creates a better learning environment overall.

SURPRISES UPON ENTERING THE FIELD

There is a lot of uncertainty but that's okay because you think critically to solve it. Sometimes when I start work or a project, I wonder how I'll ever learn and understand as much as the people around me, but then I realize they started in the same exact position as me at some point.

INSPIRATION

My mom is definitely a huge inspiration to me. As much as I can argue with her, like every daughter does, I'll always look up to her and wonder how she achieved all that she did.

QUOTE

"Comparison is the thief of joy."

WORDS OF WISDOM

Don't overthink it. I look back at all the things I was so worried over and it all managed to work out, even when I felt like I was doing everything wrong.

GREATEST ACCOMPLISHMENT

I made a video game for my embedded systems class called "Duck, Duck, Go!" where we used an NXP microprocessor to create a game that worked like "Temple Run." I was pretty proud of it.

FUTURE

In the next five years after I graduate I want to spend some time on things outside of my career. I've been working really hard at my studies for a really long time, and I have some hobbies and interests that have been somewhat neglected as a result. I think I've grown a lot throughout my time in college, but I hope to grow even more when I'm not experiencing as much academic pressure.

OUTSIDE INTERESTS

I really enjoy snowboarding, and I've been trying to get into watercolor painting because of my grandma, Mammoo, who took it up as a hobby during quarantine. As I'm getting older I've also been trying to cook and bake more, but I still have a lot of room for improvement in that area.

RELATIONSHIP TO CIC

My father is a member of the construction industry.

Researcher and Writer—Alan Kennedy

The Louis G. Nappi Labor-Management Scholarship Program was named in honor of CIC Chairman Emeritus Louis G. Nappi.

Since the inception of the Louis G. Nappi Construction Labor-Management Scholarship Fund in 2009, more than \$700,000 has been awarded to 73 students sharing in a total of 170 grants over the years. This financial support has made possible tuition aid to attend some 50 colleges and universities throughout the United States.

"By awarding these scholarships, it is our vision—with labor and management united—to encourage the brightest students to consider and pursue careers in construction and engineering."
—Louis G. Nappi, 1920 - 2014

L.G.N. Scholarship Committee

William Mascetta
Scholarship Committee Chairman
Transit Construction Corp.

Anthony Ascencao
Heavy Construction Laborers L.U. 60

Phillip Benza
Arben Group LLC

Dean DiNatale
Pinnacle Associates, Ltd.

Edward Doyle
Building & Construction Trades Council
of Westchester & Putnam, Inc.

Jerry Keahon
Eastern Concrete Materials, Inc.

Jeffrey Loughlin
Operating Engineers L.U. 137

Ross J. Pepe
Matthew Pepe • Karen Zedda
Construction Industry Council
of Westchester & Hudson Valley, Inc.

Louis Picani
Teamsters L.U. 456

Thomas H. Welby, Esq., P.E.
Welby, Brady & Greenblatt, LLP

Safety Watch

Adequate Training, Experience and Equipment Necessary When Working Near Energized Lines

By COSTAS CYPRUS, ESQ.

Secretary of Labor v. The L.E. Myers Co. shows the importance of adequate training, experience and equipment when working near energized lines. This matter arises from a fateful workplace accident involving a journeyman line-man for an electrical utility sub-contractor, L.E. Myers Co. (LEM) in Florida.

On Nov. 15, 2019, LEM assigned a four-man crew to transfer electrical distribution lines from an existing utility pole to a new utility pole. Due to the live electrical current, OSHA requires employers to determine the minimum approach distance (MAD) before its employees work near energized lines at a worksite. The MAD is the closest distance an employee may approach an energized or grounded object without taking specific safety precautions. At this site, the MAD was determined to be two feet, two inches.

The four-man crew arrived at the worksite on the incident date and began to discuss their respective assignments. The crew



to determine if the mac length was acceptable. The Foreman, as the only eyewitness testifying, stated after he gave the Decedent the mac, the Decedent elevated his bucket and screamed down something along the lines of "that'll work." As the Foreman started to walk away to collect other macs just in case, the Foreman heard sizzling, popping and the jerking of the bucket. He looked up to realize Decedent was slumped over in his bucket. After cutting the mac, it was safe for Decedent to be lowered and receive medical

the MAD skills and techniques in order to maintain a safe distance. Although recordkeeping of employment records is one way to keep track of an employee's demonstrated proficiency, the ALJ here found that in fact the Decedent did have adequate training and proficiency by the evidence submitted and vacated this portion of the citation. Although, the Decedent had only worked with LEM for about two months, he had more than 15 years of prior experience (via the apprenticeship and journeyman system) in his previous jobs, which required MAD training.

Upon hiring, LEM provided the Decedent a New Hire Orientation Outline, which included the MADs and Decedent had received a copy of the Safety Manual which also addressed MADs. Furthermore, LEM's Safety Engineer testified how they provide orientation and safety training for newly hired employees, periodic safety training, crew visits and on-site audits. Here, the Safety Engineer had interviewed the Decedent during his orientation to determine his knowledge and

understanding of safety-related work practices, including MADs. Moreover, LEM's supervisors including the Foreman were trained to closely observe new

As the foreman started to walk away to collect other macs just in case, the foreman heard sizzling, popping and the jerking of the bucket. He looked up to realize Decedent was slumped over in his bucket.

hires to ensure their proficiency, including on safety.

The other items of the Citation were based upon Decedent breaching the MAD without appropriate precautions and failures by LEM to ensure that no employee approaches or takes a conductive object closer to the exposed energy parts than the established MAD. LEM even had a "cradle to cradle policy" that stated that both the rubber insulating gloves and sleeves were to be worn when working on energized equipment on an aerial platform. However, the Foreman's instruction to the De-

cedent was to perform work at a height not within the MAD. Only when the Decedent elevated his bucket to the height of the distribution lines and connected

one end of the mac to the line did he breach the MAD. Since this occurred within mere seconds, the ALJ found that this fleeting moment did not establish a failure on the part of the Foreman to exercise reasonable diligence and supervision. The Foreman had worked with the Decedent for two months prior to the incident and never noticed any conduct

that would alert him to heightened monitoring of Decedent's safety practices. Therefore, these items of the Citation were also vacated.

About the author: Costas Cyprus is an associate attorney practicing construction law and commercial litigation with Welby, Brady & Greenblatt, LLP, in White Plains, NY. He can be reached at 914-428-2100 and at ccyprus@wbglp.com. The articles in this series do not constitute legal advice and are intended for general guidance only.

Since this occurred within mere seconds, the ALJ found that this fleeting moment did not establish a failure on the part of the foreman to exercise reasonable diligence and supervision.

consisted of the Foreman, two journeyman linemen (inclusive of the Decedent), and an apprentice. The Foreman conducted a pre-job briefing and had everyone sign a Daily Pre-Job Brief document. This document listed the steps for this assignment and included a checklist of the tools required. The document stated the assignment as: "Move wires to new pole and hang arms and mac" and had a checklist for "PPE/Tools Required." The Foreman checked all tools on the required list including rubber insulating gloves and rubber insulating sleeves. The crew had two bucket trucks and one smaller "backyard machine." The apprentice and Decedent were in these buckets, the JL in the backyard machine and the Foreman on the ground to observe.

The incident occurred when the Foreman called to the Decedent to lower his bucket to hand him a mac (a flexible wire with clamps at either end, used to bypass an area of an energized line so work can be done in the bypassed area). When the Foreman handed the mac to the Decedent, he did not notice whether or not the Decedent was wearing rubber insulating sleeves. The interaction was a couple of seconds and Decedent immediately raised his bucket back up to the height needed

attention. However, the electrocution resulted in Decedent's death. The Decedent was found to be only wearing his rubber gloves, but not his rubber insulating sleeves. Two of OSHA's compliance officers investigated the scene that same day, taking photos and interviewing individuals, but they did not conduct any measurements or simulations. LEM's Foreman was discharged in December 2019. OSHA eventually cited LEM for three serious violations arising from the incident.

The ALJ found the Foreman's testimony regarding the rubber insulating sleeve was sufficient as the Foreman was close enough to detect, with reasonable diligence, whether the Decedent was wearing the sleeve or not. In terms of assignment, the Foreman testified that he only wanted the Decedent to get close enough to measure the mac, which did not require the Decedent to breach the MAD. The Foreman explained that the task could have been done by not elevating the bucket to the height, however it probably would have been more difficult. He did not ask for the Decedent to install the mac, as installation would require all three crewmembers in position.

Item 1 of the Citation pertained to the Decedent not being trained or competent in

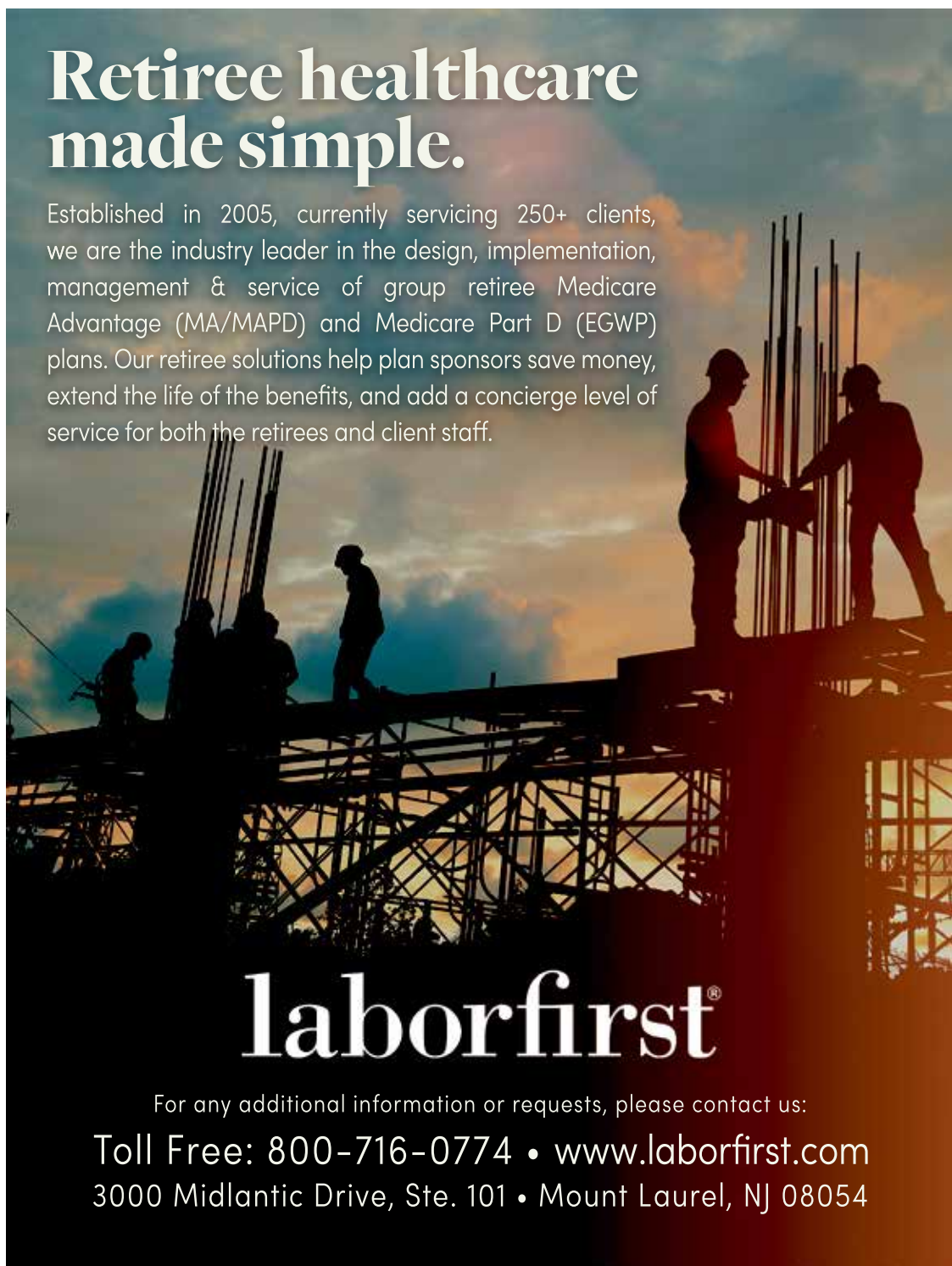
Retiree healthcare made simple.

Established in 2005, currently servicing 250+ clients, we are the industry leader in the design, implementation, management & service of group retiree Medicare Advantage (MA/MAPD) and Medicare Part D (EGWP) plans. Our retiree solutions help plan sponsors save money, extend the life of the benefits, and add a concierge level of service for both the retirees and client staff.

laborfirst®

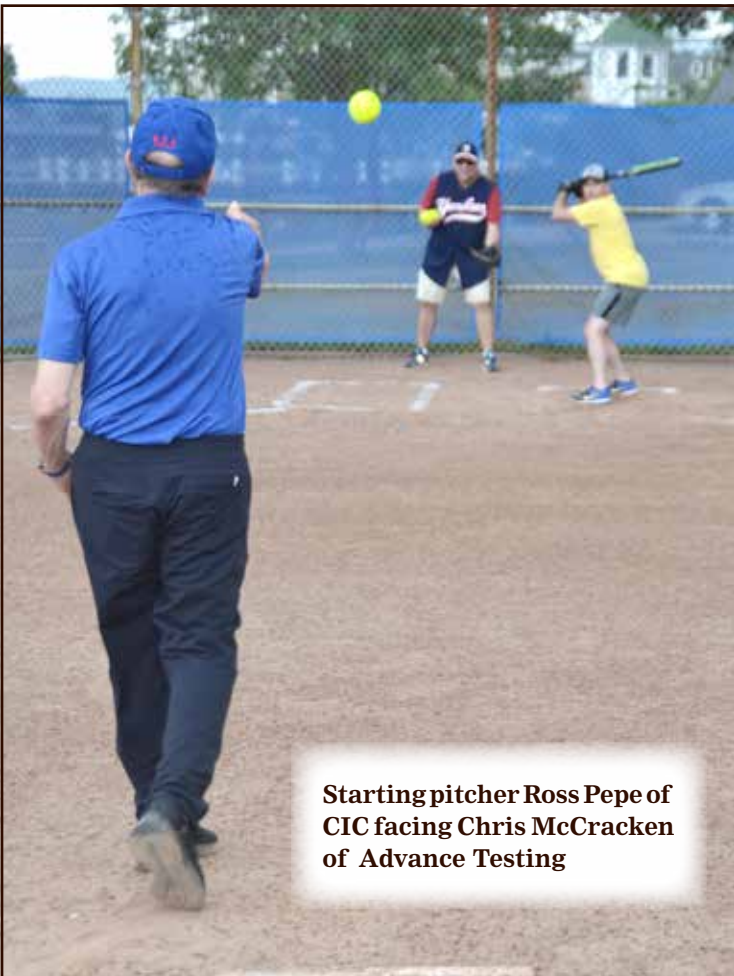
For any additional information or requests, please contact us:

Toll Free: 800-716-0774 • www.laborfirst.com
3000 Midlantic Drive, Ste. 101 • Mount Laurel, NJ 08054





CIC Softball Reunion Scores Big For Ukrainian Humanitarian Relief



Starting pitcher Ross Pepe of CIC facing Chris McCracken of Advance Testing

TARRYTOWN, NY—On a much-anticipated Friday afternoon in July, A.J. Smith from Laborers Local 60 smacked a game-ending, two-run double to deliver to Manny Foto’s Pavers a 12-11 victory over Matthew Fante’s Builders.

It was the second CIC Softball game in as many years to result in a walk-off hit. But this game was different. This gathering served as a fundraiser to help care for orphans and family members of Ukrainian soldiers in Lviv. CIC raised some \$20,000 and partnered with St. Michael’s Ukrainian Catholic Church in Yonkers, NY to deliver life-sustaining funds to charity partners in Lviv.

It was certainly a game for the ages. Ross Pepe, the president and longtime leader of CIC, pitched the first inning and allowed only one run, striking out two. In the bottom of the opening frame, Andy Mintzer of GFIPrinting&Communications retired the batters, and with his ability to toss strikes, stayed on

the mound to pitch both the top and bottom of the next six innings. Now there’s one for the record books: he completed the game being both the winning and losing pitcher! MVP for the second year in a row, Chris McCracken from Advance Testing, hit a grand slam in the first inning and tracked down rainbows of fly balls in left field. Sparkling play was also recorded at second base by Thalle’s Tom Wilson and leftfielder Henry Condron of

Transit Construction.

“The game was emblematic of what CIC does best,” said CIC’s Baseball Commissioner, Peter Fiore, “That is, bring together all elements of the Hudson Valley construction industry for something bigger than ourselves—whether that be a bridge, a clean water project, or this small effort to help a very troubled part of the world.”

Players were already pining for next year’s date. It’s coming.



Manny Foto of ECCO III Enterprises, team captain of the Pavers.



Builders team captain Matthew Fante of Darante Construction digs for home.



Henry Condron of Transit Construction Corp. and a mighty swing.



Jennavieve Lazzari on base for the Builders.

Webinar to Discuss Clean Water Grant Information For DPWs, Planners, Engineers, Conservationists

RYE, NY—Following a live workshop scheduled in late July for local municipal officials and consulting engineers eager to learn more about state clean water grants opportunities, a special webinar on the same topic is scheduled for Tues., Aug. 16.

“This year \$255 million in state grants will be available to fund needed local projects,” explained State Assemblyman Steve Otis (AD-91), who will host the live workshop in Rye on July 26. “These information sessions help bring more state dollars to our communities.”

Like the workshop, the webinar will be led by the Environmental Facilities Corp. (EFC), the state agency responsible for clean water infrastructure grants for local municipalities.

Over the past half decade, Rep. Otis has hosted these annual workshops with senior staff from the EFC since the enactment of the Water Infrastructure Improvement Act of 2015, which was initiated to assist communities in securing sizeable grant and low-

interest loan funding from state clean water programs.

“Our EFC Water Grant Workshop has been a valuable tool in providing Westchester local government the latest information about the current round of state clean water grants,” Rep. Otis explained.

Gathering broad support for the program, this year’s workshop was co-hosted by the Federated Conservationists of Westchester, Jay Heritage Center, Save the Sound, the Westchester Municipal Officials Associations, and the Construction Industry Council of Westchester & Hudson Valley, Inc. (CIC).

“EFC welcomes the chance to assist any community that may need help applying for these grants or other financial assistance available through EFC to fund their water, sewer, or stormwater infrastructure,” said EFC President and CEO Maureen A. Coleman.

CIC Executive Director John T. Cooney, Jr., added, “Now is an ideal time for local governments to apply for clean water and drinking water project grants and

Please turn to page 18



State Assemblyman Steven Otis and officials with the New York State Environmental Facilities Corp. are helping municipal officials learn more about state water grant opportunities now available.

State Funding for Clean Water Abounds Continued from page 1

adaptation efforts, improve agricultural resources to promote sustainable agriculture, protect New York’s water sources, advance conservation efforts, and provide recreational opportunities for residents.

The state budget also included another \$500 million in clean water infrastructure funding, bringing the state’s total clean water investment to \$4.5 billion since 2017.

On July 7, Gov. Kathy Hochul announced the availability of \$255 million in state grants for critical water infrastructure projects that will protect public health and the environment through the state’s Water Infrastructure Improvement, Intermunicipal Grant, and State Septic System Replacement programs. The announcement was made in Suffolk County where \$20 million from the state’s Septic Replacement Program will help address more than 2,000 substandard or failing septic systems and cesspools that cause significant water quality impairments.

“Every New Yorker deserves access to safe, clean water,” Gov. Hochul said. “New York will continue to prioritize resources for projects that provide reliable, clean water for communities across the state while creating good-paying jobs and spurring economic development.”

To date, more than \$400 million in state water grants has been awarded to projects that address emerging contaminants. The state’s goal is to provide grants to all communities that need help in their efforts to tackle emerging contaminants in their drinking water.

As part of the ongoing statewide effort to confront PFAS pollution and help communities that are on the frontlines of PFAS contamination, this round of funding continues to prioritize grant awards for drinking water projects that address emerging contaminants. Critical wastewater projects are also eligible for grants.

The Environmental Facilities Corporation administers the WIIA and IMG programs working closely with the Departments of Health and Environmental Conservation. The state has awarded more than \$1.76 billion in water infrastructure grants through EFC since 2015, including \$638 million announced in April. To date, EFC has awarded 834 WIIA and IMG grants to 488 communities.

Local units of government are eligible to apply for funding for:

- WIIA grant awards that will fund up to 25% of an eligible wastewater project’s total cost, up to \$25 million;
- WIIA grant awards that will fund 60% of net eligible project costs for projects that address emerging contaminants above the state determined Maximum Contaminant Level (MCL), with no cap on the total award;
- WIIA grant awards for all other drinking water

Additional Water-Quality Grants Available

New York State recently announced funding is available through the state’s Consolidated Funding Application (CFA) <https://apps.cio.ny.gov/apps/cfa/>. The application is available through July 29, 2022. Available funding includes the 18th round of the Water Quality Improvement Project (WQIP) Grant Program.

This year, at least \$75 million is available to help improve or protect water quality, restore aquatic connectivity in streams, combat harmful algal blooms, and upgrade aging wastewater infrastructure. Six different project types are available for funding, including Wastewater Treatment Improvement, Non-agricultural Nonpoint Source Abatement and Control, Land Acquisition for Source Water Protection, Salt Storage, Aquatic Connectivity Restoration, and Marine District Habitat Restoration. Municipalities and Soil and Water

Conservation Districts are eligible to apply for all project types; not-for profits are eligible for select project types and grants range from \$500,000 to \$10 million depending on the project type.

Available CFA funding also includes the Green Innovation Grant Program (GIGP) and Engineering Planning Grants (EPG). At least \$15 million in grants is available through GIGP to support green stormwater infrastructure and municipal water and energy efficiency projects. Green infrastructure practices help combat nutrient pollution by reducing stormwater runoff. Up to \$3 million has been made available for this round of EPG. Grants of up to \$100,000 are available to municipalities to help fund an engineering report for initial planning, so they can be better prepared to seek financing to help them complete their wastewater, sewer and water quality projects.

projects will be awarded up to 60% of net project costs up to a maximum of \$5 million;

- IMG awards that will fund up to 40% of an eligible wastewater or drinking water project for communities that share services, up to \$30 million.

An additional \$30 million is now available through the state Septic System Replacement Program to support home and small business owners in the targeted replacement of aging and sub-standard septic systems and removal of cesspools in communities statewide.

The Septic Replacement Program improves water quality by encouraging and incentivizing homeowners’ replacement of cesspools and failing or inadequate septic systems around a waterbody known to be impaired by septic system discharges. DEC and DOH identified priority geographic areas where property owners are eligible to participate based on the presence of a sole-source aquifer used for drinking water, known water quality impairment linked to failing septic systems, and/or the ability for septic system upgrades to mitigate water quality impairments. EFC will be providing detailed information about how to access the funding to counties with identified priority geographic areas. DEC and DOH will re-evaluate priority geographic areas in future rounds of funding.

New York State will provide funds to counties to reimburse eligible property owners for a portion of the cost of replacing cesspools and septic systems and installing more environmentally effective systems. Eligible property owners can be reimbursed 50% of eligible costs up to \$10,000.

Counties may also set graduated incentive reimbursement rates for septic system projects to maximize program participation and pollution re-

duction goals. A list of eligible counties and priority geographic areas within those counties is available on EFC’s website at <https://efc.ny.gov/septic-replacement>.

EFC President & CEO Maureen A. Coleman said the state is supporting local governments with grants as municipal utilities tackle compounding infrastructure issues. These include modernizing aging systems, addressing emerging contaminants, removing lead pipes and instituting resiliency measures that mitigate climate change impacts.

“The WIIA and IMG grant programs have saved recipients over \$2 billion in potential financing costs associated with drinking water and wastewater projects since the program’s inception,” Ms. Coleman added.

In late June, the New York State Environmental Facilities Corporation approved nearly \$70 million to assist 11 municipalities advance critical infrastructure projects that protect or improve water quality. The short-term financings and previously announced grants approved by the EFC Board of

Directors will provide capital to local governments to help get shovels in the ground for critical projects. The board also approved various long-term financing conversions that provide interest relief for completed projects and help reduce debt for municipalities.

Of the project funding announced on June 23, nearly \$40 million in financial assistance will support a \$352-million project for Oneida County in the Mohawk Valley to upgrade a water pollution control plant and pump stations, as well as three Hudson Valley projects.

The board’s approvals include financings through the Clean Water State Revolving Fund (CWSRF) and Drinking Water State Revolving Fund (DWSRF) and already announced Water Infrastructure Improvement Grants (WIIA). To learn more about water infrastructure funding opportunities, visit www.efc.ny.gov.

In addition to the Oneida County project, the Clean Water Project funding included approximately \$10.2 million in long-term, interest-free financing for the Town of Catskill in Greene County to plan, design and construct a wastewater collection and conveyance system to serve the newly formed Leeds and Jefferson Heights Sewer District, and to install mechanical screening at the village-owned wastewater treatment plant. A \$3.15-million WIIA grant was previously authorized for this project.

The EFC also approved \$264,990 in short-term, interest-free financing and \$41,260 WIIA grant for a chlorine disinfection system at the Roscoe Wastewater Treatment Plant in the Town of Rockland in Sullivan County.

The City of Middletown in Orange County also secured \$2,258,863 in long-term, interest-free financing and a \$359,284 CWSRF grant for pump replacement.

WHAT'S NEW & WHO'S NEWS



Lauren Melendez
NYBA Deputy Executive
Director

Bridge Authority Names Melendez To Deputy Executive Director Post

HIGHLAND, NY—The New York State Bridge Authority (NYSBA) announced June 29 that Lauren Melendez had been appointed by the NYSBA Board of Commissioners as the Authority's new Deputy Executive Director. Starting July 11, she began serving in the second-highest role at the Hudson Valley-based transportation authority, working under the leadership of Executive Director Dr. Minosca Alcantara.

NYSBA Board Chair Joan McDonald said, "The NYSBA

Board of Commissioners is pleased to appoint Lauren Melendez as the Bridge Authority's Deputy Executive Director. She has exceptional qualifications that she brings to the table that will benefit the authority and the travelers that we serve."

NYSBA Executive Director Dr. Minosca Alcantara added, "I'm excited to add Ms. Melendez to our great team of employees at NYSBA. She not only has expertise in the field of transportation, but also a knowledge and appreciation

for the communities that our bridges connect."

Ms. Melendez has most recently served as Assistant Secretary for Transportation in the Office of Gov. Kathy Hochul. Prior to her tenure in the Executive Chamber, Ms. Melendez served as senior analyst for Transportation and Infrastructure for the New York State Senate Finance Committee, as well as a project assistant for Empire State Future, a project of the Tides Center.

She holds a B.A. and Master

of Regional Planning from the University at Albany. She is a resident of Greene County.

The New York State Bridge Authority operates the Bear Mountain, Newburgh-Beacon, Mid-Hudson, Kingston-Rhinecliff and Rip Van Winkle Bridges. It also owns and maintains the structure of the Walkway Over the Hudson pedestrian bridge. The authority is funded principally from bridge tolls and receives no state or federal tax monies for bridge maintenance and operation.

Webinar to Discuss Clean Water Grant Information Continued from page 17

loans through the EFC. More than ever, municipalities right now have funding resources to advance their infrastructure capital projects. These information sessions, including the August webinar, is for both the first-time grant applicant and for those that have already won grants. These clean water program grants and loans have provided hundreds of millions of dollars to protect the environment and have served to create thousands of living-wage jobs throughout our region." CIC is a founding member of Clean Water Jobs Coalition, which has advocated since the early 1990s for many of the

clean water funding programs now in place.

To date, New York State's Water Infrastructure Improvement Act (WIIA) and its Intermunicipal Water Infrastructure (IMG) have provided \$1.2 billion in grants to local governments, including the \$4.5 million to Westchester municipalities for important clean water projects. "These workshops have been very helpful in encouraging successful applications from across Westchester and the Lower Hudson Valley, and for applicants to learn more about the process," added Matthew Pepe, executive director of the Build-

ing Contractors Association of Westchester & The Mid-Hudson Region, Inc., another co-sponsor of the workshop. Application information specific to the current year funding round and background on other EFC programs can be found on its website, www.efc.ny.gov.

August Webinar Details

With the state clean water grant application period for 2022 now open, a special webinar for public officials and consultants to learn about the grant applications and ask questions is scheduled for Tues., Aug. 16. www.efc.ny.gov. EFC is now using a new online application for WIIA and IMG. The application instructions can help guide applicants through each section. The deadline for submitting online an application is 5:00 pm on Fri., Sept. 9, 2022.

Assemblyman Otis's office is available to help applicants in this important funding opportunity and to support applications throughout the process. For more information, applicants can contact the district office at 914-939-7028.

Read Safety Watch Every Month in Construction NEWS

 **United Rentals**®

**Everything you need.
Plus equipment.**

From safety/operator training and equipment management technologies, to custom solutions engineered to meet specialized job requirements, United Rentals offers much more than just the world's largest rental fleet. It takes a lot to get the job done right. **We're here to help.**

UnitedRentals.com | 800.UR.RENTS

© 2017 United Rentals, Inc.



Financial Management

Top Industry Leaders Must Instill Diversity Equity, Inclusion Initiatives

By PHILLIP ROSS, CPA, CGMA, PARTNER

While some view instability as a reason for concern, it also holds true that instability, transition, and change can also be a powerful motivation and catalyst for the creation of new opportunities. As labor shortages have become a major hindrance today in construction, a new paradigm that includes DE&I initiatives within the construction industry may be the greatest opportunity ever for an industry where employees and their work is a builder's greatest asset in terms of completing projects on time and with the careful detail needed to satisfy architectural and other regulatory specifications.

In a post-pandemic world, the construction industry overall is struggling with labor shortages and supply chain issues that have had and continue to have a major impact on completing projects timely, efficiently, and within budget. Headwinds in the construction industry are also a result of unexpected macro-economic forces that impede production as rising material costs and interest rates can impact investors, builders, general contractors, and sub-contractors. New legislation such as changes to the tax-abatement status for new projects as well as New York



levels of productivity and retention, which is crucial in construction now as labor shortages abound. Practically speaking, diverse populations bring unique insights and perspectives that may not be present in more homogenous employee pools where everyone thinks the same based on a shared history or having all things in common. Those with a different way of thinking are able to add different levels of insight and various skill sets that supply a particular brand of effectiveness to the work at hand.

Sourcing for Functional Skills Ensures Diversity and Most Promising Employees
Diversity also goes beyond

Hiring for experience is not only a practical way to recruit for DE&I, but has also proven to be the best way to vet new employees who will be best suited to the specific needs of each construction project.

In addition to a job well done, workplaces that make efforts to include employees from diverse experiences and backgrounds also tend to retain those who contribute the most profitable ideas as well as being able to enjoy higher retention rates, where less time and income is spent on constantly recruiting and repeating the hiring process. Retaining an experienced construction manager, for example, with skill in planning, hiring, supervising, setting goals and staying on budget while managing risks is invaluable to the outcomes of your firm and organization. Having diversity at all levels on the team is also key in relating to a broader base of third-party individuals, construction professionals and vendors that include architects, materials suppliers, subcontractors, and others involved with various projects.

According to the Bureau of Labor Statistics, in 2020, 88.6% of construction industry workers identified as white and more

Hiring for experience is not only a practical way to recruit for DE&I, but has also proven to be the best way to vet new employees who will be best suited to the specific needs of each construction project.

than 90% were male. While many within the construction industry aspire to see DE&I working, very few owners and managers have a practical methodology in place to set changes in motion. As such, initial steps should include new initiatives such as getting leadership buy-in for inclusion, writing an actual DE&I policy and actively incorporating diverse recruiting and hiring practices. Though it may seem like a small beginning, bringing simple awareness with concrete action items that result in

structural change is always the first step in any broad cultural adjustment.

Altogether, the construction industry stands to benefit immensely by hiring initiatives that include DE&I. We are two years beyond the onset of the pandemic in 2020, yet labor shortages linger as a major factor in project completions and new construction alike. The industry as a whole can begin to combat the macro environment and mitigate risks by proactively including

DE&I as a policy and embracing a more inclusive culture. The outcomes will ensure that we are increasing opportunities for those in the community while securing and retaining a new labor force that will bring the industry into the future.

About the author: Phillip Ross, CPA, CGMA is an Accounting and Audit Partner and Chair of the Construction Industry Group at Anchin, Block & Anchin, LLP. For more construction industry thought leadership and content, log on to www.anchin.com.

Initial steps should include new initiatives such as getting leadership buy-in for inclusion, writing an actual DE&I policy and actively incorporating diverse recruiting and hiring practices.

State's new "Wage Theft and Protection Act" all present new challenges for construction in a post-covid recovery.

Studies Show that Diverse Teams Are More Productive—Why DE&I?

Studies have proven that diverse teams are more creative, and, in many cases, diverse teams have proven to be more profitable and increase overall financial performance. Diverse teams have resulted in higher

the most common perception as gender equality. In numerous industries today and throughout the construction industry, leaders are finding that recruiting for skills and experience versus elite backgrounds is a better way to create socioeconomic opportunities while also being mindful about the fact that backgrounds don't always provide the functional experience needed to do a job well.

Run in good company.

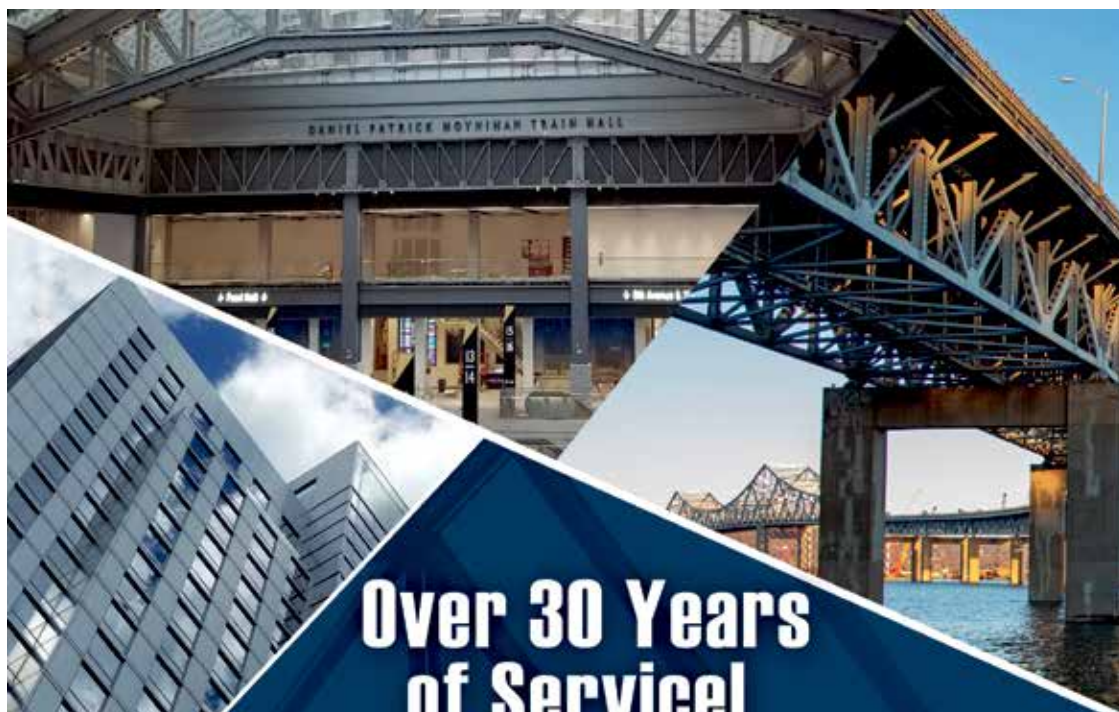
The Construction Industry Council represents over 500 contractors, material and equipment suppliers, specialty and service firms who compete in the region's \$1.5 billion marketplace. From roads and bridges to utility, waste and water treatment systems, CIC-member companies and affiliated unions are dedicated to building and improving these public and private services. To make your company more successful in the construction industry, maybe it's time you run with us.

For Membership Information, Call:

George Drapeau III, Director of Membership Services

(914) 631-6070

Construction Industry Council of Westchester and Hudson Valley, Inc.
629 Old White Plains Road, Tarrytown, NY 10591



Over 30 Years of Service!

- ▣ Site Planning & Design
- ▣ Geotechnical Engineering
- ▣ Environmental Engineering
- ▣ Surveying & Mapping
- ▣ Structural Analysis & Design
- ▣ Construction Management
- ▣ Special Inspections
- ▣ Laboratory Materials Testing

Tectonic

Practical Solutions. Exceptional Service.

Hudson Valley (Corporate):

70 Pleasant Hill Road
Mountainville, NY 10953

Metropolitan NYC:

118-35 Queens Boulevard, 10th Floor
Forest Hills, NY 11375

Tel: 800-829-6531

www.tectonicengineering.com

State, Local Officials Celebrate Completion Of Ravensdale Road Bridge Project over SMRP

Continued from page 1

Road Bridge and used it to create a first-ever, direct link between the village and the South County Trailway. The rehabilitated bridge is now part of a new, 900-foot-long access path that connects to the trailway from the Ravensdale Road/Jackson Avenue and State Route 9A (Saw Mill River Road) intersection.

The South County Trailway runs through Westchester County between Yonkers and Greenburgh, connecting Van Cortlandt Park and Tarrytown Lakes Park. It's part of a four-trail system that includes Old Putnam Trail to the south and the North County Trailway and Putnam Trailway to the north. They combine for 45 miles of mostly off-road travel along an old railroad corridor.

A new drainage system was also constructed to help safeguard the environment and prevent flooding along Ravensdale Road. A stormwa-



The completed Ravensdale Road Bridge is now part of a new, 900-foot-long access path that connects to the Trailway from the Ravensdale Road/Jackson Avenue and State Route 9A (Saw Mill River Road) intersection.

ter pond was also created to reduce flooding, erosion and pollution from rain events. New landscaping—including approximately 100 deciduous trees, shrubs, and plants - was added and a landscaped berm was also constructed to help protect area residents from roadway noise.

In order to reduce the project's environmental impacts, multiple recycling techniques were employed during construction, including the reuse of granular materials for walls and various other needs in the project scope. Concrete from the old bridge was also used in

the construction of a ramp for another project in Westchester County.

Majority Leader Andrea Stewart-Cousins said, "The completion of this new bridge at the start of the summer season will allow families a safe space for pedestrian and bicycle access, while connecting communities and supporting businesses in the surrounding areas. I am proud of the work that was done to secure this critical investment for Hastings-on-Hudson and Westchester County and was glad to help secure funding for this project. It is an investment that

our community will enjoy for decades to come. I will continue fighting for local infrastructure projects that continue to enrich our district."

Assemblymember Thomas Abinati added, "I am proud to be part of the New York team led by Governor Kathy Hochul that is rebuilding our roads and bridges. The new Ravensdale Road Bridge is a model for connecting communities. It is a modern appropriately styled structure that enhances safety and eases pedestrian and bicycle access to the South County Trailway. It represents \$19.45 million well spent."

\$17.8 Million Thruway Pavement Project Begins

ALBANY—New York State has begun a \$17.8-million pavement improvement project on the New York State Thruway (I-87/I-287) in Rockland County.

The work will cover a nearly eight-mile stretch from the Governor Mario M. Cuomo Bridge in South Nyack to just beyond exit 14A (Spring Valley - Nanuet - NY Route 59) in Ramapo, NY.

The project includes renewing the pavement by performing mill and inlay operations to a two-inch depth from milepost 16.4 to milepost 24 northbound and southbound, including five interchange ramps from South Nyack (exit 10) to Spring Valley (exit 14). Additional work includes adding more reflective line striping, new signs and drainage improvements. Crisdel Group, Inc. of South Plainfield, NJ is the project contractor following a competitive bidding process.

All of the work will take place overnight to limit impacts to traffic and is expected to be completed by late fall of 2022. Motorists may encounter lane closures on the Thruway along with traffic shifts and stoppages while construction is underway. All work is weather dependent and subject to change. Motorists are urged to be alert and follow the posted work zone speed limits.

Edward Sheldon Plotkin

Continued from page 11
cerated men and women at the NYSSing Sing and Bedford (NY) correctional facilities in Westchester for 12 years. He would describe his service teaching in prisons with a joy, noting that he was given free reign to teach everything except tunneling. "Teaching Tunneling was verboten at Sing Sing," he once told this newspaper.

In addition to his wife, Frances, he is survived by his brother Herman, his children Robert (Lisa Olsson), David, step-children Terri Rosenblatt and Bernie Rosenblatt (Jean), two grandchildren and two step-grandchildren. Mr. Plotkin was also predeceased by his eldest brother, Maurice.

To donate in his memory to the Frances M. & Edward S. Plotkin, PE Scholarship Fund held at the Alumni Association of The City College of New York, visit: www.ccnynalumni.org/donate and elect from the drop-down menu: "Memorial & Tribute Gifts." When filling out the online form be sure to note in the MEMO field: "Donation to the Frances M. and Edward S. Plotkin Scholarship Fund."

Check can also be made and sent to The Alumni Association of CCNY, PO Box 177, New York, NY 10027. Memo: Frances M. & Edward S. Plotkin, PE Scholarship Fund.



See our Entire Line! Call for Catalogs Including:

- ★ Trench Boxes ★
- ★ Rock Boxes ★
- ★ Hydraulic Shoring ★
- ★ Aluminum Trench Boxes ★
- ★ Portable Safety Guard Rails ★
- ★ Road Plates ★
- ★ Hydraulic Shoring ★
- ★ Slip-Not® Ladder Retention System ★

- We can provide you with the world's largest or smallest trench box or shoring system.
- Get high production numbers while keeping your workers safe.
- We will show you how with our on-site supervision.
- Contact us for the world's very best shoring.
- We will deliver on time.

FACTORY DIRECT

**Sales • Rentals • Service • Repairs
Trade-ins • Recertification**

Factory & Corporate Office:
207 Lake Street (Route 32)
Newburgh, NY, 12550
1.845.562.4477

New England Area
238 E Cherry Street
Shrewsbury, MA 01545
1.508.842.2822

MidAtlantic Area:
506 Pulaski Highway
Joppa, MD 21085
1.443.313.3461

Or Phone us Toll Free from anywhere:
1-800-407-4674
www.americanshoring.com
E-Mail us at: sales@americanshoring.com

Pattern Study Tracks NYC Exodus to Hudson Valley

Continued from page 8

“The movement of people to and from the Hudson Valley is important to the future of our workforce, schools, housing and community vitality,” said Anthony Campagiorni, Chairperson of the Pattern Board of Directors. “Pattern has long provided analyses of demographic data so that our region can act on the basis of sound information. This report should help leaders across the region learn about those who moved into the region and inform our collective efforts to attract more residents here in the future.”

The report said that the coronavirus may prompt more New York City residents to consider the Hudson Valley. “The Hudson Valley has not seen a net-increase in migration since the few years that followed the terrorist attacks of 9/11. That inflow was driven by people who moved into the region from New York City, but generally continued

their commute to jobs in the city. That trend lasted for two to four years, after which migration shifted back to New York City.”

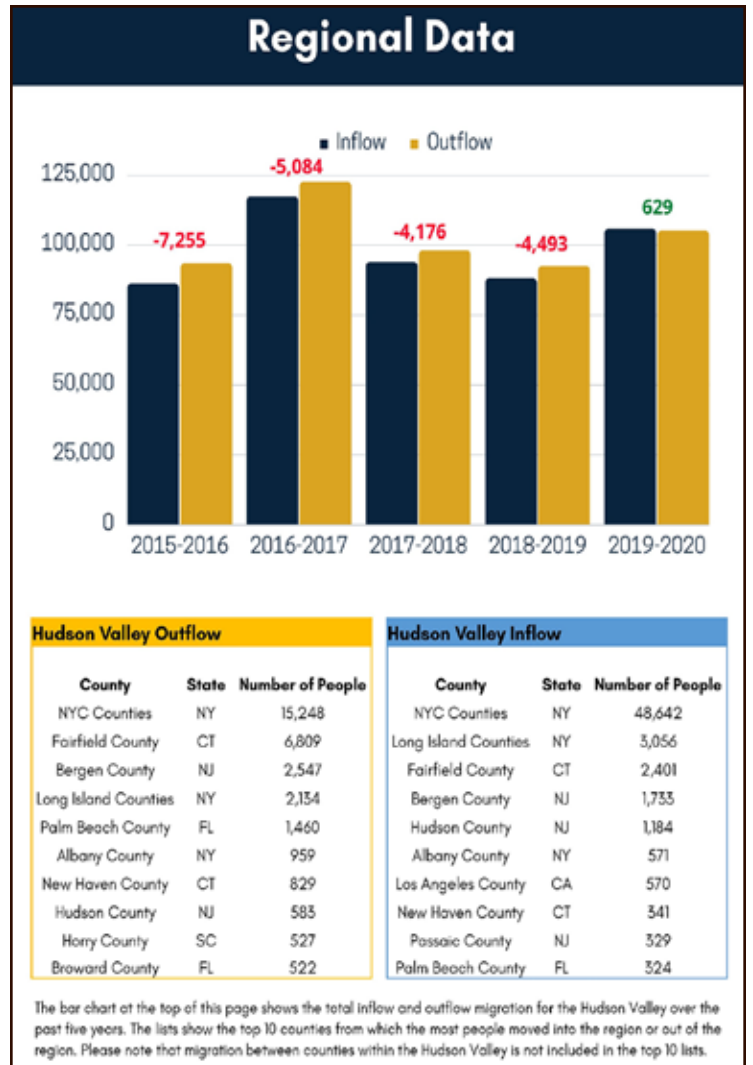
The Pattern report noted that this time migration trends could be different. “Work-from-home software is better and more common than it was in 2001. And discussions with regional leaders suggest that this new wave of residents are more attracted to the Hudson Valley’s small cities and villages than the wave that came 20 years ago. The region should be engaged in a discussion with our new neighbors to understand what they enjoy about the Hudson Valley, the services that are lacking, and what we might do to keep them here,” the report stated.

The top three counties for net migration population growth from New York City were Westchester County at 15,405, Dutchess County at 4,955, followed by Orange

County at 4,064. The remainder of the Hudson Valley all posted positive net migration from New York City: Rockland County at 3,439, Ulster County at 1,953, Sullivan County at 1,204, Putnam at 978, Columbia at 957 and Greene at 439.

A full analysis of the regional, county-by-county, and New York City trends can be found by accessing the report on Pattern’s website at <https://www.pattern-for-progress.org>. The report was made possible by local governments, businesses, utilities, nonprofits and academic institutions that support Hudson Valley Pattern for Progress.

Hudson Valley Pattern for Progress is a policy, planning, advocacy and research organization founded in 1965. It serves a nine-county region that includes Columbia, Dutchess, Greene, Orange, Putnam, Rockland, Sullivan, Ulster and Westchester counties.



Regeneron Pharmaceuticals Breaks Ground

Continued from page 3

Town of Mount Pleasant Supervisor Carl Fulgenzi said, “The Town of Mount Pleasant is proud to have Regeneron as a major manufacturer and biotech facility in our town that has constantly and successfully expanded over the years offering many job opportunities and broadened our tax base. We look forward to their future growth and look forward to partnering with them for an even brighter future ahead.”

The project is expected to take place in two phases over six years, with construction expected to be completed in 2027. The direct and indirect fiscal benefit to state and local government is estimated to be more than \$283.3 million, with a nearly \$2-billion estimated economic benefit to New York State.

Regeneron was founded in 1988 in New York City; the following year, New York State invested \$250,000 in the company. Today, Regeneron is the largest biotech company in New York State and one of the largest and most productive in the world.

Regeneron President and Chief Executive Officer Leonard S. Schleifer, M.D., Ph.D., said, “We have been a proud New York company since our beginning over three decades ago, during which time we have invented industry-leading drug discovery technology and developed 10 FDA-approved or authorized medicines entirely in our own laboratories. New York State has played an important role in our success by consistently recognizing the value of innovation, fostering an inclusive and dynamic biomedical industry, and helping to attract top talent to the region.”

PINNACLE ASSOCIATES LTD.

Pinnacle Associates, Ltd.

Investment Advisory Firm

Michael F. Delfino
Senior Portfolio Manager & Principal
120 White Plains Road,
Suite 112
Tarrytown, NY 10591
(914) 468-0333
mdelfino@pinnacle-ny.com

David Tucker
SVP, Intermediary Sales
286 Madison Avenue
Suite 2002
New York, NY 10017
(212) 652-3229
dtucker@pinnacle-ny.com

www.pinnacle-ny.com

Pinnacle is an investment adviser registered with the SEC. For information pertaining to the registration status of Pinnacle, please refer to the Investment Adviser Public Disclosure website (www.adviserinfo.sec.gov). For additional information about Pinnacle, including fees and services, send for our written disclosure statement as set forth on Form ADV Part 2A.



MEDIATION & ARBITRATION



CONSTRUCTION LAW



EMPLOYMENT & LABOR LAW



REAL ESTATE & LAND DEVELOPMENT



Welby, Brady & Greenblatt, LLP



COMMERCIAL LAW

When Construction Problems Require Legal Solutions.

Knowledge & Knowhow

WB&G's comprehensive knowledge and insights into the intricacies of the construction and real estate industries are invaluable resources for companies, municipalities and business organizations seeking pragmatic and successful approaches to solve their legal challenges.

For more than thirty years, WB&G's commitment and dedication to provide exceptional legal service have infused the firm with the knowledge and knowhow to achieve practical and favorable results for its clients.



For more than 30 years WB&G is proud to serve the members of the Construction Industry Council of Westchester & Hudson Valley, Inc., and the Building Contractors Association of Westchester & The Mid-Hudson Region, Inc.

11 MARTINE AVENUE, 15TH FLOOR, WHITE PLAINS, NEW YORK 10606
PHONE: 914.428.2100 FAX: 914.428.2172 www.WBGLLP.com

NEW YORK | NEW JERSEY | CONNECTICUT | MANHATTAN

LOW BIDS

Elderlee, Bothar, H&L Win NYS DOT Project Work

ALBANY—The New York State Department of Transportation recently announced the selection of three apparent low bidders for work in the Hudson Valley/New York City regions.

Elderlee Inc. of Oaks Corners, NY was the lower of two bids at \$5,703,370.20 for rustic guide rail replacement, various federal aid eligible locations in Columbia, Dutchess and Putnam counties.

Bothar Construction LLC of Binghamton, NY was the sole bidder at \$2,127,797.00 for crack sealing and mastic, various federal aid eligible locations in Dutchess, Orange, Rockland and Westchester counties.

H&L Contracting LLC of Hauppauge, NY was the lowest of five bidders at \$4,094,910.00 for maintenance cleaning, various highways in New York City counties of the Bronx, Kings, New York, Queens and Richmond.

Verde Electrical Lands Thruway Bid

ALBANY—The New York State Thruway Authority reported recently that **Verde Electrical Maintenance Corp.** of Mount Vernon, NY was the sole bidder at \$3,155,123.25 for replacement of its equipment at various locations in the New York Division in the Bronx, Westchester, Rockland, and Orange counties in accordance with the plans and specifications.

ELQ Industries Lands Bulkhead Project

WHITE PLAINS—The Westchester County Department of Public Works reported recently that **ELQ Industries, Inc.** of New Rochelle, NY was the lowest of seven bidders at \$4,150,900. for the Kingsland Point Park bulkhead replacement in the Village of Sleepy Hollow, NY.

Read Attorney's Column Every Month in
Construction NEWS



*Providing Construction Services and Materials
Since 1998*

What Makes Us Unique

- We purchase materials for contractors and provide extended terms, freeing up working capital to help businesses grow.
- We employ an experienced team of construction specialists that understand your needs and the challenges of the industry.
- Tailors each program to meet your specific needs.

Benefits of our Service

- Provide extended terms on materials
- Free up working capital to grow your business
- Creates the ability to take on more and larger jobs
- Flexible financing based on your project
- Aids supplier relationships and mobilization

Who We Work With:

Subcontractors

General Contractors

Project Owners

Material Suppliers

For More Information:

7 World Trade Center,
250 Greenwich Street,
46th Floor, New York, NY 10007
(347) 767-2235
(914) 522-0054
www.capitalplussupply.com
supply@capitalplus.com



BUILT BETTER | BUILT SAFER | BUILT UNION

Eastern New York Laborers District Council:

Samuel Fresina, Business Manager

LOCAL 17, NEWBURGH, L. Todd Diorio, Business Manager

LOCAL 60, WESTCHESTER, Anthony Ascencao, Business Manager

LOCAL 157, SCHENECTADY, Ian Joshua Shaul, Business Manager

LOCAL 190, ALBANY, Anthony Fresina, Business Manager

LOCAL 235, WESTCHESTER, Dario Boccarossa, Business Manager

LOCAL 754, ROCKLAND COUNTY, Stephen Reich, Business Manager

The NYS Laborers offer:

- ✓ Quality workmanship
- ✓ Faster completion of projects
- ✓ State-of-the-art skills training
- ✓ OSHA-approved safety programs
- ✓ Certified environmental and hazardous waste workers
- ✓ Established member benefit programs
- ✓ Productive alliances



668 WEMPLE ROAD, Glenmont, New York 12077
 PHONE: (518) 462-9350 | FAX: (518) 462-9359

HALCYON CONSTRUCTION CORP.

*New York City is blessed with natural harbors.
We help keep them clean.*

Owls Head Sewage Treatment Plant

Brooklyn, NY

Photo by Assad Dilmaghani, VP

**65 MARBLE AVENUE
PLEASANTVILLE, NY 10570
914-741-1112**