

BLUE TOP



THE VIRGINIA TRANSPORTATION CONSTRUCTION ALLIANCE

September 2016

Letter From The President

Dear Fellow Members,

I am sure that you, like most of the nation and the world, enjoyed watching the Olympics. The games bring a sense of pride and enthusiasm for “our team,” especially when they are fortunate to win on that world stage. Here in Virginia there is one “gold medal” team that represents our industry and works every day to “win” for our collective best interests – VTCA. No doubt people like being part of a winning and successful organization. Because of your continued strong investment (both financial and of your people), our Alliance continues to deliver value and positive results.

It is my pleasure to serve as your President this year as we strive to keep that tradition of winning in place. We realize you have the opportunity each year to decide where to invest your dues dollars and your employees’ volunteer time. VTCA is the association dedicated to advancing our industry. I can assure you that your Executive Council and Board of Directors are focused on ensuring you get a very high return on your investment each and every year.

Thanks to Ken Lanford of Lanford Brothers Company for his leadership this past year. As he will attest, we are blessed with great staff members that are committed to executing our game plan.

Because of the work of this association, and that of the Virginia General Assembly, VDOT now has funding and is putting projects on the street. Is it enough funding to address all of the Commonwealth’s transportation infrastructure needs? Most certainly that is not the case. However, we have an opportunity to demonstrate to the public and to the legislature that we are completing projects safely, on time, on budget and with the highest quality. Doing so will certainly enhance our future arguments that making investments in transportation infrastructure has a high ROI and will benefit all citizens of this great state. This will make it possible to secure those additional investments needed in Virginia. That’s good for our industry, our employees and our state’s economy.

So, the ball is in our hands. Let’s go execute! Through your collective efforts and continued support I am confident we will continue to deliver a positive ROI.

Paul Miklich
Vulcan Materials Company
2016-2017 VTCA President

Need A Cost-Effective Way To Showcase Your Company?

How do you reach buyers and decision-makers in Virginia’s transportation construction and aggregates industries? The *VTCA Online Buyers’ Guide* is one of your best tools.

The Guide is the only online searchable directory for our industries. Launched just over a year ago, the Guide is indispensable for professionals who make the purchasing decisions for their company and are in the market for products and services.

This dynamic industry resource:

- Can direct visitors to a landing page to learn more about your business;
- Enables customized listings and enhanced content;
- Allows users to set the Guide as their default browser, bringing them to your listing;
- Features Google integration to return richer results.

To learn more, contact Chris Zabel at Naylor Association Solutions at czabel@naylor.com or 352-333-3420.

Visioning VTCA's Future

In the summer of 2013, after passage of the historic transportation funding bill, HB2313, outgoing VTCA President Bill Hamlin (Boxley) and incoming VTCA President Dan Clymore (Shirley Contracting) created the VTCA VISION 2020 Committee.

The Committee members are:

Ken Lanford, Lanford Brothers Company
Rick James, Adams Construction Company
Dan Clymore, Shirley Contracting Company
Phil Tarsovich, Slurry Pavers
Bill Hamlin, Boxley
Chuck Barger, C.W. Barger & Son Construction Co.
John LeGore, Luck Stone Corp.
Kurt Thompson, PE, Dewberry
Clint Diers, Rutherford

Bill, Dan and the VTCA Board of Directors felt that VTCA should review its organizational structure and strategic initiatives to be sure that we are optimally positioned to represent the interests of our members well into the future.

The VISION 2020 Committee conducted a detailed survey of the membership and met with a consultant to look at VTCA's strategic initiatives in order to develop and implement a plan to guide VTCA for the next seven years.

The VISION 2020 Committee has made a series of recommendations to the VTCA Board, many of which have been adopted and implemented. Those initiatives include the following, among others.

1. Public Information/Industry Advocacy - VTCA has "rebuilt" the *Virginians for Better Transportation* program and web site to serve as an information clearinghouse and advocacy initiative for the successes achieved as a result of the passage of the funding bill and the ongoing need for additional investment in transportation infrastructure. In addition to an informational web site, VBT has built a Facebook page that now has over 2,500 followers.
2. Branding – VTCA has produced a brochure about the Alliance's missions, goals and activities.
3. Communications - VTCA has added both Twitter and Facebook to its array of communications pieces to share information about our activities and critical issues. In addition, VTCA is in the process of building a new web site that we plan to unveil this fall.
4. Marketing - VTCA has developed an online *Directory of Members* and an *Online Buyers' Guide* to promote and market our members' products and services.
5. Professional Development Opportunities - VTCA expanded its conference room into a full service training facility, featuring enhanced space, modular seating, and state-of-the-art audio visual equipment. This facility allows VTCA to offer expanded professional development programs in-house and informational webinars for our members. We have also added a Professional Development Manager to our staff to enhance coordination and marketing of the more than 25 conferences, workshops, schools and meetings we offer to our members each year.
6. Membership - The VISION 2020 Committee recognizes that VTCA is an "association" of professionals dedicated to delivering Virginia's transportation program. That inclusive philosophy has allowed VTCA to be strong and influential for all our represented industries. Over the last two years, VTCA's leadership and members have discussed the value of enhancing the Alliance's strength by changing the membership status of engineering firms (currently known as the Architect/Engineer membership classification or A/Es) to be full voting members of the Alliance.

In 2014, the VISION 2020 Committee surveyed the membership on the concept of full membership for A/E members. The overwhelming majority of members in every membership category supported full membership for engineering firms, with a recommended implementation date of 2016.

There are three key components of the A/E membership structure that are under consideration for change.

- a. Currently only Aggregate Producer members and Contractor members may serve as officers of the Alliance.
- b. A/E representation on the Alliance's Board is currently limited to two seats.
- c. A/E firms pay significantly lower membership fees as compared to Contractors and Aggregate Producers.

Based on the recommendation of the VISION 2020 Committee, the Board of Directors is now evaluating a proposal to make changes to the A/E membership classification. The evaluation includes a comprehensive review of the A/E dues and fees structure, A/E representation on the Board, A/E voting rights, and the ability of A/Es to serve as officers of VTCA.

7. Advocacy - VTCA has reorganized staff assignments to allow key staff to spend more time on core advocacy issues for our members.
8. Staffing - The VISION 2020 Committee developed, and the Board approved, a succession plan to insure a smooth transition as some senior staff plan to retire over the next five years.

The VISION 2020 Committee will continue to look at issues that impact VTCA's long-term success. Among other things, the Committee will review VTCA's professional development offerings—conferences, schools, workshops, classes and seminars—to insure they are meeting VTCA's member needs.

Feel free to contact Jeff Southard or any member of the Committee if you have issues you would like the Committee to review.

VTCA-VDOT Consultant Forum – September 8th – Richmond

If you haven't registered and set your plans to attend this year's Consultant Forum, time is running out! The program is packed full of valuable information that will affect your business. You will hear directly from VDOT's leadership and learn the facts about what VDOT is planning, what challenges and changes lay ahead and what role the consultant industry will play. Here are a few of the key agenda items.

- Dr. Bob Holsworth will join us to provide some expert insight into the dynamic national and state political scenes.
- VDOT Commissioner Charlie Kilpatrick, PE will provide an update on the Department's latest initiatives and VDOT's use of consultants to deliver the program.
- Kevin Page, Hampton Roads Transportation Accountability Commission, and Monica Backmon, Northern Virginia Transportation Authority, will share the latest overview of their respective regional transportation programs.
- Peter Burrus, Department of Rail and Public Transportation, will outline the state's expectations of a growing program in rail and public transportation.
- VDOT Division Updates from Design-Build, Structure and Bridge, Construction and the Consultant Procurement Office are on tap.
- Details on the Department's training and certification initiatives and their expanding partnership with the Virginia Community College System will be provided by VDOT's Duane Sayre.
- Inside Smart Scale – Chad Tucker and Susan Keen will be sharing some "lessons learned" and valuable advice in dealing with prioritization under Smart Scale.

If you haven't registered already visit VTCA's web site for details and online registration at <http://bit.ly/ConsultantForum16>.

Fall Webinar Series

In addition to the two webinars announced in the August *Blue Top*, VTCA is pleased to announce the addition of a third webinar to the fall lineup, "Avoiding Antitrust Pitfalls." Registration for the first webinar is now available at http://bit.ly/MSHA_webinar. Registration for the other webinars will be available in the coming months.

Date: **Tuesday, September 27, 2016**

Time: **12 – 1 pm**

Topic: **MSHA Section 110(c) Special Investigations in Metal/Nonmetal: What Mine Operators Need to Know**

Presenter: Max Corley, III, Partner, Dinsmore & Shohl LLP

Details: With MSHA's pending, proposed rule on workplace examinations in metal/nonmetal and other agency initiatives, mine operators are facing a potential increase in special investigations of their management personnel, foremen and workplace examiners. Metal/nonmetal mine operators and their owners, officers, in-house legal counsel, safety and human resources managers, mine management, foremen and mine examiners will benefit from the information provided. The presentation will include:

- An update on developments impacting MSHA special investigations and the rights of mine operators and management.
- Key strategies for mine operators to prevent, mitigate, prepare for and handle such investigations and the elevated enforcement actions giving rise to them.

Date: **Tuesday, October 18, 2016**

Time: **12 – 1 pm**

Topic: **Exploring the Wilderness of the New VDOT Road and Bridge Specifications**

Presenter: Joseph Kasimer, Principal, Kasimer, Pierce & Schaecher, P.C.

Details: VDOT has recently issued the 2016 edition of the Road & Bridge Specs. Unlike previous changes which were relatively minor and incremental, this edition contains major changes to the Section 100 contract provisions. Don't miss this informative session which will include a review of:

- Significant changes in requirements for pre-bid investigation and notification to VDOT of issues encountered.
- Introduction of the Memorandum of Understanding as a pre-award tool for VDOT.
- Substantial new requirement for pre-bid investigation of utility delays and conflicts.
- Mandatory format for submission of claim presentations. Limitations and specific calculations for field and home office overhead.

Date: **Tuesday, November 15, 2016**

Time: **12 – 1 pm**

Topic: **Avoiding Antitrust Pitfalls**

Presenter: Leslie Kostyshak, Associate, Hunton & Williams LLP

Details: With Department of Justice enforcement at all-time high, this session will offer practical advice for how to avoid antitrust pitfalls. During this one-hour session, participants will hear about:

- Why antitrust compliance matters.
- Overview of antitrust laws.
- Practical guidance for avoiding pitfalls, including bidding considerations and meetings with competitors.



NEW!

VTCA ESCCC Class Meets DEQ Inspector Contact Hour Requirement

In addition to meeting VDOT specification requirements for contractors, the Virginia Department of Environmental Quality has approved the ESCCC course for six contact hours for inspector recertification under 9VAC25-850. Individuals must hold a current DEQ inspector certification and attend the entire ESCCC course lecture to receive DEQ contact hour credit. You are not required to take the course examination.

If you haven't registered for a class, there's still time left. Two more classes will be offered this fall.

November 4 - Roanoke, Higher Education Center
December 16 - Richmond, VTCA Office

Visit www.vtca.org for more details and to register (NOTE: for ESC and SWM Inspectors **ONLY**, please contact Stephanie Rusnak at stephanie@vtca.org or 804-330-3312 to register for this class).

VDOT To Require Use Of SmartPortal For HSIP Proposals

VDOT's Traffic Engineering Division (TED) will be accepting HSIP Proposals for both Highway Safety Program (HSP) and Bicycle and Pedestrian Safety Program (BPSP). In the coming year the Department will be utilizing the SmartPortal system for receipt of HSIP proposals.

VDOT has scheduled a webinar to demonstrate how to use SmartPortal, and provide an overview of available funding, submittal requirements and deadlines, and eligibility.

Webinar Details: Highway Safety Improvement Program (HSIP) Proposals

Wednesday, September 7, 10:00 am

Meeting number: 590 335 829

Meeting password: LAD

Link to Webinar: <http://bit.ly/HSIPWebinar16>

Join by phone: Call-in toll-free number: 1-866-842-5779 (US)

Call-in number: 1-832-445-3763 (US)

Conference Code: 832 898 9197

Those interested in submitting HSIP proposals, or have a need to submit/manage Smart Scale proposals will need to establish an account. You may also visit <https://smartportal.virginiahb2.org/#/>. (Contact SmartPortal@CTB.Virginia.gov to obtain log in credentials.)

For more information or if you have questions please contact: Mark Cole, **Mark.Cole@VDOT.Virginia.gov** or 804-786-4196.

Health Care Corner

The Affordable Care Act requires certain employers to maintain a well-defined head count of their full-time employees in order to be compliant. This process is known as the "Look-Back Measurement Period." It involves a Standard Measurement Period, a Stability Period, and an Administrative Period. This process can be very cumbersome for businesses especially those that are seasonal in nature. Please reach out to me with any questions.



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Aggregate Safety Seminars

The Annual Aggregate Safety Seminars are planned for December 6 in Fredericksburg and December 7 in Roanoke.

The seminars will offer presentations from the Mine Safety and Health Administration and Division of Mineral Mining and will include topics such as drones in mining, pump safety and others.

Please mark your calendar. Details will be coming soon.

Smoke Schools Coming Soon!

VTCA's Visible Emissions Certification Classes ("Smoke Schools") are scheduled for September 13 in Richmond, September 16 in Roanoke and September 17 in Abingdon. Anyone involved in taking visible emissions readings is required by the Environmental Protection Agency to receive certification every six months.

You may receive a reminder from Compliance Assurance Associates regarding your registration for these classes. These reminders are automatically generated 90, 30 and 15 days out from the classes to everyone in their database holding a certification, whether you are already registered with VTCA or not. This is only meant as a reminder from CAA which conducts the schools. Registration must be completed through VTCA.

Registration information is available at www.vtca.org. Contact Sam Hollins at sam@vtca.org with questions.

September 27 – Webinar on MSHA Section 110(c) – Don't Miss It

As part of VTCA's Fall Webinar Series (see page 4), one should be of particular interest to mine operators. "MSHA Section 110 (c) – Special Investigations in Metal/Nonmetal: What Mine Operators Need to Know" is the title of the September 27 webinar. In only one hour, attorney Max Corley of Dinsmore & Shohl will update participants on developments impacting MSHA special investigations and the rights of mine operators and management. He will also outline key strategies for mine operators to prevent, mitigate, prepare for and handle such investigations and the elevated enforcement actions giving rise to them. A one-hour investment of your time will pay off handsomely.

DMM "MSHA Law School" Coming This Fall

The Division of Mineral Mining is developing an "MSHA Law School." The first class is tentatively planned for this fall, probably in November. The school will be patterned after a very popular class that is offered in North Carolina by that state's Department of Labor. Dave Hardy of VTCA member firm Hardy Pence, LLC will be one of the keynote speakers. The plan is to include DMM-specific law on the third day of the class after the MSHA portion is completed. Stay tuned for details.

Aggregate Clay Shoot Set For October 12

The VTCA Aggregate Operations Committee is holding its 2nd Annual Clay Shoot on October 12 at Shenandale Gun Club. The morning will start at 9:00 am with an overview of the "MSHA Law School" that the Division of Mineral Mining plans to offer in November (see article above). Then, it's off to "shootin and eatin"!

Registration information is available by contacting Stephanie Rusnak at stephanie@vtca.org. Questions contact Sam Hollins at sam@vtca.org.

Virginia Compiles Impressive Safety Statistics For 2015

In addition to the eight mine operations in Virginia that received Safety Awards for 2015, the industry in Virginia as a whole compiled an impressive safety/production record for 2015. Some of those achievements include the following.

1. The eight mines receiving awards worked 403,423 hours without a lost time injury.
2. An additional 248 mines also worked throughout 2015 without a lost time injury.
3. This safety effort represents 7,621,248 hours worked for all mines.
4. There were 10,876 workers (including 7,298 contractors) in the mix.

Kudos to all mine operators in the Commonwealth for unwavering dedication to mine safety.

Calling VTCA Members In Hampton Roads – Help Lead A Student To Our Industry

VDOT has partnered with the Federal Highway Administration and the Virginia Department of Education to create the Hampton Roads Transportation Career Expo, set for November 2 at the Hampton Roads Convention Center. Every segment of our industry has a need for transportation professionals in construction, maintenance, operations and engineering. The goal of the Expo is to:

- Expose students in grades 9 through 12 (and some college students) to transportation-related career opportunities and educating them about careers in the multi-modal transportation industry;
- Show students transportation-related opportunities through hands-on exhibitors, equipment demonstrations, virtual demonstrations, and training simulators;
- Increase the total number of minorities, women and disadvantaged individuals in the Hampton Roads community employed in the transportation industry, including on Federally-aided highway design and construction projects.

Students will visit booths, get their “passport” stamped and talk with people who are really working in jobs that they will find interesting. Large transportation equipment will be on-site for an up-close and personal look. Exhibitors will have demonstrations, games, hands-on activities and giveaways for all who attend.

Now we need YOU! We need exhibitors and sponsors. This is an excellent opportunity to showcase your company to over 1,000 high school and college students. Many students are eligible to join the workforce and may be your next great hire.

There is no cost to be an exhibitor!

Click here for exhibitor information: www.hrtranspoexpo.com/exhibitors-2016/

Join VTCA as an Expo sponsor by visiting: www.surveymonkey.com/r/H398Y99

New Date For The “Hilliard” Golf Tourney

For 22 years the Hilliard Charity Fellowship Outing has been raising money for folks in need. The 2016 Fall outing may top the \$400,000 mark! Fisher House (www.fisherhouse.org) will be the primary beneficiary. Fisher House provides temporary housing for military families away from home visiting their wounded loved ones recovering in various military hospitals.

This Fall’s tournament has been moved up a week. Mark your calendar for Friday, September 30. Same place – Bowling Green Country Club in Front Royal. Shotgun start at noon. Bring your own team or sign up as a single. For more information visit www.vtca.org/vtca_calendar/events/hilliard_charity_fellowship_outing0916/.

Position Sought

Professional with broad experience in facilities management, operations management and project management is seeking a new opportunity in the greater Richmond area. Proven track record in facilitating an organization’s strategic and tactical operating plan in order to achieve record-setting productivity. Successful track record for managing projects on time and within budget. Currently manage budget of \$2 million. Extensive transportation construction industry training, holding numerous certifications.

For a copy of this resume, please contact Stephanie at VTCA.

In Memoriam

Edward J. Manley, Sr., passed away on August 8 at the age of 67. Ed spent his 42-year career with Contractors Paving Company and Virginia Paving Company, serving the Hampton Roads community. Manley held engineering degrees from the Wentworth Institute of Technology and Old Dominion University. He was active in his community and enjoyed spending time with his family.

He is survived by his wife Bonnie, two children and three grandchildren. A memorial service was held on August 12. Condolences may be offered at www.hollomon-brown.com.

BLUE TOP



A monthly publication of the
Virginia Transportation
Construction Alliance

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Welcome To Our New Members

CDE Global is dedicated to the wet processing of materials in the sand & aggregates, mining, C&D waste recycling, industrial sands and environmental sectors. Since our birth in 1992 we have grown to be the largest wet processing equipment company in the world. Our focus is on constantly developing and improving materials processing technology in a way which allows you to maximize the return on your investment, minimize environmental impacts, and gain significant competitive advantage in your market. Collaborative, imaginative and unique wet processing systems.

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PILLAR provides a unique approach to civil engineering, surveying, management, inspection and safety to ensure efficient and successful projects. To economically and efficiently provide excellent service, PILLAR has built a reputation based on integrity, sound practices, attention to details, personal relationships, and value added benefits. Our approach enhances constructability, operability, maintainability, and longevity.

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C. Jay Robbins, IV is an attorney with 30 years' experience. A former Assistant Attorney General with the Office of the Attorney General of Virginia, Jay has represented state agencies in a variety of construction and real estate matters. He has also represented general contractors, subcontractors, materials suppliers and bonding companies in construction disputes arising from both private and public projects. He concentrates his practice in construction disputes, business and commercial law, bond claims, employment (including OSHA), insurance coverage and creditors' rights.

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ATCS welcomes Michael Hanson, PE, LEED AP as Water Resources Department Manager. He brings over 25 years of civil engineering experience managing and designing a variety of water resources projects. He has managed diverse teams on large projects and has performed all aspects of project delivery including permitting, preparation of plans and specifications, CADD and GIS production, cost estimating, grants management, bidding, stakeholder facilitation and construction administration. His design experience includes projects related to wetland creation, stream restoration, regional flood control and water quality improvement basins, LID and Green Infrastructure, stormwater pumping systems, culvert and pipe system improvements and transportation drainage. Michael is also an expert modeler utilizing a wide variety of software to support planning and design work. Hansen holds a B.S. in Civil Engineering from the University of Florida.

Carrie Langelotti, PE, a Partner in Austin Brockenbrough & Associates, has been appointed by Governor Terry McAuliffe to serve on the Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects. Carrie's expertise will certainly be valuable to the Board.