

# WISCONSIN CENTER EXPANSION OSHA STRATEGIC PARTNERSHIP

BETWEEN

## UNITED STATES DEPARTMENT OF LABOR

OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION (OSHA) MILWAUKEE AREA OFFICE



AND

GILBANE | SMITH



AND

WISCONSIN SAFETY AND HEALTH CONSULTATION PROGRAM,



## A. IDENTIFICATION OF PARTNERS

The Milwaukee Area Office of the Occupational Safety and Health Administration (OSHA), Wisconsin Safety and Health Consultation Program (WisCon) and Gilbane Building Company in a Joint Venture with C.D. Smith (Gilbane | Smith) recognize the importance of providing a safe and healthful work environment for workers engaged in the construction industry. This OSHA Strategic Partnership Agreement (hereafter referred to as "OSP" or "the partnership") at the Wisconsin Center Expansion project, will facilitate the goals of OSHA to reduce occupationalrelated fatalities and serious injuries within the construction industry.

Both Gilbane Building Company and C.D. Smith Construction are long standing construction companies that provide construction services to the following markets: healthcare, commercial, office/retail, hospitality/entertainment, educational, religious, governmental, community, environmental, electrical, food processing, and general industrial. Gilbane | Smith and their subcontractors will be considered Partners. The activity level required to complete this project on schedule will call for complete compliance and cooperation efforts by all parties to ensure this project has a safe and health work environment at all times.

The groups listed below have developed this OSHA Partnership Agreement jointly with a common objective to provide a safe and healthy environmental for all at the Wisconsin Center Expansion project. It is the intent of this agreement to focus their combined expertise and knowledge to promote and encourage all workers on site to do their part in doing the same.

The following groups will participate in the partnership:

- Occupational Safety and Health Administration, Milwaukee, Wisconsin Area Office
- Wisconsin Safety and Health Consultation Program
- Gilbane Building Company
- C.D. Smith Construction

All contractors and subcontractors working at this site agree to participate in the partnership agreement. The facility owner, Wisconsin Center District, fully supports this partnership.

The following Labor Unions are participants in this partnership agreement (hereinafter, collectively, "Labor Unions":

- Boilermakers Local #107
- Bricklayers and Allied Craftsworkers Local #8
- International Brotherhood of Electrical Workers Local #494
- Elevator Constructors Local #15
- Heat and Frost Insulators Local #19
- Ironworkers Local #8
- Laborers Local #113
- North Central States Regional Council of Carpenters

- Operating Engineers Local #139
- Operative Plasterers and Cement Masons Local #599
- Painters & Allied Trades, District Council 7
- Plumbing Local #75
- Steamfitters Local #601
- Roofers Local #65
- Sheet Metal Workers Local #18
- Sprinkler Fitters Local #183
- Teamsters Local #200
- All Contractors and/or Subcontractors working at this site agree to participate in the partnership agreement.

#### **B.** PURPOSE/SCOPE

This Partnership was developed jointly by the Occupational Safety and Health Administration (OSHA), Wisconsin Safety and Health Consultation Program (WisCon) and Gilbane | Smith. This Partnership was implemented to collaborate with employers and employees to address all the hazards or especially the most commonly known such as excavation and trenching during construction at the Wisconsin Center Expansion worksite, in an attempt to reduce injuries, illnesses and fatalities through the long – term development of effective Safety and Health Management Systems. For all trades to recognizes safety as an element of responsibility for all employees to have the mind set and is essential to our success.

The purpose of this partnership is to reduce injuries/illnesses and fatalities during the construction of the 600,000 SF Wisconsin Center Expansion that is owned by Wisconsin Center District. The project is located at the SW corner of Kilbourn Avenue and Vel R. Phillips Avenue in Downtown Milwaukee, Wisconsin. The six-story, \$420 million Wisconsin Center expansion will bring the exposition hall to 300,000 contiguous square feet; add 24 new meeting rooms; include no fewer than 400 indoor parking spaces; add six loading docks; revamp kitchen/catering services; and feature a spectacular fourth floor ballroom with space for a minimum of 2,000 for a seated dinner. The project also includes 9 new elevators, outdoor terraces, 2 new skybridges, and a central plant.

A formal groundbreaking ceremony will take place in late 2021, with construction in 2022. The build will take approximately 24 months. It is anticipated that at its peak, the project will employ a total of 600 tradespersons on site. Construction activities will be completed in April of 2024.

#### C. GOALS/STRATEGIES

| Goals | Strategies | Measures |
|-------|------------|----------|
|       |            |          |

| 1) Maintain a project-wide<br>injury and illness rate of<br>25% below the 2020 BLS<br>Total Recordable Case<br>(TCIR) rate 1.8 and Days<br>Away from Work,<br>Restricted or Transfer<br>(DART) rate of 1.0 for the<br>construction industry<br>NAICS 2362 as the baseline | <ul> <li>a) Require the employers to report all injuries and illnesses, hospitalization, or amputation to OSHA within 24 hours of occurrence.</li> <li>b) Require the employer to conduct site walk around safety inspections prior to start of work each day.</li> <li>c) Require the employer to issue proper protective equipment (PPE) to employees for the task to be performed.</li> <li>Provide cut level four gloves for workers who handle tools or materials that may cause laceration hazards.</li> <li>Implement tool tethering for employees who work from heights and hard hat protection at all times to minimize struck by hazards.</li> </ul> | -OSHA and the employer(s)<br>will analyze the injury &<br>illness data to identify<br>emerging hazards and<br>evaluate the effectiveness of<br>the OSP and refer to WisCon<br>for consultation. This goal<br>will be measured by the<br>number of injuries and<br>illnesses reported by the<br>employers and number of<br>hazards identified and abated<br>during the daily walk around<br>inspections and the number<br>of employees receiving<br>proper PPE. |
|---|--|--|
| 2) Ensure all employers,<br>supervisors, and employees<br>whose job duties require<br>them to be in or around<br>trenching and excavation<br>work receive excavation<br>and trenching training  | To ensure they will be able<br>to address identification and<br>correction of hazards, soil<br>testing methods, trench<br>protection systems, and<br>general safety requirements.  | -Measure the number of<br>employers that OSHA<br>provided training materials,<br>and the number workers who<br>received training.  |

|                              | -Measure the number of   |
|------------------------------|--|
|                              | employers with effective   |
|                              | safety and health training   |
| along with existing training | programs. Document the   |
| documentation of workers.    | number of trainings received<br>and their topics   |
| b) Evaluate the employers    |  |
|                              | -Compare the number of   |
|                              | managers, supervisors and  |
|                              | employees provided with  |
|                              | OSHA 10-hour/OSHA 30-  |
| c) Implement First Aid       | hour training with the   |
| · -                          | baseline number managers,  |
| C                            | supervisors and employees  |
| d) Implement pre-task        | that had completed OSHA  |
| ·                            | 10-hour/ OSHA 30-hour  |
|                              | training prior to OSP  |
|                              | participation.   |
| 1 2                          | 1 1  |
| e) Implement safe ladder     | -Track and publicize the   |
|                              | number of safety training  |
| reduce falls.                | offerings and trades that  |
|                              | have been trained.   |
| f) Ensure emergency          | -Track the number of   |
|                              | emergency response drills  |
| -                            | and tabletop exercises   |
|                              | performed. Lessons learned   |
|                              | to be shared with all  |
| -                            | partners.  |
|                              | <ul> <li>b) Evaluate the employers that provide employees with OSHA 10-hour/ OSHA 30-hour training.</li> <li>c) Implement First Aid /CPR certification training.</li> <li>d) Implement pre-task planning training to improve task level risk assessment quality.</li> <li>e) Implement safe ladder procedures and training to</li> </ul> |

| 4) Ensure workers and their<br>representatives have<br>meaningful participation<br>and management support in | <ul> <li>a) Encourage workers to<br/>report safety and health<br/>concerns through:</li> <li>Increase near miss</li> </ul>  | -Measure the number of near<br>miss incidents reported and<br>root cause analysis<br>completed.  |
|--|---|--|
| the safety and health program.   | reporting on the project<br>- Increase communication of<br>job task updates throughout<br>the duration of the project<br>- Implement daily employee<br>"speak up" engagement<br>opportunities to report<br>unsafe conditions or   | -Track the number of pre-<br>task planning and daily pre-<br>shift safety huddles that<br>discuss/reviews safety and<br>health indicators<br>and/or open safety items. |
|  | suggestions   | Implement a strategy to track<br>and identify who has  |
|  | <ul> <li>b) Ensure management<br/>reports back to workers<br/>routinely and frequently<br/>about actions taken in<br/>response to concerns and<br/>suggestions.</li> <li>Promote/discuss good<br/>work practices to ensure<br/>worker input is welcomed.</li> <li>i.e., examples of reporting<br/>unsafe conditions,<br/>completion of safety forms<br/>and appropriate use of PPE<br/>where required</li> <li>Establish proactive<br/>measures for the common</li> </ul> | and identify who has<br>completed Job Site Safety<br>Orientation such as issuing a<br>hardhat sticker and / or<br>roster.  |
|  | hazards found at construction sites.  |  |
|  | -Provide all necessary<br>engineering controls,<br>administrative controls and<br>personal protective<br>equipment.   |  |

| 5) All participating<br>employers implement a<br>safety and health<br>management system | a) Implement safety and<br>health management systems<br>patterned after OSHA's<br>Recommended Practices for                    | -Track the number of<br>participating<br>employers/contractors that<br>implemented safety and     |
|---|--|---|
|   | Safety and Health Programs<br>in Construction to improve<br>their safety culture and<br>safety performance.                    | health management systems<br>-Track the number of<br>employers/contractors                        |
|   | b) Participate in OSHA's<br>Safe and Sound Campaign<br>to encourage employers to   | attended or participated in<br>Safe + Sound Campaign.<br>-Track the number job                    |
|   | have a safety and health<br>management system.<br>c) Provide a comprehensive   | hazard analysis<br>-Implement a strategy to<br>track and identify who has                         |
|   | Job Site Safety Orientation<br>for all workers prior to<br>allowing them to work on<br>site.                                   | completed Job Site Safety<br>Orientation such as issuing a<br>hardhat sticker and / or<br>roster. |
|   | d) Implement a job site wide<br>three levels of risk<br>assessments process  |   |
| 6) Ensure employee health<br>and wellness   | a) Provide team members<br>participation opportunites<br>in health and wellness<br>related activities, events, or<br>programs. | -Track the number of<br>wellness events/services<br>provided on the project site.                 |

The overall goal of the partnership is to create a working relationship that focuses on preventing work-related fatalities, controlling, or eliminating serious workplace hazards, and establishing a foundation for the development of an effective safety and health program. This partnership will strive to achieve that goal by establishing a foundation of proactive measures which will include:

#### D. SAFETY AND HEALTH MANAGEMENT SYSTEM

The Safety and Health Management System (SHMS) is a critical part of this partnership agreement in that it is an important aspect of collaboration between the project management team, supervisors, and the workers on site. This SHMS will include, but not be limited to, the following core elements:

Management Leadership Roles

Gilbane | Smith will implement a SHMS patterned after OSHA's "Recommended Practices for Safety and Health Programs in Construction" that will encourage partnering employers to commit a high level of worker involvement to assist in monitoring and identifying jobsite hazards on a continual basis to prevent accidents. Printed copies will be available upon request in the project field office. The SHMS will be implemented at the initiation of the partnership and continue through the duration of the partnership.

https://www.osha.gov/shpguidelines/docs/8524\_OSHA\_Construction\_Guidelines\_R4.pdf

Gilbane | Smith will use their systems to collect and analyze injury and illness trends (including near-miss incidents) by all contractors performing work at the site. This data will be used as a tool to ensure continual safety and health improvement at the site. The management of this Agreement will be accomplished by Gilbane | Smith implementing a comprehensive jobsite safety and health management system, which includes:

- Gilbane | Smith Safety Task Assignment (STA) and Pre-Task Plan forms, Gilbane | Smith will receive a risk assessment from the performing contractor prior to exposing any employee to potential safety and health hazards. Gilbane | Smith will complete STAs for work performed by their own employees. Completed forms are reviewed by Gilbane | Smith.
- Gilbane | Smith will coordinate with the performing contractor for industrial hygiene services provided by WisCon or other qualified resources to assess employee exposure levels for ALL toxins, carcinogens, or hazardous substances currently emphasized by OSHA and which present inhalation hazards, such as silica, lead, cadmium, and/or isocyanates. Employee exposures will be assumed, and respiratory protection worn until the results of the initial monitoring studies are received and demonstrate no exposure problems or prior surveys show no hazard exists. For exposure to respirable crystalline silica, fully and properly implemented engineering controls, work practices and respiratory protections as prescribed on 1926.1153(c)(1) Table 1 will be acceptable in lieu of monitoring. Gilbane | Smith will endeavor to ensure that no work with these materials will occur, thus preventing any exposure. Gilbane | Smith will request periodic evaluation visits by its insurance company's Industrial Hygienist and WisCon. Sampling / monitoring by WisCon must be coordinated and initiated by Gilbane | Smith or the performing contractor as part of a visit request to WisCon.
- All contractors on-site will perform daily audits. In addition, once each month, a comprehensive audit of the jobsite will be performed. A representative of the subcontractors will be a safety audit participant in the jobsite areas where their employees may be exposed to hazards. Any hazards found during the audits will be corrected promptly. Items identified during the audits will be annotated on a daily log. When hazards cannot be corrected immediately, they will be tracked until abatement is completed. Employees exposed to these hazardous conditions will be informed of the hazard and effective interim control measures will be implemented. A record will be kept of all hazards found during the comprehensive site safety audits and the number of hazards corrected as a result of the weekly audits.
- Implement an effective Fall Protection Plan to include fall protection in all cases as required by OSHA 1926 Subpart M, where work is being performed 6 feet or more above lower surfaces.

- Encouraging a "Ladders Last" approach to performing work.
- Ensure employees receive training as follows:
  - Supervisory personnel should possess an OSHA 30-hour card or its equivalent. Gilbane | Smith will work with all subcontractors to provide each subcontractor's safety designee with an OSHA 10-hour training, or its equivalent through available on-site training options.
  - All employees will receive a site-specific construction safety orientation covering jobsite safety and health issues, procedures related to the work being performed, as well as the requirements outlined in the Partnership Agreement. In addition, employees shall receive training on the content of the risk assessment for operations they will encounter. This may require periodic retraining of employees on the content of the risk assessment as they become relevant due to entering new phases of construction. Gilbane | Smith will provide this material to each subcontractor designated safety representative for completion.
  - Safety and health training will be provided to all workers in a language and vocabulary they understand. Bilingual instructors will perform this training. Gilbane | Smith will provide a list of instructors to all subcontractors to ensure that all workers are effectively trained.
  - Other hazard-specific training will be conducted on an as-needed basis.
  - Subcontractors can utilize other instructors as long as these instructors can provide a valid certification card showing completion of the OSHA 30-hour course. Gilbane | Smith will have primary responsibility for coordinating this training; however, as resources allow WisCon will also provide assistance. Gilbane | Smith plans to hold 10-hour Safety Training sessions as needed to help train all personnel as the schedule allows.
- Each subcontractor with written safety and health management systems must submit them to Gilbane | Smith. Companies without safety and health management systems may adopt Gilbane | Smith's Incident Prevention Plan or develop an adequate safety and health management system with the assistance of WisCon.
- Ensure Gilbane | Smith and/or the affected subcontractors adequately address healthrelated issues, which arise during the course of the Project, with the assistance of OSHA and WisCon as resources permit; all health-related issues will be discussed during the scheduled Partnership meetings.
  - An effective Hearing Protection Program, including noise monitoring and engineering controls, where possible, will be implemented by employers.
  - An effective environmental monitoring program will be implemented to control airborne hazards, such as silica, and will include personal monitoring, employee training, implementation of engineering controls where possible, and the use of

respiratory protection when necessary. Previous site-based data will be considered acceptable.

- Ensure compliance with the NFPA 70E when working on live electrical equipment, including training and the availability and use of personal protective equipment. A permit system will be implemented whenever working in close proximity to or on live electrical systems to ensure the implementation of appropriate protective measures prior to exposure. The permit form includes requirements for pre-task review and lockout/tag out procedures to be followed.
- Ensure all equipment capable of causing amputations is adequately guarded.

• Monitor environmental conditions for heat/cold stress, high wind conditions, threatening storms, tornados, along with surface conditions such as mud and ice. Establish wind limits for cranes and exterior work affected by wind. Have a warning system and established shelters in place for storms. Incorporate breaks and provide break areas for heat or cold with ample supply of fluids throughout the worksite.

## E. WORKERS INVOLVEMENT

By being a signatory to this OSP all affected unions support this OSP or waive their opportunity to be a signatory; however, indicated their willingness for this OSP to proceed.

The Labor Unions shall be permitted to designate a Safety Representative if they desire. The Safety Representative will be permitted to attend all safety related meetings and walkthroughs with the employer and OSHA representatives. The Safety Representative can be someone other than the job steward.

- Gilbane | Smith or the responsible contractor will ensure workers are involved with daily huddle meetings to discuss the activities for the day, potential exposures, and the control measures designed to address project hazards.
- Gilbane | Smith or the responsible contractor will ensure workers participate in weekly safety toolbox talk meetings.
- Gilbane | Smith or the responsible contractor requires reporting of any near miss, unsafe conditions, or incident.
- Gilbane | Smith or the responsible contractor will provide support to all workers and/or their representatives by providing feedback on risks and assisting them in eliminating hazards.

## F. PERFORMANCE MEASURES

Performance measures as outlined in section III will be used to assess the effectiveness of the partnership. Lakeside Alliance will gather and track data for the performance measures and share the information with OSHA, as specified in Appendix B of the Strategic Partnership Program for Worker Safety and Health, OSHA Directive CSP 03-02-003.

#### G. ANNUAL EVALUATION

The Partnership will be evaluated on an annual basis with the Strategic Partnership Annual Evaluation Format as specified in Appendix C of OSHA Instruction CSP 03-02-003, OSHA Strategic Partnership Program for Worker Safety and Health.

Gilbane | Smith or its designated representative will be responsible for gathering required participant data to evaluate and track the overall results and success of the Partnership. This data will be shared with OSHA. OSHA will be responsible for writing and submitting the annual evaluation.

The Consultation Program managers will report the number of Subcontractors that developed or improved their safety and health programs through consultation.

## **H. OSHA VERIFICATION**

- Verification Enforcement Inspections: OSHA will conduct the initial verification enforcement inspection no sooner than three months, but within four months after Partnership participants formally enter into this Agreement. During this period, Partnership participants should develop and implement the safety and health management systems required under this Agreement. After this period, OSHA will conduct the verification enforcement inspections annually thereafter. Verification enforcement inspections will be conducted as a focused inspection, per the appropriate OSHA guidelines. Compliance Safety and Health Officers (CSHOs) who are familiar with the Project will do verification enforcement inspections. Employee rights under the Occupational Safety and Health Act (OSH Act) will be afforded. During the verification enforcement inspections, if OSHA personnel identify serious hazards that site management refuses to correct, the scope of the inspection may be expanded.
- Complaint/Referral Investigations: This Partnership provides for the immediate response to each allegation of a safety or health hazard brought to its attention by any person. Upon a finding that an allegation is valid, the employer shall promptly abate the hazard.
- OSHA agrees that a copy of each non-formal complaint/referral related to the work site and filed with OSHA will be forwarded by fax, or by CSHO, Gilbane | Smith - Project Management office on-site. In accordance with applicable law, the name of a complainant requesting confidentiality will not be revealed. Gilbane | Smith agrees to investigate these complaints, regardless of the employer involved, and provide OSHA with a written response within 5 working days of receiving the non-formal complaint/referral.
- Accident Investigations: Employers engaged in this Partnership recognize that OSHA fully- investigates accidents involving a fatality or serious physical harm. If during the course of the investigation OSHA determines that the incident resulted from violations of the OSHA standards, the employer will not be afforded Partnership incentives.

• Onsite non-enforcement verification consisting of a worksite review will be conducted as part of the quarterly partnership meeting, as resources allow. In cases of Pandemics such as COVID-19, off-site verification 'visits' may be performed.

## I. INCENTIVES

Participant benefits from OSHA may include:

- 1. Maximum penalty reductions for good faith and history, to the extent allowed by the OSHA Field Operations Manual (FOM), OSHA Instruction CPL 02-00-160 (August 2, 2016).
- 2. In the event that a citation with penalties is issued, the Area Director has the authority to negotiate the amount of an additional penalty reduction as part of the informal conference settlement agreement, which is consistent with OSHA's current policy regarding this matter.
- 3. Priority consultation service and assistance for small employers working on the construction site from the Consultation program.
- 4. An OSHA focused inspection is available where the Partnership participant has an effective safety and health management system fully compliant with 29 CFR Part 1926.20 and 29 CFR Part 1926.21. (For additional details, refer to the August 22, 1994, memo signed by then Deputy Assistant Secretary for OSHA James Stanley, which was revised on September 20, 1995.)

#### J. OSP MANAGEMENT AND OPERATION

The Wisconsin Center Partnership Committee (the Committee) will consist of representatives from each of the partners listed above. The Committee will review contractor compliance and involvement in the partnership, analyze job site audits, make partnership improvements and evaluate partnership modifications, achievements and success.

#### Gilbane | Smith

- Implement comprehensive safety and health programs, which include:
  - o management commitment and employee involvement,
  - o hazard analysis,
  - o hazard control, and
  - worker education and training.
- Mentor subcontractors who have not yet developed their own safety and health programs and, if necessary, refer them to OSHA-Milwaukee Area Office and/or the WisCon Program, for assistance.

- Implement a six-foot fall protection requirement throughout the Project.
- Where the potential for airborne silica exposure exists, Gilbane | Smith will require the use of wet cutting techniques and/or dust collection systems in addition to the mandatory use of approved respiratory protection. To the extent feasible, personal air monitoring will be conducted to assess employee exposures levels. Where the potential for other health issues such as carbon monoxide, lead, or large-scale use of chemicals in the building interior (such as floor finishing's) exists, Gilbane | Smith will coordinate air monitoring with WisCon or other resources available to assess employee exposure levels. Sampling results will be shared at monthly meetings.
- Participate in the National Safety Stand-Down to Prevent Falls in Construction, Trench Safety Stand Down Week, Ladder Safety Month, Safe + Sound Week, and NSC National Safety Month.
- Share the responsibility for overseeing site safety, serving as a point of contact, and overseeing the partnership goals.
- Ensure at least weekly and as needed safety observation is conducted and documented.
- Ensure that all subcontractors are invited and encouraged to participate in jobsite safety meetings/toolbox talks on a weekly basis and document all attendance and topics.
- Ensure a focus on Well-being during the project. Develop a culture where all people feel they are part of something extraordinary by managing risk, creating a safe environment, and demonstrating the highest standard of care for each other.
- Review monthly incident summaries, including first aid, injury, and near-miss reports, with management and the safety committee.
- Onsite non-enforcement verification reviews will be conducted as part of the scheduled partnership meeting. A union representative can choose to be part of the inspection group. If non-compliant activity or hazards are discovered, immediate correction is required. Gilbane | Smith will document the corrective action taken and share this information during the quarterly update meetings. A referral for an enforcement inspection will be made if management refuses to correct a serious hazard identified during the non-enforcement verification visit.
- Agree to allow OSHA representatives site access during inspection activities (monitoring and un-programmed activities such as fatalities and employee complaints).
- Audit the Partnership and make recommendations for improvement.
- Share and make available to all workers at the site jobsite observations and near-miss incident report summaries.
- Require the use of appropriate personal protective equipment by all entering the worksite. Appropriate personal protective equipment, including ANSI-approved hardhats, eye protection and high-visibility reflective vests or high-visibility clothing as a minimum, will be worn at all times on the worksite.

• Monitor environmental conditions for heat/cold stress, high wind conditions, threatening storms, tornados, along with surface conditions such as mud and ice. Establish wind limits for cranes and exterior work affected by wind. Have a warning system and established shelters in place for storms. Incorporate breaks and provide break areas for heat or cold with ample supply of fluids throughout the worksite.

## OSHA

- Prepare the annual Partnership evaluation. Review and compile data provided.
- Participate in scheduled Partnership meetings and site non-enforcement walk around.
- Provide hazard identification and technical assistance as needed.
- Conduct one enforcement inspection annually.
- Conduct focused enforcement inspections when applicable.
- Optimal use of phone and fax process to handle complaints.
- Other-than-Serious violations will not be cited if corrected at the time of the inspection.

#### Wisconsin Safety and Health Consultation Program

- Appoint a representative to the committee.
- Participate in scheduled partnership meeting and site reviews, as resources permit.
- Provide/assist in training as resources permit.
- Give priority consideration to requests for services to small contractors who are engaged in work at the Project.
- Provide industrial hygiene, safety, and ergonomics consultation services upon request as resources permit
- Perform scheduled jobsite inspections.

#### Labor Unions

- Appoint a member to the Committee,
- Participate in monthly safety audits,
- Participate in scheduled Partnership meetings,
  - Represent all unions affiliated with the work trade scopes of this project, and
  - Assist in additional safety training to their respective union members.

#### K. Worker and Employer Rights and Responsibilities

This partnership does not preclude workers and/or employers from exercising any right provided under the OSH Act (or, for federal employees, 29 CFR 1960), nor does it abrogate any responsibility to comply with rules and regulations adopted pursuant to the Act.

#### L. Term of OSP

This agreement will terminate on the date of scheduled substantial completion of the activities of Gilbane | Smith's or its Subcontractors on or about April 1, 2024. If OSHA or Gilbane | Smith chooses to withdraw their participation in the partnership, the entire agreement is terminated. Any signatory may also propose modification or amendment of the agreement. If any of the other signatories wishes to withdraw their participation prior to the established termination date, a written notice of the intent to withdraw must be provided to all the other signatories.

#### **M. SIGNATORIES**

United States Department of Labor Occupational Safety & Health Administration

Based upon a mutual interest to protect construction workers, the parties below agree to the above terms on the Gilbane | Smith /OSHA Partnering Agreement for the Wisconsin Center expansion in Milwaukee, Wisconsin.

Signed this \_\_\_\_\_\_, 2022

#### **Signature Panel**

| OSHA<br>Occupational Safety | OSHA, Milwaukee Area Office<br>Signature:<br>Printed Name: Christine (Chris) Zortman, Area Director                    |
|-----------------------------|--|
| and Health Administration   |  |
| WisCon                      | Wisconsin Safety and Health Consultation Program         Signature:            Printed Name: Ernie Stracener, Director |
| G <mark>ilbane</mark> SMITH | Gilbane Building Company<br>Signature:<br>Printed Name: Adam R. Jelen, Executive Vice President                        |
| <mark>Gilbane</mark> SMITH  | C.D. Smith Construction, Inc.<br>Signature:<br>Printed Name: Michael Krolczyk, Senior Vice President                   |



Milwaukee Building-Construction Trades Council

Signature: \_\_\_\_\_ Printed Name: Dan Bukiewicz, President