



**OCUC**  
ONTARIO CONSTRUCTION USERS COUNCIL

**MINUTES OF COUNCIL MEETING October 25, 2019**  
**Location: Centre for Health and Safety Innovation**  
**Board Room E - 5110 Creekbank Road, Mississauga, ON**

**Member:**

|                     |                                   |
|---------------------|-----------------------------------|
| Eric Hopkins        | Metrolinx                         |
| Michael Nieznalski  | Toronto Transit Commission        |
| Scott Randall       | NOVA Chemical                     |
| Danny Chui          | Exhibition Place, City of Toronto |
| Harry Banikin       | H Banikin & Assoc.                |
| Ian Worte           | Ontario Construction Secretariat  |
| Doug Randall        | CHANDO                            |
| Cleavon Emilio-Luis | Dumas Contracting Ltd             |
| Ian Cunningham      | COCA                              |
| Tracey Smith        | OPG                               |
| Kevin Chui          | OPG                               |
| Dan Arnott          | McIntosh Perry                    |
| Jaues Young         | Metrolinx                         |
| Gary Van Boldeneo   | COCA                              |

**Guest:**

|                |                      |
|----------------|----------------------|
| Pierre Rouleau | Ministry of Labour   |
| Alex Ewing     | George Brown College |
| Ted Dreyer     | Madorin Snyder       |
| Janine Dyck    | WSIB                 |

**1. Opening Remark by the Chair, Introduction and Safety Moment**

Eric Hopkins, Chair of OCUC, started the meeting at 8:46AM and asked everyone to introduce themselves one by one. He followed with the safety moment citing a video he saw yesterday where a whole family were saved by a vehicle on green collided with another one which was running a red light. He used it to illustrate the risk we take every day at work. A risk does not happen today does not mean it will not happen the next day. We shouldn't have to think of taking a risk to cross the road; but in reality, things happen. We are all in the safety business. When we see something was done in an unsafe manner and although nothing has happened at the time, we still should reflect on it and remind ourselves that it should not have done in such an unsafe manner.

**2. Approval of Agenda**

The agenda, as presented, be approved and the Chair be authorized to suspend the regular order of business.

**Motion to approve the Council agenda; Moved by Ian C and Seconded by Doug R. Motion carried.**

**3. Approval of Council Minutes September 13, 2019**

Minutes were sent to all members by emails earlier and no comment was received.

**Motion to approve the Council minutes as amended; Moved by Ian C and Seconded by Tracy S. Motion carried.**

#### **4. Subcommittee Report**

##### **4.1 Education –**

Eric H mentioned that in the board meeting last night that he mentioned Durum District School Board sent out a request for donation for safety boots for under privilege people who joint the construction industry. The Board approved to send \$500 to the cost and recommended that it be brought forward to the council for endorsement. The council approved the recommendation of the Board. Doug R mentioned that the Skill Trade Expo will be held November 8 from 9 am to 2 pm and asked members to attend if possible. The Expo will show the virtual reality head set that we saw in the September meeting presented by EXO/ES Fox. That will educate the public more above construction trades than just the masonry, electrician and bumbling.

##### **4.2 Health and Safety**

Michael N, H & S subcommittee chair announced that the new Health & Safety Provincial Co-ordinator, Pierre Rouleau, is in the meeting and invited him to speak and give update of MOL activities. Pierre R said that the old MTCU is now the wing of MOL as MOL Training, Skill and Development. He did not intend to give any update at the moment but would like to find out during breaking talking with OCUC members what it want him to bring to the table in the future. He would answer any question OCUC members might have; and if he cannot at that moment he would bring those questions to the appropriate committees that he sits on and would provide answers and feedbacks later. With the new portfolios added to it, it would remain to be seen how the organization would move forward.

Michael N mentioned that he attended a COR meeting recently and was told that there will be changing to the COR, may be calling as COR 2020, with added four elements to the program such as contractor safety management, safety procurement, documents control and record keeping. Michael N also mentioned that WSIB is also introducing a new Health and Safety Excellence Program. This program has three levels: the basic, intermediate, and advance. There would be some incentive for the employers who participated in it. Once attended the advance level, the employer can merge into the new COR program and thus accredited by MOL. However, Ian C said one does not need COR to be accredited. The other program which is accredited by MOL is ISO 4501 which must be equivalent to COR. As for the construction industry, there are two things as Eric H said that matter. One is the ultimate goal is work safety and other is to win work. As an owner, if owner sees value on COR, not just paper chase, owner will support that. But if owner does not see change in the contractor's safety data, then the owner will question the COR value. Also does it mean to owner the potential of rate reduction; therefore, does it make a business being more competitive, or business making more money. OCUC will want to bring all parties together for next council meeting in December to discuss this subject.

Ian Cunningham provided the update information on the 2019 MOL October report to PLMHSC - MOL REPORT TO LABOUR-MANAGEMENT NETWORK –

Section 1: For August 1 – August 31, 2019: Fatality – 2; Critical Injury – 22 totalling 24. As compared to the same period last year of 1 and 33 totalling 34 respectively.

Section 2: Recent new in Ministry of Labour:

Protecting vulnerable workers

Sign up for workplace safety consultations  
Changes Made to Dive Notice Submission  
Musculoskeletal disorders and respiratory hazards blitz

Section 3:

Court Bulletin 1 – Worker's Fatal Fall Results in \$400,000 Fine for Mississauga Company with Record of Convictions - While giving a tour of the facility to demolition contractors, a worker fell nearly 30 feet to the ground from a walkway that had corroded and could not support the worker's weight. The worker later died in hospital.

Section 4: Critical Injury for the period from January 1 to August 31, 2019 was 192.

Section 5: Fatal Injuries for the period from January 1 to August 31, 2019 was 7 (3 due to fall).

#### **4.3 Labour Relations**

There was no update to report on this subject.

#### **4.4 New Website Update**

Due to time constraint, Eric H told the council briefly that the new website is on. It has the same address “The OCUC” and members will have pass word. It has previous presentation and people can apply membership through the website.

#### **4.5 Board Report**

There is no specific item to report under for the Board Report, which are all being discussed in the last sub-committee reports

### **5. Presentation I: The New Construction Act**

#### **Ted Dreyer, Madorin Snyder LLP**

Ted Dreyer is a construction lawyer at the law firm of Madorin, Snyder LLP in Kitchener. Ted is a current director of the Council of Ontario Construction Associations. Ted acts for Owners, Contractors, and Subcontractor in disputes in the industrial, commercial and institutional construction sector. Ted was recently appointed as an adjudicator pursuant to the new Construction Act.

Please refer to the OCUC website for the slid presentation

### **6. Presentation II – The 2020 New Framework**

#### **Janine Dyck, Vice President, Employer Services, WSIB**

Janine Dyck is the Vice President of Employer Services, at the Workplace Safety and Insurance Board. Janine began her career at the Workplace Safety & Insurance Board in 2006 supporting the implementation and management of preferred provider contracts for health care products and services for injured and ill people. She then took on a leadership role in the transformation of the core Accounts and Claims systems, acting as a bridge between business and technology. This role led to opportunities within Claims Operations leading the Operations Quality Programs Division, providing solution and tools to assist front-line staff in delivering exceptional customer service to businesses and injured and ill people. She is currently the lead on the implementation of our new rate framework program within our Employer Services Division. Prior to working at WSIB, Janine worked at Canadian Tire where she led corporate sourcing initiatives for administrative products and services and introduced a standardized vendor management process within Information technology. Janine has a Bachelor of Business Administration from Simon Fraser University and MBA from Dalhousie University.

Please refer to OCUC website for the slid presentation

**7. New Business & Next Meeting – December 13, 2019**

**8. Adjournment – Council meeting was adjourned at 12.03 AM**

**NOTE: The above minutes were intended to reflect only the general discussions at the time in the meeting. However, they may not necessary had been recorded fully and exactly what were discussed. Please contact Danny Chui within 72 hours to report any discrepancy after receiving these minutes. Minutes are generally posted on the OCUC website [www.theocuc.com](http://www.theocuc.com) after they were approved.**

**Minutes prepared by:**

**Danny Chui, P. Eng., FEC**

**Executive Director**

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