

Turner Construction Company – 2000 Arch Project

Turner Construction Company – 2000 Arch Street Project

I. Purpose/Scope

The Philadelphia Area Office of the Occupational Safety and Health Administration (OSHA) and Turner Construction Company (TURNER) have agreed to implement an OSHA Strategic Partnership ("Partnership") during construction activities of the new building at 2000 Arch Street, Philadelphia, Pennsylvania ("2000 Arch Project"). Common objectives and goals of the Partnership include the following: reduce injuries and illnesses; increase safety and health training; ensure effective safety and health monitoring is conducted; and increase the number employers with safety and health management systems (SHMS). This Partnership is consistent with OSHA's long-range efforts to develop a contractor/government cooperative approach to safety management. It allows for better use of OSHA's resources, innovation in safety management, and encourages more participation in the safety process from the construction community.

To facilitate the goal of reducing occupational related fatalities and serious injuries within the construction industry, OSHA and TURNER will implement an agreement under the Partnership. By combining their efforts, skills, knowledge, and resources, OSHA and TURNER expect to reduce exposure to hazards and thereby decrease the possibility of serious injuries and fatalities at the 2000 Arch Project.

TURNER is providing construction management services and building owner oversight on the construction of a new mixed-use building, located within the proximity of 2000 Arch Street in Philadelphia, Pennsylvania. The 2000 Arch Project will culminate in 474,193 square feet of useable space across 20 stories for the use of tenants. The anticipated end date for construction is tentatively 2026.

This Partnership will not relieve any participating contractors from or lessen their safety responsibilities nor change any contractual obligations between Turner Construction Company or participating contractors, nor does it lessen any and all affirmative defenses, legal rights or due process afforded with respect to OSHA enforcement action.

II. Identification of Partners

- Occupational Safety and Health Administration, Philadelphia Area Office (OSHA)
- Turner Construction Company

III. Partnership Goals, Strategies, and Measures

This Partnership will create a working relationship that focuses on preventing work-related injuries and fatalities, controlling or eliminating serious workplace hazards, and establishing a foundation for the development of effective safety and health programs. The Site-Specific Health and Safety Program will be administered by Turner Construction Company with the participation of all participating contractors.

Turner Construction Company – 2000 Arch Project

The Partnership will include the following goals, strategies and measures:

Goal	Strategy	Measures/Products
<p>1. Reduce the total number of injuries and illnesses annually. Have injury and illness rates that are equal to or less than the baseline rates, thereby providing a safe and healthy work environment for employees at the 2000 Arch Project.</p>	<p>a. Review the OSHA 300 data of the 2000 Arch Project, including participating contractors and their subcontractors. This data will be used as a tool for continual safety and health program improvement.</p> <p>b. All worker hours will be tracked onsite by safety representatives to accurately calculate the Turner Total Case Incident Rate (TCIR) and Days Away From Work, Restricted, or Job Transferred (DART) rates. If insufficient data exists, data from a project with similar size and scope may be substituted to establish a proper baseline.</p> <p>c. Partners will meet bi-annually to review injury and illness statistics and work together to resolve workplace safety and health issues.</p>	<p>a. This goal will be measured by assessing OSHA 300 injury and illness data and comparing the TCIR and DART rates for the Partnership versus the established baseline rates.</p> <p>b. Baseline data for the 2000 Arch Project is based on the TCIR and DART Rates for FY 2023 of all combined projects for Turner excluding subcontractors. The TCIR baseline is 1.17 cases, and DART baseline set at the industry average 1.2 days.</p>
<p>2. Control workplace hazards by increasing the number of participating contractors with safety and health management systems (SHMS).</p>	<p>a. Conduct evaluations of each participating contractor's SHMS in accordance and make suggestions for improvement.</p>	<p>a. Compare the number of participating contractors that develop and implement effective SHMS as a result of participating in the Partnership, with the baseline for the Partnership. The baseline will be established during the initial year of the Partnership.</p>
<p>3. Conduct effective self-inspections, training, technical assistance, and consultation activities in areas where employees may be exposed to hazards.</p> <p>The overall outcome of this goal should be the reduced exposure of workers to hazards, as well as a reduced injury and illness rate.</p>	<p>a. TURNER will use an established tracking tool to document all self-inspections, the number of hazards corrected, any industrial hygiene monitoring data (if conducted), and all safety and health training conducted during the Project.</p> <p>b. OSHA will provide compliance assistance during meetings or events so long as resources will allow.</p>	<p>A comparison will be made after establishing baseline data during the first year for the following categories. The Partners will meet bi-annually to review:</p> <p>a. The number of self-inspections performed, the number of hazards identified and corrected,</p> <p>b. The number of training sessions conducted by the partners, training hours for workers and supervisors/managers.</p>

Turner Construction Company – 2000 Arch Project

Goal	Strategy	Measures/Products
<p>4. Develop a working relationship to maintain a continuing dialogue that supports various OSHA Safety and Health Campaigns/Initiatives.</p>	<p>TURNER and all on-site participating contractors will participate in OSHA's Focus Four Campaign and annually will hold a national stand-down to prevent falls in construction event until the Project is completed.</p> <ul style="list-style-type: none"> a. TURNER and all on-site participating contractors will print and display OSHA's national stand-down to prevent falls in construction poster in visible working locations and inside their on-site trailers. b. TURNER will present, and all on-site participating contractors will participate in the weekly toolbox talks associated with Region III's Focus Four Campaign. c. Conduct outreach for various Safety and Health topics with contractors, including OSHA's Falls Stand-downs, Safe and Sound Week, and other initiatives as schedules and resources will allow. d. Conduct outreach for internal TURNER safety events such as but not limited to Safety Week and Fall Protection and Rigging Inspections as schedules and resources will allow. 	<p>All data below will be provided to OSHA during the bi-annual meetings.</p> <ul style="list-style-type: none"> a. TURNER, along with their contractors will provide the Philadelphia Area Office the number of workers that participated in the national stand-down to prevent falls in construction. b. TURNER will provide the Philadelphia Area Office with the number of workers trained in each week's toolbox talk that is associated with the Region III Focus Four Campaign. c. TURNER will report on any Safety and Health outreach that is conducted to support OSHA's campaigns.

IV. OSHA Non-Enforcement Verification and Enforcement Efforts

A. OSHA Non-Enforcement Verification

In order to assist in measuring the success of this Partnership, a non-enforcement verification consisting of a review of the written program elements and site visit, will be conducted after the signing of this agreement.

After the initial non-enforcement verification site visit, bi-annual visits will be conducted by signatory members of this Partnership. These visits will review program elements such as meeting attendance, safety training and possibly non-enforcement verification assessments, which will focus on the most serious hazards that have been previously identified pursuant to the procedure herein. During any verification visit, all reported hazards are to be corrected in a timely manner. TURNER acknowledges if during the onsite non-enforcement verification visit, the Compliance Assistance Specialist (CAS) identifies serious hazards that the employer fails to

Turner Construction Company – 2000 Arch Project

correct, the CAS will make a referral for an onsite enforcement inspection pursuant to the OSHA Field Operations Manual.

OSHA will meet with TURNER bi-annually to review Partnership issues and to examine updated TCIR and DART rates and the injury and illness experience of all contractors at this site. OSHA shall provide feedback on any noted incident trends and patterns.

B. OSHA Inspections and/or Investigations

This Partnership provides for the timely response to each allegation of a safety or health hazard brought to each contractor's attention by any person. Upon a finding that an allegation is valid, the responsible contractor shall promptly abate the hazard.

OSHA agrees that a copy of each non-formal complaint related to the 2000 Arch Project and filed with OSHA will be forwarded by email, fax, or mail to the Project office. In accordance with applicable law, the identity of a complainant requesting confidentiality will not be revealed. TURNER agrees to investigate these complaints regardless of the contractor involved and provide OSHA with a written response within five working days of receiving the non-formal complaint/referral.

OSHA personnel will continue to conduct investigations and inspections in any circumstance that may warrant the opening of an OSHA inspection, pursuant to the policy set forth in Field Operations Manual (FOM). These may include but are not limited to local or national emphasis programs, formal complaints, referrals, fatalities, catastrophes, or other accidents or significant events. OSHA will also investigate contractors whose employees are exposed to or are creating plain view hazards at the Project. These investigations will be conducted outside of this Partnership in accordance with established OSHA enforcement policy. Violations documented during such investigations may result in the issuance of citations and penalties. OSHA reserves the right to issue citations and penalties for violations including but not limited to regulatory violations for which mandatory penalties are established.

V. Incentives

OSHA's FOM details opportunities available during citation/case settlement for all employers who undergo onsite enforcement inspections. These opportunities are also available for participating contractors.

TURNER and participating contractors will receive the following benefits from OSHA:

1. Special recognition, which may include but is not limited to, press releases issued by OSHA and recognition on OSHA's web page.
2. Informational materials such as safety and health publications and electronic educational resources.
3. Presence and participation of the CAS or other Philadelphia Area Office designee for related safety and health events held by a participating contractor for the site identified in this partnership, as resources permit.
3. Participating contractors will be provided special priority consideration for free, confidential On-Site Consultation services from the Pennsylvania OSHA Consultation Program. Small and medium sized businesses may request a no-cost, confidential consultation visit on-line at <https://www.iup.edu/pa-oshaconsultation/request/>.

Turner Construction Company – 2000 Arch Project

VI. Partnership Management and Operation

TURNER and OSHA will form a committee to monitor the implementation of this Partnership. It will consist of a representative from each of the Partners. The CAS will serve as OSHA's primary contact. The Committee will review contractor compliance and involvement in the Partnership, analyze job site audits, make Partnership improvements, and evaluate Partnership modifications, achievements, and successes.

Partnership Roles and Responsibilities

OSHA agrees to:

1. Evaluate TURNER's Health and Environmental Policies and Procedures Manual (Attachment 1) prior to and during the OSHA non-enforcement verification visit using Appendix C (or equivalent) and determine whether effective safety and health management systems (SHMS) are in place.
2. Designate an OSHA CAS to serve as a resource and liaison for the Partnership.
3. Conduct an on-site non-enforcement verification visit within 90 days of the signing of the Partnership, and bi-annually thereafter, as resources permit.
4. Attend bi-annual meetings with the Project Safety Leadership Team to review any safety and health concerns on the 2000 Arch Project and plan any training or outreach events, as resources permit.
5. Meet with TURNER bi-annually to review the Project's safety performance. Safety performance will be evaluated through review of participating contractors' OSHA 300 logs for the Project, related accident reports, self-inspection data, training information, and any campaign/outreach information addressed in Goal #4.
6. Provide timely responses to requests for information and clarification of OSHA standards, as OSHA's resources permit.
7. Provide information on OSHA's training resources.
8. Support the implementation of SHMS, including the four main elements of management commitment/employee involvement, hazard identification, hazard correction/control, and employee training.

TURNER agrees to:

1. Provide a dedicated Site Environmental Health and Safety Manager to serve as a safety resource and liaison person for the Partnership and to assist contractors with safety issues/concerns.
2. Provide notice to all contractors that the Project is subject to this Partnership and include the Partnership Fact Sheet (Appendix A) in the Project's New Employee Safety Orientation.
3. Develop and implement the Project Site EHS Plan (Table of Contents - Attachment 1).
4. Evaluate each participating contractor's site-specific health and safety plans, called Construction Work Plans (CWPs), prior to their work commencing on site. Turner will provide further review of the contractors' CWPs at the pre-construction meeting for each trade.
5. Notify the OSHA Philadelphia Area Office of participating contractors that have completed TURNER's Safety Evaluation and have pledged both support and cooperation to the Partnership (Appendix B).
6. Offer participating contractors' safety and health information (i.e., toolbox safety meetings) especially on the focused four construction hazards (which are Falls; Caught-In or Between; Struck-By; and Electrocutions).
7. Maintain Project Safety Performance Report. Require all active contractors to submit an updated OSHA 300 Log for the Project bi-annually.
8. Meet with OSHA bi-annually to review the safety performance of TURNER and participating contractors and provide feedback on noted incident trends or patterns. This includes related

Turner Construction Company – 2000 Arch Project

- accident reports, self-inspection data, training information and any campaign/outreach information. This collection of data will be posted throughout the Project for all the trades to see.
9. Coordinate safety related matters that pertain to site general conditions such as hazard communications, emergency response, installation and maintenance of building perimeter guardrail systems, and housekeeping.
 10. Implement a SHMS at this Partnership site as detailed in Appendix C.
 11. Support the implementation of SHMS, including the four main elements of management commitment/employee involvement, hazard identification, hazard correction/control, and employee training.
 12. Encourage and promote the use of the Pennsylvania On-Site Consultation Program – Indiana University of Pennsylvania (www.iup.edu/pa-oshaconsultation), including sharing provided brochures, to small and medium sized contractors that operate at the site. Consultation is a free, confidential service that can assist small and medium sized employers with hazard identification and control, and implementation of effective SHMS. More information on this free confidential, voluntary service is available at <https://www.osha.gov/dcsp/smallbusiness/consult.html>

VII. Employee and Employer Rights – Employee Involvement

This Partnership does not preclude employees 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 OSH Act. This Partnership recognizes employees bring valuable skills and perspective to the implementation of an effective site safety and health system. Employees on site will be encouraged and given opportunities to be involved in the site safety and health system. Employee involvement will include, but is not limited to, participation in self-audits, site inspections, job hazard analysis, SHMS reviews, safety training, and accident/near miss reporting. Employee involvement will be included in the Safety and Health Management System Evaluation (Appendix C).

VIII. Safety and Health Management Systems

OSHA and TURNER support the implementation of safety and health management systems, including the four main elements of management commitment/employee involvement, hazard identification, hazard correction/control, and employee training. TURNER commits to implementing a SHMS at this Partnership site as detailed in Appendix C.

IX. Annual Evaluation

The Partners will jointly prepare an annual evaluation of the Partnership (Appendix D). The evaluation will review the success of the Partnership, lessons learned, and changes that will be made to meet the goals of the Partnership. Annual evaluations will be submitted by the Partners to OSHA's Philadelphia Regional Office no later than 30 days after the signing anniversary date each year.

X. Termination

This Partnership shall be in effect until completion of construction activities at the 2000 Arch Project, but in no case longer than three-years. Should any Partner choose to withdraw prior to Project completion, a written notice shall be given, stating the reason(s) and providing 30 days' notice to the other party(s).



Turner Construction Company – 2000 Arch Project

XI. Paperwork Reduction Act

OSHA Strategic Partnerships are part of OSHA's available voluntary cooperative programs. As per the Paperwork Reduction Act of 1995 (PRA OMB CONTROL NO. 1218-0244, expires August 31, 2025), the public reporting burden for this Partnership's collection of information is estimated at 11 hours per participant, per year. If you have any comments regarding this collection of information, including suggestions for reducing the burden or revising the burden estimate, please direct them to:

Occupational Safety and Health Administration
Attention: Director, Office of Partnerships and Recognition
Directorate of Cooperative and State Programs
200 Constitution Avenue, NW - Room N3700
Washington, DC 20210

XII. Signatures

Based on a mutual interest to protect construction workers, the below parties agree to the terms of the OSHA / TURNER Partnership Agreement for the construction of the 2000 Arch Street Project.

Signed _____ day of _____, 2024

Partners:

Theresa Downs, CIH
Area Director
USDOL/OSHA
Philadelphia Area Office

Name
Title
Turner Construction Company

In Support of:

xxxxx
Business Representative
Philadelphia Building and Construction Trades Council

Turner Construction Company – 2000 Arch Project

APPENDIX A

PARTNERSHIP FACT SHEET

The Philadelphia Area Office of the Occupational Safety and Health Administration (OSHA) and Turner Construction Company (TURNER) have agreed to implement an OSHA Strategic Partnership ("Partnership") during construction activities of the new mixed-use building located at 2000 Arch Street, Philadelphia, Pennsylvania ("2000 Arch Project").

This Partnership aims to encourage joint cooperation between OSHA, TURNER, and participating contractors to foster a safe work environment for all 2000 Arch Project workers.

The Partnership between TURNER and OSHA calls for the 2000 Arch Project to be managed consistent with [OSHA's Recommended Practices for Safety and Health Programs in Construction](#), or their equivalent.

Under the Partnership, OSHA will provide timely responses to requests for information, requests for clarification of OSHA standards, and other assistance as resources and/or OSHA Policy allow. To show their commitment to the Partnership, participating contractors will voluntarily sign this pledge.

This Partnership will not relieve any participating contractors from or lessen their safety responsibilities nor change any contractual obligations between Turner, participating contractors, nor does it lessen any/all affirmative defenses, legal rights or due process afforded with respect to OSHA enforcement action.

This Partnership will not in any way affect employees' ability to exercise rights under the OSH Act and OSHA regulations.

This Partnership is consistent with OSHA's long-range effort to develop a contractor/government partnership approach to safety management. It allows for better use of OSHA's resources and for innovation in safety management, and it encourages more participation in the safety process by each stakeholder.



Turner Construction Company – 2000 Arch Project

APPENDIX B

PLEDGE

The Philadelphia Area Office, Region III, of the Occupational Safety and Health Administration (OSHA) and Turner Construction Company (TURNER), have agreed to implement an OSHA Strategic Partnership ("Partnership") during construction of the project located at 2000 Arch Street ("2000 Arch Project").

This Partnership aims to encourage joint cooperation between OSHA, TURNER, and participating contractors to foster a safe work environment for 2000 Arch Project workers.

The Partnership between TURNER and OSHA calls for the 2000 Arch Project to be managed consistent with [OSHA's Recommended Practices for Safety and Health Programs in Construction](#), or their equivalent.

OSHA will provide timely responses to requests for information, requests for clarification of OSHA standards, and other assistance as resources and/or OSHA Policy allow. To show their commitment to the Partnership, participating contractors will voluntarily sign a pledge (Appendix B)

This Partnership will not relieve any participating contractors from or lessen their safety responsibilities nor change any contractual obligations between TURNER, participating contractors, nor does it lessen any/all affirmative defenses, legal rights or due process afforded with respect to OSHA enforcement action.

This Partnership will not in any way affect employees' ability to exercise rights under the OSH Act and OSHA regulations.

This Agreement is consistent with OSHA's long-range effort to develop a contractor/government partnership approach to safety management. It allows for better use of OSHA's resources and for innovation in safety management, and it encourages more participation in the safety process by each stakeholder.

Based on mutual interest to protect construction workers, the below party pledges both support and cooperation to the OSHA/TURNER Partnership Agreement by following the TURNER Project Safety Plan.

Authorized Representative (print / type)

Signature

Title (print / type)

Company / Organization (print / type)

Turner Construction Company – 2000 Arch Project

APPENDIX C

SAFETY AND HEALTH MANAGEMENT SYSTEM EVALUATION

1. TURNER and participating contractors have and will have implemented a comprehensive written TURNER Project Safety Plan.
2. TURNER maintains or will maintain copies of participating contractors' safety and health plans, Construction Work Plans, hazard communication plans, and fall protection plans (where applicable). TURNER requires participating contractors to follow its Project Safety Plan and will not accept any plans or practices that are less stringent.
3. TURNER will have a full-time safety representative at the site to conduct and document safety inspections of work, and who through training and experience, can recognize hazards, and has authority to take prompt corrective action. Minimum training required for a site safety representative is either the OSHA 10-Hour or 30-Hour Construction Safety Outreach Course, as specified in the TURNER Project Environmental Health and Safety Plan.
4. TURNER and participating contractors have or will have trained field supervisory personnel and have provided additional training for competent persons in such areas as scaffolding, excavation, fall protection, crane operations, etc. (Additional training will be dictated by the type and scope of the work the participating contractor routinely conducts).
5. TURNER has and will provide an Environmental Health and Safety orientation for all new workers, including hazard recognition specific to the work sites.
6. TURNER and participating contractors will have employee involvement in the Partnership. Examples include, but will not be limited to, participation in self-audits, site inspections, job hazard analysis, SHMS reviews, safety training and accident /near-miss investigations.
7. TURNER and participating contractors will follow a six-foot fall protection policy.
8. TURNER and participating contractors will conduct and document weekly employee safety meetings.
9. TURNER and its participating contractors will conduct and document self-audits.
10. TURNER and contractors will have a written enforcement program which includes progressive discipline. The program progresses from verbal warnings to written warnings with enforcement. The written enforcement notices will require either complete re-training or dismissal from the job site of the individual worker at TURNER's discretion. TURNER reserves the right for immediate dismissal without warnings for anything that is deemed a flagrant disregard of safety rules and regulations, including zero tolerance for the following potentially hazardous conditions: Fall protection not in compliance with 29 CFR 1926.451, electrical work not in compliance with NFPA 70E, working in a non-OSHA compliant excavation and/or confined space. All contractors are subjected to the same enforcement program and policy and may be removed from the job site.