

## **SCHEDULE “A”**

1. The Labourers’ International Union of North America, Local 183 (“the Union” or “Local 183”) agrees with the general facts set out in the Application filed by the Ontario Concrete and Drain Contractors' Association (“the OCDCA”). In addition to those facts, the Union adds the following.

### **Bargaining Rights and History**

2. The Union is a trade union within the meaning of sections 1 and 126 of the *Act*.
3. In addition to any other bargaining rights that it may hold, Local 183 represents employees engaged in “concrete and drain work” which is a combination of work falling within the sewer and watermain sector, and the residential sector of the construction industry. More generally, concrete and drain work includes the sewer and watermain sector work of the laying of sewer laterals from the main sewer trunk to the house or building basement; the laying of the drains and piping within the building perimeter; and thereafter the pouring of the concrete pad in the basement, including the formwork, placement and spreading of granular underlay and work related thereto.
4. Since at least the late 1970s the Union has bargained a collective agreement for concrete and drain work which is separate from the general sewer and watermain agreement with the Greater Toronto Sewer and Watermain Contractors Association (“the GTSWCA” and “the GTSWCA Agreement”). Since the formation of the OCDCA in 1980, the Union has only bargained one concrete and drain collective agreement (with the Association) and even where no accreditation order is applicable, has successfully required any new employers to adopt the pattern collective agreement. A current copy of the collective agreement is attached to the Application as filed (“the Collective Agreement”).
5. As noted in the Application, since December 2002 the OCDCA has been an accredited Employer Bargaining Agent in Board Area 8 and Simcoe County, being part of Board Area 18 with respect to employers bound to Local 183.
6. By 2021 the OCDCA and Local 183 had expended the geographic scope of the Collective Agreement to include Board Areas 9, 10 and the District of Muskoka in Board Area 18.
7. In October of 2021 the OCDCA filed an accreditation application seeking to represent employers who were bound to Local 183 performing concrete and drain work in Board Areas 9, 10 and the District of Muskoka in Board Area 18.
8. On March 7, 2022, the Board issued the OCDCA an accreditation certificate which merged the December 2002 certificate with the new accreditation certificate, the end result being the OCDCA being issued a merged

accreditation certificate applicable to concrete and drain work covering Board Areas 8, 9, 10 and 18 (the “2022 Certificate”).

### **The OCDCA’s Current Application to Expand the Geographic Scope of its Accreditation Rights**

9. Following the issuance of the 2022 Certificate, Local 183 and the OCDCA have agreed to expand the geographic scope of the Collective Agreement to include Board Areas 7, 11, 12, 27 and 29 (the “Expanded Areas”).
10. As a result of the expansion of the geographic scope of the Collective Agreement, the OCDCA seeks to expand the geographic scope of its accreditation rights to mirror the geographic scope of work found in the Collective Agreement.
11. The jurisdictional agreement between the OCDCA and GTSWCA, described in the Application, has recognized concrete and drain work as specialty work. This agreement has been in place for over 20 years, and recognizes a bargaining pattern which has existed for over 40 years. The Union supports the agreement of the OCDCA and GTSWCA to continue this separation as the two Associations have expanded their accreditations.
12. The residential home builders bound to the accredited collective agreements between the Union and the Metropolitan Toronto Apartment Builders’ Association (“the MTABA Agreement”), the Toronto Residential Construction Labour Bureau (“the TRCLB Agreement”) and the Durham Residential Construction Labour Bureau (“the DRCLB Agreement”) have recognized concrete and drain as being a distinct type of work and it is covered by and protected by the subcontracting clauses and cross-over clauses in each of the MTABA, TRCLB and DRCLB Agreements.
13. The Local 183 and OCDCA relationship is evidence of a long standing, stable, and successful bargaining practice.

### **Employers and Employees Working in the Bargaining Unit**

14. Attached at TAB 1 to this Response is a List of Employers bound to and applying, among others, the Collective Agreement who have performed work inside the Expanded Areas in the year prior to the Application. That is, employers who performed work covered by the Collective Agreement in OLRB Geographic Board Areas 7, 11, 12, 27 and 29; but it excludes any employer who only has performed work in OLRB Geographic Board Areas which would be covered by the existing Accreditation Certificate.
15. The Union has compiled the List of Employers based upon the knowledge of its business representatives working in the field and their observations, and

based upon the monthly contributions reports which were submitted to the Union in respect of the work performed.

16. The Union estimates that there are six (6) employers in the bargaining unit applied for. The Union does not have current information of the exact number of employees employed by such employers. However, based upon the monthly contribution reports and the Union's general understanding of the work being performed, it estimates that there are approximately twenty-five (25) employees at work in the bargaining unit in the month prior to the Application.

#### **Support for Requested Orders**

17. The Union agrees with the submission of the OCDCA. In particular, it agrees with the proposed bargaining unit description for the current Application for Accreditation, as well as if successful, the proposed merged bargaining unit description.
18. The Union consents to the Board issuing the order requested by the Applicant upon confirmation that the Applicant has satisfied the statutory requirements as an accredited bargaining agent.

# TAB 1

## ONTARIO LABOUR RELATIONS BOARD

**OLRB Case No.: 2792-25-R**

### **ACCREDITATION – RESPONDING PARTY’S (TRADE UNION’S) LIST OF EMPLOYERS**

**(with Bargaining Rights in the Geographic Area and Sector applied for)**

List (alphabetically arranged) of all employers for whom the Responding Party Trade Union is entitled to bargain as of the Application Date.

| Name, address, telephone number and facsimile number of Employer                                                                                                  | Source of Bargaining Rights                                                                                                                                                | Relevant Date                 | Area (Use additional pages if necessary) |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------|------------------------------------------|
| 1. Basecrete Inc.<br><br>78 Millwick Drive<br>Toronto, ON<br>M9L 1Y3<br>Tel: 905-265-9983<br>Fax: 905-265-9158                                                    | Collective agreement between the Ontario Concrete and Drain Contractors Association and Labourers' International Union of North America, Local 183 (the "OCDCA Agreement") | May 1, 2025 to April 30, 2028 | Board Area ("BA")<br><br>7,11,12,27,29   |
| 2. Conforti Concrete Ltd.<br><br>834 Ormond Drive<br>Oshawa, ON<br>L1K 3B6<br>Tel: 905-718-9600<br>Fax: n/a                                                       | OCDCA Agreement                                                                                                                                                            | May 1, 2025 to April 30, 2028 | BA 7,11,12,27,29                         |
| 3. The King-Con Corporation/King-Con Construction Ontario Ltd.<br><br>248 Birmingham Street<br>Etobicoke, ON<br>M8V 2C9<br>Tel: 416-798-8815<br>Fax: 905-271-1126 | OCDCA Agreement                                                                                                                                                            | May 1, 2025 to April 30, 2028 | BA 7,11,12,27,29                         |
| 4. Southcrete Inc.<br><br>151 Princess Anne Crescent<br>Etobicoke, ON<br>M9A 2R7<br>Tel: 647-550-7883                                                             | OCDCA Agreement                                                                                                                                                            | May 1, 2025 to April 30, 2028 | BA 7,11,12,27,29                         |

**ONTARIO LABOUR RELATIONS BOARD**

|                                                                                                                                                                                           |                 |                               |                  |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|-------------------------------|------------------|
| Fax: n/a                                                                                                                                                                                  |                 |                               |                  |
| 5. Toronto Concrete & Drain Limited/Brentview Construction Limited<br><br>750 Millway Avenue, Unit 6<br>Concord, ON<br>L4K 3T7<br>Tel: 416-249-2477<br>Fax: 905-761-5316                  | OCDCA Agreement | May 1, 2025 to April 30, 2028 | BA 7,11,12,27,29 |
| 6. Windmill Group Corporation/Windmill Construction Ltd./New Generation Stone Slingers Services<br><br>5121 First Line<br>Milton, ON<br>L9E 0J8<br>Tel: 905-636-8860<br>Fax: 905-636-8867 | OCDCA Agreement | May 1, 2025 to April 30, 2028 | BA 7,11,12,27,29 |

**This list has been prepared by me or under my instruction and I confirm that it is accurate.**

**Name: Paulo Almeida**

**Date: January 9, 2026**

**Signature:** 

**(INCLUDE ADDITIONAL PAGES WHERE NECESSARY)**