

# Document 2

**From:** [Peter.Mallory@ch2m.com](mailto:Peter.Mallory@ch2m.com)  
**To:** [Byrne, Jeff](#)  
**Cc:** [Newell, Wayne](#); [fox@foxeng.ca](mailto:fox@foxeng.ca); [gcormier@jlrichards.ca](mailto:gcormier@jlrichards.ca); [JKrug@stantec.com](mailto:JKrug@stantec.com); [John.McEwan@aecom.com](mailto:John.McEwan@aecom.com); [p.whelan@mcintoshperry.com](mailto:p.whelan@mcintoshperry.com)  
**Subject:** CEO Comments re: Draft Litigation and Health & Safety Exclusions  
**Date:** May 17, 2010 10:21:51 AM

---

*Jeff, thanks very much for the opportunity to comment on the proposed Litigation & Health & Safety Record council motions. Its this type of collaboration and consultation that the CEO really feels benefits both our organizations.*

*The Ottawa CEO agrees that what is proposed is a fair and reasonable approach, assuming of course that the City exercises good business judgment. The key is that disputes where the facts are yet to be clarified are not used to exclude a firm from proposing on new work. In other words stick to the innocent until proven otherwise standard where possible.*

*In terms of the Health & Safety motion, in general we support the idea of demanding strong attention to all aspects of Health & Safety on all projects. Specifically for tendered construction work we feel the NCHA (National Capital Heavy Construction Assoc.) and / or the OCA (Ottawa Construction Association) would be more appropriate organizations to consult re: appropriate specific metrics you could request for evaluation purposes. We know this is common in other industries (example: Oil & Gas).*

*We hope this helps and look forward to future consultation.*

Thanks,

Peter

Peter Mallory | **Chair** CEO Ottawa | **Pho.** 613 723 8700 x 73119 | **Cell** 613 291 5957