



AUGUST 2021

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August 9, 2021

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August 30, 2021



August 2, 2021

The **VOICE** of Construction

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Infrastructure, Masks, and Recalls...Oh My!

Dustin Steiner, Vice President Government and Industry Relations

Last Wednesday, 67 US Senators voted to invoke cloture on, or end debate and advance, the \$1.2 trillion dollar (now closer to \$1 trillion) infrastructure package that has been discussed, critiqued, celebrated, and jeered for the last several months. President Biden and the so-called G-10 Senators ("Group of 10" - 5 Republicans, 5 Democrats) who have been negotiating this deal are certainly bullish on its passage, especially following the cloture vote, with Senator Rob Portman, the lead Republican negotiator, saying it "*would be great for the American people*" and Senator Kyrsten Sinema, the lead Democrat negotiator, calling the process "difficult" and "long" before remarking, "*And what I'm proud to say is that is what our forefathers intended.*"

There are still hurdles as the amendment process begins this week and budget conscious Republicans, such as Senator Mike Lee, have made it clear they have "*real concerns with this bill.*" Additionally, the Congressional Budget Office has yet to "score" this bill, which could make or break some Republican Senators. While the negotiations have cut President Biden's initial \$2 trillion dollar package in half, the current version does include roughly \$550 billion in new spending on top of expected ongoing infrastructure spending. It breaks down something like this: \$110 billion for roads and bridges, \$39 billion for public transit and \$66 billion for rail, \$55 billion for water and wastewater infrastructure and billions for airports, ports, broadband Internet, and electric vehicle charging stations.

Senate Majority Leader Schumer would like to get this bill out of the Senate this week so that he can bring the much larger \$3.5 trillion dollar budget reconciliation package to the floor before the Senate is scheduled to leave town for a monthlong recess August 9. The massive reconciliation bill, which contains many items on the

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progressive wish list, coupled with the 2,702 pages of the infrastructure package that were not released until last night, may make it difficult to accomplish before the jet fumes officially take over the upper house. Senator Schumer also has some concerns within his own ranks with Senator Joe Manchin and Sinema, both commenting in recent weeks that the \$3.5 trillion dollar price tag might be too much for them. In the 50-50 Senate, anything could happen.

Down the street at 1600 Pennsylvania Avenue, President Biden announced Thursday that, "Every federal government employee and onsite contractor will be asked to attest to their vaccination status. Anyone who does not attest to being fully vaccinated will be required to wear a mask on the job no matter their geographic location, physically distance from all other employees and visitors, comply with a weekly or twice weekly screening testing requirement, and be subject to restrictions on official travel."

The White House also said, "These rules should not only apply to federal workers and onsite contractors. President Biden is directing his team to take steps to apply similar standards to all federal contractors." AGC America is seeking clear direction on who exactly constitutes a "federal contractor". We will let you know, when we know.

Back here in California, the recall election is 43 days away, and new polling shows Governor Gavin Newsom in trouble with likely voters. While his poll numbers remain favorable in general, the latest [Berkeley IGS Poll](#) shows the support for the recall at 47% and opposition at 50% when projecting who will actually be voting. Newsom allies are outspending recall proponents a whopping 200-1, with future ad buys showing a 150-1 advantage.

But, with the Delta variant lingering and wildfires burning, there is certainly reason to be concerned in the Governor's mansion. While six weeks is a lifetime in politics, the problem for any candidate is that six weeks is a lifetime in politics...

Public Hearing Set on New Stormwater Permit

Mike McManus, Director of Engineering Construction & Industry Relations

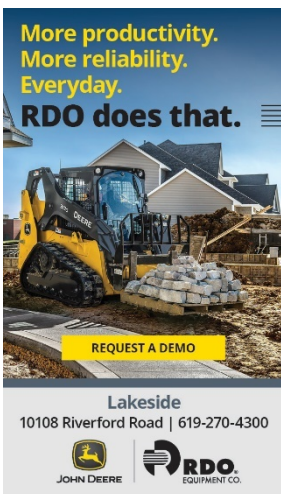
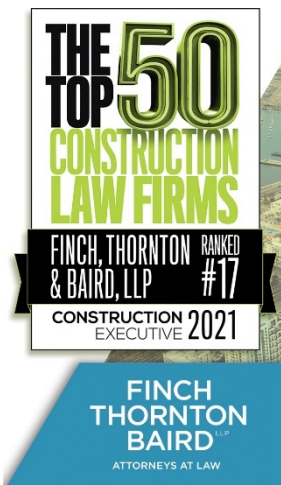
The State Water Board will hold a public hearing to receive public comments on the draft Construction Storm Water General Permit reissuance.

The public hearing will be held remotely: **Wednesday, August 4, 2021 - 9:00 a.m.** via video and teleconference only. A quorum of the State Water Board will be present at the public hearing, however, no State Water Board action will be taken at the public hearing.

The federal Clean Water Act requires discharges of construction storm water to waters of the United States to be regulated by a National Pollution Discharge Elimination System (NPDES) permit. The State Water Board adopted the existing statewide NPDES Construction Storm Water General Permit (CGP) in 2009 to regulate



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storm water discharges associated with construction activities disturbing one or more acres.

The existing Storm Water CGP expired in September 2014, but has been administratively extended until the effective date of a reissued permit.

The draft CGP incorporates:

- New requirements to implement Total Maximum Daily Loads adopted by Regional Water Boards into applicable Basin Plans
- New regulations for the use of passive treatment technology
- New regulations for discharges from dewatering activities
- New criteria for Notices of Non-Applicability
- Changes to the Notice of Termination process
- Requirements to implement the California Ocean Plan and the Water Quality Control Plan for Inland Surface Waters, Enclosed Bays, and Estuaries, including the statewide Trash Provisions
- Updated requirements for demolition activities
- New and more extensive water quality sampling requirements per the federal Sufficiently Sensitive Test Methods Rule
- Updated monitoring and reporting requirements with a major increase in inspections and reporting

State Water Board staff released an informal draft of the proposed Storm Water CGP on November 30, 2020, hosted two public workshops in December 2020, and held subsequent focused meetings with stakeholders including the construction industry.

The draft Storm Water CGP reissuance documents are available on the State Water Board Construction Stormwater Program [web page](#).

During the public hearing, staff will present a detailed explanation of the draft CGP and changes made in consideration of feedback received on the informal draft.

Participants will be given an opportunity to provide oral presentations. The State Water Board and its staff may ask clarifying questions.

If you want to view the webcast, it can be viewed through this link: [Public Meeting Live Webcasts](#)

The construction industry has been given two half hour presentation slots, tentatively scheduled to begin at approximately 1:00 p.m. on Wednesday August 4. Several storm water specialists from AGC San Diego member firms will be participating in the presentations.



PUBLIC AGENCIES SURVEY

AGC San Diego in 2019 launched an initiative to recognize the public agencies that our members say are the best agencies to work with; it is time for the 2021 edition of the survey.



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During the next month, the online survey will be open for members to evaluate those public agencies with which they are most familiar. We are interested in hearing from superintendents, project managers, project executives to company owners and principals. Please forward the survey link below to employees in your firm who work on public works projects to provide their input.

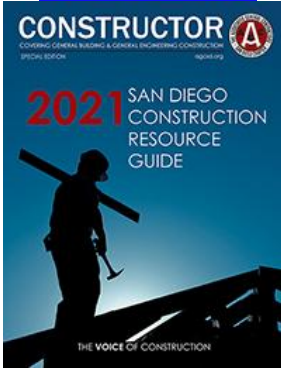
PUBLIC AGENCIES SURVEY HERE

The survey will be open from August 2 to September 3.

The top public agencies will be recognized at the 2021 Build San Diego Awards this November. Evaluate the public agencies you work with today!

If you have any questions, please contact AGC San Diego staff members [Mike McManus](#) or [Kellie Korhonen](#).

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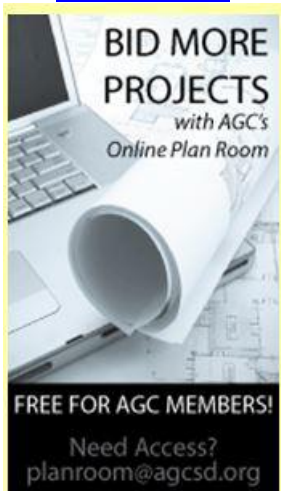


EGCA Honoree and Scholarship Awards Mixer & Dinner on August 26

Mike McManus, Director of Engineering Construction & Industry Relations

Join AGC as we award student scholarships and honor **Ron and Jerry Zagami, Clairemont Equipment**, at the **Honoree and Scholarship Awards Mixer & Dinner** presented by the Engineering General Contractors Association (EGCA) Foundation on August 26. The event will be held at the San Diego Yacht Club. Members of the EGCA Foundation's Board of Directors will be in attendance and speaking at the event.

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TRIAL

Contact:

[Lisa Lovelace](#)

Director of Plan Room Services

This year, the EGCA Foundation will be awarding scholarships to students from the **J.R. Filanc Construction Engineering Management Program** at **San Diego State University** and students from the **Diesel Technology Programs** at **Palomar College** and **Miramar College**. Faculty members from each school will be on hand



to make the scholarship presentations. The awardees are as follows:

Ron and Jerry Zagami...

In 1970, Charles and Clara Zagami, along with their two sons Ron and Jerry, shared a vision for the future and bought the A-Z Rentals franchise in the Clairemont Mesa suburb of San Diego. Initially specializing in party goods, medical equipment and small

homeowner equipment; their vision was of a much larger company. A few days later, the company changed its name to Clairemont Equipment Rentals and added several brands of small and medium-sized equipment to their product line, and their vision was becoming a reality. The company incorporated in 1974 as Zagami Inc., while retaining the Clairemont Equipment Company name that it was identified with.

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Director of Plan Room Services

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Email [Marcy Knopman](#)

Or go to the NEW [Member Portal](#)
on AGC's new website.



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AGC East County Facility
10140 Riverford Road
Lakeside, CA 92040
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.....

Please join us at the Yacht Club to honor these construction industry leaders.

[REGISTRATION](#)

Purchase tickets for our San Diego Staycation Raffle Prize! This year, we will be raffling off two Staycation Packages that include: two tickets for a Hornblower Dinner Cruise on San Diego Bay, and a one-night hotel stay. [Get your raffle tickets today by clicking here.](#)

Sponsorships are still available. Contact Robin Scott at robin@agcsd.org for more details.

Does your Company have a Retirement Plan?

San Diego AGC Retirement Fund Trustees

In 2016, Governor Brown signed California Senate Bill 1234, which created a workplace retirement savings program known as the CalSavers Retirement Savings Program (CalSavers). Eligible employers with at least five (5) employees that do not already have an employer-sponsored retirement plan (i.e. 401k) will be required to either establish their own retirement plan or provide their employees with access to CalSavers.

Employers with more than 100 employees were required to comply with this law by September 30, 2020. For employers with over 50 employees, the deadline was June 30, 2021. The next deadline is June 30, 2022 for employers with five or more employees. The California Franchise Tax Board may fine employers who fail to comply with these requirements.

Here's how the CalSavers program works:

- Once the employer registers, Cal Savers will contact the employee directly (using information provided by the employer) instructing the employee how to enroll online or opt out.
- Employees receiving W-2 wages who are at least 18 years MUST be automatically enrolled in the program after 30 days of employment if they do not opt out.
- If the employee does not opt-out, the employer is required to deduct a default employee contribution rate of 5% of **after-tax wages** from each paycheck and deposit it into the employee's CalSaver account. The rate of contribution will automatically increase each year by 1% to a maximum of 8% or \$6,000 if you are under age 50 (\$7,000 if age 50 or older) for 2021.
- Employer contributions are not permitted.

Instead of going the CalSaver route, AGC San Diego Chapter members should consider the **AGC, San Diego Chapter, Inc.'s 401(k) Multi-Employer Plan (MEP)** which fully complies with the requirements set forth by California AB 1234. Some of the advantages of choosing the AGC San Diego's 401(k) MEP plan are as follows:

- *There is no set up fee and no annual employer audit.*



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- *This plan is sponsored by the AGC San Diego Board of Directors and administered by AGC member Trustees.*
- *Local broker support with access to extensive Transamerica 401(k) services.*
- *Competitive fee structure; wide range of investment options and online account access.*
- *Employee contributions are **tax deferred** and the savings limit is much higher than Cal Savers: \$19,500 (plus \$6,500 catch up for employees 50+)*
- *Employer contributions are permitted, allowing the employer to use prevailing wage dollars and take credit. The plan is considered a "bona-fide" benefit plan under Davis Bacon and State Prevailing Wage rules.*
- *Minimal plan maintenance and the ability to customize your plan design.*

For more information and to get setup with the AGC San Diego Chapter, Inc. 401k MEP, contact any of the following brokers:

- Corey Klinke - West Coast Group Benefits - (858) 521-7391 / corey@westcoastbenefits.com
- Glen Schaffer - Schaffer Enterprises - (858) 337-4939 / gschaffer@proservgrp.com
- Patrick Casinelli - Cavnac & Associates - (619) 234-6848 / pcasinelli@cavnac.com
- Ryan Stover - Marsh & McLennan - (858) 875-3058 / Ryan.Stover@MarshMMA.com
- Laura Williams - McGriff Insurance - (619) 525-2823 / Williams.laura@mcgriff.com
- Matthew Mikolajewski - LPL - (858) 832-7243 / invest@mattwealth.com

[AGC Retirement Plan Web Page](#)



AUGUST CLASSES

- Aug. 3 - Stormwater
- Aug. 4 - Excel - Beginner
- Aug. 4 - Aerial Work Platform (AWP) Safe Operator Training
- August 9 - 12- BIM (Deadline to Register July 30) - Lakeside
- Aug. 11- Foreman & Superintendent Boot Camp - Lakeside
- Aug 11 - Excel - Intermediate
- Aug. 11 - Fall Protection CPT Refresher Training
- Aug. 11 & 12 - CQM- C (Online Training via ZOOM)
- Aug. 12 - Trenching & Excavating CPT
- Aug. 16-18 - Fall Protection 24 Hour CPT for EM 385
- Aug. 16 - 19 - OSHA 30 - Hour Construction Outreach - Lakeside
- Aug. 16 - Basic Rigging & Signal Person Certification
- Aug. 17 - 20 - AGC LEAN Units 1 - 4 (Online Training)

Aug. 18 - **Excel - Advanced**
Aug. 23-26 - **Fall Protection**
Aug. 24 - 27 - **LEAN Units 5 - 7 (Online Training)**
Aug. 25 - **CPR - First Aid Training**
Aug. 26 - **Construction Correspondence/Effective Business Writing - Lakeside**

For more information on classes, contact: [Becca Schaffer](#) 619-592-4533



AUGUST MEETINGS

Aug. 4 - **Safety Committee** - 7:00 a.m. *via Go to Meeting*
Aug. 11 - **Education Committee** - 11:30 a.m. @ Lakeside
Aug. 19 - **Affiliate Council** - 11:30 a.m. @ Lakeside
Aug. 26 - **Port Liaison** - 11:45 a.m. - TBA
Aug. 13 - **Technology Committee** - NOON @ Lakeside

[JOIN A COMMITTEE](#)

About Monday Morning Quarterback

AGC San Diego Chapter's Monday Morning Quarterback is a "hot off the press" and to the point Monday morning briefing on the important issues facing San Diego's construction industry. It is prepared by AGC Chief Executive Officer, **Eddie Sprecco**, and Vice President Government & Industry Relations, **Dustin Steiner**.

Please contact [Eddie Sprecco](#) or [Dustin Steiner](#) with your comments, or with information that should be conveyed to the industry through this service. Well over 3,000 individuals employed by AGC member firms are part of this system.

ARCHIVE

The Associated General Contractors of America - San Diego Chapter, Inc.
East County Headquarters: 10140 Riverford Road, Lakeside, CA 92040
Government Affairs Office: 6212 Ferris Square, San Diego, CA 92121
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August 9, 2021

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In This Issue

New Stormwater Permit - New Regs.,
New Cost, New Risks

Reminder for Call for Entries - Build
San Diego

Public Agencies Survey

AGC Presents 2021 Honoree and
Scholarship Dinner - Aug. 26

Education / Safety Training
Committee Meetings

**New Stormwater Permit - New Regs, New Costs,
New Risks**

*Mike McManus, Director of Engineering Construction & Industry
Relations*

The State Water Resources Control Board (State Water Board) held last week the long-awaited public hearing on the Stormwater Construction General Permit (CGP) Reissuance. The existing Stormwater CGP was adopted in 2009 and expired in 2014. However, it has been administratively extended until a new CGP is reissued.

The construction industry was well represented at the public hearing, as were environmental advocacy organizations. The State Water Board staff led off with a presentation to explain what is proposed to change in the new regulations, and what has changed since the staff released an informal draft of the new proposed CGP last fall.

That was followed by several 30-minute panel presentations by several construction industry coalitions, an organization representing stormwater compliance practitioners and a coalition of utility companies. This was followed by public comments that were split between construction industry interests, that generally suggested significant changes to the Draft CGP, and environmental advocacy group representatives.

The Draft CGP presented by the Water Board Staff does have some positive new elements that several panelists from the construction industry commented on. The addition of the use of passive treatment (chemical) technology to clean up discharge stormwater was one. The removal of the Rain Event Action Plan (REAP) was also mentioned several times as well as inserting a

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timeline for the Water Board to act on a Notice of Termination. However, that is where the good news primarily ends.

The new Draft CGP is a vastly larger document, with vastly more complicated requirements than the present CGP that was issued in 2009. It begs the question... if most stormwater specialists report that the 2009 CGP has been very effective at protecting water quality, why the higher complexity in the new permit versus the one issued in 2009? The focus of the new regulations is on administrative items to a large extent that do nothing to directly improve water quality. The change in costs to comply with this permit are not clear but it is clearly going to be more costly and riskier for owners and contractors.

The most controversial new addition to the Draft CGP is a requirement to control Total Maximum Daily Load (TMDL) for various invisible pollutants (copper, lead, asbestos, nutrients, etc.) coming from construction projects in certain watersheds. We are being told that this effects the Los Angeles and San Diego regions more so than other urban parts of California. The construction industry experts seem to agree that the Best Management Practices (BMP's) presently used will not control these invisible pollutants. Additionally, these same folks represented that the technology to the control, or even measure the quantities of these pollutants does not exist as the threshold requirements are extremely small amounts of material.

The other controversial aspect of the new permit is the new requirement known as Numeric Effluent Limits (NEL). These are the limits of the invisible pollutants, mentioned previously, that if violated more than once at a site would result in an automatic violation of the clean water act requiring a mandatory fine by the Water Board. The existing CGP uses a concept known as Numeric Action Limits which if exceeded on a construction site by a discharge would require the project owner and contractor to take corrective action. If that corrective action is taken, then there is no fine. Under the federal Clean Water Act any citizen can sue an entity that violates the Clean Water Act. The proposed NEL's could lead to a blizzard of third-party lawsuits on future construction projects.

One of our concerns related to infrastructure projects is the lack of any grandfathering elements in the proposed permit which can be crucial. On on-going multiyear projects, a sudden shift to a new more complex CGP can set in motion the need for contract change orders to deal with the new requirements and potentially put project budgets at risk. Even projects that have not started but have been under development for years and have a set project budget could be forced to augment their budget or delay or cancel the project because of the increased costs of compliance with these new state regulations.

Historically, the environmental advocacy groups in California have paid much more attention to the Municipal Separate Storm Sewer System (MS4) permits that every city and county in the state must have and the Caltrans Statewide NPDES permit, which regulates storm water discharges from Caltrans properties, facilities, and activities, as the environmentalists can get more water quality bang for "our" buck than regulating individual construction projects.



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Public agencies are stationary long-term targets. It seems likely that the new TMDL and NEL requirements being proposed in the Draft CGP could find their way into the MS4 permits around the state and the Statewide Caltrans permit governing the state highway system. The costs of compliance could be enormous and would take away from existing transportation infrastructure funding.

The staff of the State Water Board is planning to respond to all public comments. We expect to engage with the staff through the Fall. An adoption hearing is expected as early as December.

Reminder for the 2021 AGC Build San Diego Awards "Call for Entries"

Rae Krushensky, Director of Meetings & Events and Member Services

ENTRY DEADLINE: Any time before August 31, 2021 by 12:00 P.M.

This is a reminder to get your entries in for the prestigious AGC Build San Diego Awards Program before the deadline noted above. Entries are to be delivered or mailed to the **AGC Lakeside office at 10140 Riverford Road, 92040**. There will be no extension on the due date.

The awards recognize San Diego's most impressive construction projects ranging across the building, highway & transportation, underground & utility infrastructure, and heavy division categories.

The event is scheduled for November 16, 2021.

We are very honored to have [Hawthorne Cat](#) and [Torrey Pines Bank](#), back as our Title Sponsors this year!



Hawthorne Cat and Torrey Pines Bank have been supporting this vital construction industry event for many years. They make a great team and AGC San Diego partner.

Entries in the Build San Diego Awards program are open to all General Contractor, Contractor and Specialty Contractor members who worked as the "prime" on the job they are submitting for, and who are in good standing with The Associated General Contractors of America, San Diego Chapter, Inc.

By entering the awards program, you are providing your project team with a fantastic opportunity to showcase their achievements to our panel of exceptional and influential judges, and to the industry.

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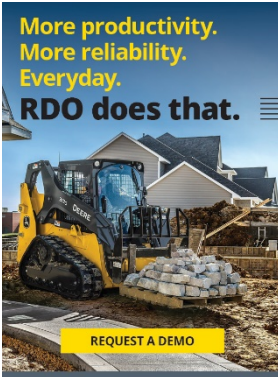
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- *Building Construction - Private Work*
- *Heavy / Highway*
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- *Unique Small Project - Public Work, not to exceed \$6 Million*
- *Unique Small Project - Private Work, not to exceed \$6 Million*
- *Unique Special Project*
- *Sustainable Project*

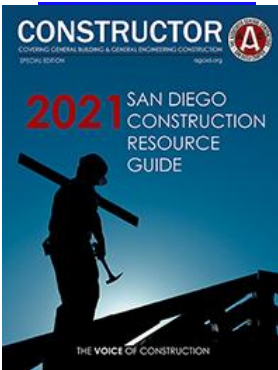
To be eligible, projects must have been completed between September 1, 2019 and August 31, 2021.

CALL FOR ENTRIES

ENTRY DEADLINE: Any time before August 31, 2021 by NOON

Questions? Please contact [Rae Krushensky](#), (619) 592-4525.

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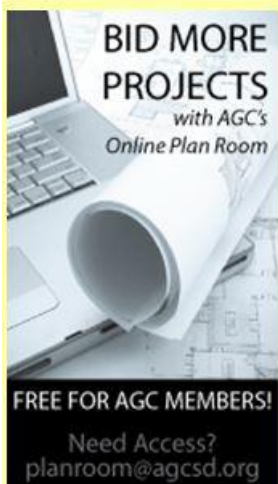
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Thanks to our returning Title Sponsor [Trench Shoring Company!](#)

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Purchase tickets for our San Diego Staycation Raffle Prize!

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- Aug. 24 - 27 - **LEAN Units 5 - 7** (Online Training)
- Aug. 25 - **CPR - First Aid Training**



AGC Government Affairs Office
6212 Ferris Square
San Diego, CA 92121
2nd floor

Aug. 26 - **Construction Correspondence/Effective Business Writing - Lakeside**

For more information on classes, contact: [Becca Schaffer](#) 619-592-4533



AUGUST MEETINGS

Aug. 11 - **Education Committee** - 11:30 a.m. @ **Lakeside**

Aug. 19 - **Affiliate Council** - 11:30 a.m. @ **Lakeside**

Aug. 20 - **CLC Job Walk** - 2:00 p.m.

Aug. 26 - **Port Liaison** - 11:45 a.m. - TBA

Aug. 27 - **Technology Committee** - 12:00 p.m. @ **Lakeside**

[JOIN A COMMITTEE](#)

About Monday Morning Quarterback

AGC San Diego Chapter's Monday Morning Quarterback is a "hot off the press" and to the point Monday morning briefing on the important issues facing San Diego's construction industry. It is prepared by AGC Chief Executive Officer, **Eddie Sprecco**, and Vice President Government & Industry Relations, **Dustin Steiner**.

Please contact [Eddie Sprecco](#) or [Dustin Steiner](#) with your comments, or with information that should be conveyed to the industry through this service. Well over 3,000 individuals employed by AGC member firms are part of this system.

ARCHIVE

The Associated General Contractors of America - San Diego Chapter, Inc.

East County Headquarters: 10140 Riverford Road, Lakeside, CA 92040

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Phone (858) 558-7444 | **Fax** (858) 558-8444

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The VOICE of Construction

The Associated General Contractors of America, San Diego Chapter, Inc.



August 16, 2021

The **VOICE** of Construction

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**Ribbon Cutting of New AGC Headquarters and
Training Center - Friday, September 10**

Eddie Sprecco, CEO

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2021 AGC Annual Convention
September 21-23 - Orlando, Florida

For details visit
<http://convention.agc.org>

AGC GRAND OPENING and RIBBON CUTTING CEREMONY

LAKESIDE - FRI., SEPT 10

2:30 PM - 5:30 PM



[CALL FOR ENTRIES](#)

DEADLINE: AUGUST 31

After years of planning and construction, AGC San Diego is ready to formally invite members and the community to our new home in Lakeside.

On September 10, starting at 2:30 p.m., we welcome you to the new 44,000 sq. ft. state-of-the-art facility located at 10140 Riverford Road in Lakeside. We will have a brief program to thank all of those who had a hand in making this dream a reality, followed by a ribbon cutting and open house.

Many folks have been to the new Headquarters and Training Center since its completion late last year, but due to COVID, we haven't had a chance to properly recognize this important milestone. Attending the ribbon cutting will be AGC leadership, AGC members, local elected officials, and community leaders. Of course, it wouldn't be an AGC open house without food trucks and beverages!

There will be many more open outreach events at this new AGC facility - on September 10, AGC members will have priority access to the new home of AGC that will serve the construction industry in San Diego County for generations.

Please register today. AGC event staff will work to comply with ever-changing COVID protocols, and your registration enables us to provide up-to-date information as needed.

Hope to see you there!

[REGISTER](#)

[FLYER](#)

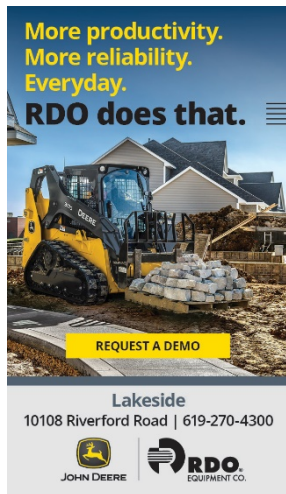
The Newsom Recall

Felipe Fuentes, AGC Legislative Advocate

Previously mentioned as a presidential hopeful, Democratic Governor Gavin Newsom will face a recall election on September 14, 2021. Newsom will be the second sitting Governor in state history to face a recall. The first, Governor Gray Davis, was recalled after 11 months into his second term in office. The choice to recall Davis received 55% of the vote and was only the second successful recall of a Governor in American history. Republican

by noon

SAVE THE DATE
AGC HOLIDAY DINNER
DANCE
ROOM BLOCK



Governor Arnold Schwarzenegger replaced Davis having earned 48.58% of the vote on October 7, 2003.

THE RULES

Approved by California voters in 1911, Article II of the California Constitution allows voters to recall and remove elected State officials and justices of the State Supreme Court from office. Often suggested, but seldom successful, there have been 179 attempts to recall State officials since the inception of Article II. In fact, only eleven recall efforts have been successful in collecting the necessary signatures to qualify for placement on the ballot. Of those eleven qualified ballot measures, six recalls have been successful with the most recent having been the recall of State Senator Josh Newman. Despite being recalled and replaced by Senator Ling Ling Chang in 2018, Senator Newman took back his seat in 2020 and will serve until 2024.

California, valuing its "direct democracy" roots, allows registered voters the ability to propose ballot measures that either enact statutes or recall its elected officials. With nearly 40 million residents, petitioners of ballot measures must collect 12% of the turnout from the last recorded election for governor. To ensure representative state participation, the petition must also include at least 1% of the last gubernatorial vote from at least five of the state's 58 counties. In normal circumstances, proponents of recall petitions have 160 days to collect signatures to qualify a measure for the ballot. However, the global COVID-19 pandemic provided an opportunity for the recall petitioners to file a lawsuit and win an additional 120-day extension of time for signature gathering. As a result, the recall petitioners were successful in securing 1,495,709 valid signatures.

THE PLAYERS

Recall elections are comprised of two questions on the ballot. First is "should the governor be recalled?" And if so, the next question given to voters is "who shall be the new governor?" For the recall to be successful, the first question must receive 50% plus one of the total votes. And if the first question proves successful, the replacing governor need only win a plurality of the total vote. That is, a successful candidate need only receive more votes than any other candidate but does not need to receive an absolute majority of the votes cast.

A total of 135 candidates filed for the recall in 2003 - including Republican and Democratic officeholders. Of the 46 candidates who have filed to run in the 2021 gubernatorial recall election, none are current public officials nor are there any prominent Democrats. 24 are Republicans, 2 are Green Party, 10 are Independents, and one is a Libertarian. The most recognizable candidates are Republican - conservative radio talk show host



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Larry Elder, former San Diego Mayor Kevin Faulconer, reality television personality Caitlyn Jenner, and businessman and perennial candidate John Cox.

THE ODDS

A cobalt blue state, California voters are overwhelming registered as Democrats. According to the Public Policy Institute of California, those likeliest to vote in state elections are: Democrats (47%), Republicans (26%), Independents (22%) and everyone else (e.g. Green Party, Libertarians, etc.).

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In normal circumstances, there would be no question that a sitting democratic governor would beat a recall or win reelection. The rub, of course, is that this election will take place during an irregular time - September of an odd year versus June or November of an even numbered year. Ironically, every registered voter will receive a mail-in ballot based on legislation passed early in the pandemic and signed by the governor to encourage electoral participation by voters during the 2020 presidential election. And, to further complicate things for Newsom, his campaign was errant in its submission of campaign paperwork and as a result will not be identified as a Democrat on the ballot!

Polling leading up to the recall election has indicated that it is a statistical dead heat on the question of recalling Newsom. While most registered voters disapprove of the recall and consider it a waste of time and money, those voters who are the likeliest to vote in September are keeping this election within the possibility of a successful recall. Surveys indicate that 80% of registered Republican voters will participate in the recall election compared to 55% of registered Democrats.

**THE TOP 50
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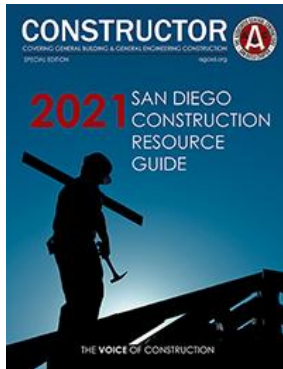
CONSTRUCTION EXECUTIVE 2021

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BAIRD**
ATTORNEYS AT LAW

Despite the Governor's initial positive public opinion ratings for his handling of the pandemic, much has happened since then. The highly contagious rise of the delta coronavirus variant has caused many counties to reinstate social distancing requirements. The state's poor oversight of the Employment Development Department resulted in excessive delays for unemployment benefits for the hardest hit by the pandemic. And cases of massive fraud of these same benefits could total \$30 billion dollars. Add to this the state's longstanding issues of homelessness and severe wildfire seasons and you have a perfect political storm. Come September, voters may be displeased enough to not participate in the election or vote to oust Newsom. Or, voters will allow Newsom to complete his term.

As previously mentioned, all registered voters will receive their ballot via mail. Remind your friends, family, and co-workers to be on the lookout for their ballot and to make sure to vote!

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Contact:

[Lisa Lovelace](#)

Director of Plan Room Services

The Pandemic Returns as Washington Dithers

Mike McManus, Director of Engineering Construction & Industry Relations

We had hoped that the long summer in San Diego would bring with it an emergence from the COVID-19 pandemic and a return to our normal lives. But, despite a large percentage of us getting vaccinated from the coronavirus, the surge of COVID infections has returned. We are just not out of the COVID woods at this point. There is however, a lot to be optimistic about and a need to face some significant challenges.

The pandemic has changed how we do business in some positive ways. A "virtual meeting" was largely unheard of eighteen months ago, now it has become commonplace. In the future, it looks to be a tool for engaging or participating in meetings without spending all day travelling to and from the meeting. However, there is no substitute for a face-to-face group meeting, the pandemic has taught us that, if nothing else. The virtual meeting is a good substitute for meetings that we used to do as phone conferences or phone bridge meetings as it is helpful to see some faces on your computer screen, as opposed to just talking into a speaker phone. Many people also seem to be still following the social distancing in public places, which may help us avoid things like the common cold in the future, we shall see.

There is a lot of cause for optimism in the construction industry. The California state budget has hit an historic high due to the capital gains of our wealthiest citizens. We are seeing record levels of investment in infrastructure and construction. State and local governments have received billions in funding from the 2021 American Rescue Plan, which can be broadly used for many types of infrastructure investment. All of us are still watching Washington D.C. in anticipation of a large and long-awaited "infrastructure bill." Our industry may be in a position to drive and lead the economic recovery out of the pandemic.

There are, however, some significant challenges in front of us. In San Diego, Sacramento, and Washington, despite talk of significant infrastructure investment, we are contending with a wave of destructive regulatory, labor and environmental policies. The California Air Resources Board continues with overreaching regulations supported by legislation that is driving expensive fleet investments in construction. The State Water Board is proposing a new stormwater permit for construction projects, which is two thousand pages long and four times more complicated than the one we presently have. Now, we are seeing an era, in San Diego, of government mandated, instead of voluntary, labor agreements

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[Lisa Lovelace](#)

Director of Plan Room Services

MEMBERSHIP LISTINGS

[Online Form](#)

Please notify AGC if you have
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- New Address
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- Job Titles
- Phone/Fax
- CSI Codes
- Certified Businesses

Email [Marcy Knopman](#)

Or go to the NEW [Member Portal](#) on
AGC's new website.



which have been increasingly common in the Bay Area and Los Angeles, but not so in San Diego until now.

Workforce shortages, particularly skilled craft workers, continue to dog the industry. We are having conversations about how to address this issue regionally and nationally, but we don't seem to be getting traction yet. One bright spot will be on display on August 26 at the San Diego Yacht Club as AGC hosts the annual scholarship dinner awarding scholarships to future leaders in construction management and the field of diesel mechanics.

The pandemic has also changed our business, at least in the short run, because of the world wide supply chain disruptions. We are facing unprecedented spikes in materials costs and unprecedented shortages that will certainly be a factor as we ramp up infrastructure investment in this country because the needs are glaring.

In transportation, one study showed that in 2019, before the pandemic, transportation contributed 29% of the man-made greenhouse gas emissions in the USA. Also, traffic congestion contributed 8.8 billion hours to travel times in urban areas. In spite of that there is a one-size-fits-all mentality that has spread across the country calling for restrictions on highway capacity and a shift to transit in the name of climate change, and a shift to electric vehicles including heavy trucks also in the name of climate change. Meanwhile, transit ridership has been falling in California for twenty years. Even if that trend eventually turns around, a transit system that supports a shift from the automobile to transit for a modest percentage of the population is certainly decades away. How does that address the climate crisis?

In the utility infrastructure markets, the systems that convey our drinking water and wastewater are still in serious decline across the country. A recent study shows the annual investment gap is expected to reach \$434 billion by 2029. The American Society of Civil Engineers, 2021 Report Card for Infrastructure, has given dams, levees, and stormwater infrastructure a D grade. The Report Card also estimates that 6 billion gallons of drinking water are lost per day due to leaking water supply pipelines. The City of San Diego's underground stormwater pipes are in such bad shape they are considering a new tax to address the problems.

Hopefully, Washington will act soon and provide some needed funding for infrastructure so that the construction industry can drive and lead the economic recovery coming out of the pandemic.

DIRECTIONS

AGC East County Facility

10140 Riverford Road
Lakeside, CA 92040
(858) 558-7444

.....



AGC Government Affairs Office

6212 Ferris Square
San Diego, CA 92121
2nd floor

Due Aug. 31 - AGC Build San Diego Awards "Call for Entries"

Rae Krushensky, Director of Meetings & Events and Member Services

ENTRY DEADLINE: Any time before August 31, 2021 by 12:00 P.M.

This is a reminder to get your entries in for the prestigious AGC Build San Diego Awards Program before the deadline noted above. Entries are to be delivered or mailed to the **AGC Lakeside office at 10140 Riverford Road, 92040**. There will be no extension on the due date.

The awards recognize San Diego's most impressive construction projects ranging across the building, highway & transportation, underground & utility infrastructure, and heavy division categories.

The event is scheduled for November 16, 2021.

We are very honored to have [Hawthorne Cat](#) and [Torrey Pines Bank](#), back as our Title Sponsors this year!



Hawthorne Cat and Torrey Pines Bank have been supporting this vital construction industry event for many years. They make a great team and AGC San Diego partner.

Entries in the Build San Diego Awards program are open to all General Contractor, Contractor and Specialty Contractor members who worked as the "prime" on the job they are submitting for, and who are in good standing with The Associated General Contractors of America, San Diego Chapter, Inc.

By entering the awards program, you are providing your project team with a fantastic opportunity to showcase their achievements to our panel of exceptional and influential judges, and to the industry.

Recipients of a coveted Build San Diego Award in the following categories will have demonstrated the very best when it comes to building a better San Diego:

- *Building Construction - Public Work*
- *Building Construction - Private Work*
- *Heavy / Highway*
- *Underground / Utilities*
- *Unique Small Project - Public Work, not to exceed \$6 Million*
- *Unique Small Project - Private Work, not to exceed \$6 Million*
- *Unique Special Project*
- *Sustainable Project*

To be eligible, projects must have been completed between September 1, 2019 and August 31, 2021.

CALL FOR ENTRIES

ENTRY DEADLINE: Any time before August 31, 2021 by NOON

Questions? Please contact [Rae Krushensky](#), (619) 592-4525.



PUBLIC AGENCIES SURVEY

AGC San Diego in 2019 launched an initiative to recognize the public agencies that our members say are the best agencies to work with; it is time for the 2021 edition of the survey.

During the next month, the online survey will be open for members to evaluate those public agencies with which they are most familiar. We are interested in hearing from superintendents, project managers, project executives to company owners and principals.

Please forward the survey link below to employees in your firm who work on public works projects to provide their input.

PUBLIC AGENCIES SURVEY HERE

The survey will be open until September 3.

The top public agencies will be recognized at the 2021 Build San Diego Awards this November. Evaluate the public agencies you work with today!

If you have any questions, please contact AGC San Diego staff members [Mike McManus](#) or [Kellie Korhonen](#).

EGCA Honoree and Scholarship Awards Mixer & Dinner on August 26

Mike McManus, Director of Engineering Construction & Industry Relations

Join AGC as we award student scholarships and honor Ron and Jerry Zagami, Clairemont Equipment, at the Honoree and Scholarship Awards Mixer & Dinner presented by the Engineering General Contractors Association (EGCA) Foundation on August 26. The event will be held at the San Diego Yacht Club. Members of the EGCA Foundation's Board of Directors will be in attendance and speaking at the event.

Thanks to our returning Title Sponsor [Trench Shoring Company!](#)

Sponsorships are still available. Contact Robin Scott at robin@agcsd.org for more details.

This year, the EGCA Foundation will be awarding scholarships to students from the J.R. Filanc Construction Engineering Management Program at San Diego State University and students from the Diesel Technology Programs at Palomar College and Miramar College. Faculty members from each school will be on hand to make the scholarship presentations.

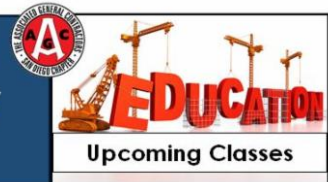
[Show your Support and Register Today](#)

Purchase tickets for our San Diego Staycation Raffle Prize!

This year, we will be raffling off two Staycation Packages that include: two tickets for a Hornblower Dinner Cruise on San Diego Bay, and a one-night hotel stay.

[Get your raffle tickets today by clicking here.](#)

AGC Construction Education & Safety Training



AUGUST CLASSES

Aug. 17 - 20 - **AGC LEAN Units 1 - 4** (Online Training)

Aug. 18 - **Scaffold 8-hour**

Aug. 23-26 - **Fall Protection**

Aug. 24 - 27 - **LEAN Units 5 - 7** (Online Training)

Aug. 25-26 - **CQM**

Aug. 25 - **CPR - First Aid Training**

Aug. 26 - **Construction Correspondence/Effective Business Writing - Lakeside**

Aug. 30-Sep. 1 - **Fall Protection CPT** (almost full)

Aug. 30 - Sep 3 - **EM-385 - Lakeside**

For more information on classes, contact: [Becca Schaffer](#) 619-592-4533



AUGUST MEETINGS

Aug. 19 - **Affiliate Council** - 11:30 a.m. @ Lakeside

Aug. 20 - **CLC Job Walk** - 2:00 p.m.

Aug. 27 - **Technology Committee** - 12:00 p.m. @ Lakeside

SEPTEMBER MEETINGS

Sep. 1 - **Public Building** - 7:30 a.m. @ Lakeside

Sep. 1 - **Safety**- 7:00 a.m. - [virtually via GoToMeeting](#)

Sep. 3 - **Caltrans** - TBA

Sep. 9 - **Specialty Contractors Council**- 11:30 a.m. [@ Lakeside](#)

Sep. 15 - **Build & Serve** - TBA

Sep. 16 - **Port Liaison** - 11:45 a.m. - [virtually via GoToMeeting](#)

Sep. 21 - **HR Practices** - 11:30 a.m. - [@ Lakeside](#)

Sep. 21 - **Water Authority** - 11:30 a.m. - TBA

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About Monday Morning Quarterback

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Please contact [Eddie Sprecco](#) or [Dustin Steiner](#) with your comments, or with information that should be conveyed to the industry through this service. Well over 3,000 individuals employed by AGC member firms are part of this system.

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The VOICE of Construction



August 23, 2021

The **VOICE** of Construction

In This Issue

"Read My Lips"

Can the Industry Rise to the Challenge?

Open House & Ribbon Cutting of New AGC Headquarters & Training Center - Sept. 10

Call for Entries - Build San Diego - Due Aug. 31

Filanc Ethics in Construction - Lecture - Oct. 13

Public Agencies Survey

Education / Safety Training

Save the Date - CLC Car Show - Oct. 14

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"Read My Lips"

Dustin Steiner, Vice President Government & Industry Relations

In his 1988 acceptance speech at the Republican National Convention, then candidate George H.W. Bush famously pronounced, "*Read my lips: no new taxes.*" The line helped coalesce and energize his base, while also providing fodder for Dana Carvey's Saturday Night Live persona for years to come. It then became an albatross around his neck as he battled a Democratic-controlled Congress and ultimately agreed to a budget compromise that did indeed raise taxes. In 1992, Bill Clinton seized upon this reversal, using a series of TV ads to replay the famous line, and the voters rewarded him with the White House. Playing Monday Morning Quarterback in 2021, it seems the problem was less about the actual taxes and more about the broken promise.

In 1987 and again in 2002, the San Diego Association of Governments (SANDAG) went to the voters with sales tax measures to fund infrastructure. "Infrastructure" continually polls very well, and even the most strident fiscal conservatives generally contend that funding for roads is a worthwhile government expenditure. TransNet even included an actual list of road projects to be built. Fast forward to 2018 and SANDAG hired a new Executive Director, Hasan Ikhmeta, with a bold new vision. From day one, Mr. Ikhmeta has said the promises from the past didn't much matter because the expected TransNet windfall came in significantly lower than expected, and even if it hadn't, those projects do not meet changes to state law and public opinion. There are currently 21 TransNet projects on the chopping block - 19 of which are highway improvements. Because TransNet was a voter initiative, the SANDAG

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WELCOME NEW AGC MEMBERS

The AGC Board of Directors and AGC staff would like to welcome the newest members to AGC - San Diego Chapter

[A Omega Termite & Construction](#)

[Dan Napier, CIH dba DNA Industrial Hygiene](#)

[Domeier Architects, Inc.](#)

[Downstream Services](#)

GDL Construction, Inc.

[Harbour Constructors Co.](#)

[LCR Earthwork & Engineering Corp.](#)

[Milwaukee Electric Tool](#)

[RMA Companies](#)

[ZurelSoft, Inc.](#)

AGC's Motto:

*"It's Good Business to do
Business with an AGC Member."*



2021 AGC Annual Convention

September 21-23 - Orlando, Florida

For details visit
<http://convention.agc.org>

Board of Directors would need 2/3 vote to remove those 21 projects - a vote that could take place as early as this Fall.

It is quite clear that SANDAG is moving on. What is less clear is whether the voters are too. While the SANDAG Board is not unified in its support of Mr. Ikhata's vision, he does have the votes on the Board. He has proposed the so-called "[5 Big Moves](#)" which is no longer a list of projects to be built, but a framework for fundamentally changing the way people move around San Diego County. These moves also come with a hefty price tag - \$166 billion. So, how does SANDAG plan to pay for this when TransNet funding came in 40% below expectations? Go back to the voters!

SANDAG is hoping to take advantage of what may be a small window of opportunity for tax measures on the ballot. Historically, tax measures have required a 2/3 vote of the people to become enacted, however, recent court cases have upheld 50% +1 for measures that are initiated by the public. Put another way, if the citizens of San Diego want to tax *themselves* for infrastructure improvements, the threshold is much lower than if a government agency wants to tax that same populace. There are already major legal challenges underway to close this "loophole," however, it is unlikely that will happen before 2022, making it a good time to pass a tax increase.

Political winds shift quickly. In February 1991, President Bush enjoyed an 89% approval rating before losing his bid for re-election 21 months later. Infrastructure talks in D.C. have begun to stall as moderates balk at the big numbers a \$3.5 trillion spending bill that has been linked to passage of the \$1.2 trillion infrastructure bill. Indeed SANDAG's *biggest* move may prove to be winning approval from the voters for another sales tax increase, while we are still paying a half-cent tax for TransNet until 2048. Additionally, the SANDAG Board recently voted to "negotiate" exclusively with the San Diego Building Trades Council for a union-only Project Labor Agreement (PLA), which has a history of increasing project costs by 15-25%.

AGC San Diego does not have a position on this or any other possible ballot measures for 2022. Regardless, SANDAG should not start its 2022 campaign by canceling previously promised projects, while excluding 80% of the county workforce that is non-union, and votes. There is still much work to be done to decide details like how much of an increase and what exactly it will (or will not) fund and if the work will be open to all willing bidders. AGC has met with Mr. Ikhata to discuss our concerns about PLAs. In 2016, AGC stood with SANDAG in support of Measure A. It is our hope that SANDAG will work with *all* stakeholders to deliver on these bold new promises without the lip service of the past.

Can the Industry Rise to the Challenge?

Mike McManus, Director of Engineering Construction & Industry Relations



[CALL FOR ENTRIES](#)

DEADLINE: AUGUST 31
by noon

AGC GRAND OPENING
and RIBBON CUTTING CEREMONY
LAKESIDE -

FRI., SEPT 10
2:30 PM - 5:30 PM



SAVE THE DATE
AGC HOLIDAY DINNER DANCE
[ROOM BLOCK](#)



In his book, "Outliers: The Story of Success", author Malcolm Gladwell makes the argument that the world's most successful people, be it Bill Gates or the Beatles, used a combination of expertise (10,000 hours) and timing (they were ready when opportunity came knocking) to become who they became. The construction industry is well trained, and the timing couldn't be better. Despite the slowdown in construction during the COVID-19 pandemic, contractors are poised to embark on several decades of unparalleled growth as a result of new federal spending and the need to update decades-old commercial construction.

Congress is on the cusp of passing a trillion-dollar infrastructure initiative that includes unprecedented spending on public works construction projects. There is also an enormous need to remediate tens of millions of square feet of buildings, as was tragically evidenced by the structural collapse of the Champlain Towers condominium in Florida. The average age of U.S. commercial buildings is nearly [53 years old](#). Many of these buildings will receive substantial overhauls or be demolished or replaced by billions of square feet of new construction.

Industry leaders are bullish about investing in infrastructure but concerns about skilled workers and technology loom. There is currently a skilled worker shortage in the industry to the tune of 430,000 workers according to a recent report. This shortage is exacerbated by government mandates for union only workers in some jurisdictions. The second issue is technology hesitancy in the industry that is restricting needed innovation to improve productivity.

A national survey of more than 4,000 construction industry chief information officers revealed only 23% of respondents in the construction and engineering industry said they had an enterprise-wide digital business vision and strategy. That's 9% lower, on average, than other industries. Additionally, more than half of the construction-and-engineering industry respondents (54%) indicated that their company had no digital business vision and strategy.

Part of the reason that many companies are slow to adopt new technology stems from the contract structure employed by most major projects. When contractors and firms bid on projects, they're incentivized to keep costs as low as possible. Oftentimes the first budget items to be cut are new technological innovations. If augmented reality wasn't necessary in the past, it isn't necessary now, the traditional thinking goes, and without it the project can be done cheaper.

Of course, this ignores the reality that new technology is designed to make projects easier, faster, and more efficient. New technology can prevent costly mistakes, make jobsites safer and save money. But for contractors who work on razor thin margins-especially smaller firms-the upfront investment doesn't initially appear worthwhile. Moreover, the industry's bidding structure risk and disincentivizes long-term investment in favor of familiar and cheap options.

Purchasing something like augmented reality headsets for a crew may seem like an exorbitant expense now, but the cost of playing catch-up, and losing bids to future-oriented contractors who have found ways to

USING JOB COSTS TO PRESERVE CLAIMS AND DEFENSES

SEPT 23RD
@AGC-SD
NOON -1:00PM

PRESENTED IN-PERSON
BY FIRM PARTNER
DANIEL SCHOLZ
AND C2G1 PRINCIPAL
DENNY LEE



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use technology to add value, may prove even greater. The industry's low profitability, mostly less than 5%, means that most firms have been unable to allocate funds to invest significantly in the hardware, software, and training to upgrade productivity advances.

Prioritizing technology education for the existing workforce may very well solve both problems. Embracing and learning emerging technology will both make operations more efficient and attract the younger tech-savvy workers of tomorrow.

The United States, Congress willing, is on the cusp of a new and sorely needed construction boom. We have the 10,000 hours (at least!) and our window of opportunity is opening wide.

More productivity.
More reliability.
Everyday.
RDO does that.

REQUEST A DEMO

Lakeside
10108 Riverford Road | 619-270-4300

JOHN DEERE | RDO EQUIPMENT CO.

You're Invited

RIBBON CUTTING
CEREMONY

AGC OPEN HOUSE
& RIBBON CUTTING
FRIDAY
SEPTEMBER
10
10140 Riverford Rd, Lakeside, CA

Ribbon Cutting of New AGC Headquarters and Training Center - Friday, September 10

Eddie Sprecco, CEO

After years of planning and construction, AGC San Diego is ready to formally invite members and the community to our new home in Lakeside.

On September 10, starting at 2:30 p.m., we welcome you to the new 44,000 sq. ft. state-of-the-art facility located at 10140 Riverford Road in Lakeside. We will have a brief program to thank all of those who had a hand in making this dream a reality, followed by a ribbon cutting and open house.

Many folks have been to the new Headquarters and Training Center since its completion late last year, but due to COVID, we haven't had a chance to properly recognize this important milestone. Attending the

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California Lic. 0H19131



ribbon cutting will be AGC leadership, AGC members, local elected officials, and community leaders. Of course, it wouldn't be an AGC open house without food trucks and beverages!

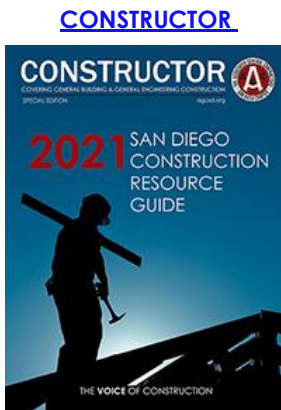
There will be many more open outreach events at this new AGC facility - on September 10, AGC members will have priority access to the new home of AGC that will serve the construction industry in San Diego County for generations.

Please register today. AGC event staff will work to comply with ever-changing COVID protocols, and your registration enables us to provide up-to-date information as needed.

Hope to see you there!

[REGISTER](#)

[FLYER](#)



Due Tuesday, Aug. 31 - AGC Build San Diego Awards "Call for Entries"

Rae Krushensky, Director of Meetings & Events and Member Services

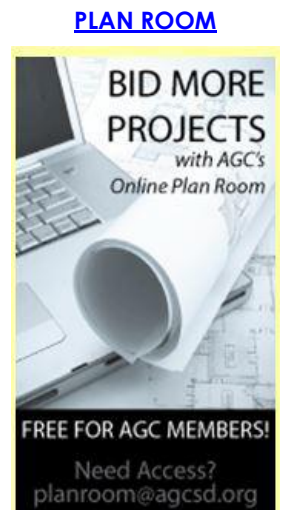
ENTRY DEADLINE: Any time before August 31, 2021 by 12:00 P.M.

This is a reminder to get your entries in for the prestigious AGC Build San Diego Awards Program before the deadline noted above. Entries are to be delivered or mailed to the **AGC Lakeside office at 10140 Riverford Road, 92040**. There will be no extension on the due date.

The awards recognize San Diego's most impressive construction projects ranging across the building, highway & transportation, underground & utility infrastructure, and heavy division categories.

The event is scheduled for November 16, 2021.

We are very honored to have [Hawthorne Cat](#) and [Torrey Pines Bank](#), back as our Title Sponsors this year!



[ONLINE PLAN ROOM FREE TRIAL](#)



Hawthorne Cat and Torrey Pines Bank have been supporting this vital construction industry event for many years. They make a great team and AGC San Diego partner.

Contact:
[Lisa Lovelace](#)
Director of Plan Room Services

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State Approved
Trade & Focus
Publication

More information click on
"Good Faith Advertising" at:
<http://bit.ly/agcplanroom>

Interested in advertising in
AGC's "[Good Faith Report](#)"?
Contact:
[Lisa Lovelace](#)
Director of Plan Room Services

Entries in the Build San Diego Awards program are open to all General Contractor, Contractor and Specialty Contractor members who worked as the "prime" on the job they are submitting for, and who are in good standing with The Associated General Contractors of America, San Diego Chapter, Inc.

By entering the awards program, you are providing your project team with a fantastic opportunity to showcase their achievements to our panel of exceptional and influential judges, and to the industry.

Recipients of a coveted Build San Diego Award in the following categories will have demonstrated the very best when it comes to building a better San Diego:

- *Building Construction - Public Work*
- *Building Construction - Private Work*
- *Heavy / Highway*
- *Underground / Utilities*
- *Unique Small Project - Public Work, not to exceed \$6 Million*
- *Unique Small Project - Private Work, not to exceed \$6 Million*
- *Unique Special Project*
- *Sustainable Project*

To be eligible, projects must have been completed between September 1, 2019 and August 31, 2021.

CALL FOR ENTRIES

ENTRY DEADLINE: Any time before August 31, 2021 by NOON

Questions? Please contact [Rae Krushensky](#), (619) 592-4525.

MEMBERSHIP LISTINGS

[Online Form](#)

Please notify AGC if you have updates for:

- New Address
- New or former contacts
- Job Titles
- Phone/Fax
- CSI Codes
- Certified Businesses

Email [Marcy Knopman](#)

Or go to the NEW [Member Portal](#) on AGC's new website.



Filanc Ethics in Construction Lecture - October 13, 2021



DIRECTIONS

AGC East County Facility

10140 Riverford Road
Lakeside, CA 92040
(858) 558-7444

.....



AGC Government Affairs Office

6212 Ferris Square
San Diego, CA 92121
2nd floor

Please join the J.R. Filanc Construction Engineering and Management Program on **October 13, 2021** for the Filanc Ethics in Construction Lecture. CAPT Mike Oestereicher, CEC, USN, Commanding Officer, NAVFAC Southwest will speak on the topic of ethics, and also provide an update on current NAVFAC Southwest projects.

A social mixer will precede the lecture.

J.R. Filanc Construction Engineering and Management Program
College of Engineering, San Diego State University

Cordially invites you to the

Filanc Ethics in Construction Lecture

featuring

CAPT Mike Oestereicher, CEC, USN
Commanding Officer, NAVFAC Southwest



on

Wednesday, October 13, 2021

Mixer: 4:30pm - 5:15pm

Lecture: 5:15pm - 6:00pm

at

AGC San Diego East County Headquarters

10140 Riverford Road
Lakeside, CA 92040

Please RSVP by Monday, September 20.

Space is limited to the 100 people.

[REGISTER](#)



PUBLIC AGENCIES SURVEY

AGC San Diego in 2019 launched an initiative to recognize the public agencies that our members say are the best agencies to work with; it is time for the 2021 edition of the survey.

During this month, the online survey will be open for members to evaluate those public agencies with which they are most familiar. We are interested in hearing from superintendents, project managers, project executives to company owners and principals.

Please forward the survey link below to employees in your firm who work on public works projects to provide their input.

[PUBLIC AGENCIES SURVEY HERE](#)

The survey will be open until September 3.

The top public agencies will be recognized at the 2021 Build San Diego Awards this November. Evaluate the public agencies you work with today!

If you have any questions, please contact AGC San Diego staff members [Mike McManus](#) or [Kellie Korhonen](#).



AUGUST CLASSES

Aug. 24 - 27 - **LEAN Units 5 - 7** (Online Training)

Aug. 25-26 - **CQM**

Aug. 25 - **CPR - First Aid Training**

Aug. 26 - **Construction Correspondence/Effective Business Writing** - Lakeside

Aug. 30 - Sep. 1 - **Fall Protection CPT**

Aug. 30 - Sep. 3 - **EM-385 1-1 40-Hour** - Lakeside



View the [JULY - DECEMBER 2021 CATALOG!](#)

For more information on classes, contact:

[Becca Schaffer](#) 619-592-4533



AUGUST MEETINGS

Aug. 27 - **Technology Committee** - 12:00 p.m. @ Lakeside

SEPTEMBER MEETINGS

Sep. 1 - **Safety**- 7:00 a.m. - via [GoToMeeting](#)

Sep. 3 - **Caltrans** - 7:30 a.m. - via [GoToMeeting](#)

Sep. 9 - **Specialty Contractors Council**- 11:30 a.m. @ Lakeside

Sep. 15 - **Build & Serve** - 7:30 a.m. via [Zoom](#)

Sep. 16 - **Port Liaison** -9:00 a.m. - via [GoToMeeting](#)

Sep. 21 - **HR Practices** - 11:30 a.m. - @ Lakeside

Sep. 21 - **Water Authority**- 1:00 p.m. via [GoToMeeting](#)

[JOIN A COMMITTEE](#)

About Monday Morning Quarterback

AGC San Diego Chapter's Monday Morning Quarterback is a "hot off the press" and to the point Monday morning briefing on the important issues facing San Diego's construction industry. It is prepared by AGC Chief Executive Officer, **Eddie Sprecco**, and Vice President Government & Industry Relations, **Dustin Steiner**.

Please contact [Eddie Sprecco](#) or [Dustin Steiner](#) with your comments, or with information that should be conveyed to the industry through this service. Well over 3,000 individuals employed by AGC member firms are part of this system.

ARCHIVE

The Associated General Contractors of America - San Diego Chapter, Inc.

East County Headquarters: 10140 Riverford Road, Lakeside, CA 92040

Government Affairs Office: 6212 Ferris Square, San Diego, CA 92121

Phone (858) 558-7444 | Fax (858) 558-8444

www.agcsd.org

The VOICE of Construction



August 30, 2021

AGC offices will be closed Monday, Sept 6 in observance of the Labor Day holiday. Labor Day is a recognized prevailing wage holiday in San Diego County.

The **VOICE** of Construction

In This Issue

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Sacramento Alert - End of Session
Rumor Mill

Recall Election - What You Need To
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Open House & Ribbon Cutting of New
AGC Headquarters & Training Center -
Sept. 10

32nd Fall Golf Classic - Oct. 11

La Jolla Family House Collection Drive

Filanc Ethics in Construction - Lecture
- Oct. 13

Constructor Magazine

Education / Safety Training

Committee Meetings

Get Social With Us:

AGC Public Agencies Survey Closes Friday

by Mike McManus, Director of Engineering Construction & Industry Relations

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We are interested in hearing from superintendents, project managers, project executives to company owners and principals who work on public works projects.

PUBLIC AGENCIES SURVEY HERE

The top public agencies will be recognized at the 2021 Build San Diego Awards this November. Evaluate the public agencies you work with today!

If you have any questions, please contact AGC San Diego staff members [Mike McManus](#) or [Kellie Korhonen](#).



More about
AGC San Diego

www.agcsd.org

[JOIN OUR EMAIL LIST](#)



[CALL FOR ENTRIES](#)

**DUE TOMORROW BY NOON
(AUG. 31)!**

No late entries will be excepted.



2021 AGC Annual Convention
September 21-23 - Orlando, Florida

For details visit
<http://convention.agc.org>

**AGC GRAND OPENING
and RIBBON CUTTING
CEREMONY**
**LAKESIDE -
FRI., SEPT 10
2:30 PM- 5:30 PM**

Sacramento Alert - End of Session Rumor Mill

by Felipe Fuentes, AGC Legislative Advocate

As is often the case in Sacramento when the Legislative year ends, there are many surprises to be seen before the final gavel comes crashing down. 2021 has already demonstrated many unprecedented legislative actions given the persistent and nagging circumstances due to the COVID pandemic and it is expected that we will see more in the final 2 weeks of session.

Passed by voters in 2016, Proposition 54 now requires that bills be "in-print" for at least 72 hours before a final legislative action can be taken. Prior to Proposition 54, it was the norm that legislative leadership "gut-and-amend" bills in the last few days of session with significant policy consequences with little or no warning to legislators, stakeholders, and the public. This practice, of course, would circumvent the regular process and skirt the transparency that government is supposed to provide. That is why Proposition 54 was such a welcome relief to many capitol observers.

With the Legislative session coming to a close on September 10, we are aware of several significant proposals that may have a significant impact to the contractor and employer community if introduced. While none of these measures have been introduced or are in print, our staff and advocates are aware of the following:

* **Mandatory Vaccinations** - Assemblymember Buffy Wicks (D) is attempting to introduce a measure that would mandate all employers to require their employees to be vaccinated. Presumably, this measure would also require that all expenses and liabilities associated with a vaccine mandate be borne by the employer. If introduced, the California Chamber of Commerce (CalChamber) is expected to counter this bill with a measure that would promote vaccinations or COVID testing of employees. In addition, the CalChamber will be asking for specified liability protections. We have heard that the State Federation of Labor (LaborFed) is opposed to mandatory vaccinations and will be asking for a collective bargaining exemption if either bill is introduced.

If a mandatory vaccination law is established, this may have detrimental short term impacts on construction as it is not completely known if our workforce could be ready and able to satisfy a vaccine requirement without creating significant delays on current construction projects.

* **Additional Paid Sick Leave** - Several dozen organizations, led by organized labor, have petitioned the Governor and Legislature to extend paid sick leave benefits previously enacted by the legislature. Expiring on September 30, Senate Bill 95 (SB 95) was



passed on March 19, 2021 and granted two weeks of emergency paid sick leave for COVID-19 to workers with employers who have 26 or more employees. Unfortunately, SB 95 was written in such a manner that virtually allowed anyone who had little to no documentation to exercise this paid leave option.

While understandable that workers will need to care for themselves or family members infected with COVID-19, the employer community deserves some protections to shield themselves from abuse or liabilities related to these paid leave policies.

* Essential Worker "Hero Pay" - It is likely that legislation will be introduced that gives "essential" workers, as specified, a \$1500 tax credit paid for by the State.

SEIU initially were advocating for a larger "retention" bonus to be paid to employees by all employers. AGC advocates worked with the business/employer community to lobby against additional costs to employers.

While we do not yet have complete details on some of the proposals mentioned above, please be ready to answer a "call to action" should we need to increase our advocacy efforts.

SAVE THE DATE
AGC HOLIDAY DINNER
DANCE
ROOM BLOCK



Recall Election - What You Need To Know

by Dustin Steiner, Vice President Government & Industry Relations

On or before September 14, California voters will be asked two questions on the ballot: 1) Should Governor Newsom be recalled? and 2) If so, who should replace him? There are 46 qualified candidates on the ballot. Governor Newsom is prohibited by law from being a candidate to replace himself.



TODAY, August 30, is the last day to register to vote. To check your registration status or to register click

here: [Check Your Registration \(sdvote.com\)](https://sdvote.com). If you miss the deadline, you can still vote in-person by registering to be a conditional same day voter here: [Same Day Voter Registration \(Conditional Voter Registration\)](#) :: [California Secretary of State](#).



Like November 2020, every registered voter was mailed a ballot, but you can still vote in-person from Saturday, September

USING JOB COSTS TO PRESERVE CLAIMS AND DEFENSES

SEPT 23RD
@AGC-SD
NOON-1:00PM

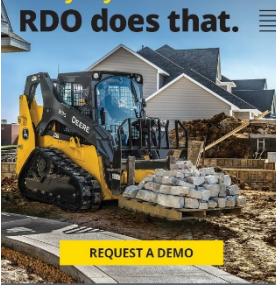
PRESENTED IN-PERSON
BY FIRM PARTNER
DANIEL SCHOLZ
AND C2GI PRINCIPAL
DENNY LEE

FINCH
THORNTON
BAIRD^{LLP}
ATTORNEYS AT LAW

11through Tuesday, September 14 at the Registrar of Voters (5600 Overland Avenue, San Diego, CA, 92123) or at a designated polling place. Check here for one near you: [In-Person Voting Locations - List \(sdvote.com\)](https://sdvote.com). Please be advised that COVID protocols such as masking and distancing will be in place as well as possible long lines.

So-called ballot harvesting is legal in the State of California. According to the Secretary of State ([Voting Law Compliance Handbook :: California Secretary of State](#)): "A vote-by-mail voter who is unable to return his or her ballot may designate any person to return the ballot to the elections official who issued the ballot or a polling location or vote-by-mail drop-off location within the state. However, the designated person cannot interfere with the ballot's return to the elections official. (Elections Code §§ 3017, 3021, 18577)"

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Also "including in or on your pay envelope any type of written or printed opinion that directly or by implication urges [an employee] to vote for or against a candidate or measure or is intended to influence [an employee's] political action or opinion is prohibited by law. (Elections Code § 18542)"

Lastly, "The California Elections Code section 14001 requires employers to post a notice to employees advising them of provisions for taking paid leave for the purpose of voting in statewide elections." California law allows employees to take up to two hours of paid time to vote, if there is not sufficient time outside of working hours to do so, which should be taken at the beginning or end of a regular work shift unless otherwise arranged. You can find additional information and a flyer here: ["Time off to Vote" Notices :: California Secretary of State](#).



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AGC does not have an official position on the Recall Election.

Ribbon Cutting of New AGC Headquarters and Training Center - Friday, September 10

by Eddie Sprecco, CEO

After years of planning and construction, AGC San Diego is ready to formally invite members and the community to our new home in Lakeside.



On September 10, starting at 2:30 p.m., we welcome you to the new 44,000 sq. ft. state-of-the-art facility located at 10140 Riverford Road in Lakeside. We will have a brief program to thank all of those who had a hand in making this dream a reality, followed by a ribbon cutting and open house.

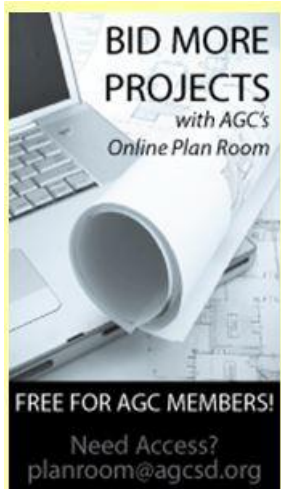


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There will be many more open outreach events at this new AGC facility - on September 10, AGC members will have priority access to the new home of AGC that will serve the construction industry in San Diego County for generations.

PLAN ROOM



Please register today. AGC event staff will work to comply with ever-changing COVID protocols, and your registration enables us to provide up-to-date information as needed.

Hope to see you there!

DATE: September 10, 2021

TIME: 2:30 PM - 5:30 PM (3:00 PM - Ribbon Cutting Ceremony)

LOCATION: 10140 Riverford Rd, Lakeside, CA 92040

ONLINE PLAN ROOM FREE TRIAL

REGISTER

Contact:
Lisa Lovelace
Director of Plan Room Services

Advertising in
**GOOD FAITH
REPORT**

State Approved
Trade & Focus
Publication

More information click on
"Good Faith Advertising" at:
<http://bit.ly/agcplanroom>

Interested in advertising in
AGC's "[Good Faith Report](#)"?

Contact:

[Lisa Lovelace](#)

Director of Plan Room Services



**32nd Annual AGC Fall Golf Classic,
Monday, October 11**

This is the first notice to members. Registrations are now being accepted for our final golf event of the year, the AGC Fall Golf tournament, scheduled for October 11 at the Country Club of Rancho Bernardo.

Special thanks to our returning Title Sponsor:



We also welcome our new Title Co-Sponsor:



And returning as a Major Sponsor:

FINCH • THORNTON • BAIRD^{LLP}
ATTORNEYS AT LAW

MEMBERSHIP LISTINGS

[Online Form](#)

Please notify AGC if you have updates for:

- New Address
- New or former contacts
- Job Titles
- Phone/Fax
- CSI Codes
- Certified Businesses

Email [Marcy Knopman](#)

Or go to the NEW [Member Portal](#) on AGC's new website.

We anticipate golf spots to go quickly, so register now. Don't wait until you get the names of your players as it may be too late.

Register Now
by [Registration Form](#) or [Online](#)

The Country Club of Rancho Bernardo is a private course in pristine condition, and unless you are a member, or a guest of a member, there are not a lot of opportunities to play there.



DIRECTIONS

AGC East County Facility

10140 Riverford Road
Lakeside, CA 92040
(858) 558-7444

.....

Your registration fee Includes the following:

- * Golf & Cart
- * Taco bar for lunch
- * Dinner

This event is **limited to the first 140 players.**

Additional Sponsor Opportunities!

Exhibitors, Contest Sponsors, Beverage Sponsors, and Raffle Prize Donations! To become a sponsor, [click here.](#)

Contact Rae Krushensky at raek@agcsd.org with any questions.



AGC Government Affairs Office

6212 Ferris Square
San Diego, CA 92121
2nd floor



La Jolla Family House Collection Drive - Sept. 7 - Sept. 24

Opened October 2020, the [La Jolla Family House](#) at UC San Diego Health provides a haven of hope and comfort for families with a loved one in long-term or critical care at UC San Diego Health. Guests experience a collaborative environment and a community of support to help them through a difficult time.

The **AGC Build & Serve Charitable Alliance** will be collecting "Wish List" items for the residents of La Jolla Family House, such as toiletries, pantry items, and other miscellaneous needs (journals, coloring books, markers, crayons, etc.)

FLYER WITH DETAILS

Please help us collect items at your respective offices, and drop off by Friday, **September 24**, at one of these three locations:

1. **J.R. Filanc Construction Company** - Escondido
2. **AGC office - Ferris Square** - Sorrento Valley

3. **AGC office - Riverford Road - Lakeside**

You may also order from their Amazon Wish Lists and have items delivered directly to La Jolla Family House or AGC:

La Jolla Family House	AGC Build & Serve
3787 Miramar Street La Jolla, CA 92092 858.249.4800	10140 Riverford Road Lakeside, CA 92040 858.558.7444

[Amazon Wish List](#) or [Pantry Wish List](#)

Thank you in advance for your support, and helping us give back to the community.



Filanc Ethics in Construction Lecture - October 13, 2021

Please join the J.R. Filanc Construction Engineering and Management Program on **October 13, 2021** for the Filanc Ethics in Construction Lecture. CAPT Mike Oestereicher, CEC, USN, Commanding Officer, NAVFAC Southwest will speak on the topic of ethics, and also provide an update on current NAVFAC Southwest projects. A social mixer will precede the lecture.

J.R. Filanc Construction Engineering and Management Program
College of Engineering, San Diego State University Cordially
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Filanc Ethics in Construction Lecture

featuring
CAPT Mike Oestereicher, CEC,
USN Commanding Officer, NAVFAC Southwest



on

Wednesday, October 13, 2021

Mixer: 4:30pm - 5:15pm

Lecture: 5:15pm - 6:00pm

at

AGC San Diego East County Headquarters

10140 Riverford Road

Lakeside, CA 92040

Please RSVP by Monday, September 20.

Space is limited to the first 100 people.

[REGISTER](#)

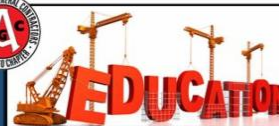
**AGC San Diego
Constructor Magazine -
2021 Volume 3 - Now
Available**

The third edition of the AGC San Diego Constructor Magazine for 2021 will be arriving in mailboxes this week, or you may read the digital version now. This issue includes announcements, industry news, and more.

[VIEW MAGAZINE](#)



AGC Construction Education & Safety Training



Upcoming Classes

SEPTEMBER CLASSES

September 8 & 9 - **CQM- C (Zoom)** - CLASS FULL REGISTRATION
CLOSED

September 8 - **Fall Protection Retraining for Competent Person**

September 9 - **Excel - Beginner Level** *off-site*

September 9 - **Silica CPT**

September 13-15 - **Fall Protection 24 Hour CPT for EM 385**

September 13 - **Scaffold 8hr CPT**

September 14 - **Construction Scheduling @ Lakeside**

September 14 - **Stormwater (Online via Zoom)**

September 15 - **EOS 2 Hour Workshop @ Lakeside**

September 16 - **Excel - Intermediate Level** *off-site*

September 16 - **Trenching & Excavating 8 hr CPT**

September 20 - **Forklift Operator Certification**

September 20-23 - **NAVFAC SW 32 Hour Scaffold CPT**

September 21-22 - **Qualified SWPPP Practitioner Training**

September 21-23 - **Qualified SWPPP Developer Training**

September 21 & 24 - **BlueBeam Introduction Training (Online
Training)**

September 22 - **How to Write Winning Proposals @ Lakeside**

September 22 & 23 - **CQM-C (Zoom)**

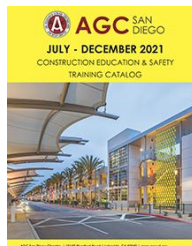
September 23 - **Excel - Advanced Level** *off-site*

September 23 - **Construction Law Lunch & Learn @ Lakeside**

September 27-29 - **Fall Protection 24 Hour CPT for EM 385**

September 28 - **LAST PLANNER SYSTEM Workshop @ Lakeside**

September 28 - **CPR First Aid Training @ Lakeside**



View the [JULY - DECEMBER 2021 CATALOG!](#)

For more information on classes, contact:

[Becca Schaffer](#) 619-592-4533



SEPTEMBER MEETINGS

- Sep. 1 - **Safety** - 7:00 a.m. - [via GoToMeeting](#)
- Sep. 2 - **Specialty Contractors Council** - 11:30 a.m. [@ Lakeside](#)
- Sep. 3 - **Caltrans** - 7:30 a.m. - [via GoToMeeting](#)
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[ARCHIVE](#)

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