



## **APRIL 2023**

April 3, 2023

April 10, 2023

April 17, 2023

April 24, 2023

April 3, 2023

The **VOICE** of Construction

## **AGC MEMBERS – We Want To Hear From You - SURVEY EXTENDED UNTIL TOMORROW, APRIL 4**

*By Eddie Sprecco, AGC CEO*

Thank you AGC Members for taking the time to complete the member survey! While the response has been good so far, we are shooting for great – the survey has been **extended until tomorrow, April 4**, and another raffle prize winner will be randomly selected.

[Take the Survey Now!](#)

## **INDUSTRY NEWS**

### **April Showers Bring New May Powers**

*By Dustin Steiner, Vice President Government & Industry Relations*

Last week was a whirlwind at the County of San Diego.

On Sunday evening, March 26, Supervisor Nathan Fletcher made a surprise [announcement](#) that he was “checking into an extended inpatient treatment center for post-traumatic stress, trauma, and alcohol abuse” and dropping his recently announced bid for State Senate in 2024.

On Wednesday morning, March 29, court documents became public alleging inappropriate conduct between Supervisor Fletcher and a former employee at Metropolitan Transit System (MTS), of which Supervisor Fletcher was Chair of the Board. Supervisor Fletcher released a [statement](#) denying the accusations shortly after. He also resigned from the MTS Board.

Late Wednesday evening, at 10:44 PM, Supervisor Fletcher posted a [news release](#) announcing his intent to resign from the Board of Supervisors following his leave. That date was subsequently set for May 15, 2023, at 5:00 PM. It is somewhat unclear if Supervisor Fletcher has actually resigned or has just expressed his intent.

The County of San Diego is a charter county and therefore reserves the right to appoint a successor or call for a special election. According to [Board Policy A-39](#), since the

effective date of the resignation is known, the Board may begin the process 20 business days prior to that time, which puts the first possible meeting date on or about April 17, 2023. At that time, the Board will hear from the Registrar of Voters about the cost and schedule of a special election. Should the Board choose to appoint, they will set two future hearing dates, allowing the Clerk to collect applications, and then whittling the applicants down to no more than five following the first hearing and selecting an applicant at the second. If a majority of the remaining Supervisors cannot agree on a candidate within 30 days, it triggers a special election per the [County's Charter](#). There are a few discrepancies between the Board Policy and the Charter, so this may be subject to change depending on what the County lawyers think. Of note, a Supervisor has not been appointed since 1995, when Greg Cox was appointed to fill the vacancy left by former Rep. Brian Bilbray as he was elected to Congress.

So, what does it all mean? Well, upon Fletcher's resignation as Chair, MTS quickly shuffled Vice Chair Stephen Whitburn into his seat. Fletcher who technically only resigned as Chair, remains on the MTS website as a Board Member. The MTS Board oversees a \$300 million-dollar annual budget. Whitburn (who also happens to be a Member of the San Diego City Council) is also seen as a possible replacement on the Board of Supervisors. San Diego politicians likely remember his unsuccessful run in 2010 against former Supervisor Ron Roberts. The County of San Diego is a big place. The fifth most populous county in the country and boasting a budget of over \$7 billion dollars, it was thrust into the spotlight during the pandemic as the County *is* public health. Supervisor Fletcher himself often looked to raise the profile of the County while serving two years as Chair during his first term. Fletcher was elected to a second term in November 2022. Onlookers saw him as a shoo-in for the State Senate seat in 2024, so there has been speculation about his vacancy for the last several weeks. The events of last week certainly expedited and elevated that conversation.

The Board of Supervisors, while non-partisan, will soon be a 2-2 split Democrat-Republican. A consensus appointment may be difficult to find, but special elections are expensive to run, so there will certainly be plenty to consider for the remaining Board Members. During my time on the Board Floor, there were two vacancies (Sheriff Bill Kolender, District Attorney Bonnie Dumanis) and both were filled via appointment (Sheriff Bill Gore, District Attorney Summer Stephan). District 4 is the *bluest* district in the County, with a Democrat voter registration advantage of 28.88%. A special election would surely bring another Democrat to the Board. It is therefore extremely likely any compromise candidate will also be a Democrat.

Additionally, Supervisor Fletcher has largely been seen as the leader of the Board since the partisan shift following the 2020 election. His absence will likely create a power vacuum at 1600 Pacific Highway. Who will step in to fill that role? Will it be one of the four remaining? Will it be the new Supervisor? Will said new Supervisor be a peacemaker or a bomb thrower? A climber or a steward? Will they impact appointments to SANDAG or other regional agencies? As the old saying goes, inquiring minds want to know!

One last point of personal privilege, as a political staffer of 20 years who had a boss get into trouble, please remember there are other victims with families and futures who by no fault of their own have been thrust into this unwanted spotlight.

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**ATTENTION CONTRACTORS!**

By Mike McManus, Director of Engineering Construction & Industry Relations

The [California Air Resources Board](#) (CARB) has proposed a new ADVANCED CLEAN FLEETS rule that will transition all trucks weighing more than 8500 GVW (such as Dodge Ram 2500, Chevrolet Silverado 2500, and the F-250, light duty Class 2 and above) to zero-emission vehicles (ZEVs). Regardless of the duty cycle, work location, or application of the vehicle and its body. Until recently, this rule was only going to apply to fleets with more than [50 vehicles](#).

### **NOW CARB IS CONSIDERING MOVING THE THRESHOLD TO FLEETS WITH JUST 10 OR MORE TRUCKS.**

This could impact 20,000 or more additional fleets in California. In addition, CARB is proposing that medium and heavy-duty vehicles complete the transition to ZEVs by 2036.

### **3 REASONS WHY YOU NEED TO ACT NOW TO STOP THIS CARB PROPOSAL!**

**#1 Construction Trucks** don't fit the profile for fleets that are easiest to transition to electric.

These trucks are used for maintenance and supervisory staff at remote locations where there is no electricity. They often travel more than 150 miles per day. They are not "homed" at the corporate headquarters every night for easy charging. Charging less than 12 hours require 220 or 440 charging facilities, which are not typically available at an employee's residential locations.

**#2 Construction companies are already committed to spending billions of dollars on their Off-Road fleets and portable equipment fleets.**

Recently updated CARB rules have established deadlines for transitioning most construction equipment and machines to near-zero emissions at a cost of billions to the industry. To achieve those goals, many companies will just have to shrink their fleets and become smaller due to the high cost of new excavators, bulldozers, and scrapers that can run into millions of dollars each. Adding electric trucks, which can be double the cost of a diesel truck, will eliminate many employers in this industry.

**#3 The last-minute proposal to lower the truck fleet size from 50 to 10 will punish many small and medium minority-owned businesses in California.**

Since the beginning of this regulation development, CARB has always said it would only be the largest fleets (50 or more trucks and \$50 million in revenue) that would be subject to this new rule. Now, board members are proposing a last-minute change to lower the fleet size from 50 trucks to just 10 trucks. There has been no economic analysis of this added financial burden. There is no staff analysis on the availability of the tens of thousands of additional trucks needed to meet this new goal. And, the small and medium fleet owners have not been contacted by CARB about their inclusion in this new rule.

**STAND IN OPPOSITION** of this proposed NEW ADVANCED CLEAN FLEETS rule that will burden your business.

Click here to go to the online petition. –  
<https://www.cicwq.org/carb-petition-2023#CARBpetition>

**MEMBER EVENTS/NEWS**



## AZTECS, MIXER & POKER ...OH MY!

Go Aztecs and SDSU! Join us at AGC's "Red & Black" Mixer, Poker Tournament & Casino Night on April 21- Now just 3 weeks away!  
*From the AGC 2023 Specialty Contractors Council*

These are exciting times for San Diego State University, with all of California rooting for the Red & Black Aztec Basketball team tonight!

You can continue to root for, and support students in the SDSU Construction Management Programs, by signing up to attend our industry-wide, mixer event coming up in 3 weeks.

The entire construction community benefits from cultivating talent in our own backyard, so we wanted to open our doors to a wide variety of industry professionals.

Open to AGC members and non-members alike, attendees will experience a new networking event like no other! Leaders of industry associations have invited their members and we are excited to be the host, showcase the AGC, and bring the construction community together.

Join us and your friends in the industry on April 21 at the AGC Lakeside Training Facility, along with SDSU faculty, and past scholarship winners and graduates.

Attendees will enjoy casino games, good food, cold beverages, and prizes! The Poker Tournament is limited to 64 players. **The event will begin at 4:00 p.m.**

[CLICK HERE TO REGISTER](#)

Thank you to our Title Sponsors!



Thank you also to the **Associated Subcontractors Alliance (ASA)** who has joined [Griffith Company](#) and [Richardson Steel](#) as Bar Sponsors.

**Food Sponsors:**

[California Sheet Metal](#), [D.A. Whitacre Construction](#) and [Penhall Company](#).

**Poker Table Sponsor is:**

[Hoop5 Networks](#)

**Silver Sponsors:**

[Acme Safety & Supply Corp.](#), [Benchmark Landscape](#), [Hitech Painting](#), and [Millennium Fire Protection](#)

**Other sponsorship opportunities are still available, including 1 more Bar Sponsor, 1 more Food Sponsor, 3 Poker Table Sponsors, and 6 Silver Sponsors.**

[Click here](#) for the sponsor form with more information and help support SDSU Scholarships that we all benefit from.

Contact Rae Krushensky at [raek@agcsd.org](mailto:raek@agcsd.org) with any questions.

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## **AGC/EGCC Golf Classic- June 5 at The Heights Golf Club**

New Update! **Golf foursomes are now sold out...please contact [Rae Krushensky](#) if you would like to be added to a waiting list.**

Thank you to our Title Sponsors: **RDO Equipment Company and Vulcan Materials Company.**



Thank you [Ferguson Waterworks](#), as the Cart Sponsor, and thank you to [Finch, Thornton & Baird, LLP](#) for sponsoring the Hodads Lunch.

### **SPONSORSHIP OPPORTUNITIES STILL AVAILABLE**

[CLICK HERE](#) for Sponsor Form with more information on all the opportunities.

Please contact Rae Krushensky at the AGC with any questions: [raek@agcsd.org](mailto:raek@agcsd.org)

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## **Safety Committee Corner - OSHA 300A, Mental Health Awareness, and Much More at AGC Safety Committee Meeting.**

The March meeting of the Safety Committee had robust attendance despite the day's heavy rain — a testament to the importance of the topics discussed. The harms of Fentanyl, mental health challenges, and increasing numbers of amputations on job sites are at top-of-mind for many AGC members, and the Committee's agenda tackled these and many other pressing issues.

**OSHA 300A log.** The March 1st deadline for submitting the OSHA log has been complicated by troubles with the OSHA website. Luke Brown of *Lusardi Construction* had several insightful ideas about it.

**Mental Health Awareness.** Mental health has been a regular topic of discussion at the committee meetings. Jessica Beyer of *Sundt Construction, Inc.*, who has been leading



an effort at the committee dovetailing her leadership on this issue at *Sundt* provided updates on this issue.

**§1711 Reinforcing Steel and Post-Tensioning in Concrete Construction:** Attendees also discussed Cal/OSHA standard §1711. In summary, the standard, as it is now, prohibits the use of reinforcing steel as a brace. However, *Sundt* and other AGC members knew that reinforcing steel as an internal brace should be viewed as a best practice for better worker safety and should not be against the law.

When this came to the AGC Safety Committee's attention in early 2020, the committee took on the mission to petition Cal/OSHA for the modification of the standard. During the paperwork thicket of COVID, the progress on the petition at Cal/OSHA stalled until the end of 2022. Last month, Reese Fortin of *Sundt* submitted additional information to Cal/OSHA, including a proposed rewrite of the standard based on input gathered from San Diego AGC members, the safety director, and from leaders at *Sundt*. A Cal/OSHA Senior Safety Engineer in the Occupational Safety and Health Standards Board (OSHSB) is reviewing the proposal and information provided.

**The Fentanyl Crisis:** At the Safety Committee's January meeting, guest speaker Kelly McKay, the Diversion Outreach Coordinator for the San Diego Drug Enforcement Administration, gave an insightful presentation titled "The Fentanyl Crisis in San Diego," which covered the origins of the Fentanyl crisis, overdose prevention as well as what can be done during an overdose. Attendees continued to share how valuable the presentation was and offered personal stories about how close to home the crisis hit. The members are urged to reach out to Kelly McKay to understand the magnitude of this crisis better and to get some insights that can save lives.

**Members Incidents, Inspection, Good Catches & Best Practices:** One of the most valuable aspects of Safety Committee meetings is the 30 minutes when the floor is opened for the attendees to discuss safety incidents and OSHA inspections, and to share best practices. During the March meeting, one of the important issues brought up and discussed widely was what some members saw as the growing incidents of accidents among carpenters that have sometimes resulted in the amputation of fingers, generally as a consequence of insufficient training on saw machinery.

During each meeting, the committee invites a subject-matter expert to give a presentation on an important construction safety-related topic. In our March meeting, Greg Shreenan of *Trench Shoring Company* gave an insightful presentation on trench and excavation safety.

**Mark Your Calendar: Next Committee Meeting April 5, 2023**

The next Safety Committee meeting is on April 5, 2023 (7 AM at AGC headquarters in Lakeside). We are expecting Aston Ling of *Cal/OSHA Consultation* and Jim Ciandella from *FallTech* to discuss Fall Protection and the soon-to-be applicable changes from ANSI. Besides the guest speakers, we expect to have an insightful discussion as we always do at the committee meeting.

If you are an AGC member, we urge you to have the safety leaders in your organization join the committee and attend its meetings. The AGC Safety Committee meets once a month, at 7 AM, on the first Wednesday of each month. Contact [Robin Scott](#) if you are interested in attending the committee meeting.

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## Apprenticeship Law Update

In 2021, the California Apprenticeship Council (CAC) passed new regulations to amend CCR Section 230.1. Those amended regulations were challenged in court, appealed, and that case and temporary rulings have gone back and forth since that time. On March 27, 2023, the appellate court issued a ruling denying a request for a further stay of the new amendments, and accordingly, these CAC regulations are *now in effect* and will remain so until a final ruling of this case in the court of appeals.

The new regulations state in pertinent part:

*“Apprentices employed pursuant to Labor Code section 1777.5 shall be registered apprentices who are training under apprenticeship standards that include the work processes that the contractor will perform on the project. Contractors must assign apprentices work that is included in the apprenticeship standards under which the apprentices are training. Apprentices on public works cannot be assigned work other than that which is stated in the work processes of the apprenticeship standards under which the apprentices are training.”*

Until that case is resolved, the recommendation for contractors utilizing apprentices is to review the “work processes” in the apprenticeship standards of your program for the trade(s) you are employing. In the past, apprentices were generally allowed to perform the work of the journeymen in that trade ([Overaa](#) case and as described in the DIR scope of work), but now and until this case is resolved, apprentices may only perform work that is contained in the apprenticeship standards of that program.

## GIVING BACK



### Join "AGC SAN DIEGO TEAM" in the Walk for Animals on May 6

Join members and their families in this fun, family, dog event to support the programs and efforts of the San Diego Humane Society.

[FLYER](#)



### Senior Smoke Alarm Project - Volunteers Needed - Saturday, June 24

AGC has partnered with the **Burn Institute** to install smoke alarms and carbon monoxide detectors at a senior mobile home park in Escondido, Saturday, June 24 from 8:30 AM to 1:00 PM.

[FLYER](#)



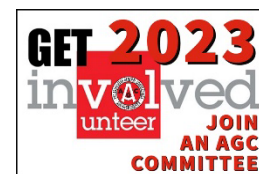


- April 21, 2023 - [Poker Tournament/Casino Night Mixer](#) - AGC Lakeside
- May 6, 2023 - [Walk for Animals](#) - Liberty Station
- June 5, 2023 - [AGC/EGCC Spring Golf Classic](#) - The Heights Golf Club
- July 11-14, 2023 - **AGC Blood Drive** - Member Hosts' Locations
- Nov. 14, 2023 - **Build San Diego Awards Luncheon** ("*Call for Entries*" due - August 31)

## COMMITTEE MEETINGS

### APRIL COMMITTEE MEETINGS

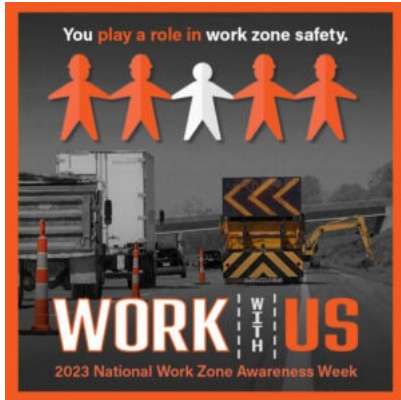
- April 5 - 7:00 AM - **Safety Committee** – Lakeside
- April 5 - 11:30 AM - **HR Practices Committee** – Lakeside
- April 13 - 1:30 PM - **SDUSD Liaison** – Virtual
- April 19 - 9:30 AM - **City of San Diego** – Lakeside
- April 19 - **Construction Leadership Council (CLC)** @ TBA
- April 20 - 9:45 AM - **NAVFAC** – Lakeside
- April 26 - 11:45 AM - **Airport Liaison** – Virtual



[Committee Meeting Calendar](#)

[Get Involved - Join a Committee](#)

## EDUCATION / SAFETY TRAINING



## AGC San Diego Chapter will be kicking off the 2023 National Work Zone Awareness Week with a Work Zone Safety Training Day on Monday, April 17, 2023

[National Work Zone Awareness Week](#) (NWZAW) has been successful in spreading awareness for work zone safety across the country because of participation from organizations and individuals just like you. Hundreds of companies and individuals reach out to ATSSA on social media each year using **#NWZAW**.

Everyone plays a role in work zone safety. NWZAW highlights the deadly dangers of inattention at highway work areas. Please join us in the 2023 weeklong commemoration;

- **Work Zone Safety Training Day** - April 17
- **National kickoff event** - April 18
- **Go Orange Day** - April 19
- **Social media storm** - April 20
- **Moment of Silence** - April 21

The moment of silence was started in 2022 to remember the men and women whose lives were lost in a work zone incident. [Click here to LEARN MORE](#) on how you can participate and make your voice count on the importance of work zone safety.

Traffic Control Technician 8-Hour Training  
April 17 | 7:00 am – 4:00 pm | AGC San Diego Lakeside Training Center  
Discounted Member Rate: \$175 per person

Flagger Training 4-Hour Training  
April 17 | 7:00 am – 11:30 am | AGC San Diego Lakeside Training Center  
Discounted Member Rate: \$99 per person

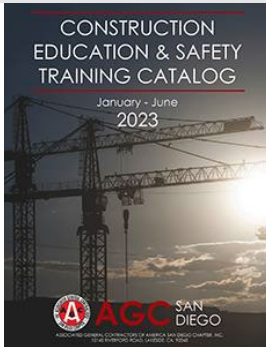
*Classes are held at our **Ferris Square** location in Sorrento Valley, or our **Lakeside** location, in addition to **online** or **offsite**, as noted below.*

### APRIL CLASSES

- April 10 - **Microsoft Word Intermediate Training** - Offsite
- April 10 - **Fall Protection Competent Person Retraining for EM 385** - Ferris
- April 11 - **QuickBooks for Beginners** - Offsite
- April 11 - **Construction Law: Advanced Construction Contract Negotiations** - Lakeside
- April 12 - **MS Excel Intermediate Training** - Offsite
- April 12 - **Estimating Basics** - Lakeside
- April 12 & 13 - **USACE CQM-C Training** (10 seats open) - Virtual
- April 13 - **Construction Scheduling Training** - Lakeside
- April 13- **Trenching & Excavating Training** - Ferris
- April 17-19 - **Fall Protection 24-Hour CPT**- Ferris
- April 18 - **QuickBooks Advanced Users** - Offsite
- April 18 - 20 - **NAVFAC Trenching & Excavating CPT** - Ferris
- April 19 - **MS Excel Advanced Training** - Offsite
- April 20 - **Scaffold 8-hour CPT** - Ferris
- April 24 - **The Construction Leader** (15 Seats open)- Lakeside
- April 24-28 - **EM 385-1-1 40-Hour** - Lakeside
- April 25 - 27 **Estimating Civil Construction** (12 seats open) - Lakeside

April 26 & 27 - **USACE CQM-C Training** - *Virtual*

2023 schedule for [AGC EDGE Virtual Courses](#). *Make sure to mark AGC San Diego for referral chapter.*



## 2023 Training Calendar and Class Registration

**January 2023 - June 2023**  
Education & Safety Training Catalog

*If you do not see a class that your team needs, please contact the AGC San Diego Education Department to check upcoming schedule or to schedule a group training session.*

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

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Lakeside, CA 92040  
(858) 558-7444  
[DIRECTIONS](#)



**AGC Government Affairs Office & Fall Protection Training Campus**  
6212 Ferris Square  
San Diego, CA 92121  
2nd floor  
[DIRECTIONS](#)

### **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

[Visit \*\*agcsd.org\*\*](http://www.agcsd.org)

prepared by AGC Chief Executive Officer, Eddie Sprecco, and Vice President Government & Industry Relations, Dustin Steiner.

[Join our Email List](#)

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.

**AGC San Diego Chapter, Inc.**

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10140 Riverford Road, Lakeside, CA 92040

April 10, 2023

The **VOICE** of Construction



## INDUSTRY NEWS



### Join us in Sacramento!

By *Dustin Steiner, Vice President  
Government & Industry Relations*

Registration is now open for our **Joint Legislative Summit** in Sacramento! This

is *your* opportunity to meet with our state legislators, mingle with AGC Cal members, and hear from our legislative advocate, Felipe Fuentes. This event was virtual for several years due to the pandemic, but it is back in person and we would like a strong showing this year!

Book your flight for Tuesday, May 2, and join us for an evening reception with pro-infrastructure elected officials. On Wednesday, we will begin with a Keynote Session, followed by an update from Felipe before heading out for legislative office visits. The summit will end early afternoon giving you plenty of time to return to San Diego in time for dinner. You do not want to miss this event!

Please use caution when registering as one of the options includes the **AGC Cal** PAC dinner. If you have a PAC check burning a hole in your pocket, I would happily take it off your hands!

The registration link is live and can be found here: <https://www.agc-ca.org/sites/legislative-summit-2023/>

I look forward to seeing you in Sacramento!

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### The Bullet Train Project Lumbers Along

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

The 2023 High-Speed Rail Update Report is out and is interesting, if not difficult, reading. The report states, at one point, that the biggest risk to the project is getting the state and federal government to actually allocate the funding to finish the first segment of the project. What?!!



The AGC strongly supports infrastructure projects that feed the growth of the construction industry. These projects are usually characterized by a public benefit that is commensurate with the cost of the individual projects. In this case, the benefit used to sell the project was that a person could get on a bullet train at the Los Angeles Union Station, and three hours later he or she would arrive in Oakland. Today, the trip takes 11 to 12 hours. The completion of this first segment of the project will take nine to ten hours, after spending \$33 billion.

The funding for the project is from several sources. The first was a bond issue approved by the voters in 2008, which after paying debt service, is \$8.5 billion in funding. Several federal grants bring an additional \$3.5 billion in funding. State Cap and Trade funds to date add \$5.4 billion in funding for a total of \$17.4 billion. Future Cap and Trade revenue is anticipated by the state to be another \$7.7 billion by 2030. This brings the total funding for the initial 171-mile segment of construction between Merced and Bakersfield to about \$25.1 billion.

The current estimate to complete the initial segment is pegged at \$33.2 billion. That means, in plain English, that the High-Speed Rail Authority (HSRA) is just over \$8 billion short of what it needs to finish this project. Or said differently they have 78 percent of the funding needed to finish the Merced to Bakersfield piece of the overall project from Los Angeles to San Francisco. The plan to address the shortfall is to apply for federal grants via the Biden Infrastructure Law (formerly known as the Infrastructure Investment and Jobs Act).

The project has been under construction for 10 years; 119 miles is under construction, and 52 miles is in design. The construction project reportedly has been employing about 1,000 men and women, which is good. Inexplicably the HSRA recently claimed that the project has created 10,000 jobs. We guess that in state government a "job" is defined as one person working for one year. The project has expended to date about \$9.9 billion. The most important question is not answered in the report. Who is left holding the bag when the HSRA runs out of money?

Here are the stated goals of the project:

1. By 2028, complete and begin train testing on the first 119-mile, double-tracked, and electrified high-speed rail track between Madera and Poplar Avenue.
2. Between 2030 and 2033, begin high-speed passenger service between Merced, Fresno, and Bakersfield will begin – this is their highest priority.
3. By 2030, advance Northern and Southern California sections to 30% design so construction can continue progressing if and when funding is provided.

Poplar Avenue is in the middle of a farmer's field known locally as Smith Corner. It is about 18 miles north of Bakersfield. Smith Corner is a hamlet of 400 people that has lost twenty percent of its population in the last ten years. Madera is a rural small town in the central valley.

The project is spending about \$1 billion per year. They seem to have about \$7 billion on hand and are projecting to get approximately \$1 billion per year from the state's Cap and Trade Program. The Madera to Poplar Avenue segment is currently estimated to cost \$18 billion and to be completed in 5 years.

Here is the rub. The extensions north from Madera to Merced and south from Poplar Avenue to Bakersfield will cost another \$14 billion.



The HSRA chief financial officer was recently quoted as saying, "There is no doubt we need federal money". The power of the purse is with Congress. The present Speaker of the House reportedly hates the project and is from Bakersfield. It doesn't look good for the California taxpayers who will undoubtedly be left holding the bag.

## MEMBER EVENTS/NEWS



**Are you ready for the industry-wide "Red & Black" Mixer, Poker Tournament & Casino Night on April 21?**

**Only 6 Poker Player Spots are**

**Available!**

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Attendees will enjoy good food like Hodads Burgers, Tacos, cold beverages, games, and prizes! The Poker Tournament is limited to 64 players.

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[CLICK HERE TO REGISTER](#)

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Thank you **National Electrical Contractors Association (NECA)** for joining our Food Sponsors.

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Thank you **Dynalectric** and **Kelar Pacific** for joining our Poker Table Sponsors

### Poker Table Sponsor is:

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- **5 silver sponsors**

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[FLYER](#)

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[FLYER](#)



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[Committee Meeting Calendar](#)

[Get Involved - Join a Committee](#)

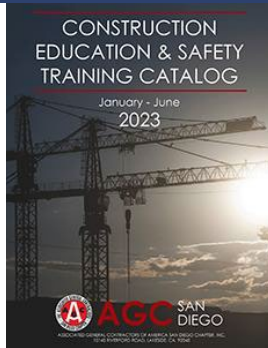
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- April 11 - [Construction Law: Advanced Construction Contract Negotiations](#) - Lakeside
- April 12 - [MS Excel Intermediate Training](#) - Offsite
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- April 12 & 13 - [USACE CQM-C Training](#) (10 seats open) - Virtual
- April 13 - [Construction Scheduling Training](#) - Lakeside
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## INDUSTRY NEWS

### RePLAy

By Dustin Steiner, Vice President Government & Industry Relations

On February 17, the State Legislature “closed the books” on bill introductions for this session with a flurry of 500 new bills (proposed laws) bringing the total number to almost 2600 for 2023-24! 2600 proposed new laws in what is arguably (or perhaps not) the most regulated state in the union. On March 8, AGC Cal and AGC San Diego members met in Sacramento with our legislative advocate, Felipe Fuentes, and the Apex Group, to discuss the multitude of bills affecting contractors and construction in general. Three groups, four hours, and lots and lots of debate.

One of these bills, SB 574, was a so-called “spot bill” with amorphous language such as “Public Agencies: cost accounting standards” and “Existing law provides for the development of cost accounting standards and an alternative method for the bidding of public works projects by public entities. This bill would make a *nonsubstantive* change to that law.” Spot bills are essentially placeholders made by legislators as a way to beat the deadline for bill introductions without the details of said bill. Our joint committee took a similarly blasé position of “watch” (as opposed to support or oppose) on SB 574.

Fast forward to March 22, and State Senator Wahab used the insidious *gut and amend* process to completely rewrite SB 574. The oft-criticized gut and amend is a way for legislators to get around the bill deadline and critics say skirt the public review process for controversial bills. In this case, there is still plenty of time for public review, though one wonders why use gut and amend instead of introducing the *actual* bill language in February. So, what was SB 574 hiding? Well, what was “Public Agencies: cost account standards” has now been redlined to “Public Agencies: project labor agreements.”

Following the national trend, this bill closely mirrors President Biden’s [Executive Order 14063](#), which mandates Project Labor Agreements (PLAs) on direct federal construction projects valued at \$35 million or more. That Executive Order is in the process as a [proposed rule](#) by the Federal Acquisition Regulation (FAR) Council awaiting a final rule. SB 574, if passed, would similarly apply to “major state construction project(s)...that will exceed a total cost of thirty-five million dollars.” SB 574 heads to the (State) Senate Governmental Organization Committee on April 25, 2023. To watch the hearing or to comment, see

instructions on the agenda here: [Agenda | Senate Governmental Organization Committee \(ca.gov\)](#).

To read the full text of SB 574, click [here](#).

Our legislative team is tracking this bill closely and will share AGC SD's concerns with government-mandated PLAs throughout this process.

---

## **Mayor Gloria Releases Proposed Budget**

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

Last week, Mayor Todd Gloria released his [Fiscal Year 2024 proposed budget](#), a \$5.12 billion spending plan focused on delivering on the major investments included in the last two budgets while adding strategic new expenditures to address homelessness, repave streets, and enhance public safety.

Calling it his "Getting It Done" budget for its emphasis on execution, Mayor Gloria said the goal was to sustain all funding from the prior budget year, maintaining service levels while adding expenditures needed to make progress in key priority areas.

The Fiscal Year 2023 "Ready to Rebuild" budget marked the City's largest-ever investment in infrastructure and significantly expanded the capacity of the City's workforce to deliver critical capital projects that benefit San Diego communities.

This year's budget is focused on delivering on the promise of those investments and additional investments in road repair, stormwater, and facilities like parks.

The proposed budget allocates nearly \$140 million to street repair/resurfacing – the most the City has invested in any given year. The funding is expected to enable the City to resurface 157 miles of streets, including both full overlay and slurry seal.

The budget adds \$21.5 million to the Infrastructure Fund to continue making necessary improvements to city facilities, parks, and stormwater infrastructure.

The budget includes \$38.6 million in Capital Improvement Program funding for parks and playgrounds, as well as the development of new green spaces throughout the city.

The new City and joint-use park facilities funded in the proposed budget include:

- *Riviera Del Sol Neighborhood Park*
- *Cathy Hopper Friendship Senior Center*
- *Ellen Browning Scripps Park Comfort Station*
- *Memorial Senior Center*
- *Mountain View Teen Center*
- *Eugene Brucker Education Center Dog Park*
- *Gompers Dog Park*
- *Paradise Hills Community Park Dog Park*
- *Allied Gardens Off Leash Dog Park*
- *Chollas Triangle-Groundwork*
- *Olive Street Mini Park*
- *Salk Neighborhood Joint Use*
- *Clairemont Canyons Academy Joint-Use*
- *Marston Middle School Joint-Use*

While the FY24 budget is balanced for a single year, its development considers future years and accounts for the likelihood of a revenue dip in the next few years that could necessitate cuts.

The spending plan was developed to avoid creating new programs that will later need to be cut, and adds \$6.8 million to General Fund reserves, bringing the City's total reserves to a slightly higher level.

It also keeps in reserve for future years the \$52 million balance of the \$120 million excess equity fund – funds created when expenditures are lower than projected, revenues are higher than expected, or both.

The budget is also the first developed under a Budget Equity Framework designed to ensure department-level budget requests and proposals were evaluated with an equity lens to identify disparities and begin the process of eliminating them so that ultimately, no neighborhood will be left behind.

Mayor Gloria will formally present his proposed budget to the City Council on April 24, followed by several weeks of department-level public hearings leading up to the release of a revised budget on May 18, that incorporates City Council and community feedback. Final consideration by the City Council will take place in mid-June, with the adoption of an appropriation ordinance due no later than June 30.

A recent city report on infrastructure needs in the next five years paints a bleak picture. In part, the report says: *Aging City infrastructure correlates with growth in the Capital Improvement Program(CIP). Over the next five fiscal years, the CIP needs are estimated at \$9.75 billion. This includes ongoing expenditure needs of existing CIP projects in the FY 2023 Annual CIP Budget, as well as newly identified capital asset needs arising from regulatory requirements or other specific criteria. Expected revenue sources to support CIP projects are similarly increasing. An estimated \$4.58 billion will be available for future capital needs. An estimated additional \$5.17 billion would be required to meet all the needs outlined.*

This budget has the right message but probably not adequate funding to stop the rapid decline of the city's streets and other infrastructure. The City would have to double the size of the CIP to start meeting its growing infrastructure needs, which is a big ask.

## MEMBER NEWS & EVENTS

### Welcome New Members

The AGC Board of Directors and AGC staff welcome the following new members to the Association:

[eSUB](#)

UniComposite LLC

**AGC's Motto: "It's Good Business to do Business with AGC Members."**

---



**This Friday! - AGC "Red & Black" Mixer, Poker Tournament & Casino Night on April 21. Serving Hodads Burgers & Fries and Tacos Rapido y Sabroso.**

*From the AGC 2023 Specialty Contractors Council*

Are you attending the mixer on April 21?

Come and enjoy cold beverages, one of the best burgers on the West Coast with crispy fries from Hodads, and soon-to-be favorite tacos from Tacos Rapido y Sabroso.

You will help support scholarships for the SDSU Construction Management Programs by signing up now to attend this industry-wide event.

Join us and your friends in the industry at the AGC Lakeside Training Facility, SDSU faculty, and past scholarship winners and graduates.

Attendees will also enjoy casino games and prizes!

**The Poker Tournament portion of this event is full, but we can add another table if enough people are interested.** Contact Rae Krushensky and let her know at [raek@agcsd.org](mailto:raek@agcsd.org).

**The poker tournament winner will receive one night stay at the Sycuan Casino Resort and a gift certificate for lunch or dinner for two. Compliments from the Sycuan Band of the Kumeyaay Nation.**

- The event will begin at 4:00 p.m.

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We welcome the Future Construction Leaders Foundation and Premium West Construction who have joined our Silver Sponsors:

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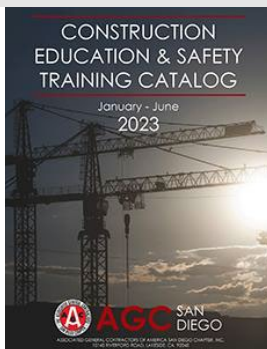
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## INDUSTRY NEWS

### The Longest Season

By *Dustin Steiner, Vice President Government & Industry Relations*

At a recent conference with attendees from across the country, a colleague from a cold weather state quipped they have four seasons - June, July, August, and winter. In San Diego, we are fortunate to have near-perfect weather *in season* (as this past weekend can attest) and our *off-seasons* only seem to last a couple of days. The basketball and hockey seasons recently ended, and playoffs are now in full swing. And, in April, the Padres kicked off a grueling 162-game season that one might think is the longest season of them all...but there is another...one that never seems to end and begins again with hardly a warning...and that, my friends, is *campaign season!*

November is but a distant memory as we ramp up for a Presidential Election in 2024. As reported previously, we may be headed to a special election this summer at the County Board of Supervisors, so we are indeed already in full swing. AGC San Diego has also made its first endorsement of the nascent cycle as our Board of Directors voted to support **Supervisor Joel Anderson** in his re-election efforts. This week, our **Political Action Committee (PAC)** will be hearing from two local elected officials who have announced runs for higher office. El Cajon **Mayor Bill Wells** and Lakeside Union School District **Trustee Andrew Hayes** will be our guests. AGC's PAC is a way for *you* to have a front-row seat with elected officials and candidates. PAC invoices are in the mail, but if you are not currently on our PAC and would like more information about this meeting, please [contact me](#).

After our PAC meeting, join us in Sacramento for our **Joint Legislative Summit** with AGC Cal. This is a great opportunity to meet with state legislators (like endorsed candidate-turned-Assemblymember **David Alvarez**), mingle with AGC Cal members, and hear from our legislative advocate, Felipe Fuentes. There is still plenty of time to book that flight for *next* Tuesday, May 2, and join us for a reception that evening with pro-infrastructure elected officials. On Wednesday, we will begin with a Keynote Session, followed by an update from Felipe before heading out for legislative office visits. The summit will end early afternoon giving you plenty of time to return to San Diego in time for dinner. You do not want to miss this event!

The [registration link](#) is live.

---

## **CARB: Negligible Impact on the Economy?**

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

The California Air Resources Board (CARB) will be considering the proposed Advanced Clean Fleets Regulations (ACF) this Thursday, April 27. It is widely believed that they will approve the Environmental Assessment required under CEQA which will start the process of adopting the far-reaching regulations, which will impact the entire economy here in California. CARB claims the impact on the economy will be negligible. Here is what CARB has published in the public domain about the ACF.

The basis of this new regulation is the California Climate Crisis Act (AB 1279) of 2022. The Act declared that the policy of the state is to achieve net zero greenhouse gas emissions as soon as possible, but no later than 2045 and to maintain net negative greenhouse gas emissions from there on.

CARB takes credit for improving the air quality in California over the last half-century. Smog alerts, which peaked at one almost every day, somewhere in California, usually Los Angeles, in the 1960s, have been largely eliminated. But more needs to be done according to CARB. They point out that a quarter of the transportation sector's GHG emissions are from trucks which are only 1.8 million vehicles compared to 30 million overall registered vehicles in the state.

One of the key elements in the ACF is the "useful life" definition set by SB1. Which reads in part, *"Should a future in-use regulation be adopted, trucks will not be required to turn over until they have reached 13 years from the model year the engine and emission control systems are first certified OR until they reach 800,000 vehicle miles traveled (but no longer than 18 years from the model year the engine and emission control systems are first certified for use), whichever is later."* This provision was meant to address a concern expressed by the trucking industry about stranded assets shortly after upgrading their fleets to today's cleanest available engines and fuels.

The outline of the major provisions of the ACF is as follows:

- All state and local government fleets would vehicle purchases must be Zero Emission Vehicles (ZEV) by 2027
- High Priority Fleets include entities with more than \$50 million in annual revenue or operate at least 50 medium or heavy-duty trucks or buses.
- Regulated vehicles under the High Priority and Federal Fleets include on-road medium and heavy-duty vehicles, light-duty package vehicles, and yard tractors.
- High Priority and Federal Fleets will be required to only add ZEVs to their fleets starting in 2024. There is also an option called "ZEV Milestones Option" which allows fleets to phase in ZEVs as a percentage of their fleets by the milestone date.
- High Priority and Federal fleets would be required to remove existing vehicles from their fleets when those vehicles reached the specified useful life threshold.

The regulations exclude some vehicles with two engines, military vehicles, and emergency vehicles among others. The regulation allows owners to apply for time extensions or exemptions for circumstances beyond their control. Examples cited are cases where ZEVs that meet the owner's duty cycle needs are unavailable or when the energizing needed for charging is unavailable. The California Public Utilities Commission established a threshold for utilities of a 125-day timeline to connect customers with electric vehicle charging infrastructure to the grid. Most experts believe that is wildly optimistic.

CARB has stated that this proposed regulation is not projected to impact the California economy. The impact they claim will be negligible at 0.2 percent of the "baseline". This is despite a California Energy Commission estimate that 157,000 high-powered chargers will be needed in seven years to support 181,000 medium and heavy-duty vehicles. Not to mention the massive investments needed by truck fleets to operate in California.

The Public Hearing and consideration for adoption of the ACF Regulation is on Thursday, April 27<sup>th</sup> starting at 9 AM. The ACF public hearings have about 800 participants in each hearing. Participation on Thursday is either in person at the CalEPA building in downtown Sacramento or online. To participate, online, [register here](#).

## MEMBER NEWS & EVENTS



**Thank you Sponsors, Thank you Attendees!**

Sincerely, the AGC 2023 Specialty Contractors Council

What a fun event on Friday, kicking off what's to be an Annual "Red & Black Poker Tournament & Casino Night Mixer," **supporting scholarships for the SDSU Construction Management Programs.**

And the Poker Tournament Winner is....Ryan Swenson, *Simpson Strong-Tie*.  
Congratulations Ryan!





Sponsors and Attendees, we couldn't have done it without you and we are extremely grateful for your support!



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Click here to view the [Photo Gallery](#).

**SAVE THE DATE** for the **“Meet Your GC Corn Hole Tournament”** in September as our next SDSU fundraising event!

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### MAY COMMITTEE MEETINGS

- May 3 - 7:00 AM - **Safety Committee** @ Lakeside
- May 17 - 7:30 AM - **Build & Serve Charitable Alliance** @ Foley & Lardner
- May 18 – 11:00 AM – **Union Signatory Contractors Committee** @ Lakeside
- May 18 - NOON – **Meetings & Events** @ Lakeside
- May 19 - 11:00 AM - **Technology Committee** @ Lakeside
- May 22 - 10:15 AM – **NAVFAC** @ Lakeside



May 2 - NOON - **Affiliate Council** @ Lakeside

[Committee Meeting  
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May 1 - 5 - **EM 385-1-1 40-Hour** (Lakeside)

May 2 - **Stormwater Online QSP Forum** (Online)

May 3 - **Bluebeam Basics Software Training** (Lakeside)

May 3 - **Construction Law, The right time to make a claim.** (Lakeside)

May 4 - **CPR First Aid Training** (Lakeside)

May 4 - **MS Project 2016 Intro** (online)

May 8 - 12 **NAVFAC Fall Protection 40-Hour CPT** (Ferris)

May 8 - **Fall Protection Competent Person Retraining** (Ferris)

May 10 & 11 - **CQM-C Certification** (online)

May 11 - **Silica CPT** (Lakeside)

May 12 - **Traffic Control Technician & Flagger Training** (Lakeside)

May 12 - **MS Excel Beginner** (Offsite Computer Lab)

May 15 - 17 **Fall Protection 24-Hour CPT** (Ferris)

May 16 - **Construction Law: Warranty Defects, and Property Damage**(Lakeside)

May 16 - **MS Project 2016 Advanced** (online training)

May 17 - **Project Engineer Bootcamp** (Lakeside)

May 17 - **Quickbooks for Beginners** (Offsite Computer Lab)

May 19 - **MS Excel Intermediate** (Offsite Computer Lab)

May 22 - **25 OSHA 30 Hour for Construction** (Lakeside)

May 22 - **Qualified Rigger & Signal Person** (Lakeside)

May 22 & 23 - **CQM-C Certification**(Online)

May 23 - 25 **NAVFAC Confined Space 24-Hour CPT** (Ferris)

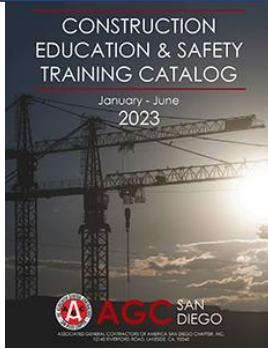
May 24 - **Quickbooks Advanced** (Offsite Computer Lab)

May 25 - **Project Management Bootcamp** (Lakeside)

May 26 - **MS Excel Advanced** (Offsite Computer Lab)

May 31 - **Project Foreman & Superintendent Bootcamp** (Lakeside)

2023 schedule for [AGC EDGE](#) Virtual Courses. Make sure to mark AGC San Diego for referral chapter.



## 2023 Training Calendar and Class Registration

**January 2023 - June 2023**  
Education & Safety Training Catalog

*If you do not see a class that your team needs, please contact the AGC San Diego Education Department to check upcoming schedule or to schedule a group training session.*

[Becca Schaffer](mailto:Becca.Schaffer@agcsd.org), 619-592-4533

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(858) 558-7444  
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6212 Ferris Square  
San Diego, CA 92121  
2nd floor  
[DIRECTIONS](#)

### **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.

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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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