



May 2021 Archives

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



May 3, 2021

The **VOICE** of Construction

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Webinar Tomorrow - The PRO Act: The Greatest Threat to Union & Open-Shop Construction

Tomorrow at 11:00 a.m., AGC of America will host a Webinar about the PRO Act, which is the most sweeping labor legislative proposal in the last 50 years. It is a major threat to union and open shop contractors, and during this Webinar, AGC CEO Stephen Sandherr and other members of the AGC team will explain:

- What all construction firms need to know about the PRO Act
- Its pathway for becoming law
- How AGC and the Construction Advocacy Fund is working to ensure its defeat

Please click the following link to register: [The PRO Act: The Greatest Threat to Union & Open-Shop Construction](#)

AGC Furniture Available - Free, Free, Free

Since moving to our new facility in Lakeside last year, we are now renovating the AGC Ferris Square offices. With that, there is furniture we no longer need or have room for, including the following:



Registration Now Open for the 2021 AGC Annual Convention

September 21-23 - Orlando, Florida

The AGC Annual Convention provides contractors of all sizes the opportunity to gain business-critical insights into the issues most affecting their operations.

From risk management to safety on the jobsite to the latest in project management solutions, AGC brings together experts from across the industry to share their knowledge and help prepare contractors to meet the challenges of today and tomorrow.

Register by June 16 and save \$150 off admission.

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



DEADLINE: AUGUST 31 by noon

- credenzas
- bookshelves
- tables and chairs
- and cubicle partitions for 2 offices with the counter tops.

[Click here to view the photos.](#)

These items need to go **TODAY (May 3)** so construction can begin.

Contact Paul Josselyn at paul@agcsd.org or (619) 254-2873 and he will meet you at the 6212 Ferris Square address in Sorrento Valley to pick up the furniture.

City of San Diego Releases Disparity Study

Mike McManus, Director of Engineering Construction & Industry Relations

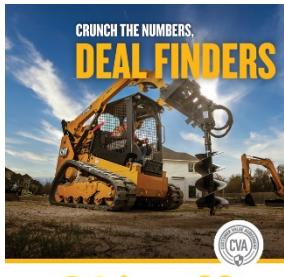
Last week, the Budget and Government Efficiency Committee got a first glimpse at the "Draft" Disparity Study (Study) which was launched in 2020. The consultant who performed the Study made an informational presentation for the benefit of the Committee. The consultant's Study found that there are "disparities" in the awarding of City contracts related to some minority groups and Caucasian women.

The Study reached out and surveyed contractors who perform lines of work that are similar to those in City contracts. The effort was intended to develop a total number of available contractors who have the capacity and interest to do City work, and to determine a percent of those available contractors who are women and minorities. The engagement efforts included webinars, public meetings, surveys of relevant businesses, and in-depth interviews.

They also went through all City contracts to determine the same percentages based on work awarded over the study period. A "Disparity Index" was then calculated for each identified group of minorities and women by performing the following calculation:

$$\frac{\text{Minority and Women} \\ \text{City Contract Participation \%}}{\text{Minority and Women} \\ \text{Availability \%}} \times 100 = \text{Disparity Index}$$

Based on previous court cases related to disparity studies, any index below 80 indicates that a "disparity" exists between the



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CALTRANS JOBS: WHAT YOU NEED TO KNOW TO BID BETTER AND WORK SMARTER

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11:30A-1:00P

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THOMAS FEERIC JR

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ATTORNEYS AT LAW



Lakeside
10108 Riverfront Road | 619-270-4300



availability of women and minority owned firms, and the frequency of contract and subcontract awards to these groups.

For construction contracts the study showed the following disparity indices:

Total minority and woman owned	87.8
Non-hispanic white woman owned	59.7
All minority owned	107.9
Asian pacific American owned	57.9
Black American owned	154.4
Hispanic American owned	107.8
Native American owned	18.7
Sub-continent Asian American owned	200+

Several of the councilmembers present at the Committee meeting requested that City staff bring forward a race and gender based program with additional set asides based on race and gender. The question came up as to whether any City in California has fashioned a race and gender focused contracting program. The consultant stated, for the record, that since Proposition 209 changed the California Constitution, no local agency has implemented a race and gender focused contracting program that has been successfully defended in court.

The Study also included some suggested additional efforts by the City to improve small business access to City contracting. Related to construction, those suggested for consideration were:

- Bonding Assistance
- Additional Small Business Prime Set Asides
- Unbundling of large contracts
- City sponsored business development and capacity building

The next step will be for the consultant to work with each council office towards finalizing the Study. We expect the City Council to see the Disparity Study presented at an upcoming meeting sometime in May.

AB 5 Trucking Injunction Overturned by Ninth Circuit

Chad T. Wishchuk and Y. Brandon Beshay, Finch, Thornton & Baird, LLP

Recently, the Ninth Circuit Court of Appeals heard a case regarding AB 5 and its applicability to "motor carriers" (any person providing motor vehicle transportation for compensation,



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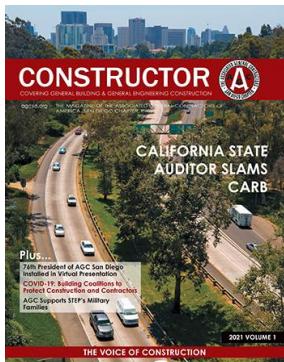
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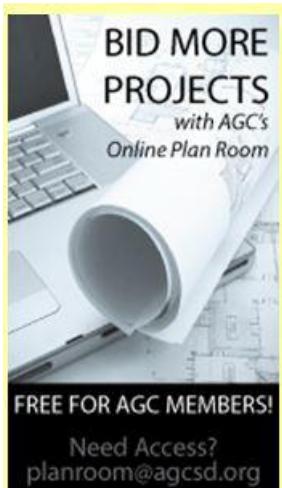
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which includes truckers). In *Cal. Trucking Ass'n v. Bonta* (9th Cir. 2021) 2021 U.S. App. LEXIS 12629 (No. 20-55106), the California Trucking Commission (CTA) filed an action to enjoin the State of California's enforcement of AB 5 against motor carriers because the CTA believed that federal law prevents application of AB 5 to the trucking industry. The District Court initially agreed with the CTA and granted the injunction, but the Ninth Circuit ultimately reversed, holding that AB 5 is still enforceable against all motor carriers, including the trucking industry.

Background:

The CTA's challenge of AB 5 was based on the proposition that federal law "preempts" state law such that AB 5 would be inapplicable to motor carriers. The applicable federal law in this case is called the Federal Aviation Administration Authorization Act of 1994 (F4A), which exists to limit State authority to regulate intrastate trucking in order to create a level playing field so that all companies using motor carriers would receive the same protections. Most importantly, the F4A provides that States cannot enact or enforce laws that relate "to a price, route, or service of any motor carrier . . . with respect to the transportation of property." Based on that language, the CTA aimed to block the State of California from enforcing AB 5 against motor carriers, arguing that AB 5 relates to and affects the trucking industry's services and business models, which is not permitted by the F4A.

Ninth Circuit Holding and Analysis:

The Ninth Circuit concluded that the F4A does not preempt AB 5, which means that AB 5 will continue to be enforceable against all motor carriers. The Court argued that AB 5 does not relate to a price, route, or service of any motor carrier. Instead, AB 5 applies to all employers generally: AB 5 does not specifically target motor carriers, but only affects them in their capacity as employers. In other words, AB 5 does not affect the carrier's relationship with consumers such that the carrier would be providing services, routes, prices, etc., in a manner that they usually do not; rather, AB 5 impacts the carrier's relationship with their workforce. Because AB 5 is generally applicable to all employers, AB 5 cannot be preempted by the F4A.

Takeaway:

Based on this recent holding, AB 5 remains enforceable against the trucking industry and all other motor carriers. Several California courts have reached similar conclusions to the decision in *Bonta* (see *People v. Super. Ct. (Cal Cartage Transp. Express, LLC)* (2020) 57 Cal. App. 5th 619; *Parada v. E. Coast Transp. Inc.* (2021) 62 Cal. App. 5th 692), so motor carriers will continue to be subjected to AB 5 despite the belief that the F4A may

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

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Director of Plan Room Services

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Please notify AGC if your company has relocated, or if there are updates to your company's listing (i.e. contacts, phone/fax, job titles, CSI codes, & certified business listings).

Email [Marcy Knopman](#)



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AGC East County Facility
10140 Riverford Road

preclude enforcement. It is possible that the Supreme Court may overturn any one of these recent decisions, but until then, truckers should ensure that their business models are in line with AB 5 (or ensure that they are otherwise exempted - [click here](#) to view AGC's Alert about the criteria for the construction industry's exemption).

AGC's Virtual Legislative Day - May 25

Brad Barnum, Executive Vice President

It's been almost two years since AGC San Diego members trekked up to Sacramento to attend the Annual AGC San Diego and AGC California Legislative Day. We were hoping to head up there again this year, but due to COVID-19, the all-important in-person meetings are difficult to accomplish.

However, we do have good news to report...we will be having a shortened virtual version of Legislative Day on **Tuesday, May 25 from 10:00 to 11:30 a.m.** The program will include several guest speakers, along with breakout rooms where AGC members will engage in Q&A sessions with State Legislators. It's about the halfway point in the first year of a two-year session, and this will be a good opportunity to get the inside scoop of what is happening in our State Capitol.

This virtual event will be held free of charge for AGC members. Simply [click here](#) to register.

Construction Safety Week Promotes Building a Stronger, Safer Industry

Construction Safety Week kicks off today with a focus on "*Holistic Safety - Be Present. Be Focused. Be Safe.*"

So, what is Holistic Safety? It is considering and factoring the outside stresses and distractions that influence workers and their ability to focus, make decisions, and impact reaction times. Jobs in the construction industry are both physically and mentally demanding, and the safety of workers extends beyond the safety protocols and safety gear on the job, to the total wellness of the workers.

Start off the week with today's Toolbox Talk:

Monday, May 3 - Be Present, Be Focused

Lakeside, CA 92040
(858) 558-7444

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

- Mental awareness is critically important for workers to stay safe. Mental distractions can rob a worker of their focus and lead to serious or deadly accidents.
- It is critically important that workers watch out for each other and learn to recognize the signs of someone who may be struggling.
- Being mentally focused on the job means being prepared, identifying risks, and knowing what to do in a crisis. It's not enough to be focused on the work and the task at hand, workers must be focused on their safety and the safety of everyone around them.
- It is important that workers know there are resources available to help them be present and focused.

For a summary of daily Toolbox Talks and to download resources, [click here](#).

AGC San Diego would like to share and celebrate members who are participating in Safety Week on social media. Please include the hashtag **#agcsandiego** to your Safety Week posts.



Computers 2 Kids Electronic/Recycling Drive - May 7- 21

AGC's Build & Serve Charitable Alliance is partnering, again, with Computers 2 Kids San Diego (C2K). C2K believes all children and their families, regardless of their economic status, need to be computer literate and have equal access to technology. C2K recycles and refurbishes used computers for families in need, and provides education, training and technical support to help students achieve success. 28% of families in San Diego County do not have a computer in their home.

Each year, [Computers 2 Kids](#) San Diego places between 10,000 - 26,000 computers in the homes of low-income families and works with Cox Communications to provide discounted Internet services.

Join us in collecting electronic items such as:

- Computers, laptops, gaming systems
- Monitors (any size)
- Keyboards, Mice
- Fax Machines
- Scanners
- Routers, Switches, Network Components
- VCR's, DVR's, Recorders
- Cell Phones, Land Phones
- Cords
- Software, Hardware
- Ink and Toner Cartridges (new)
- Tablets
- Radio, Stereo Equipment, Speakers

Drop off items at one of these three locations between May 7-21:

1. Erickson-Hall Construction Co. - Escondido

2. AGC - Lakeside

3. Computer 2 Kids Headquarters - Miramar

[FLYER](#) with details.

Questions? Contact [Marcy Knopman](#) at AGC (858) 558-7444.



AGC/EGCC Golf Classic - Sponsor Opportunities Update

From the AGC 2021 Meetings & Events Committee

With the recent loosening of restrictions for outdoor sports in San Diego County, the Maderas Golf Club is allowing us to present more on-course exhibitor setups.

Please note the following open sponsorships:

- Beer & Beverage Station Sponsor - 2 left
- On Course Exhibitors - 6 spots left

- **Hole Sponsor - 10 left** - Your company logo will fill the navigation screen of each golf cart as they approach your sponsored hole.
- **Raffle Prize Sponsors:** More needed!
- **Driving Range Sponsor:** Still open!
- **Swag Donations** - provide unique swag gifts with your company logo for the golfers "swag bag."

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

This tournament raises funds for the EGCA scholarship programs at SDSU and the Diesel Technology Program at Palomar College. In addition, new scholarships are being added to the AGC Apprentice Program and the Miramar Diesel Technology Program this year.

If you have any questions regarding the tournament, please contact Rae Krushensky at the AGC: raek@agcsd.org.



MAY CLASSES

May 4	Stormwater Webinar
May 6	Confined Space
May 10	ATTSA Traffic Control & Flagger
May 12	Construction Estimating Basics
May 13	AERIAL Work Platform Operator/ Boom/Scissor Lift
May 14-15	CQM - Live Online Training
May 17	Fall Protection Refresher
May 18 & 21	Bluebeam Basics - Live Online Training
May 19	Project Engineer Boot Camp
May 24-25	Fall Protection 24-Hour CPT
May 25	Forklift Operator Training
May 25	Caltrans Jobs: What You Need to Know to Bid Better & Work Smarter
May 26	Qualified Rigger & Signal Person

May 26	CPR First Aid Training
May 26	Construction Law: Delay & Disruption Claims
May 26	Writing & Implementing a Business Plan
May 26-27	CQM - Live Online Training

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

[CLICK HERE](#) EDUCATION TRAINING CLASSES
[CLICK HERE](#) SAFETY TRAINING CLASSES
[CLICK HERE](#) MILITARY TRAINING CLASSES
[CLICK HERE](#) FOR NAVFAC/SW FACILITIES TRAINING



[VIEW COUNCIL/COMMITTEE MEETINGS CALENDAR](#)

MAY MEETINGS

May 5 - **Safety** - 7:00 a.m. *via GoToMeeting*
May 6 - **Affiliate Council** - 11:30 a.m. *@ Lakeside*
May 12 - **Education** - 11:30 a.m. *@ Lakeside*
May 19 - **Build & Serve** - 7:30 a.m. - *via Zoom*

[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 Executive Vice President, Brad Barnum.

Please contact [Eddie Sprecco](#) or [Brad Barnum](#) 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

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The VOICE of Construction



May 10, 2021

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July 12-16

AGC/EGCC Golf Classic -
Sponsorship Opportunities Available

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**Social Equity in the 2021 Regional Plan Unveiled by
SANDAG**

Mike McManus, Director of Engineering Construction & Industry Relations

Last week, SANDAG staff presented an overview of social equity data and a draft of social equity performance measures that support the 2021 Regional Plan's goals for a fair transportation system. The report emphasized that there is a boatload of State and Federal mandates that the region must align with as they finalize the region's plans for the future. Several mandates highlighted during the presentation were:

- SB 375: must meet regional greenhouse gas emissions goals set by the State
- Title VI of the Civil Rights Act: must have environmental justice considerations
- SB 743: must shift to vehicle miles travelled as a transportation impact under CEQA

This overview was presented to a joint meeting of the Transportation, Regional Planning and Border Committees.

An interesting point brought forward by SANDAG officials is that currently, only about one in ten people in the region have access to an alternative to driving a vehicle. The lack of a realistic alternative to car ownership is one of the reasons why transportation costs are second only to housing expenses for most households in the region. The average cost of owning a car in the San Diego region is nearly \$12,000 a year, a major expense for the 35% of households in the region that earn less than \$45,000 annually.



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<http://convention.agc.org>



According to SANDAG officials, preliminary results of implementing the 5 Big Moves show that by 2050 the projects and policies in the 2021 Regional Plan will:

- Triple the number of people who have access within a half mile of transit, with even larger increases among people of color, seniors, and low-income individuals.
- Connect more than half of low-income individuals or people of color to higher education destinations within 30 minutes using transit.
- Increase by 50% the number of low-income individuals and people of color who can access major employment centers within 30 minutes using transit.
- Help approximately two-thirds of these populations arrive at retail destinations within 15 minutes using transit, and help more than 80% arrive at medical facilities within 30 minutes.

In January, the SANDAG Board of Directors voted to formally adopt an equity statement, which is helping to guide the creation of the new 2021 Regional Plan. In developing the 2021 Regional Plan, SANDAG is looking at several impacted communities within the region, including:

- **Low-income:** More than one-third of households in the San Diego region earn less than \$45,000 annually. This equates to 400,000 households, or roughly 1.1 million people in the region.
- **People of color:** 54% of the region's 3.3 million residents are people of color, with individuals identifying as Hispanic representing a third of the total population, according to 2016 figures. By 2050, White and Hispanic populations are projected to be nearly equal in size, and people of color are expected to make up 60% of the region's total population.
- **Seniors:** The region is projected to get older over time. More than one million residents are projected to be age 65 or older by 2050.

The 2021 Regional Plan also analyzes communities impacted by pollution and other environmental hazards. This is required by AB 805 which also, as we remember, changed SANDAG's Board voting structure. But also, this bill requires the 2021 Regional Plan to address greenhouse gas emissions reduction targets set by the California Air Resources Board (CARB) and requires the plan to include strategies that provide for "mode shift" to public transportation.

According to the SANDAG report presented last week, areas with the highest concentrations of low-income populations significantly overlap with areas with the worst air quality. The 2021 Regional Plan is anticipated to provide mobility options, such as transit, walking, and bicycling that when coupled together are expected, according to SANDAG, to help alleviate air pollution in these underserved communities.



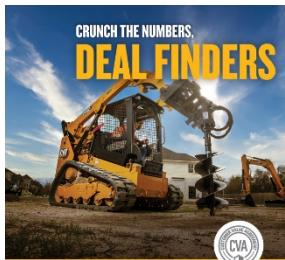
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THOMAS FEERICK JR

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SANDAG's efforts to expand social equity go beyond transportation network planning. The 2021 Regional Plan is expected to include a dozen supportive policies and programs focused on equity. New investments not included in prior plans include transit fare subsidies for low-income and youth populations, and grant programs to encourage the development of affordable housing around transit stations.

Updated every four years, the 2021 Regional Plan will be the foundation document used to program future road and transit construction projects for decades to come, which is of critical importance to the construction industry. A draft of the 2021 Regional Plan will be presented later this spring, with a vote by the SANDAG Board expected in late 2021.

Complete the AGC Highway Work Zone Safety Survey and Help Protect Highway Construction Workers

Mike McManus, Director of Engineering Construction & Industry Relations

AGC of America is asking for all highway and transportation members, involved in highway construction work, to evaluate the state of highway work zone safety by completing this annual [survey](#). We want to collect information on the number, severity, impacts, and potential solutions to highway work zone crashes. Our intention, on a national level, is to use the information we collect from this survey as the main focus of a media and public education campaign that AGC of America will launch the week before Memorial Day and the traditional start of the summer driving season.

Please take a few minutes to complete this important highway work zone safety survey by May 14th: <https://www.surveymonkey.com/r/G9QGDVT>. And of course, please do not hesitate to contact Mike McManus at 858-248-0228 or mmcmanus@agcsd.org with any questions, comments, or concerns about this survey and our plans to use it to promote highway work zone safety.

AGC's Virtual Legislative Day - May 25

Brad Barnum, Executive Vice President

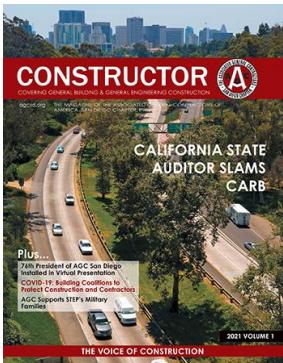
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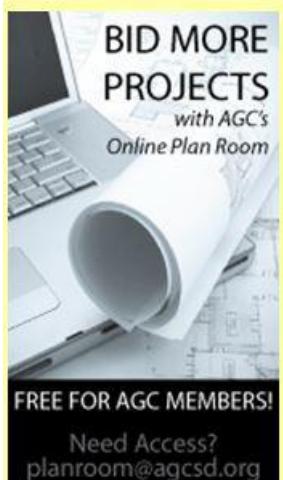
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Contact:
[Lisa Lovelace](#)
Director of Plan Room Services

Computers 2 Kids Electronic/Recycling Drive - May 7- 21

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Join us in collecting electronic items such as:

- Computers, laptops, gaming systems
- Monitors (any size)
- Keyboards, Mice
- Printers, Scanners, Fax Machines
- Routers, Switches, Network Components
- VCR's, DVR's, Recorders
- Cell Phones, Land Phones
- Cords
- Software, Hardware
- Ink and Toner Cartridges (new)
- Tablets
- Radio, Stereo Equipment, Speakers

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*Director of Plan Room
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(858) 558-7444

[FLYER](#) with details.

Questions? Contact [Marcy Knopman](#) at AGC (858) 558-7444.

SAVE THE DATES - July 12-16, 2021 - AGC BLOOD DRIVE



The AGC will be hosting its Annual Blood Drive this summer, so please save the dates - July 12-16.

There are **7 member host spots that became available**. If your company has a large parking lot to accommodate a blood mobile bus, and would like to host this year, please contact [Marcy Knopman](#) (858) 558-7444 ext. 209.

More details, with links to schedule an appointment, will be available next month.

The schedule/host for the Blood Drive is as follows:

Mon. July 12

Sherwood Mechanical (Sorrento Valley)

Tues. July 13

Dynalectric (Kearny Mesa)

Sundt (Mission Valley)

Erickson-Hall Construction Co. (Riverside)

3 spots available

Wed. July 14

Acme Safety Supply (National City)

Erickson-Hall - (Garden Grove)

3 spots available

Thurs. July 15

Balfour Beatty (Mira Mesa)

Erickson-Hall Construction Co. (Escondido)

TC Construction Co. (Santee)

Swinerton (Rancho Bernardo)

AGC Government Affairs**Office**

6212 Ferris Square
San Diego, CA 92121
2nd floor

Fri. July 16

AGC - (Lakeside)

1 spot available**AGC/EGCC Golf Classic - Sponsor Opportunities Update***From the AGC 2021 Meetings & Events Committee*

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AGC Construction Education & Safety Training



EDUCATION

Upcoming Classes

MAY CLASSES

- | | |
|-------------|--|
| May 12 | Construction Estimating Basics |
| May 13 | AERIAL Work Platform Operator/
Boom/Scissor Lift |
| May 14-15 | CQM - Live Online Training |
| May 17 | Fall Protection Refresher |
| May 18 & 21 | Bluebeam Basics - Live Online Training |
| May 19 | Project Engineer Boot Camp |
| May 24-25 | Fall Protection 24- Hour CPT |
| May 25 | Forklift Operator Training |
| May 25 | Caltrans Jobs: What You Need to Know to Bid
Better & Work Smarter |
| May 26 | Qualified Rigger & Signal Person |
| May 26 | CPR First Aid Training |
| May 26 | Construction Law: Delay & Disruption Claims |
| May 26 | Writing & Implementing a Business Plan |
| May 26-27 | CQM - Live Online Training |

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

[CLICK HERE](#) EDUCATION TRAINING CLASSES

[CLICK HERE](#) SAFETY TRAINING CLASSES

[CLICK HERE](#) MILITARY TRAINING CLASSES

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Join an AGC
committee in **2021**



Get Involved
Meet New People
Discuss Industry Issues
Network
Make an Impact

MAY MEETINGS

May 12 - **Education** - 11:30 a.m. [@ Lakeside office](#)

May 19 - **Build & Serve** - 7:30 a.m. - *via Zoom*

JUNE MEETINGS

Jun. 2 - **Safety Committee** - 7:00 a.m. - TBA

Jun. 3 - **NAVFAC** - 1:00 p.m. - *via GoToMeeting*

Jun. 9 - **General Building** - 8:00 a.m. TBA

Jun. 10 - **HR Practices Committee** - 11:30 a.m. *@ Lakeside office*

Jun.11 - **Caltrans/SANDAG** - 7:30 a.m. - TBA

Jun. 11 - **Technology Committee** - 12:00 p.m. - *@ Lakeside office*

Jun. 16 - **Public Building** - 8:00 a.m. - TBA

Jun. 22 - **Specialty Contractors Council** - 11:30 a.m. *@ Lakeside office*

Jun. 24 - **EGCC**- 7:00 a.m. - *via GoToMeeting*

Jun. 24 - **CLC Meeting** - 4:00 p.m. - TBA

[**JOIN A COMMITTEE**](#)

[**VIEW COUNCIL/COMMITTEE MEETINGS CALENDAR**](#)

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 Executive Vice President, Brad Barnum.

Please contact [Eddie Sprecco](#) or [Brad Barnum](#) 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**](#)

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The VOICE of Construction

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



May 17, 2021

The VOICE of Construction

In This Issue

[County Set to Revise Land Development Requirements](#)

[Help us Promote Careers in Construction](#)

[AGC's Virtual Legislative Day](#)

[Computers 2 Kids Electronic Drive - Ends Friday](#)

[EOS Lunch & Learn](#)

[Classes](#)

[Committee Meetings](#)

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County Set to Revise Land Development Requirements

Mike McManus, Director of Engineering Construction & Industry Relations

This week, the County Board of Supervisors (BOS) is set to reconsider the environmental standards that will be applied to land development projects and transportation projects. Specifically, they will be hearing an update on implementing the new vehicle miles travelled analysis required for the environmental reviews for land development and transportation projects in the unincorporated areas of San Diego County. Presumably, the BOS will give the staff some direction on how the new analysis will be framed. This item has caused a stir in the segment of the building industry that builds new homes.

As a little background on this matter, the requirement to use vehicle miles travelled as a basis for determining transportation impacts of a particular project is just 10 months old, but it has been in the works for many years. In 2013, the State passed Senate Bill 743, which changed how jurisdictions analyze transportation impacts.

Under the California Environmental Quality Act (CEQA), cities, counties, and other public agencies must analyze real estate and transportation projects to determine whether they may have a significant impact on the

WELCOME NEW AGC MEMBERS

The AGC Board of Directors and AGC staff welcome our new members.

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[American Business Bank](#)

[Griffith Company](#)

[J & S Asphalt, Inc.](#)

[Kludt Consulting](#)

Merco Earthmoving and Paving

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[South Coast Sweeping, Inc.](#)

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July 12-16, 2021



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September 21-23 - Orlando, Florida

The AGC Annual Convention provides contractors of all sizes the opportunity to gain business-critical insights into the issues most affecting their operations.

environment. One key determination under CEQA is the transportation impact of these projects.

Traditionally, transportation impacts have been evaluated by examining whether the project is likely to cause automobile delay at intersections and congestion on nearby individual highway segments. SB 743 initiated an update to the CEQA Guidelines to change how lead agencies evaluate transportation impacts under CEQA, with the goal of better measuring the actual transportation-related environmental impacts of any given project.

According to the Legislature: "*New methodologies under the California Environmental Quality Act [were] needed for evaluating transportation impacts that are better able to promote the state's goals of reducing greenhouse gas emissions and traffic-related air pollution, promoting the development of a multimodal transportation system, and providing clean, efficient access to destinations.*"

Starting back in July 1, 2020, agencies analyzing the transportation impacts of new projects must now look at a metric known as vehicle miles traveled (VMT) instead of LOS. VMT measures how much actual auto travel (additional miles driven) a proposed project would create on California roads. If the project adds a specified amount or more of car travel onto our roads, the project may cause a significant transportation impact.

According to the Governor's Office of Planning and Research website, the question of whether or not this new VMT metric will stop housing projects from being approved is asked and answered. The answer they give is "*No. Under CEQA, lead agencies can approve a project even if that project has significant and unavoidable transportation impacts. Moreover, CEQA would not require unreasonable changes to a project that make the project infeasible.*"

They go on to also say "*the goal of SB 743 is to reduce time and cost for projects that allow California residents to drive less. Before SB 743, infill projects had to undergo time-consuming and costly LOS analyses, leading to even more costly LOS mitigation (widening roads, adding traffic signals, installing turn lanes, etc.). LOS analysis was complex and often the subject of lawsuits, so added risk to development projects, further increasing costs".*

According to the State, "under SB 743, over 50% of developments within the state would be able to forego transportation analysis and mitigation. This includes

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affordable housing, housing within ½ mile of transit, housing projects generating fewer than 110 trips per day, and new housing in existing low-VMT neighborhoods--which are found in every region of the state, including rural and suburban areas."

But there is significant disagreement about the State's assertions related to housing projects. The BIA has issued a [call to action](#) for the upcoming BOS meeting to communicate to the County Supervisors the large financial impacts this new requirement will have on each new housing unit built in the unincorporated part of San Diego County. AGC will be monitoring this matter as it moves forward.

Help Us Promote Careers In the Construction Industry

Nominate a worker/apprentice to be featured on new website

The AGC Education & Training Committee needs your help on a feature of the under-construction workforce development website - Build San Diego.

One of the features of the new website, which promotes careers in the construction industry, are spotlight interviews from current workers and apprentices about working in this industry. Nominated workers/apprentices will be interviewed, photographed on the job, and answer a few questions on camera for a short video segment on the site. This is a great opportunity for members to highlight a worker/apprentice and to be featured on the new website.

We are currently looking for the following workers/apprentices:

- Apprentices in any of the AGC Apprenticeship Programs (Carpenter, Cement Mason, Drywall Finisher, Drywall Lather, Heavy Equipment Operator, Laborer, and Painter)
- Estimator
- Foreman
- Project Manager

To nominate a worker/apprentice, please contact AGC staff member Kellie Korhonen at kellie@agcsd.org for more information.



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Reminder - AGC's Virtual Legislative Day - May 25

Brad Barnum, Executive Vice President

Attend the Virtual Annual AGC San Diego and AGC California Legislative Day on **Tuesday, May 25 from 10:00 to 11:30 a.m.** The program will include several guest speakers, along with breakout rooms where AGC members will engage in Q&A sessions with State Legislators.

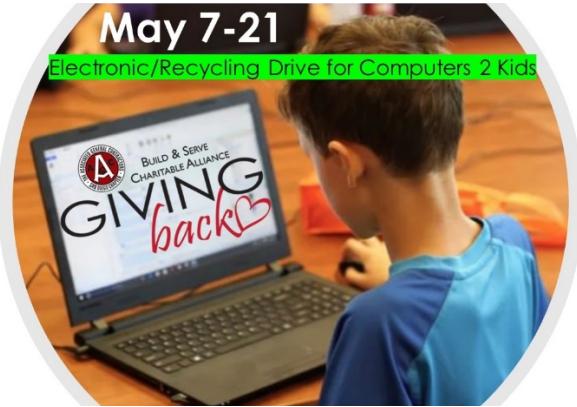
This virtual event will be held free of charge for AGC members. Simply [click here](#) to register.



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Computers 2 Kids Electronic/Recycling Drive Ends Friday - May 21

AGC's Build & Serve Charitable Alliance is partnering, again, with Computers 2 Kids San Diego (C2K). C2K believes all children and their families, regardless of their economic status, need to be computer literate and have equal access to technology. C2K recycles and refurbishes used computers for families in need, and provides education, training and technical support to help students achieve success. 28% of families in San Diego County do not have a computer in their home.

Each year, [Computers 2 Kids](#) San Diego places between 10,000 - 26,000 computers in the homes of low-income families and works with Cox Communications to provide discounted Internet services.

**CALTRANS
JOBS: WHAT
YOU NEED
TO KNOW TO
BID BETTER
AND WORK
SMARTER**

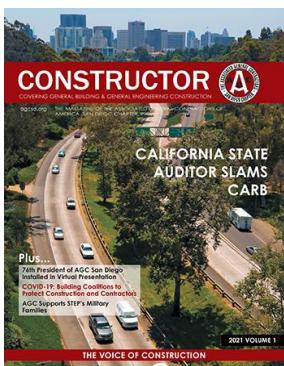
**MAY 25TH
@AGC**
11:30A-1:00P

PRESNTED BY ATTORNEY
THOMAS FEERICK JR



**FINCH
THORNTON
BAIRD**
LLP
ATTORNEYS AT LAW

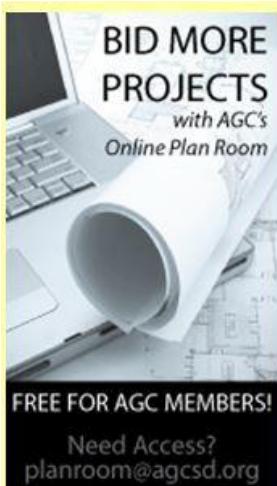
CONSTRUCTOR MAGAZINE



Join us in collecting electronic items such as:

- Computers, laptops, gaming systems
- Monitors (any size)
- Keyboards, Mice
- Printers, Scanners, Fax Machines
- Routers, Switches, Network Components
- VCR's, DVR's, Recorders
- Cell Phones, Land Phones
- Cords
- Software, Hardware
- Ink and Toner Cartridges (new)
- Tablets
- Radio, Stereo Equipment, Speakers

PLAN ROOM



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TRIAL

Contact:

Lisa Lovelace

Director of Plan Room
Services

Please drop off items at one of these three locations by end of day Friday.

1. Erickson-Hall Construction Co. - Escondido
2. AGC - Lakeside
3. Computer 2 Kids Headquarters - Miramar

[FLYER](#) with details.

Questions? Contact [Marcy Knopman](#) at AGC (858) 558-7444.

Educational Training Lunch & Learn - Entrepreneurial Operating System - June 16

The AGC San Diego would like to welcome our new member Kludt Consulting. Jon Kludt will be presenting an Educational Training Lunch & Learn on how to **"Get a Grip on your Business with the Entrepreneurial Operating System™ (EOS™)"**

Wednesday, June 16, 2020

11:00 am - 1:00 pm (2-Hour)

AGC Members \$75.00

[REGISTER ONLINE](#)

What is EOS®?

EOS® is a comprehensive Business Management System that will allow your organization to achieve more revenue, growth, and profit, while at the same time helping business owners and their leadership team have a better work/ life balance.

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Lisa Lovelace

*Director of Plan Room
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Please notify AGC if your company has relocated, or if there are updates to your company's listing (i.e. contacts, phone/fax, job titles, CSI codes, & certified business listings).

Email [Marcy Knopman](#)



DIRECTIONS

AGC East County Facility

10140 Riverford Road
Lakeside, CA 92040

EOS® provides structure and accountability to your organization and allows you to understand where you want to go and how to get there. Once implemented, this operating system helps entrepreneurs get the most effective and efficient results for their business.

The Entrepreneurial Operating System™ is a complete system that will help you better prepare for obstacles and opportunities, solve issue at the root, and gain more traction in your company. Are you a business owner or leader and want to see your business consistently run better and grow faster? Jon will deliver a powerful presentation that will introduce you to the Six Key Components™ of a successful business.

At the conclusion of the workshop, you will walk away with a set of simple, practical tools that you and your leadership team will use immediately to focus on priorities, get clear on issues and gain traction together, as a healthier leadership team.

Over 80,000 companies around the world use these timeless, practical EOS™ tools to run their business.

AGC Construction Education & Safety Training



Upcoming Classes

MAY CLASSES

- | | |
|-------------|--|
| May 18 & 21 | Bluebeam Basics - Live Online Training |
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AGC Government Affairs Office

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San Diego, CA 92121
2nd floor



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The VOICE of Construction

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



May 24, 2021

*Please note: AGC offices will be **closed next Monday, May 31**, in observance of Memorial Day. Memorial Day is a recognized 2021 holiday on San Diego prevailing wage projects.*

The VOICE of Construction

In remembrance of all who made the ultimate sacrifice in defending our country.

In This Issue

San Diego Up, California Down

Announcing Annual Baseball Bash - June 17

SANDAG Releases Draft 2021 Regional Plan

Help us Promote Careers in Construction

Giving Back - Computers to Kids

Giving Back - Habitat for Humanity - need volunteers
Classes

Committee Meetings

Get Social With Us:



San Diego Up, California Down

Eddie Sprecco, CEO

Great Weekend for Sports in America's Finest County

[San Diego native Phil Mickelson won the PGA Championship at 50, becoming the oldest winner of a Major Tournament in history.](#) While San Diego still lacks a team championship in a "big four" league, we still have Phil (with his six Major wins) and El Cajon native Jimmie Johnson (seven-time NASCAR Champion) to celebrate as our own - never mind their moves out of California for greener pastures...

Speaking of the "big four" leagues - the San Diego Padres are first in Major League Baseball with 30 wins, following a 9-0 homestand that had the Padres outscoring their opponents 66-18. It's great to see Petco (partly) full of excited fans again!

RELATED BREAKING NEWS - the AGC San Diego "Baseball Bash" makes its much anticipated return on [June](#)

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AGC San Diego
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WELCOME NEW AGC MEMBERS

The AGC Board of Directors and AGC staff welcome our new members.

[American Vet Solutions, Inc.](#)
[Porges Electrical Group, Inc.](#)

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July 12-16, 2021



Registration Now Open for the 2021 AGC Annual Convention
September 21-23 - Orlando, Florida

The AGC Annual Convention provides contractors of all sizes the opportunity to gain business-critical

[17th, when the Padres will celebrate their first full capacity game with Opening-Day festivities](#) followed by the smashing of the visiting Cincinnati Reds. More details in the article to follow - sign up today as this event will fill up quickly!

California Takes a Hit on Population and Clout

With the 2020 Census results out, [California is losing a Congressional seat](#) for the first time in its 170 year history. While less California influence in D.C. will be good in some ways, the loss of representation negatively affects federal funding coming to the Golden State for schools, infrastructure, and a host of other priorities.

More concerning is the underlying loss of population from California. High tax bracket earners, like Phil and Jimmie, are leaving, along with middle class families squeezed out by housing costs and quality of life concerns. California leaders need to refrain from saying "good riddance!" and realize the future generations are running off are their best chance to claw back from massive structural deficits, and decades of neglect to state and local infrastructure.

Ironically enough - many folks, fleeing Los Angeles and San Francisco, are making one last California stand here in San Diego, reducing the scale of the Golden State exodus. They may not have realized the leaders of America's Finest City have recently promised a future more like.... Los Angeles and San Francisco....

While COVID money has papered over some of California's structural troubles, this Census result should be taken as a wake-up call for state and local leaders. There is a lot of work to be done to avoid a Golden State "death spiral".

Anyway.... Go Padres!



BASEBALL BASH

JUNE 17

insights into the issues most affecting their operations.

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Announcing the Annual AGC Baseball Bash - June 17 at Petco Park on the roof of the Western Metal Supply Co Building!

From the AGC 2021 Meetings & Events Committee

Sponsored by **Swinerton and Finch, Thornton & Baird, LLP!**

With Governor Gavin Newsom's announcement on Friday that the bulk of California's COVID-19 regulations are expected to be lifted by June 15, the AGC Meetings & Events Committee is excited to announce the return of our annual Baseball Bash at Petco Park on the roof of the Western Metal Supply Co. Building!

On June 17, the Padres will take on the Cincinnati Reds before what the team hopes is a packed Petco Park, the first time the stadium will be open to 100% capacity in more than a year and a half.

The "Opening Day" festivities will include a ceremony with a presentation of the American flag with more than 250 active-duty military members, a military flyover, on-field lineup introductions, and post-game/fireworks show.

Registration includes your ticket to the game and food, including ballpark snacks, and plenty of beer, soda, and water.

- * Registration begins at 4:00 p.m.
- * Game time is 5:40 p.m.
- * Food served 4:40 p.m. - 6:40 p.m.
- * Ballpark snacks served in the 3rd Inning.
- * Drinks served from 4:40 p.m. until the bottom of the 7th inning.
- * Cash bar in our area for those that want to order wine or cocktails.

[Click here to register.](#)

The "Baseball Bash" committee is looking for some fun raffle prize donations.

[Click here](#) for the raffle prize sponsor form.

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

[CONSTRUCTOR MAGAZINE](#)

SANDAG Releases \$163 Billion Transportation Plan

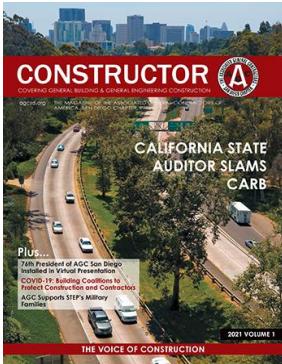
Mike McManus, Director of Engineering Construction & Industry Relations

SANDAG staff presented two webinars last week outlining the Draft 2021 Regional Plan. The 2021 Regional Plan must comply with specific state and federal mandates, including a Sustainable Communities Strategy, per Senate Bill 375 (Steinberg, 2008), that achieves greenhouse gas emission reduction targets set by the California Air Resources Board; compliance with federal civil rights requirements (Title VI); environmental justice considerations; and improve air quality per state mandates. The state-mandated target is a 19% reduction in per capita GHG emissions from cars and light duty trucks, compared with 2005, by 2035. The 2021 Regional Plan states that it will achieve a 20% reduction by 2035. Thus, the plan is a sharp departure from previous plans, and is heavily oriented to a massive increase in transit and various types of ridesharing.

Some of the key assumptions that the plan is built upon have been vetted by experts, but we would expect them to be, nevertheless, debated by the average citizen. For example, in recent years, the percentage of trips that ride transit during rush hour versus automobiles is 2%. The draft plan assumes that by 2035, that percentage of trips riding transit during peak periods would rise to 11%, and in 2050, it would rise slightly to 12%. Another important assumption is that eventually, every freeway lane in the region would be a toll lane that would be priced on a per mile basis. The intent of this part of the strategy is to change behavior based on a theory that the more it costs to drive, the less people will drive, and instead take transit or ride a bicycle.

The plan has a couple of new concepts that are interesting, one is the idea of "Mobility Hubs," which will be centers of activity where a high concentration of people, destinations, and travel choices converge. They will offer on-demand travel options to enhance connections to high-quality transit, while also making it easier for people to take short trips without needing a car. Another idea in the plan is "Flexible Fleets," which will offer people a variety of on-demand, shared vehicles, including micro transit, bike share, scooters, and other modes of transportation, to connect them to transit and make travel easy within the Mobility Hubs spread across the region.

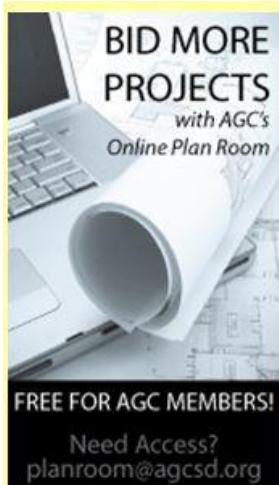
The early part of the plan is centered on 2025. The Mobility Hubs would be stood up in a first phase, and improved over time as the pieces of the plan are put in place. Most of the early improvements are expected to be technology-based, along with procurement of transit rolling stock. For instance,



the plan assumes that the major arterials will be outfitted with interconnected signals to make them more efficient and able to prioritize transit operations. Additionally, train and bus rolling stock will be procured to increase frequencies of the rail, trolley, and rapid bus services. The plan also assumes some significant additions to the regions system of bike paths.

By 2035, "managed lanes" will be in place on a significant portion of the existing freeway system. Also in place will be new freeway-to-freeway direct connections between managed lanes. Some of the sections of managed lanes will be new widening of freeways, and some will be converted from existing general purpose lanes. The assumption in the plan is that the managed lanes will be operated similarly to the I-15 lanes from Scripps Ranch to Escondido.

PLAN ROOM



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

Also by 2035, the plan assumes adding tracks to trolley lines to improve service levels, and building a high speed commuter rail between National City to Sorrento Mesa through Kearny Mesa and University City.

From 2035 to 2050, additional segments of high-speed commuter rail is expected to be constructed in both the east-west and north-south directions out of the central portion of the region. In addition, the system of Managed Lanes will be built out.

The cost of all this is not surprising as it is ambitious. In 2020 dollars, the plan uses \$163 billion as the price tag. It breaks down categorically as:

\$90 billion - Design and construction of highway and transit infrastructure
\$46 billion - Transit and Corridor operations
\$14 billion - Local Roads
\$13 billion - Support Service and debt costs
\$163 billion Total

On the revenue side, it is a complicated set of existing and future revenue streams. Some of the major pieces are:

Transnet (until 2048)	\$10 billion
Fastrak Net Revenues	\$13 billion
Passenger Fares	\$13 billion
State Gas Tax	\$23 billion
Federal Funds (transit/highway)	\$19 billion

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Lisa Lovelace

*Director of Plan Room
Services*

Future Sales Tax (Transnet 2)	\$10 billion
MTS Future Sales Tax	\$7 billion
Road User Charge	\$17 billion
New State and Federal Funds	\$23 billion
Other	\$28 billion
Total	\$163 billion

The plan assumes, at some point, MTS will seek a sales tax hike as well as will SANDAG, potentially in 2022, but more likely 2024.

The Draft Regional Plan will be available for public review and comment for 55 days. The SANDAG Board of Directors will see a presentation on this upcoming Friday related to the milestones for completing this Regional Plan. AGC will continue to monitor this process as it moves forward.

MEMBERSHIP LISTINGS

[Online Form](#)

Please notify AGC if you have updates for:

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

Email [Marcy Knopman](#)

Help Us Promote Careers In the Construction Industry

Nominate a worker/apprentice to be featured on new website

The AGC Education & Training Committee needs your help on a feature of the under-construction workforce development website - Build San Diego.

One of the features of the new website, which promotes careers in the construction industry, are spotlight interviews from current workers and apprentices about working in this industry. Nominated workers/apprentices will be interviewed, photographed on the job, and answer a few questions on camera for a short video segment on the site. This is a great opportunity for members to highlight a worker/apprentice and to be featured on the new website.

We are currently looking for the following workers/apprentices:

- Apprentices in any of the AGC Apprenticeship Programs (Carpenter, Cement Mason, Drywall Finisher, Drywall Lather, Heavy Equipment Operator, Laborer, and Painter)
- Estimator
- Foreman
- Project Manager



DIRECTIONS

AGC East County Facility

10140 Riverford Road

Lakeside, CA 92040

(858) 558-7444

To nominate a worker/apprentice, please contact AGC staff member Kellie Korhonen at kellie@agcsd.org for more information.

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



AGC's Members Help Collect Electronics to Benefit Computers 2 Kids (C2K)

Thank you to AGC members who donated to our Electronic/Recycling Drive, which ended last Friday. C2K places more than 10,000 computers into the homes of San Diego's low-income families, increasing their educational opportunities and academic success.

Landfills are no place for the harmful chemicals found in virtually all digital equipment. With many other solutions available, there's no reason to simply throw an old computer away. With the help of our members, we were able to help kids who need computers and electronics, while being environmentally responsible.

Thank you **Erickson-Hall Construction Co.** for volunteering to be a drop-off location during our Electronics Drive.

Anytime you would like to donate your old equipment, you may drop off at **Computers to Kids' warehouse** located at:

8324 Miramar Mall

San Diego, CA 92121

Contact: Twyla Perry - tperry@c2sdk.org

(858) 200-9791



VOLUNTEER OPPORTUNITY

AGC's *Build & Serve Charitable Alliance* has teamed up with Habitat for Humanity for two AGC Build Days. We are looking for 14 volunteers to help with this build.

Saturday, June 5 - There are 9 spots available

Thursday, June 10 - There are 5 spots available

If you are interested in participating on one of the designated days, please view link on [flyer](#) to register. First come basis!



MAY CLASSES

May 25- Fall Protection
26

May 26- CQM (*via Zoom*)
27

May 27 Qualified Rigger

JUNE CLASSES

[East County Facility Classes: 10140 Riverford Road, Lakeside](#)

June 2 Business Writing and Construction Correspondence

June 3 Foreman & Superintendent Boot Camp

June 9 Prevailing Wage Certified Payroll & Compliance Training

June 15 Construction Law Lunch and Learn

June 16 Construction Contract Administration

June 17 Construction Scheduling

June 23 Project Management Boot Camp

June 24 Writing a Statement of Work

Virtual Training

- June 8 **Stormwater Monthly Online Forum**
- June 9-10 **(USACE) Construction Quality Management (CQM)**
- June 23 **2021 Construction Law Update Webinar**

San Diego Chapter: 6212 Ferris Square

- June 2 **Fall Protection Refresher Training for Competent Person**
- June 7-9 **Fall Protection 24 Hour CPT**
- June 14-17 **OSHA 30-Hour For Construction Outreach**
- June 14 **Scaffold 8-Hour (CPT)**
- June 21-25 **EM 385-1-1 Military Safety Requirements 40-Hour Training**

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

[CLICK HERE](#) EDUCATION TRAINING CLASSES

[CLICK HERE](#) SAFETY TRAINING CLASSES

[CLICK HERE](#) MILITARY TRAINING CLASSES

[CLICK HERE](#) FOR NAVFAC/SW FACILITIES TRAINING



JUNE MEETINGS

- Jun. 2 - **Safety Committee** - 7:00 a.m. - [via GoToMeeting](#)
- Jun. 3 - **NAVFAC** - 1:00 p.m. - [via GoToMeeting](#)
- Jun. 10 - **HR Practices Committee** - 11:30 a.m. [@ Lakeside office](#)
- Jun. 11 - **Caltrans/SANDAG** - 7:30 a.m. - [via GoToMeeting](#)

Jun. 16 - **Public Building** - 8:00 a.m. - TBA
Jun. 22 - **Specialty Contractors Council** - 11:30 a.m. @
Lakeside office
Jun. 24 - **EGCC-** 7:00 a.m. - *via GoToMeeting*
Jun. 24 - **CLC Meeting** - 4:00 p.m. - TBA

[**JOIN A COMMITTEE**](#)

[**CALENDAR COUNCIL/COMMITTEE MEETINGS**](#)

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 Executive Vice President, Brad Barnum.

Please contact [Eddie Sprecco](#) or [Brad Barnum](#) 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.

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

The VOICE of Construction