



## **FEBRUARY 2022**

February 7, 2022

February 14, 2022

February 22, 2022

February 28, 2022

February 7, 2022

The VOICE of Construction



# MONDAY MORNING Quarterback

## Labor's PLAYbook

By Dustin Steiner, Vice President Government & Industry Relations

In the lead-up to the November 2020 Presidential Election, then candidate Joe Biden told a crowd at AFL-CIO that he intended to be the “strongest labor president you’ve ever had.” On Friday, now President Joe Biden took a giant leap in that direction by signing an Executive Order (EO) mandating that Project Labor Agreements be used on direct federal projects in excess of \$35 million. This Order follows President Obama’s own PLA EO in 2009, which *encouraged* the use of PLAs on projects above \$25 million.

In its fact sheet, the White House estimates this could impact \$262 billion in federal construction and 200,000 workers. **AGC of America CEO, Stephen Sandherr**, said the Biden Administration is trying “*to solve a problem that doesn’t exist*” and criticized the timing of this order “*at a time when firms are already struggling with labor shortages and skyrocketing materials prices. It also undermines the bipartisan spirit of the new infrastructure bill.*” AGC of America and AGC San Diego both *supported* the Bipartisan Infrastructure Law. The Federal Acquisition Regulatory Council will issue final rules in the next four months. AGC San Diego will continue to track the implementation of this new requirement.

Back home, the County Board of Supervisors is seeking to live up to Biden’s promise with its so-called “Working Families Ordinance” on Tuesday. The original proposal, which mandated Skilled and Trained Workforce requirements and a “living wage” for workers on County-owned and County-leased land was postponed in favor of an economic analysis last Fall. The East County chattering classes believe this ordinance is in response to Amazon’s attempt to locate a facility on the Gillespie Field footprint. After the Board of Supervisors became involved with lease negotiations, Amazon decided to go elsewhere. An ordinance like this affords the Board more power to mandate regulations on private businesses that just happen to be leasing from the County, without the hassle of having to work through each agreement.

On Tuesday, the Board will consider a couple of different options, but will likely mandate a Skilled and Trained Workforce on contracts of \$1 million (up from original proposal of

\$500,000) and a “living wage” of \$16.50 for all employees who work on County-leased land. The economic impact study estimates “in total, by the end of 2022, the net impact of the proposed Ordinance would be a decrease of \$22.6 million in wages earned and lease revenues generated, on County-owned property.” To read the full economic analysis click [here](#). To read the Board Letter (item 17) including the proposed ordinances click [here](#). For instructions on how to comment on this item click [here](#).

This afternoon, the California State Legislature is expected to vote on [AB 84 - Supplemental Paid Sick Leave](#). AB 84 requires employers of more than 25 employees to provide up to 80 hours of supplemental paid sick leave to employees who contract COVID-19, are caring for someone who does, to receive a vaccine or booster, and to manage side effects of the vaccine/booster. AGC San Diego joined with AGC California and other leading industry associations in opposition to this bill because of the undue burden it puts on small and medium-sized employers. To read the coalition’s letter [click here](#).



### **2022-Infrastructure on the Ballot**

By Mike McManus, Director of Engineering Construction & Industry Relations

Last fall labor groups and environmentalists launched a signature gathering campaign to put a measure on this year’s ballot, to raise the sales tax, in San Diego County, for transportation projects. The coming election in November looks to be an infrastructure heavy ballot as several different efforts to raise local taxes have been discussed.

The proposed sales tax hike, for transportation projects, may have some competition with other potential taxes. Other potential efforts may also make it to the ballot; to raise taxes to improve parks and libraries, to increase fees to repair and replace the city’s decrepit stormwater system, or to boost city services by charging all single-family homeowners a special fee for trash pickup.

So, who is behind this transportation tax measure? The coalition behind the measure is almost the same group that backed a failed 2016 San Diego Association of Governments (SANDAG) measure that also would have increased sales taxes to pay for transportation improvements. The current group includes the electricians, carpenters, and laborers unions, along with the Environmental Health Coalition-an environmental justice advocacy group, and the Climate Action Campaign-a group pushing the region to lower its carbon emissions. Other early members of the coalition include also engineering and construction firms.

The measure proposes a half-cent transaction and use tax increase, the same as what SANDAG tried to pass in 2016. But where SANDAG’s measure used an estimate of future funding generated by the tax hike to build a detailed, specific list of projects across the county – this measure is much less prescriptive. As opposed to a list of projects that was included in the failed 2016 measure, this ballot measure lists broad spending goals on different types of transit and road related projects. This measure is also different in that it is a citizen’s initiative that only requires a majority vote of the county voters to pass. The 2016 SANDAG measure required a two-thirds supermajority to pass.

Here is what is in this latest transportation ballot measure:

1. The measure will establish a nine-member Taxpayer Oversight Committee appointed by the County of Board of Supervisors. The Committee will conduct an annual audit of expenditures and produce a public report.
2. The tax proceeds will be appropriated to SANDAG every fiscal year by the County after deducting expenses.
3. 50% of the tax proceeds will be set aside for mass transportation related projects including new rail lines, trolley cars, railroad rolling stock, buses, grade separations, and pedestrian safety efforts.
4. 27% of the proceeds will be spent on capital projects “related to road and highway traffic flow and commuter safety....including highway maintenance and electric vehicle infrastructure.”
5. 7% for funds will go to cities and the County for local roads.
6. 12% for transit operations and maintenance of the Metropolitan Transit System and the North County Transit District.
7. 2% for repair and replacement of rail transit vehicles and a 2% limit on administrative costs.

The amount of money this measure will bring in, over time, isn't known at this point however, looking to the past, we can get an order of magnitude estimate. The SANDAG initiative that passed in 2004 (Transnet) was sold as a way to raise \$14 Billion for transportation projects, over 40 years. It also served as a fund to leverage additional state and federal funds. Much of those funds have been spent or are being used to service the bond debt that has been incurred expanding the region's transportation infrastructure.

SANDAG has worked for the last two years on an ambitious vision to overhaul how San Diegans get around the county. They released a final draft of their [blueprint](#) in December, for a \$160 billion plan calling for not only, per mile, tolling freeway lanes, but, also, three separate tax hikes by 2028. This 2022 transportation tax measure would be the first of three attempts to hike the region's sales tax in the next six years.

SANDAG's plan calls for, among other things, building a new high-speed rail system from the Mexico-U.S. border to Oceanside by 2050, expanding trolley and bus service, as well as constructing a network of “managed” freeway lanes that serve buses, carpools, and toll-paying customers. It would also move the train tracks off the crumbling Del Mar bluffs by 2035.

A cadre of Democratic leaders — who for months had supported the plan and raised no objections to road charges — in December, changed course, and requested that the agency look for alternatives to collecting the per-mile fees.

Several polls indicate that the proposed tax hike has support ranging from 48-52% of voters polled. AGC will keep you posted on further developments on infrastructure funding.

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## **2022 AGC Installation Dinner and Member Awards - March 8**

Join us as we install **Kari Kyne** of *Kyne Construction* as the **2022 President** of the AGC San Diego Board of Directors. Kari will be the 2nd woman to hold the highest leadership position on our Board.

This event is an opportunity for the industry to hear from the **outgoing President, Mike Williamson** of *Pacific Coast Iron*, and his comments on the progress of the AGC and the accomplishments of the industry during the past year. It is also an opportunity to hear the incoming President's vision for 2022.

Each member in the AGC is a major "stakeholder" in the Association. It is important that you attend and understand the messages these individuals have concerning the direction of the AGC.

The evening's program will also include the following recognitions:

- Acknowledgment of our **retiring AGC Committee Chairs** and **Board Members**
- Presentation of the coveted, **AGC Member Awards**...given to individual members and firms that played major roles in leading the industry during 2021
- **Graduation of AGC Apprentices** with honors
- Presentation of the significant, **Annual Construction Safety Excellence Awards**
- Graduation of members completing the **AGC Project Management Certificate Program**

Bottom line....this is an opportunity to give those in attendance a real "feel" for the San Diego construction industry, and to give recognition to those that have volunteered to lead the industry in 2021 and in 2022.

**DATE:** **Tuesday, March 8, 2022**

**LOCATION:** Marriott Marquis - San Diego Marina

**EVENT SCHEDULE:** Registration: 5:00 PM / Dinner: 7:00 PM

**ATTIRE:** Business

**COST:** \$112 per person

Please Note: Open Seating unless reserved tables for 8 or 10.

**SPONSOR:**



**REGISTER**



## AGC Members Mixer March 17 @ Tom Ham's Lighthouse - Harbor Island

The **AGC Affiliate Council** is looking for support from our membership to

help host the first **Members Mixer** of 2022.

**All member types are welcome to sponsor an exhibitor table at the event.** Yes, **General Contractors**, you can set up a table and reach out to subcontractors. **Subcontractors** and **Affiliates**, you can set up to promote and market your companies.

Join our Sponsors in supporting this event to ensure all **AGC members** are invited to attend at no charge.

### **Platinum Sponsor**

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[Oldcastle Infrastructure, A CRH Company](#)

### **Silver Sponsor**

[Acme Safety & Supply Corp.](#)

We encourage our member firms to stay connected, and invite their PM's, PE's, estimating staff, scheduling staff, etc., and anyone else in their firm that would benefit from socializing with others in the industry.

**This is a member-only function and pre-registration is required!**

**[PRE-REGISTER TODAY!](#)**

The Mixer event will have an EXPO type atmosphere with sponsors receiving a table to display promotional materials, etc.

- You can display product samples, promotional materials, etc.
- Your company name will be prominently displayed on a banner in the room
- Platinum level sponsors will be given choice placement by the entrance and bar areas.
- A running slide show will display AGC event photos and sponsor logos and ads depending on their level of sponsorship:
- **SILVER SPONSOR's** logos will be displayed on the screen with other Silver Sponsors (6 companies per screen)



- **GOLD SPONSORS** will share 'screen time' with a 2nd Gold Sponsor (2 companies per screen)
- **PLATINUM SPONSORS** receive "full screen" ads

## SPONSOR FORM



### 6 Months Look Ahead...

- February 9-13 - **WINTER CONFERENCE @ Park City**
- March 8 - **AGC INSTALLATION DINNER /MEMBER AWARDS- Marriott Marquis Marina**
- March 17 - **AFFILIATE MIXER @ Tom Ham's Lighthouse**
- March 28-31 - **NATIONAL CONVENTION @ Grapevine, Texas**
- May 5-7 - **SPRING CONFERENCE - @ La Quinta Resort, La Quinta**
- June 3 (date to be confirmed) - **AGC/EGCC SPRING GOLF @ Maderas Golf Course**
- June 21 - **BASEBALL BASH @ Petco Park**
- July 11-15 - **AGC BLOOD DRIVE**
- July 22 - **DAY AT THE RACES @ Del Mar Racetrack**

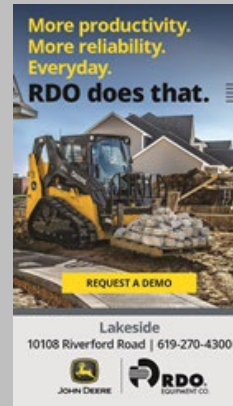
## WELCOME NEW MEMBER

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

[ConstructForce Powered by EC2](#) - Affiliate

### AGC's Motto:

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



## EDUCATION & SAFETY TRAINING CLASSES

### FEBRUARY CLASSES

- Feb 8 - **Quickbooks** - Beginners - Offsite
- Feb 9 - **Excel Beginners** Offsite
- Feb 9 - **USACE CQM - C Training** - Online - **CLOSED**
- Feb 10 - Fall Protection 8 hour CPT
- Feb 12 - **Quickbooks Beginners** - Offsite
- Feb 14 - **Fall Protection CP Refresher** - Ferris Square
- Feb 14 - Fall Protection 24 Hour CPT -m Ferris Square
- Feb 15 - **Quickbooks Intermediate / Advanced** - Offsite
- Feb 15 - **Construction Project Management Certificate Program** - Lakeside
- Feb 16 - **Excel Intermediate** - Offsite
- Feb 16 - **Sexual Harassment Prevention for Managers** - Online
- Feb 16 - **Sexual Harassment Prevention for Employees** - Online
- Feb 16 - **High Level Financial Planning or Business Owners/Executives** - Lakeside
- Feb 22 - **OSHA Recording (OSHA 300)** - Lakeside
- Feb 23 - **Excel Advanced Offsite** -
- Feb 23 - **USACE CQM - C Training** - Online
- Feb 23 - **CPR/ First Aid** - Ferris Square

For more information on classes, contact: [Becca Schaffer](mailto:Becca.Schaffer@agc-sd.org), 619-592-4533



**Training Calendar & Class Registration**

## ONLINE PLAN ROOM





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## COMMITTEE/COUNCIL MEETINGS

[Committee Meeting Calendar](#)

[Get Involved - Join a Committee](#)

### FEBRUARY MEETING

Tuesday, February 15 - 4:00 PM - **Construction Leadership Council (CLC)** @ Swinerton  
 Thursday, February 17 - NOON - **Meetings & Events** @ Lakeside  
 Wednesday, February 23 - 11:30 AM - **Workforce Development Committee** @ Lakeside

### MARCH MEETINGS

Tuesday, March 1 - 11:30 AM - **Specialty Council** @ Lakeside  
 Wednesday, March 2 - 7:00 AM - **Safety Committee** @ Lakeside  
 Wednesday, March 16 - 8:00 AM - **Build & Serve** @ Lakeside/Virtual  
 Wednesday, March 16 - 11:30 AM - **H.R. Practices Committee** @ Lakeside  
 Friday, March 25 - 11:00 AM - **Technology Committee** - @ Lakeside/Virtual

## AGC LOCATIONS



**AGC East County Facility &  
Apprenticeship Training Center**  
 10140 Riverford Road  
 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

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

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.

[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.

[Read Past Issues](#)

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**AGC San Diego Chapter, Inc.**

The **VOICE** of Construction

(858) 558-7444

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

**Connect With Us**



The Associated General Contractors, San Diego Chapter, Inc. | 10140 Riverford Road, Lakeside, CA 92040

**February 14, 2022  
Happy Valentine's Day**

The **VOICE** of Construction

*The AGC offices will be closed Monday, Feb. 21 in observance of Presidents' Day, which is a recognized prevailing wage holiday on SD projects (with the exception of Carpenters and Ironworkers).*



**Super Bowl Hangover**

By Dustin Steiner, Vice President Government & Industry Relations

It's the day after the Super Bowl. A day that many either think should be a holiday or just make it one. The City of Cincinnati declared a school holiday following their victory in the AFC Championship game two weeks ago. Besides that an estimated 17 million people miss work today to the tune of about \$4 billion in lost productivity for companies. With the 17<sup>th</sup> game added this season, we are but a week away from the day after being an actual holiday (Presidents' Day)...we shall see what the scheduling gods have in store for next year. Well, your humble correspondent is here...although, I wisely wrote the bulk of this article on Friday. So, in true Monday Morning Quarterback fashion, let's look at what happened last week.

On Thursday, Governor Gavin Newsom signed [SB 114](#) into law. SB 114 requires employers with more than 25 employees to provide up to two weeks (80 hours) of supplemental paid sick time to recover from COVID-19 or care for a family member who is sick with the virus. This new law is retroactive to January 1, 2022 and will sunset on September 30, 2022. SB 114 mirrors last year's SPSL bill, but without the federal aid. Assembly Budget Committee Chair Phil Ting (D-San Francisco) said he is concerned about the burden of paid sick leave on small business, and the lack of federal tax credits, and may take further action as part of the budget process in June. There are also discussions to that effect at the federal level. AGC San Diego opposed this bill with a coalition of 16 other industry associations. You can read our letter by [clicking here](#).

The Governor also announced that the indoor mask mandate will indeed expire tomorrow (February 15) for vaccinated individuals with exceptions for public transit, healthcare facilities, and schools. On Tuesday, the San Diego County Board of Supervisors

unanimously agreed to ask the California Department of Public Health (CDPH) to begin phasing out masks in schools.

Also, on Tuesday, the Supervisors moved forward with the so-called “Working Families Ordinance” on a 3-2 vote (Anderson, Desmond opposed). This new ordinance sets prevailing wage and Skilled and Trained Workforce requirements on “any contractor and its subcontractors (at any level) performing construction pursuant to a contract valued over \$1,000,000 awarded by the County in accordance with the Public Contract Code.” Essentially, if you do work with the County, it is now subject to prevailing wage and Skilled and Trained, in addition to sick leave which “shall accumulate at the rate of one hour of paid sick time for every 30 hours worked, with accrual cap of 48 hours per year.” The Board of Supervisors adopted the draft ordinance that did not include a living wage of \$16.50 (guessing this will come as part of a larger plan at a later date), but did add language to include any “single craft projects” over \$25,000 to the \$1M threshold. The second reading of the ordinance is scheduled for March 1, 2022 (we will make sure to send the final ordinance language as soon as it becomes available – usually Thursday of the previous week) and, assuming the votes will remain the same, it will become law 30 days after that.

Lastly, as reported last week, President Biden signed [E.O. 14063](#) that will require—with limited exceptions—every federal prime contractor and subcontractor to engage in negotiation or agree to project labor agreements (PLAs) on federal construction projects valued at \$35 million or more. (For more, see this [AGC of America Memo](#)). According to an AGC of America [analysis](#) of data obtained via a [Construction Advocacy Fund](#)-financed lawsuit under the Freedom of Information Act, the Department of Defense federal construction agencies **rejected PLA mandates 99.4 percent of the time** even when encouraged to do so under the Obama Administration. AGC of America has set-up an easy way to tell President Biden to withdraw this EO and Congress to pass the Fair and Open Competition Act ([H.R. 1284](#) / [S. 403](#)). Please click [here](#) to send your letter!

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## **Inflation Still Hot Nationwide**

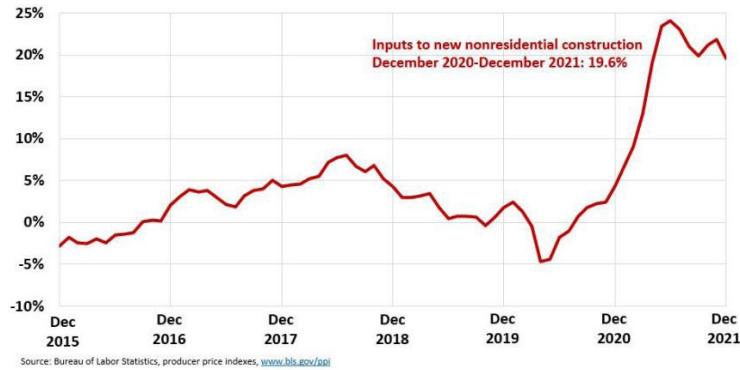
By Mike McManus, Director of Engineering Construction & Industry Relations

Although the overall economy posted exceptionally strong growth in 2021 and appears to be headed for further expansion, the construction industry has experienced a much more uneven recovery. Until recently, lagging demand for numerous types of nonresidential construction prevented many contractors from fully passing on their added costs. Successive outbreaks of Covid-19 have disrupted production and delivery of goods, labor availability, and the mix of projects.

**Figure 1**

**Change in prices for inputs to construction**

Year-over-year change in PPI, 2015 - 2021, not seasonally adjusted



Contractors experienced record increases for materials costs in 2021. While some costs have subsided in recent months, others have continued to rise or have become volatile in both directions—a threat in its own way.

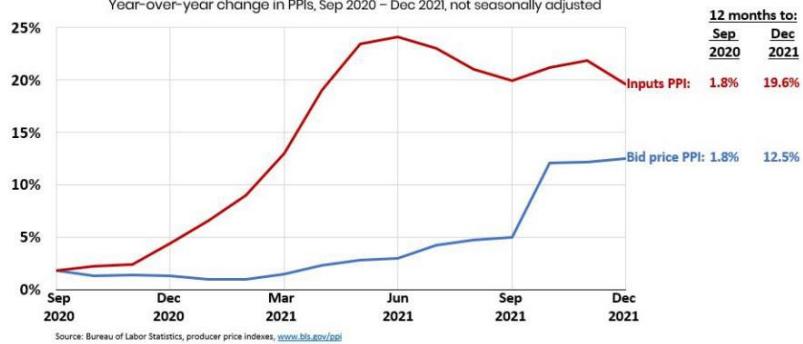
Each month, the Bureau of Labor Statistics (BLS) posts producer price indexes (PPI) for thousands of products and services. Most of these are based on the prices that sellers say they charged for a specific item.

The PPI for inputs to new nonresidential construction is a weighted average of the goods and services purchased for every type of new construction other than housing. This index rose by a record amount in 2021. As shown in Figure 1, the index soared 24.1% from June 2020 to June 2021 before moderating slightly. From December 2020 to December 2021, the increase still totaled 19.6%—a huge jump from the 4.4% rise posted in 2020 and the 1.8% gain in 2019.

**Figure 2**

**Change in prices for new nonresidential construction inputs vs. bid prices**

Year-over-year change in PPIs, Sep 2020 - Dec 2021, not seasonally adjusted



What has contributed to these extreme cost increases? In short, nearly everything. From December 2020 to December 2021, the PPI for steel mill products more than doubled, rocketing up 127.2%. There were double-digit increases in the PPIs for everything from plastic construction products to aluminum mill shapes, to copper and brass mill shapes.

The PPI for diesel fuel leaped 54.9% from December 2020 to December 2021, while the index for truck transportation of freight climbed 17.7%.

Figure 2 shows how the gap between input costs and bid prices widened dramatically beginning in September 2020. In that month, both price indexes increased 1.8% from the year-earlier level. Then, through mid-2021, the year-over-year increase in input costs outran the rise in bid prices by larger amounts each month. As noted above, input prices moderated in the second half of 2021, while bid prices rose more than in past years. But the 12.5% annual increase through December in the bid price PPI was far short of the 19.6% input-price increase.

The bid-price index only indicates the price contractors propose for new starts. On projects for which they had already submitted a bid or begun work, contractors were stuck with paying elevated materials prices that they could not pass on.

Tariffs have also driven up some prices. In November, the Commerce Department doubled the tariff on Canadian softwood lumber from 9% to 18%. The 25% tariff on steel and 10% tariff on aluminum imposed by President Trump have largely been left in place so far by President Biden.

From the first days of the pandemic, availability and delivery times for materials have been never-ending headaches for construction firms. Problems began as early as February 2020, when factories in China and northern Italy were shut down, causing shortages of items as diverse as elevator parts, floor tiles, and kitchen appliances. The following month, as the U.S. economy went into a steep dive, construction firms canceled orders and suppliers lost workers to Covid-19, or shut to comply with governors' edicts. When orders rebounded, there were not enough workers, ships, port berths, containers, chassis, or trucking, rail, and warehouse workers to produce and move goods.

Job openings at the end of 2021 totaled 273,000, a jump of nearly 30% from the end of 2020, according to BLS's Job Openings and Labor Turnover Survey. The total exceeded the 220,000 employees hired in December, implying that construction firms would have added twice as many workers as they were able to if there had been enough qualified applicants. In order to attract, retain, and bring back workers, construction firms are raising pay. Average hourly earnings in construction rose 5.8% from February 2021 to January 2022 for "production and nonsupervisory employees"—mainly hourly craft workers. But the average for such workers in the overall private sector climbed 6.9%. The implication is that construction companies will have to raise pay even more in the coming months to remain competitive

What can owners and contractors do? Owners can authorize appropriate adjustments to design, completion date, and payments to accommodate or work around these impediments. For projects that have not been awarded or started, owners and bidders may want to consider price-adjustment clauses that would protect both parties from unanticipated swings in materials prices. Such contract terms can enable the contractor to build in a smaller contingency to its bid, while providing the owner an opportunity to share in any savings from downward price movements (which are likely at some point, particularly for long-duration projects).

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**COST:** \$112 per person

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[REGISTER](#)



## SDSU Student Teams Compete at ASC Competition

By Kellie Korhonen, CLC Staff Liaison

Three San Diego State University (SDSU) teams competed this past weekend at the Associated Schools of Construction (ASC) Student Competition, an intense team-building experience replicating real-world construction industry situations. Fifty-three schools sent their best students on 151 teams, from across the United States, to compete for trophies in 17 categories.

SDSU and supported by Clark Construction, Swinerton, Balfour Beatty, and AGC San Diego sent teams for the Commercial, Preconstruction, and Virtual Design and Construction (VDC) team categories. The competition was tough and SDSU teams did not place this year.

Thank you to all the **team sponsors** who make this competition possible:

Commercial - **Clark Construction**

Preconstruction - **Swinerton**

VC - **Balfour Beatty**

And thanks to the **coaches** who put in the effort of training SDSU students over the past year:

### Commercial Team - Clark Construction

- Michelle Filanc
- Sarah Huber
- Jihad Kotb
- Juan Perez
- Patrick Sanford
- Brandon Whitley

### Preconstruction Team - Swinerton

- Jose Gudino
- Jim Lewis
- Kelsey Maris
- David Wilson
- Kyle Butler

### VDC Team - Balfour Beatty

- Dusan Selezan
- Kylan Greenville
- Sebastian Guerrero

Thank you to the SDSU faculty members and especially AGC - Paul S. Roel Chair in Construction Engineering and Management **Thais da C. L. Alves** for the support of our student teams. Student participants gained additional real-world experience in their specialties from the virtual training offered by AGC San Diego member companies. Thanks to **Kelar Pacific** for hosting a Bluebeam training and **Paul Stout** of Power Summit for a training in blueprint reading.

The SDSU AGC Student Chapter, along with AGC's support, organized the teams and coordinated the preparations for the competition. This year's student chapter Reno lead, **Kyle Jones** had a big hand in collaborating with all teams and coordinating with AGC for a successful student experience.

Thank you to the Construction Leadership Council and their leadership who spearheaded the training efforts for these students:

Past CLC Chair - **Paul Diaz**, Bergelectric Corporation  
Reno Liaison - **Josh Capps**, Clark Construction

Finally, you should also give yourself a pat on the back - if you are reading this, you may have been a "Mock Problem" spectator this year to challenge and provide feedback to the teams to help get them ready for the competition. Thank you for your involvement and helping prepare the students compete in this competition and to graduate excellent future leaders of the industry.




**NEW DATE!**  
**SKILLED & TRAINED  
WORKFORCE  
REQUIREMENTS  
FOR 2022**

**APRIL 12 @AGC-SD**  
NOON-1:00PM

PRESENTED BY FIRM PARTNER  
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### **AGC Members Mixer March 17 @ Tom Ham's Lighthouse - Harbor Island**

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[Hoop5 Networks](#)

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### **Silver Sponsor**

[Acme Safety & Supply Corp.](#)

[Sonsray Machinery, LLC](#)

We encourage our member firms to stay connected, and invite their PM's, PE's, estimating staff, scheduling staff, etc., and anyone else in their firm that would benefit from socializing with others in the industry.

**This is a member-only function and pre-registration is required!**

**[PRE-REGISTER TODAY!](#)**

The Mixer event will have an EXPO type atmosphere with sponsors receiving a table to display promotional materials, etc.

- You can display product samples, promotional materials, etc.
- Your company name will be prominently displayed on a banner in the room
- Platinum level sponsors will be given choice placement by the entrance and bar areas.
- A running slide show will display AGC event photos and sponsor logos and ads depending on their level of sponsorship:
- **SILVER SPONSOR's** logos will be displayed on the screen with other Silver Sponsors (6 companies per screen)
- **GOLD SPONSORS** will share 'screen time' with a 2nd Gold Sponsor (2 companies per screen)
- **PLATINUM SPONSORS** receive "full screen" ads

[SPONSOR FORM](#)

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### **SB 606: BEEFED-UP CAL/OSHA ENFORCEMENT AUTHORITY**

By Chad T. Wishchuk, Esq. Finch, Thornton & Baird, LLP

**SB 606 amended and added several sections to the California Labor Code relating to occupational safety. Below is a summary of its provisions which went into effect January 1, 2022.**

#### **NEW "ENTERPRISE-WIDE" VIOLATIONS**

The new law will presume that an employer with multiple worksites has "enterprise-wide" violations if either of the following is true:

- (1) The employer has a written policy or procedure that violates a Cal/OSHA standard; or
- (2) Cal/OSHA has evidence of "a pattern or practice of the same violation or violations committed by that employer involving more than one of the employer's worksites."

An enterprise-wide citation can require enterprise-wide abatement. (See Lab. Code, §§ 6317, subd. (b); 6602.) Penalties for an enterprise-wide violation can reach \$124,709 per violation, plus upward adjustments for inflation. This is in line with Cal/OSHA's authority to penalize between \$8,908 and \$124,709 for willful or repeat violations. (Lab. Code, § 6429, subd. (a).)

### **NEW "EGREGIOUS" VIOLATIONS**

The law also creates a new classification of violation called an "egregious violation." An egregious violation is broadly defined to include any circumstance where one or more of the following is true about the employer or its willful violations:

- (1) The employer, intentionally, through conscious, voluntary action or inaction, made no reasonable effort to eliminate the known violation.
- (2) The violations resulted in worker fatalities, a worksite catastrophe, or a large number of injuries or illnesses. For purposes of this paragraph, "catastrophe" means the inpatient hospitalization, regardless of duration, of three or more employees resulting from an injury, illness, or exposure caused by a workplace hazard or condition.
- (3) The violations resulted in persistently high rates of worker injuries or illnesses.
- (4) The employer has an extensive history of prior violations of this part.
- (5) The employer has intentionally disregarded their health and safety responsibilities.
- (6) The employer's conduct, taken as a whole, amounts to clear bad faith in the performance of their duties under this part.
- (7) The employer has committed a large number of violations so as to undermine significantly the effectiveness of any safety and health program that may be in place.

(Lab. Code, § 6317.8, subd. (b).) Except where noted above in subpart (2), the law contains no clarification. This provides Cal/OSHA with vast enforcement discretion and authority.

A determination of an egregious violation can look back as many as five years from the date of the egregious citation. (Lab. Code, § 6317.8, subd. (c).) Each instance of an employee exposed to an egregious violation will be considered a separate violation for purposes of issuance of penalties. (Lab. Code, § 6317.8, subd. (a).)

### **NEW CAL/OSHA SUBPOENA POWER**

The new law provides explicit subpoena power to Cal/OSHA whenever an employer fails to promptly provide requested information. (Lab. Code, § 6317.9.) This adds to Cal/OSHA's current power of issuing document requests.

### **EXPANDED CAL/OSHA INJUNCTION POWER**

The new law permits Cal/OSHA to apply to a superior court for an injunction whenever Cal/OSHA has grounds to issue an egregious citation. Previously, this power was only in place in the event of a "serious menace" to the lives or safety of employees.

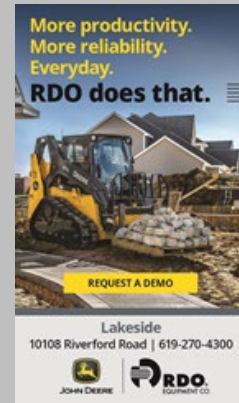
### **WHAT SHOULD AN EMPLOYER DO?**

The new law went into effect in January 2022. It will heavily impact construction industry employers, big box retailers, and large manufacturers and retailers, as these employers have multiple worksites. Because the new law allows Cal/OSHA to presume that a violation at one location is evidence of a violation at another location, it is important to review all the company's written safety plans, policies, and programs, especially those that apply to more than one project. Project-specific safety documents that are sourced from a common template should also be reviewed.

To learn more information about SB 606, please contact Chad T. Wishchuk, Esq. or Marlene C. Nowlin, Esq. of Finch, Thornton & Baird, LLP at (858) 737-3100.

**LEGAL DISCLAIMER**

These materials are general in nature and do not create a client-attorney relationship. This does not constitute guarantees, warranties, or predictions regarding the outcome of your legal matter. If you have any questions concerning attorney advertising rules, please contact Finch, Thornton & Baird, LLP at 858.737.3100.



**6 Months Look Ahead...**

- March 8 - **AGC INSTALLATION DINNER /MEMBER AWARDS-** *Marriott Marquis Marina*
- March 17 - **AFFILIATE MIXER @ Tom Ham's Lighthouse**
- March 28-31 - **NATIONAL CONVENTION @ Grapevine, Texas**
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- July 22 - **DAY AT THE RACES @ Del Mar Racetrack**
- August 5 - **AFFILIATE DAY GOLF @ Singing Hills**

**EDUCATION/SAFETY TRAINING**

**FEBRUARY CLASSES**

- Feb 15 - **Quickbooks Intermediate / Advanced** - Offsite
- Feb 16 - **Excel Intermediate** - Offsite
- Feb 16 - **Sexual Harassment Prevention for Managers** - Online
- Feb 16 - **Sexual Harassment Prevention for Employees** - Online
- Feb 22 - **OSHA Recording (OSHA 300)** - Lakeside
- Feb 23 - **Excel Advanced Offsite** -
- Feb 23 - **USACE CQM - C Training** - Online
- Feb 24 - **CPR/ First Aid** - Ferris Square



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



**Training Calendar & Class Registration**

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## COMMITTEE/COUNCIL MEETINGS

**Committee Meeting Calendar**

**Get Involved - Join a Committee**

### FEBRUARY MEETING

Tuesday, February 15 - 4:00 PM - **Construction Leadership Council (CLC)** @ Swinerton  
Thursday, February 17 - NOON - **Meetings & Events** @ Lakeside  
Wednesday, February 23 - 11:30 AM - **Workforce Development Committee** @ Lakeside

### MARCH MEETINGS

Tuesday, March 1 - 11:30 AM - **Specialty Council** @ Lakeside  
Wednesday, March 2 - 7:00 AM - **Safety Committee** @ Lakeside  
Wednesday, March 16 - 8:00 AM - **Build & Serve** @ Lakeside/Virtual  
Wednesday, March 16 - 11:30 AM - **H.R. Practices Committee** @ Lakeside  
Friday, March 25 - 11:00 AM - **Technology Committee** - @ Lakeside/Virtual

## AGC LOCATIONS



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10140 Riverford Road  
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](#)

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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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February 22, 2022

The **VOICE** of Construction



### **AGC is the Leader of the PACk**

By Dustin Steiner, Vice President Government & Industry Relations

Love politics? Hate politics? Think we're on the *right* track? Think we're on the *wrong* track? We **NEED** you! AGC San Diego is the **VOICE of the construction industry** and our Political Action Committee is the perfect way to get involved with the elected leaders and candidates who will shape policy for our future. AGC PAC is one of the top five PACs in the region and we want you to join us!

2022 is expected to be a busy election year. AGC endorsed Supervisor **Jim Desmond** is seeking re-election, San Diego City Council Member **Chris Cate** is termed-out, there is a special election in Assembly District 80 (formerly Assembly Member **Lorena Gonzalez's** seat), and several open seats. We also expect a number of infrastructure spending measures on the ballot, including a  $\frac{1}{2}$  **cent sales tax** increase from SANDAG, a repeal of **Proposition A** (which currently bans Project Labor Agreements on City projects) and a **Stormwater Measure** from the City of San Diego, along with numerous school bonds.

This Friday, our PAC will meet and interview **NINE** candidates for public office. We have exciting things in store this year as AGC PAC works to elect **pro-infrastructure candidates** and oppose efforts to limit competition. Please join us by sending an e-mail [here](#).



### **Newsom's Go-To Funding - The Gas Tax**

By Mike McManus, Director of Engineering Construction & Industry Relations

Governor Newsom seems to be impulsive in his tendency to try to get his hands on gas tax money to fund his progressive programs. This time the Governor is

proposing a one-year fuel tax holiday by delaying the annual increase of the gas tax based on current inflation rates. Fortunately, legislative leaders are cool to this idea as is the construction industry.

What seems to be motivating Newsom is the present price of gas and diesel. California gasoline prices often rise and fall by large amounts. For example, prices declined from \$4.04 per gallon in October 2019 to \$2.69 per gallon in May 2020. Prices then rose to \$3.02 per gallon by July 2020 and remained around that level through the rest of 2020. In 2021, prices rose rapidly, reaching \$4.51 per gallon in November and now they are pushing \$5 a gallon. The price is driven up in California due to our environmental regulations that limit the number of refineries making gasoline and diesel for California.

Just to add some context to what the Governor is proposing, transportation funding breaks down as follows. According to the Governor's budget, the state's fuel excise taxes will raise \$8.8 billion in 2021-22. Roughly two-thirds of these revenues remain at the state level. Most of this funding supports Caltrans' state highway maintenance, rehabilitation, and improvements, with a smaller amount supporting state programs that fund both state-led and local-led highway and transit improvements. The remaining one-third goes directly to cities and counties to support local street and road maintenance and rehabilitation.

In addition to state excise tax revenues, the state receives federal fuel excise tax revenue for transportation. In recent years, the state typically has received roughly \$4 billion per year for this purpose. Roughly 60% remains at the state level with Caltrans to support state highway maintenance and rehabilitation, and 40% goes to local governments. The 2021 federal Infrastructure Investment and Jobs Act will provide at least an additional \$2 billion per year over five years for state and local transportation projects.

The Governor proposes a one-year reduction in fuel excise tax rates. The amount of this reduction would exactly offset the inflation adjustment currently scheduled for July 1, 2022. As a result, from a taxpayer's perspective, no rate change would occur on that date. When this one-year "holiday" ends on July 1, 2023, the state once again would collect the full amount of the fuel excise taxes set by current law, including both the 2022 and 2023 inflation adjustments. The administration estimates that the 2022 inflation adjustment will be 5.6 percent. The administration estimates that the resulting revenue loss, mostly for Caltrans, would be \$523 million.

Under current law, the state adjusts its fuel excise tax rates on July 1 every year. Each adjustment reflects a 12-month change in the California Consumer Price Index (CA CPI)—a broad measure of the prices California households pay for goods and services. For example, the rate adjustment scheduled for July 1, 2022, will reflect the 12-month change in the CA CPI from November 1, 2020 to November 1, 2021.

As described above, the state's fuel excise taxes raise revenues that support local transportation projects, such as local street and road maintenance and rehabilitation, as well as local-led highway and transit projects. The Governor proposes using the State Highway Account—which funds Caltrans' state highway projects—to backfill money to local governments and to state programs that support local projects to offset the revenue they would lose due to the proposed tax holiday. In short, the proposal ultimately would reduce funding for Caltrans and state highway projects, but not for local programs.

Any reduction to fuel tax rates would reduce fuel tax revenues. Caltrans plans their projects well in advance, so changes in 2022-23 revenue likely would affect funding for projects around 2024-25. Due to the State Highway Account's estimated beginning balance of \$3 billion in 2022-23, the revenue loss would not affect projects planned for 2022-23 or 2023-24.

A one-year tax holiday would not change 2023-24 fuel tax rates. Consequently, the proposed holiday would result in a larger tax rate increase in 2023 than the one scheduled under current law. For example, the Governor's proposal effectively would combine the increases currently scheduled for 2022 and 2023 into a single, larger increase in 2023.

Given the massive state budget surplus, all this sounds like a bad idea. If the Governor wants to lower the price of gas, have state regulations on gasoline refining "take a hike" that will reduce the price of gas about \$1.00 per gallon.

Newsom needs to keep his mitts off the gas tax!

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### **AGC Installation Dinner and Member Awards - Just 2 Weeks Away!**

AGC Members, remember the new date for the AGC Installation Dinner is just 2 weeks away, on **Tuesday, March 8**. Join us as we install the 2022 President of the AGC San Diego Board of Directors **Kari Kyne** of *Kyne Construction, Inc.*

We also have the opportunity to hear from the **outgoing President, Mike Williamson** of *Pacific Coast Iron*, and his comments on the progress of the AGC and the accomplishments of the industry during the past year.

Remember also, that a special **AGC SIR Award** will be presented to Mr. **Mark Filanc**, AGC's 2011 Past President, and significant leader of the SDSU J.R. Filanc Construction Engineering and Management Program.

As a major "stakeholder" in the Association, it is important that you attend and understand the messages these individuals have concerning the direction of the AGC.

The evening's program will also include the following recognitions:

- Acknowledgment of our retiring AGC Committee Chairs and Board Members
- Presentation of the coveted, AGC Member Awards...given to individual members and firms that played major roles in leading the industry during 2021
- Graduation of AGC Apprentices with honors
- Presentation of the significant, Annual Construction Safety Excellence Awards
- Graduation of members completing the AGC Project Management Certificate Program

This is the one day each year that gives those in attendance a real "feel" for the San Diego construction industry, and to give recognition to those that have volunteered to lead the industry in 2021 and in 2022.

**DATE: Tuesday, March 8, 2022**

**LOCATION:** Marriott Marquis - San Diego Marina

**EVENT SCHEDULE:** Registration: 5:00 PM / Dinner: 7:00 PM

**ATTIRE:** Business

**COST:** \$112 per person

Please Note: Open Seating unless reserved tables for 8 or 10.

This event is proudly sponsored by another woman owned business:  
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REGISTER



**AGC Members Mixer**  
**March 17 @ Tom Ham's**  
**Lighthouse - Harbor**  
**Island**

**Eat, Drink and be Irish for a**  
**Day!**

Join us at the **St. Patrick's Day themed Members Mixer** on **March 17**. Wear something **"GREEN"** and meet us at **Tom Ham's Lighthouse** on Harbor Island from **4:30 p.m. to 6:30 p.m.**

In addition, attendees will be asked to **vote** on the **BEST St. Patrick's Day themed sponsor table**.

**All member types are welcome to sponsor an exhibitor table at the event.** Yes, **General Contractors**, you can set up a table and reach out to subcontractors. **Subcontractors** and **Affiliates**, you can set up to promote and market your companies.

Join our Sponsors in supporting this event to ensure all **AGC members** are invited to attend at no charge.

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[The Lighting Element](#)

We encourage our member firms to stay connected, and invite their PM's, PE's, estimating staff, scheduling staff, etc., and anyone else in their firm that would benefit from socializing with others in the industry.

**This is a member-only function and pre-registration is required!**

**[PRE-REGISTER TODAY!](#)**

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- **GOLD SPONSORS** will share 'screen time' with a 2nd Gold Sponsor (2 companies per screen)
- **PLATINUM SPONSORS** receive "full screen" ads



**Lakeside Chamber of Commerce Presents Touch-A-Truck Sunday, Feb. 27**

Lakeside Chamber is hosting its annual Touch-A-Truck event this Sunday at 10am - 3pm - [11600 Riverside Dr.](#)

[Lakeside, CA 92040](#)

The AGC Chapter and Apprenticeship Training Trust are sponsors for this event. Here is the [link](#) to the event.

Touch-A-Truck is a unique event geared towards the kid in all of us! The event will showcase a wide variety of vehicles, trucks & equipment for kids to touch & feel.

If you are **interested in volunteering**, [click here](#) for the sign up link. Volunteers are needed the day before (Sat. Feb 26) with setting up fencing, and putting up banners, and the day of the event selling tickets.

Join the Lakeside Chamber for this exciting event exposing kids to construction!

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- August 5 - **AFFILIATE DAY GOLF @ Singing Hills**

## EDUCATION/SAFETY TRAINING

### FEBRUARY CLASSES

- Feb 23 **Excel Advanced** - Offsite
- Feb 23 **USACE CQM - C Training** - Online
- Feb 24 **CPR/ First Aid** - Ferris Square

### MARCH CLASSES

- Mar. 1 **Stormwater** - COI - Online
- Mar. 3 **Project Engineer Boot Camp** -Lakeside
- Mar. 3 **SWPPP 101** - Ferris Square
- Mar. 3 **Silica CPT** - Lakeside
- Mar. 3 **Trenching & Excavating CPT** - Ferris Square
- Mar. 7 **Qualified Rigger and Signal Person Training** - Ferris Square

- Mar. 7-9 **Fall Protection 24 Hour CPT** - Ferris Square
- Mar. 8 **Women in Leadership** - Online
- Mar. 8 **Flagger Certification** - Lakeside
- Mar. 9-10 **USACE CQM - C Training** - Online
- Mar. 10 **MEWP (Boom/Scissorlift) Operator Training** - Ferris Square
- Mar. 14 **Excel Beginners** - Offsite
- Mar. 14 **EM 385-1-1 Refresher** - Ferris Square
- Mar. 14 **Fall Protection 8 Hour CPT** - Ferris Square
- Mar. 16 **QuickBooks Beginners** - Offsite
- Mar. 16 **Confined Space** - Ferris Square
- Mar. 16 **Scaffold 8-Hour CPT** - Ferris Square
- Mar. 21 **Excel Intermediate** - Offsite
- Mar. 21 **Fall Protection CP Refresher** - Ferris Square
- Mar. 21-23 **Fall Protection 24 Hour CPT** - Ferris Square
- Mar. 22 **Microsoft Project 2016 Introduction** - Offsite
- Mar. 22-24 **NAVFAC Trenching and Excavating 24 Hour CPT** - Ferris Square
- Mar. 23 **QuickBooks Intermediate / Advanced** - Offsite
- Mar. 23-24 **USACE CQM - C Training** - Online
- Mar. 23,30 & 4/6 **Effective Project Engineer** - Lakeside
- Mar. 24 **Prevailing Wage 8-Hour Compliance Training** - Lakeside
- Mar. 28 **Excel Advanced** - Offsite
- Mar. 28-31 **OSHA 30 Hour Construction Outreach** - Lakeside
- Mar. 30 **CPR/ First Aid** - Lakeside

For more information on classes, contact: [Becca Schaffer](mailto:Becca.Schaffer@agcsd.org), 619-592-4533



**Training Calendar & Class  
Registration**

**ONLINE PLAN ROOM**

**COMMITTEE/COUNCIL MEETINGS**

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Lakeside, CA 92040

(858) 558-7444

[DIRECTIONS](#)



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2nd floor

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February 28, 2022

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# MONDAY MORNING QUARTERBACK

## WHO'S THE BOSS?

### Who's the Boss?

By Dustin Steiner, Vice President Government & Industry Relations

A number of years ago, my boss (a County Supervisor) came to my then-second grader's class to read a story and talk civics with the kids. My daughter wanted to ask a question that was outside of the usual "how old are you?" or "do you have a dog?" and landed on "if *you're* my dad's boss, then who is *your* boss?" My boss smiled and replied, "your moms and dads." A powerful reminder that despite what (some) politicians want you to believe, the power still lies with the people. There is an oft used saying in politics that **democracy is not a spectator sport**. It requires an informed citizenry to be involved and hold elected leaders accountable.

Last week, I [wrote](#) about getting engaged with our [Political Action Committee \(PAC\)](#), which meets with candidates and decides where and when to spend money in support of *pro-infrastructure* candidates and measures. Working hand-in-glove with the PAC is our **Government Relations (GR) Committee**. Government Relations meets to discuss bills and other proposals being proposed by Congress, the State Legislature, the Board of Supervisors, City Councils, and Special Districts. In March, there are two opportunities to get involved with GR.

On March 16, our Government Relations Committee will meet *in person* at 8 a.m. As our readers know, there will likely be a [measure](#) on the November ballot to increase sales tax by ½ cent to partially fund SANDAG's so-called "[5 Big Moves.](#)" There is also a strong likelihood that the City Council of San Diego will send to the ballot a repeal of the voter-approved Proposition A (from 2012), which prohibits the City from requiring a Project Labor Agreement (PLA) on City of San Diego construction projects, except where required by state or federal law, or as a condition of the receipt of state or federal funds. Join us for breakfast in Lakeside to hear a special presentation by [San Diego pollster John Nienstedt](#) on both of these measures.

In addition to our regularly scheduled meeting, our GR Committee is also holding our biannual legislative summit in conjunction with AGC California on March 17 at 10 a.m. Join us for a workshop with AGC's legislative advocate, [Felipe Fuentes](#), who will be walking



us through the various proposals that could affect the construction industry. While we had hoped to be back in Sacramento this year, COVID restrictions in and around the State Capitol have pushed our meeting virtual. The good news is that now that you will not be navigating the Southwest Terminal, you can join our Affiliate Council for our special St. Patrick's Day themed [Members Mixer](#). Sláinte!

If you are not a member of the GR Committee, please [e-mail Robin Scott](#) for details on how to participate in these two great events.

**Remember you are the boss!** Don't be a spectator. Get informed and get involved. We look forward to seeing you there!



### Another Trend Starts in California

By Mike McManus, Director of Engineering Construction & Industry Relations

It's often said that any trend that begins in California—be it social, cultural, or environmental—will eventually spread to the rest of the country. Forklift fleet owners nationwide may be wondering, then, if they should keep an eye on a [California Air Resources Board](#) (CARB) proposal that has set off alarm bells in industries that depend on lift trucks, such as construction but also includes warehousing and distribution, manufacturing, and agriculture.

The proposal is still in an early stage called a “draft regulatory concept,” which precedes the development of a proposed regulation. The intent of the new regulation is clear: Most forklift users will have to phase out emissions-generating internal combustion (IC) forklifts, and they will only be allowed to lease or purchase zero-emission (ZE) equipment—forklifts that produce no air pollutants—after a specified date.

The forklift measure stems from California Gov. Gavin Newsom's Executive Order N-79-20, (Only Zero-Emission vehicles may be sold by 2035) which aims to reduce emissions from a wide range of sources, including off-road vehicles and equipment.

The draft regulatory concept **would impose if adopted**, the following requirements for forklifts with a lift capacity of 12,000 pounds or less operating in California:

- Applicable forklifts purchased or leased after Jan. 1, 2025, must be zero-emission equipment.
- The phaseout of older internal combustion engines will begin Jan. 1, 2025. As of that date, IC forklifts that are 13 years old (model year 2012) or older or are powered by an engine that is 13 or more years old, may not operate. By the end of 2035, all forklifts subject to the regulation must be zero-emission.
- Companies must register all forklifts with the state and report annually each lift truck's make, model, model year, lift capacity, and when acquired; power source and capacity for ZE equipment; and engine details and fuel type for IC equipment, among other particulars.
- The regulation would not apply to rough-terrain forklifts, military tactical vehicles, pallet jacks, or small forklifts operating at ports and intermodal rail yards that are subject to a separate California regulation that's applicable to



cargo-handling equipment. CARB is expected to finalize the regulations in mid-2023.

The construction industry representatives have not been shy about expressing their concerns. Some of the concerns now being expressed are:

- The implementation timeline is too short. The board plans to consider the proposal in early 2023. If adopted, the start date would be less than two years away.
- Phasing out IC lift trucks based on model year will force their retirement before the end of their useful and/or economic life. The phaseout should be based on hours of use, which would mitigate some of the loss in value from fleets' capital investments.
- The proposal includes tighter restrictions than another California regulation that applies to some forklifts. Under that rule, it's legal to buy a Tier 4-compliant diesel forklift, but under this proposal, the same forklift purchased today would become illegal for use before the end of its economic life. Such early turnover of equipment would force businesses to incur costs they do not incur in other states.
- Why not let forklift owners decide how to meet CARB's emission-reduction goals by a specified date? Instead of a flat ban with exceptions, adopt the "fleet average" compliance measure already in place for diesel-powered and spark-ignited (propane gas) equipment.

One reason compliance may prove difficult is that, while today's electric forklifts have achieved significant improvements in power and efficiency compared with their predecessors, there are still a number of applications where IC lift trucks remain a better fit, especially in outdoor or heavy-duty applications. And not all customer locations will have the infrastructure or charging capabilities required to make this switch [to electric forklifts]. That will make it challenging for dealers and end-users to meet the requirements for short-term or seasonal rentals.

Even when a switch to electric lift trucks is feasible from a truck-performance standpoint, operating a large fleet plus charging stations can place a strain on both the facility's electricity infrastructure and the grid that serves it.

California's grid capacity is not completely reliable now, how bad will it get in this future brought to you by CARB?



## AGC Installation Dinner and Member Awards - Next Tuesday, March 8

The AGC Installation Dinner is just 1 week away, **Tuesday, March 8**. Join us as we install the 2022 President of the AGC San Diego Board of Directors **Kari Kyne** of *Kyne Construction, Inc.*

We also have the opportunity to hear from the **outgoing President, Mike Williamson** of *Pacific Coast Iron*, and his comments on the progress of the AGC and the accomplishments of the industry during the past year.

Remember also, that a special **AGC SIR Award** will be presented to Mr. **Mark Filanc, AGC's 2011 Past President**, and significant leader of the SDSU J.R. Filanc Construction Engineering and Management Program.

As a major “stakeholder” in the Association, it is important that you attend and understand the messages these individuals have concerning the direction of the AGC.

The evening's program will also include the following recognitions:

- Acknowledgment of our retiring AGC Committee Chairs and Board Members
- Presentation of the coveted, AGC Member Awards...given to individual members and firms that played major roles in leading the industry during 2021
- Graduation of AGC Apprentices with honors
- Presentation of the significant, Annual Construction Safety Excellence Awards
- Graduation of members completing the AGC Project Management Certificate Program

This is the one day each year that gives those in attendance a real “feel” for the San Diego construction industry, and to give recognition to those that have volunteered to lead the industry in 2021 and in 2022.

**DATE: Tuesday, March 8, 2022 - Registration Deadline Friday, March 4**

**LOCATION:** Marriott Marquis - San Diego Marina

**EVENT SCHEDULE:** Registration: 5:00 PM / Dinner: 7:00 PM

**ATTIRE:** Business

**COST:** \$112 per person

Please Note: Open Seating unless reserved tables for 8 or 10.

This event is proudly sponsored by a woman owned business:  
Surety Associates of Southern California



[REGISTER](#)



**AGC Members Mixer March 17 @  
Tom Ham's Lighthouse - Harbor  
Island**

**Eat, Drink and be Irish for a Day!**

Join us at the **St. Patrick's Day themed Members Mixer** on **March 17**. Wear something **"GREEN"** and meet us at **Tom Ham's Lighthouse** on Harbor Island from **4:30 p.m. to 6:30 p.m.**

In addition, attendees will be asked to **vote** on the **BEST St. Patrick's Day themed sponsor table**.

**All member types are welcome to sponsor an exhibitor table at the event.** Yes, **General Contractors**, you can set up a table and reach out to subcontractors. **Subcontractors** and **Affiliates**, you can set up to promote and market your companies.

Join our Sponsors in supporting this event to ensure all **AGC members** are invited to attend at no charge.

#### **Platinum Sponsor**

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We encourage our member firms to stay connected, and invite their PM's, PE's, estimating staff, scheduling staff, etc., and anyone else in their firm that would benefit from socializing with others in the industry.

**This is a member-only function and pre-registration is required!**

**[PRE-REGISTER TODAY!](#)**

The Mixer event will have an EXPO type atmosphere with sponsors receiving a table to display promotional materials, etc.

- You can display product samples, promotional materials, etc.
- Your company name will be prominently displayed on a banner in the room
- Platinum level sponsors will be given choice placement by the entrance and bar areas.
- A running slide show will display AGC event photos and sponsor logos and ads depending on their level of sponsorship:
- **SILVER SPONSOR**'s logos will be displayed on the screen with other Silver Sponsors (6 companies per screen)
- **GOLD SPONSORS** will share 'screen time" with a 2nd Gold Sponsor (2 companies per screen)
- **PLATINUM SPONSORS** receive "full screen" ads



## AGC San Diego Spring Conference La Quinta Resort, La Quinta, CA

From: **Kari Kyne**, *Kyne Construction*, 2022 AGC President and **Rachael Gonzalez**, *West Coast Air Conditioning Co.*, AGC 2022 Meetings & Events Chair

The AGC San Diego Chapter's, Meetings and Events Committee invites members to our 53<sup>rd</sup> Annual Spring Conference, May 5-7, 2022. The Spring Conference has traditionally followed the AGC Board of Directors Spring Retreat. Members are given the opportunity to spend time together in a relaxed setting at some of the most outstanding resorts in the Western United States.

This year, we are headed back to the La Quinta Resort & Spa, in La Quinta, CA, site of the 2019 AGC Spring Conference.

Check out their website at: <https://www.laquintaresort.com>

Attendees can register by clicking on the [Spring Conference Event Brochure here](#). The "Spring Conference Package" includes hotel accommodations for 2 nights, all receptions, banquets, meals, hospitality suite, etc.

See also the "optional activities" listed in the same brochure. On Friday, we've arranged for a golf outing at the PGA West La Quinta Course, and we're planning another Pickleball Tournament. It's sure to be a lot of fun!

The schedule includes:

- **Thursday: AGC Opening Night Dinner Reception - Sponsorships Needed!**
- **Thursday: Hospitality Suite**
- **Friday: Breakfast Business Meeting**
- **Friday: Golf at the PGA West La Quinta Course**
- **Friday: Pickleball Tournament**
- **Friday: Dinner Banquet - Sponsorships Needed!**
- **Friday: Hospitality Suite – Sponsorships Needed!**

We're offering a 10% discount on activities to those that register early. Don't delay, as it expires on **March 25**.

AGC members always enjoy this event and the opportunity it provides to develop relationships with our board of directors, as well as other attendees.

Please note that [SPONSORSHIPS](#) are needed to help host the *Welcome Reception, Saturday Dinner Banquet, and the AGC Hospitality Suite*.

### [EVENT DETAILS](#)

Please contact [raek@agcsd.org](mailto:raek@agcsd.org) with any questions.

## GIVING BACK TO THE COMMUNITY

### Installation of Smoke Alarms for Seniors

This past Saturday, volunteers from the **AGC Build & Serve Charitable Alliance** helped install smoke alarms for residents at a senior community center in El Cajon. **Gil Serrano** from **Layfield Group** said, *"All the residents were extremely gracious and our team effort was well worth the time to provide a little help for several seniors within our local community."* Gil also extended his appreciation to AGC and the Burn Institute for creating a great community service event.



If you are interested in getting involved in community service projects, please join the [AGC Build & Serve Committee](#) or contact [Marcy Knopman](#), AGC staff liaison.

**NEW DATE!**  
**SKILLED & TRAINED  
WORKFORCE  
REQUIREMENTS  
FOR 2022**  
**APRIL 12 @AGC-SD**  
NOON-1:00PM  
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**UPCOMING** *Mark Your Calendars* **EVENTS**



## 6 Months Look Ahead...

March 8 - **AGC INSTALLATION DINNER /MEMBER AWARDS**- *Marriott Marquis Marina*  
March 17 - **AFFILIATE MIXER @ Tom Ham's Lighthouse**  
March 28-31 - **NATIONAL CONVENTION @ Grapevine, Texas**  
May 5-7 - **SPRING CONFERENCE - @ La Quinta Resort, La Quinta**  
June 3 (date to be confirmed) - **AGC/EGCC SPRING GOLF @ Maderas Golf Course**  
June 21 - **BASEBALL BASH @ Petco Park**  
July 11-15 - **AGC BLOOD DRIVE**  
July 22 - **DAY AT THE RACES @ Del Mar Racetrack**  
August 5 - **AFFILIATE DAY GOLF @ Singing Hills**

## EDUCATION/SAFETY TRAINING

### MARCH CLASSES

Mar. 3 **Project Engineer Boot Camp** -Lakeside  
Mar. 3 **SWPPP 101** - Ferris Square  
Mar. 3 **Silica CPT** - Lakeside  
Mar. 3 **Trenching & Excavating CPT** - Ferris Square  
Mar. 7 **Qualified Rigger and Signal Person Training** - Ferris Square  
Mar. 7-9 **Fall Protection 24 Hour CPT** - Ferris Square  
Mar. 8 **Women in Leadership** - Online  
Mar. 8 **Flagger Certification** - Lakeside  
Mar. 9-10 **USACE CQM - C Training** - Online  
Mar. 10 **MEWP (Boom/Scissorlift) Operator Training** - Ferris Square  
Mar. 14 **Excel Beginners** - Offsite  
Mar. 14 **EM 385-1-1 Refresher** - Ferris Square  
Mar. 14 **Fall Protection 8 Hour CPT** - Ferris Square  
Mar. 16 **QuickBooks Beginners** - Offsite  
Mar. 16 **Confined Space** - Ferris Square  
Mar. 16 **Scaffold 8-Hour CPT** - Ferris Square  
Mar. 21 **Excel Intermediate** - Offsite  
Mar. 21 **Fall Protection CP Refresher** - Ferris Square  
Mar. 21-23 **Fall Protection 24 Hour CPT** - Ferris Square  
Mar. 22 **Microsoft Project 2016 Introduction** - Offsite  
Mar. 22-24 **NAVFAC Trenching and Excavating 24 Hour CPT**- - Ferris Square  
Mar. 23 **QuickBooks Intermediate / Advanced** - Offsite  
Mar. 23-24 **USACE CQM - C Training** - Online  
Mar. 23,30 & 4/6 **Effective Project Engineer** - Lakeside  
Mar. 24 **Prevailing Wage 8-Hour Compliance Training** - Lakeside  
Mar. 28 **Excel Advanced** - Offsite  
Mar. 28-31 **OSHA 30 Hour Construction Outreach** - Lakeside  
Mar. 30 **CPR/ First Aid** - Lakeside

For more information on classes, contact: [Becca Schaffer](mailto:Becca.Schaffer@agc-sd.org), 619-592-4533



**Training Calendar & Class  
Registration**

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## COMMITTEE/COUNCIL MEETINGS

[Committee Meeting Calendar](#)

[Get Involved - Join a Committee](#)

### MARCH MEETINGS

- Tuesday, March 1 - 11:30 AM - **Specialty Council** @ Lakeside
- Wednesday, March 2 - 7:00 AM - **Safety Committee** - Virtual
- Friday, March 4 - 7:30 AM - **Caltrans Liaison** - Virtual
- Wednesday, March 16 - 8:00 AM - **Build & Serve** @ Lakeside/Virtual
- Wednesday, March 16 - 11:30 AM - **H.R. Practices Committee** @ Lakeside
- Friday, March 25 - 11:00 AM - **Technology Committee** - @ Lakeside/Virtual

## AGC LOCATIONS



**AGC East County Facility & Apprenticeship Training Center**  
10140 Riverford Road  
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 prepared by AGC Chief Executive Officer, Eddie Sprecco, and Vice President Government & Industry Relations, Dustin Steiner.

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

[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.

[Read Past Issues](#)

**AGC San Diego Chapter, Inc.**

The **VOICE** of Construction

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