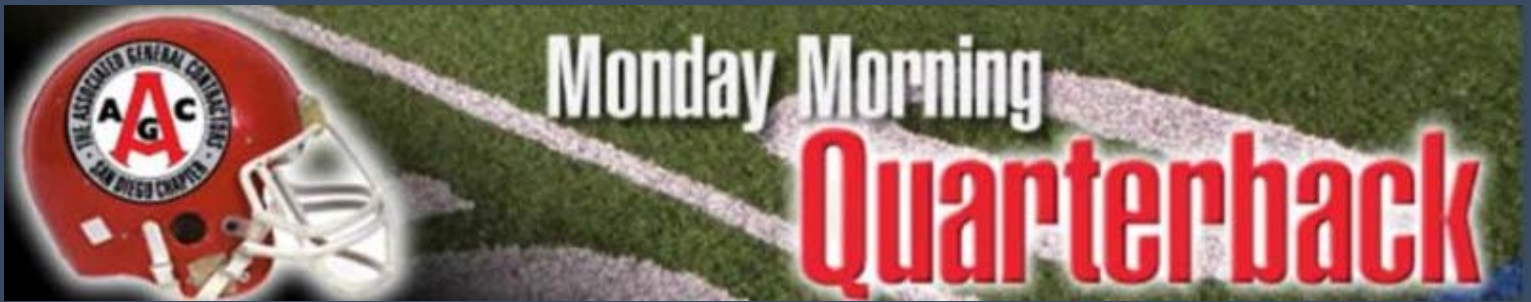


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The Associated General Contractors of America, San Diego Chapter, Inc.



November 3, 2014

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SB 785....California's New Design Build Legislation to Take Effect 1/1/15...What does It Mean for The Construction Industry???

By Jim Ryan, Chief Executive Officer

On January 1st, 2015 a new law.....SB 785, the "Design Build Bill," will take effect throughout California. The Governor signed SB 785 on September 30....the last day he could sign bills that were passed by the Legislature during 2014. The Legislation will sunset on January 1, 2025 unless it is reauthorized by the legislature. The legislation allows winning design build teams to be selected under a best value process, and also requires those self-performing work on the covered projects to provide a "skilled workforce."

The passage of this bill was a two year effort by the AGC Chapters in California (AGC California and AGC San Diego) with assistance from the Design Build Institute of America (DBIA). It should be noted that AGC San Diego Board of Director's member Jon Wald, the Vice President and Regional Director of *Sundt Construction*, was instrumental in working with AGC Legislative Advocate, Dave Ackerman, to secure passage of the legislation and then to secure the Governor's signature. The bill was introduced by Senators Lois Wolk (D-Davis) and Jerry Hill (D-San Mateo), with Assembly Member Marc Levine (D-San Rafael) as principal coauthor.

The design build delivery system has been available to select public agencies in California since 1993. The problem has been that the Legislature had passed numerous design build statutes, some of which were difficult to understand and very difficult to use. In addition, the various statutes were all different, thus creating inconsistency for contractors competing for and building projects under this delivery system. Finally, there seemed to be no well thought out reason concerning which agencies could or could not use design build. The system needed to be fixed, and that was the motivation for SB 785.

The legislation covers the following agencies.....

1. The California Departments of General Services and Department of Corrections. Caltrans is not covered, but continues to be covered by previous design build authorization until it sunsets in 2023.



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2. All cities and counties in California.
3. Special districts that operate wastewater facilities, solid waste management facilities, water recycling facilities, and fire protection facilities.
4. Certain specific hospitals and the Port of San Diego
5. Any transit district and consolidated transit agency, and joint powers authorities, operating under a portion of the Public Utilities Code as well as local or regional agencies responsible for construction of transit projects.

In addition, the Design Build legislation that had previously been passed for school districts, community colleges, as well as the CSU and UC Systems remains in place.

SB 785 provides clear details of the design build system and competition/selection process that is to be used. This is a huge benefit from the past when there were several different systems in the various design build laws. Agencies may use a price competition or a more subjective best value competition to select design build contractors that will build the projects. If using a best value competition, price may be just one of several factors in choosing the winning team.

Probably one of the most controversial provisions in SB 785 resulted from amendments that were successfully offered by the Building Trades. The Building Trades insisted on a "skilled workforce" amendment. This provision requires GC's and subcontractor/specialty contractors working on SB 785 approved design build projects to employ a specific number of journeyman per craft on each project that are graduates of a State or Federally approved apprenticeship program. Beginning in Jan 1, 2016, 20% of the journeyman on these projects must be graduates of such programs. On Jan. 1, 2017, the number is 30%; Jan. 1, 2018 it's 40%; Jan. 1, 2019 it's 50%; and Jan. 1, 2020 it's 60%. Rules concerning exactly how the percentages are calculated and other details still need to be worked out.

Obviously, if you are a GC or a specialty contractor that wants to self-perform on these projects, you will need to start now to meet these requirements. We know both union signatory and open shop contractors may have difficulty meeting these requirements. It is common practice throughout the industry to grant journeyman status to craftworkers based upon experience rather than graduation from an approved apprenticeship program.

Design Build will be a popular delivery system and if you are not involved in training, chances are you will not be able to be part of a SB 785 design build team. For information on AGC's Apprenticeship Program contact [Pete Saucedo](#), Apprenticeship Executive Director at (858) 731-8163, or click [AGC's website](#) for the contact number for the local building trades and


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AGC EVENTS

2014 EVENTS CALENDAR

** Nov. Events **

AZTEC
TAILGATE/GAME/SKYSHOW
November 8, 2014
Qualcomm Stadium
SDSU vs Idaho

AGC/EGCC DINNER MEETING
November 19, 2014
San Diego Yacht Club
[REGISTRATION](#)

** Dec. Events **

AGC ANNUAL DINNER DANCE
December 6, 2014
[INVITATION](#)
Hotel Del Coronado

AGC ANNUAL MEETING
December 16, 2014
Mission Bay Hilton



other programs.

Questions concerning SB 785 may be directed to [Jim Ryan](#) at (858) 731-8160 or [Brad Barnum](#) at (858) 731-8158.

52nd Congressional Race - Consider San Diego Union Tribune's Editorial

It must not be well known, but there are restrictions for organizations, corporations and labor organizations to communicate federal political endorsements outside their primary contacts. You would never know it by the number of endorsements being released via the Internet.

AGC has played by the rules and has not communicated our recommendations for Congress. However, we would like to highlight an [editorial](#) by the San Diego Union Tribune for your consideration.

Election Countdown: One More Day to Make Difference...Please go Vote!

You probably have seen and heard enough from all sides, and are now ready to go vote (if you haven't already), but just in case you need some last minute help before going to the polls tomorrow, we once again will share AGC's Recommendations on some of the candidates and ballot measures. We encourage you to print the [Voter Guide](#) and take it with you to the polling booth. You also can make copies for your family, friends, and colleagues.

Polls open tomorrow at 7 AM and close at 8 PM. You also can vote today or tomorrow by going to the Registrar of Voters at 5600 Overland Avenue (92123; 858-565-5800).

Voter information, including local candidates, the text and analysis of the local ballot measures, and absentee ballot information, can be accessed on the San Diego County Registrar of Voters' website, www.sdvote.com. Information about the state measures and candidates can be accessed at the Secretary of State's website at <http://voterguide.sos.ca.gov/>.

What are Your Election Day Predictions?

It's once again time for our Election Contest, and as always, AGC will offer up a few questions for you "experts". It's been a crazy election season, so some

2015 EVENTS CALENDAR

*** Jan. Events ***

INSTALLATION DINNER

Jan. 22, 2015

Marriott Marquis & Marina

REGISTRATION

WINTER CONFERENCE

SPONSORSHIP

Jan 29, 2015- Feb 1, 2015

Ritz Carlton, Lake Tahoe

SOLD OUT

*** March Event ***

AGC NATIONAL CONVENTION

March 18-21, 2015

San Juan, Puerto Rico

REGISTRATION

*** May Event ***

SPRING CONFERENCE

May 6-10, 2015

Ritz Carlton, Rancho Mirage

SAVE THE DATE

AGC 2013 ANNUAL REPORT



July-Dec 2014 EDUCATION CATALOG

of these questions could seem off-the-wall!

Past winners include John Daley Jr. of *Daley Corporation*, Nancy Chase of *Herzog Contracting Corporation*, Abd Jahshan of *PAL General Engineering, Inc.*, and Mike Furby of *Marathon Construction Corporation*. This is a distinguished group, and one you will want to join!

We will announce the winner (if he or she wants) in a future Monday Morning Quarterback). With that said, let's get started!

Who will win the 52nd Congressional race, which has been one of the most contentious races in the country?

- Scott Peters
- Carl DeMaio

What day will the losing candidate above concede victory to his opponent?

- November 4
- November 5
- After November 5

Governor Brown is campaigning equally for State Propositions 1 and 2, a \$7.5 billion water bond, and a state budget rainy day fund, respectively. Which one receives more statewide votes?

- Proposition 1
- Proposition 2

City of Chula Vista's Proposition A, which will streamline procurement and public works contracting practices, will receive more or less than 60% of the vote.

- More
- Less

Who will win the San Diego City Council District 6 race?

- Carol Kim
- Chris Cate

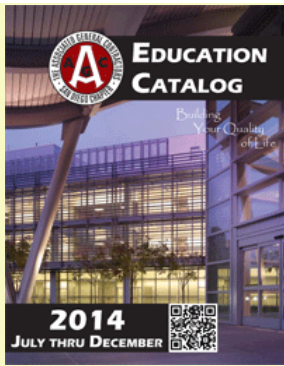
What will be the percentage of vote difference in the race above? How you answered the question above doesn't matter.

- More than 4%
- Less than 4%

There are seven local school bond measures on the ballot. Will a majority of them receive at least 55% of the vote needed for passage?

- Yes
- No

In November, 2012, Ramona Unified School District failed to pass a \$66 million bond measure with a 50.61% vote. This year, the District has a \$40



million bond measure on the ballot. Will Measure Q receive more or less than 50.61%?

- More
- Less

A Democrat now sits in each of these State Constitutional Offices: Governor, Lt. Governor, Secretary of State, Controller, Attorney General, and Insurance Commissioner. Will a Republican win one of these seats?

- Yes
-
- No

[AGCSD CONSTRUCTOR](#) SEPTEMBER ISSUE



Will either the City of Encinitas or the City of La Mesa pass an ordinance that would authorize and regulate medical marijuana dispensaries?

- Yes
- No

Congratulations in advance if you get all the questions right! Something tells us that a tie-breaker or two may be needed...and the questions are:

What percentage of registered County voters will actually vote at the polls or by absentee ballot ("voter turn-out")?

- under 45%
- 45 - 50%
- 50 - 55%
- 55 - 60%
- over 60%

[ONLINE PLAN ROOM](#)



In the November, 2012 Presidential General Election, a total of 295,910 voters cast a vote in the 52nd Congressional race (Bilbray vs. Peters). **How many will cast a vote this election (Peters vs DeMaio)?**

If you would like to enter this friendly competition, please [CLICK HERE](#) for entry form, and email your answers to Brad Barnum at bbarnum@agcsd.org or fax to 858-558-8444. Entries need to be in by 5 PM on Tuesday. Again, the winner will be announced in a future Monday Morning Quarterback!

Good luck!

QUICK LINKS

EVERYTHING IN ONE PLACE

[AGCSD Chapter Website](#)

[Annual Reports Archive](#)

[Apprenticeship Information](#)

[Construction Acronyms](#)

[Constructor Magazine Archive](#)

[Committee Volunteer Form](#)

AGC Construction Safety Excellence Program

By Jim Ryan, CEO

The AGC Construction Safety Excellence Awards (CSEA) Program is recognized as the "Academy Awards" of safety recognition programs, both in San Diego and nationally. AGC San Diego annually conducts a local CSEA

[Council/Committee Meeting Schedule](#)

[Education Training](#)

[Journeyman Upgrade Training](#)

[Safety Training](#)

[Military Training](#)

[Education Catalog July- Dec. 2014](#)

[Events Calendar](#)

[Government Relations/PAC](#)

[2014 Holidays](#)

[Labor Relations/Prevailing Wage](#)

[Master Labor Agreements](#)

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Have You Moved Lately?

Keep us "in the know"

Please notify us if your company has moved, or if there are any other changes to your company's listing (contacts, job title changes, CSI codes, certified business, etc.) Thank you!

We strive to keep our membership listing up-to-date

competition, and the winners locally are invited to enter the AGC of America competition which recognizes the best Safety Programs in the nation.

Last year, AGC San Diego members won more national honors than members from any other Chapter!

1. Applications for the AGC San Diego local CSEA program are due on **November 17th, 2014**. The awards will be presented during the AGC's Annual Installation Dinner, which will be held at the Marriott Marquis and Marina, located downtown San Diego on Thursday, January 22, 2015. We expect over 500 will attend this event, and a key part of the evening is devoted to recognizing firms that have competed in the CSEA Program.

2. Firms that wish to compete in the AGC of America's CSEA Program will have the opportunity to use their local applications for submission to the AGCA by December 15, 2014. It should be noted that firms selected to compete in the AGC of America competition will be requested to interview at the AGC of America Convention, which will be held March 16th-19th in San Juan, Puerto Rico. The awards will be presented during the Willis sponsored Safety Awards Breakfast on March 19, 2015.

3. The CSEA competition recognizes contractor's safety programs that excel. We urge you to enter.

4. Please contact [RaeMarie Blaha-Jonas](#) at (858) 558-7444, ext. 110 for a CSEA application.

AGC Holiday Dinner Dance at the Hotel Del Coronado - Saturday, December 6, 2014

Have you sent in your R.S.V.P. yet to attend the best party of the year.... the AGC Holiday Dinner Dance?

We've just about reached the maximum capacity for the Grand Ballroom at the Hotel Del Coronado.

[Click here](#) for a copy of the invitation.

The AGC Holiday Dinner Dance is a San Diego construction industry tradition. For over 80 years, AGC San Diego members have been celebrating the holidays together during this elegant "black tie" affair. During boom times, during recessions, during war, and during peace, it is one evening in which the industry takes a "time out" and celebrates together regardless of what is "going on" in the world at any particular point in time.

There is no formal agenda, or long speeches, just fine dining, dancing, and good conversation with your friends in the industry.

Remember, our room block with very special pricing will expire on November 7. After that, rooms will be offered based upon availability and prevailing rates at the time of booking.

The AGC rate for "Run of House" is \$269 plus tax.

Ocean View (now called coastal view) - \$370 ++

Email [Marcy Knopman](#) of any necessary changes.

FYI: The updates for your company's listing for the **2015 AGC San Diego Chapter Membership Directory** will be due
October 31, 2014

[DIRECTORY UPDATES](#)

Ocean Front (now called ocean view) - \$475 ++
Junior Suite Ocean View - \$594 ++
Full Suite Ocean View - \$699 ++
Beach Village Cottage - \$990 ++
Beach Village Cottage Jr. Suite - \$1,170 ++
Beach Village Cottage Full Suite - \$1,350 ++

(Resort fee for all room types has been waived for our group)

Make your reservations directly with the Del at 1-800-468-3533 and note that you're with the Associated General Contractors of America, San Diego Chapter.

This year, we welcome back the Los Angeles "band of the year," **The Trip**.

Remember the Children's Hospital /Ronald McDonald House & Polinsky Children's Center AGC Toy Drive!

This is to remind each couple attending the AGC Holiday Dinner Dance about the AGC Annual Toy Drive. Make a child glow with the warmth of friendship this holiday season and help us carry on a tradition established more than thirty years ago.

Please bring a new, unwrapped toy with you to display at the event, or you can drop off a gift, after Thanksgiving, at the AGC office at 6212 Ferris Square. Toys will be delivered to Rady Children's Hospital, Ronald McDonald House, and to the Polinsky Children's Center the week before Christmas.

Please contact Rae Krushensky at (858) 731-8157 or email raek@agcsd.org

San Diego Agency Leaders to Discuss Capital Improvement Projects for 2014/2015

By Eddie Sprecco, Director of Engineering Construction & Industry Relations

On Wednesday, November 19th AGC's Engineering & General Contractors Council will hold a forum in which leaders of five major agencies will detail the construction projects they intend to bid or negotiate during 2014/2015. This will involve millions of dollars of construction opportunities for AGC member firms.

The following agencies will be featured:

- Tony Heinrichs, Deputy C.O.O. Infrastructure / Public Works, City of San Diego
- James Nagelvort, Director Public Works Department, City of San Diego
- Jim Linthicum, Director of Mobility Management & Project Implementation, SANDAG
- Iraj Ghaemi, Director Facilities Development, San Diego Regional

Airport Authority

- Ramin Abidi, CIP Program Manager", County of San Diego
- Amer Bata, Acting Deputy Director of Construction District 11, Caltrans



The event will be held at the San Diego Yacht Club located at 1101 Anchorage Lane (near Shelter Island). It will begin at 5:30 p.m. with a social hour in which you will be able to visit with our agency guests. Dinner and the presentations by each agency will begin at 6:30 pm. Cost for the event is only \$50 per person.

To view a registration form [click here!](#)

And...if you really want to make an impression, [sponsorship opportunities](#) for this meeting are available! Contact RaeMarie Blaha-Jonas at raemarie@agcsd.org



NOVEMBER CLASSES

- | | |
|----------------|--|
| Nov. 4 | QSP Forum |
| Nov. 4 | Traffic Control Flagger Training |
| Nov. 5 | Becoming a Foreman |
| Nov. 5 | HR Best Practices & Latest Trends |
| Nov. 6 & 13 | Trenching & Excavating CPT |
| Nov. 6 | Construction Contract Administration |
| Nov 6-7, 13-14 | OSHA 10 & 30 Hour Construction Outreach Training |
| Nov. 7 & 21 | On-Screen Take-Off |
| Nov. 7 | How to Develop an Administratively Correct SWPPP |
| Nov. 12 | Prevailing Wage Law: Basics & Latest Trends/Developments |
| Nov. 12-14 | QSD Training |
| Nov. 18 | Public Works Contractor Registration Fee Workshop |
| Nov. 18 | Aerial Works Platform |
| Nov. 18 | Global Harmonized System |
| Nov. 19 | Bluebeam Basics |
| Nov. 19 | Contract/Subcontract Review Strategies |
| Nov. 19 | Construction Stormwater Sampling |
| Nov. 19-20 | Confined Space |
| Nov. 20 | Project Engineer's Boot Camp |
| Nov. 20-21 | CQM Training |
| Nov. 25 | Lead Worker Safety (Lead Awareness) |
| Nov. 26 | PR/First Aid Training |

[CLICK HERE](#) FOR THE JULY- DEC 2014 EDUCATION CATALOG



(All meetings are held at the AGC San Diego Chapter office unless otherwise noted)

NOVEMBER COMMITTEE/COUNCIL MEETINGS

- Nov. 4 Build & Serve Committee 7:30 a.m.
- Nov. 4 Affiliate Council 11:30 a.m.
- Nov. 5 Safety Committee 7:00 a.m.
- Nov. 5 Airport Liaison Committee @ *Airport Facilities Management Building, 2415 Winship Lane, San Diego* - 11:15 a.m
- Nov. 7 Engineering General Contractors Council - 10:00 a.m.
- Nov. 12 Construction Leadership Council (CLC) 4:00 p.m. - 5:30 p.m.
- Nov. 17 Port Authority Liaison Committee @ *Port of San Diego Office, 3165 Pacific Highway, First Floor, SD* 11:45 a.m.
- Nov. 18 Meetings & Events Committee 12:00 p.m.

DECEMBER COMMITTEE/COUNCIL MEETINGS

- Dec. 2 Engineering & General Contractors' Council (EGCC) 7:00 a.m.
- Dec. 3 Safety Committee 7:00 a.m.
- Dec. 4 NAVFAC Liaison Committee 11:30 a.m.
- Dec. 4 Technology Trends in Construction Committee @ *TBD*
- Dec. 5 City Liaison Committee @ *AGC*
- Dec. 10 County Liaison Committee @ *County Operations Center*
- Dec. 12 Caltrans SANDAG Liaison Committee @ *Caltrans, 4050 Taylor St.*

GET INVOLVED... JOIN A COMMITTEE!

Get involved in the AGC by serving on a committee...the more you put into AGC, the more you'll get out! A great way to network with other AGC members.

SIGN UP

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, Jim Ryan, and Vice President Government Relations, Brad Barnum.

Please contact [Jim Ryan](#) or [Brad Barnum](#) with your comments, or with information that should be conveyed to the industry through this service. Well over 2,000 individuals employed by AGC member firms are part of this system.

ARCHIVE

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