INDUSTRY NEWS

Labor Day has Come and Gone! Time to get Serious....
Eddie Sprecco, CEO

Kids are back in school, Padres are all but eliminated from playoff contention, and we even got a bit of rain yesterday. What does this all mean? That's right! Despite the September equinox being a few more weeks off, Labor Day marked the unofficial end of summer - time to get down to business.

While a lot of folks have been busy with summer work, summer vacations and summer relaxation, AGC has had a lot going on. Here are a few things you might need to catch up on:

1. AGC Lawsuit Against City of San Diego RE: Pure Water

The City of San Diego violated Proposition A by mandating apprentices working on “Pure Water” projects come only from union Apprenticeship Programs. After many unproductive meetings with the City to remedy the conflict, AGC filed suit on May 23, 2019.

Following a hearing in the Superior Court, Judge John S. Myer handed down an injunction on June 24, stopping the City from bidding out or awarding any “Pure Water” contracts that included the illegal union-only language. The City Council then directed the City Attorney's office to talk settlement with the AGC. After months of trying to meet with the Deputy City Attorneys, AGC got
word back that the City Attorney's office is prepared to.... file an appeal....

For a City that claimed in Court documents that a delay would cost $4 million a month, they have not been very committed to quick resolution! Fortunately, on August 28, the Appeals court threw out their bid for immediate relief from the injunction, as most court watchers predicted would happen. The merits of AGC's Superior Court case are strong, and the likelihood to prevail is high.

What all of this means is the City is back to the two choices they had three months and $12 million ago:

1. Remove the discriminatory, union-only language, and proceed with the project.

2. Fight a multi-year legal battle with escalating legal costs, depositions, document discovery, and additional legal claims with the only guaranteed outcome being that the "Pure Water" project likely never happens....

The City Council is back from their summer break next Tuesday - let's hope their first order of business is getting these legal issues finally resolved, and getting the Pure Water Projects underway. For a more complete recap of the Pure Water Lawsuit, see Monday Morning Quarterback from July 1

2. California Legislative Session Coming to a Close - Not a Minute too Soon

In 2018, the California legislature and Governor inflicted over 1,000 new laws - most of them terrible - onto the people and businesses left in California. Friday was the final day for legislation to get out of fiscal committees, and we saw a flurry of last-minute activity on big-ticket items like independent trucking and contractor liability. Bills can still be amended on the floor of each chamber until this Friday, September 6, and can still be passed until September 13.

That means, AGC San Diego and our lobbying team in Sacramento must remain vigilant for any major changes to existing legislation and any sneaky additions to "budget trailer bills" that hide major lawmaking. For example; legislators beholden to the so-called "Building Trades" may, once again, attempt to hold funding for their own City hostage if they don't get their way on Project Labor Agreements - despite these laws repeatedly being slapped down in court! I guess they must fill their campaign coffers somehow...

The Governor will have until October 13 to sign or veto any legislation sent to his desk. And, with Gavin Newsom willing to sign whatever is sent his way - including legislation his
predecessor found unconstitutional and the Sacramento Bee called "silly" - last year's all-time record of 1,012 mostly terrible new laws is certainly at risk.

3. Labor Negotiations

This summer, AGC San Diego Contractors and staff negotiated the County Master Labor Agreements for Operating Engineers, Laborers, Cement Masons, and Teamsters. The first three crafts settled with three-year agreements, meaning all of the basic trades - except the teamsters - have agreements that run through June 30, 2022.

A big "thank you" to all of those contractor representatives who dedicated their time to serving on a negotiation committee.

As the tentative agreements are ratified and finalized into the new Master Labor Agreements, they are posted on the "Labor Relations" section of the AGC website.

On that note, whether your company is union or non-union, there are great resources on that Labor Relations Page, and staff is always standing by to assist members on everything from grievances, to prevailing wage problems, picketing, dual gates, labor negotiation, etc.

4. AGC Committees

The fastest way to get caught up and stay up-to-date on industry happenings is an AGC Committee. The calendar for the final four months of AGC Committee meetings, and the registration page can be found HERE.

All AGC Members' staff can sign up to serve on these committees that give direction to AGC staff, and advise the AGC Board of Directors on major initiatives. This is where the rubber meets the road, for capping off a strong 2019 and mapping out 2020.

While there is much more to write about, I know there are a lot of full inboxes to go through... Just know, AGC is here to help chase a busy summer with a prosperous fall!
"I Stand Relieved" - A Change of Command at Naval Facilities Engineering Command Southwest
By Brad Barnum, Executive Vice President

Last Friday, the time-honored Change of Command Ceremony for the Naval Facilities Engineering Command Southwest (NAVFAC Southwest) was held on the USS Midway, where Captain Mark Edelson, Civil Engineer Corps, United States Navy, was relieved by Captain Michael Oestereicher, Civil Engineer Corps, United States Navy. The ceremony, which was attended by more than 200 guests, formally restates the continuity of command to the Navy's officers and personnel.

With the words, "I stand relieved," Captain Edelson officially passed the total authority, accountability, and responsibility of NAVFAC Southwest's 3,200+ employees to Captain Oestereicher. NAVFAC Southwest is one of nine facilities engineering commands (FECs) in NAVFAC, and it is responsible for the public works, planning, engineering/design, construction, real estate, environmental services, and acquisition/disposal of facilities and real estate in a six-state area on the West Coast.

During his remarks, Captain Edelson thanked a number of individuals and organizations that helped him navigate through his two years at the helm. He gave a "shout out" to AGC and its leadership, President Steve Friar of Hensel Phelps, Sr. Vice President Bill Haithcock of Casper Company, V.P. Mike Williamson of Pacific Coast Iron, Secretary/Treasurer Kari Kyne of Kyne Construction, Inc., and Past President Jeff Harper of Harper Construction Company.

Congratulations Captain Edelson for a job well done, and
NOVEMBER
Nov. 5|Build San Diego Awards Luncheon

DECEMBER
Dec. 7|Holiday Dinner Dance
Dec. 17|Annual Meeting

Interested in advertising in AGC’s “Good Faith Report”? Contact: Lisa Lovelace
Director of Plan Room Services

AGC COMMUNICATIONS
AGC CONSTRUCTOR

2018 AGC ANNUAL REPORT

welcome Captain Oestereicher, whose past assignments include:

- Chief of Staff for NAVFAC Headquarters (most recent)
- Executive Officer and Deputy Regional Engineer, then Commanding Officer of NAVFAC Europe, Africa, Southwest Asia; and Regional Engineer of Navy Region Europe, Africa, Southwest Asia
- Public Works Officer at Naval Support Activity Diego Garcia
- Public Works Officer at Naval Base Pt. Loma, then Assistant Regional Engineers for Navy Region Southwest
- Joint Engineer Staff Officer for the Logistics Directorate of U.S. Force Japan
- Resident Officer in Charge of Construction (ROIC) at Naval Air Station Brunswick, Maine
- Assistant Public Works Officer at Naval Base Ventura County
- Assistant ROIC at Port Hueneme

Captain Oestereicher is a Submarine Combat Warfare Officer, qualified Navy Nuclear Engineer, and a licensed professional engineer in the State of Colorado. He received a Master of Science Degree in Construction Management and Engineering from the University of Colorado.

Just before transferring his leadership, Captain Edelson stated “I hope Captain Ostereicher seizes the opportunities in front of him.” Upon accepting his command with the words, “I relieve you, sir!” Captain Oestereicher said he was honored to be the commanding officer and he is “ready to get after it!”

Captain Oestereicher, on behalf of AGC, welcome aboard. Our AGC/NAVFAC Committee looks forward to “getting after it” with you and your team!

AGC 30th Annual Fall Golf Classic, Monday, October 7

Rae Krushensky, Director of Membership Services, Meetings & Events

This is it folks! The last AGC golf tournament of the year will be played on the private course of the Country Club of Rancho
2020 MEMBERSHIP LISTINGS

Online Form

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

Bernardo. The Fall Golf Classic is scheduled for October 7, and unless you're a member of the Club, or a guest of a member, there are not a lot of opportunities to play there.

Special thanks to our Title Sponsors:

![Casper Company](image)

And our Major Sponsor:

![Finch Thornton Baird LLP](image)

This is only the 2nd notice to register and we are **50% sold** ... don't delay in getting your forms in. Golfer names are not needed at this time.

Your registration fee Includes the following:

- Golf
- Taco bar for lunch
- Cold beverages
- Exhibitors
- Prime rib dinner

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

To avoid being placed on a waiting list, please **don't hesitate** to get your registration forms in. The names of the people in your group are not needed right away, just let us know how many spots you want. You can always fill the names in later.

**REGISTER**

Additional sponsorships are still available, including a limited number of exhibitor spots!

**SPONSORSHIP OPPORTUNITIES**

Contact Rae Krushensky at [raek@agcsd.org](mailto:raek@agcsd.org) with any questions.
SAVE THE DATE - TECH TALK Luncheon October 15

Learn about "Emerging Construction Site Technology" this October 15, 2019 at AGC San Diego TECH TALK Luncheon hosted by the Construction Technology committee. More details to follow.

Using a technology on a current job site you would like to share with AGC San Diego members? Contact Kellie Korhonen at kellie@agcsd.org for speaking availability at TECH TALK this October.

Apply Now for the 2020 AGC Project Management Certificate Course Scholarship - Due September 13

The AGC San Diego Chapter will be offering five (5) full scholarships for the 2020-2021 AGC San Diego Construction Project Management Certificate Program. The course is a 26-week program that helps attendees develop the essential skills for managing all elements of a construction project. Course components include Pre-construction Planning/Partnering, Construction Contracts, Conflict Resolution, Time Management, Technology and more.

Scholarships will be awarded for the following:

- Three Scholarships designated to an individual employed by an AGC San Diego member company (in good standing)
• One Scholarship to be designated to Military Personnel (active, discharged, retired)
• One Scholarship to be designated to San Diego State University J.R. Filanc Construction Engineering and Management Program graduate

Who is eligible to apply?

• Any individual candidate looking to continue their education and/or advance their career by demonstrating the desire to provide current employer added value. Requirement: Be employed by an AGC San Diego member company in good standing.

DOWNLOAD APPLICATION

APPLICATION DEADLINE - September 13, 2019

CLASSES

September Classes

Sept. 5     Beginning Microsoft Excel 2016 (Offsite)
Sept. 5     Fall Protection 8 Hour Competent Person Training
Sept. 5     Foreman & Superintendent Boot Camp
Sept. 10    Intermediate Microsoft Excel 2016 (Offsite)
Sept. 10    Stormwater Breakfast Forum
Sept. 10    Traffic Control Technician (TCT)
Sept. 11    CQM
Sept. 12    Prevailing Wage Specialist
Sept. 13    Conducting an Effective Accident Investigation
Sept. 16-19 OSHA 30-Hour for Construction Outreach
Sept. 16-17 QSD Training
Sept. 16-18 QSP Training
Sept. 16    Rigging & Signal Person Training
Sept. 18    Blueprint Reading for Construction
Sept. 19    Advanced Microsoft Excel 2016 (Offsite)
Sept. 19    Construction Correspondence and Business Writing
Sept. 19    Trenching & Excavating CPT
Sept. 23    Fall Protection 8 Hour CPT Refresher Training
Sept. 24    Construction Law
Sept. 24    Beginning Microsoft Project
Sept. 25    Advanced Microsoft Project
Sept. 25    Blueprint Reading for Construction
Sept. 25    CPR, First Aid & AED Training
Sept. 26    Preventing Sexual & Other Unlawful Harassment

For more information on classes, contact: Becca Schaffer at (858) 731-8155.

July - Dec 2019    Register Online
COMMITTEE MEETINGS

Meetings are held at the AGC office (6212 Ferris Square, San Diego, CA 92121) unless otherwise noted in **red**.

**September Meetings**

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<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Topic</th>
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<tbody>
<tr>
<td>Sept. 4</td>
<td>7:00 a.m.</td>
<td>Safety</td>
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<tr>
<td>Sept. 4</td>
<td>7:00 a.m.</td>
<td>Public Building</td>
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<tr>
<td>Sept. 11</td>
<td>7:30 a.m.</td>
<td>Build &amp; Service Charitable Alliance</td>
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<tr>
<td>Sept. 11</td>
<td>11:15 a.m.</td>
<td>Airport @ Airport</td>
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<td>Sept 18</td>
<td>10:00 a.m.</td>
<td>Government Relations</td>
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<tr>
<td>Sept. 27</td>
<td>7:30 a.m.</td>
<td>Caltrans @ Caltrans</td>
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**October Meetings**

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Topic</th>
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<tbody>
<tr>
<td>Oct. 2</td>
<td>7:00 a.m.</td>
<td>Safety</td>
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<tr>
<td>Oct. 3</td>
<td>1:30 p.m.</td>
<td>County of San Diego Meeting @ County</td>
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<tr>
<td>Oct. 16</td>
<td>7:00 a.m.</td>
<td>Public Building</td>
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<tr>
<td>Oct. 22</td>
<td>1:00 p.m.</td>
<td>Water Authority Meeting</td>
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<td>Oct. 22</td>
<td>4:00 p.m.</td>
<td>Construction Leadership Council (CLC)</td>
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<td>Oct. 24</td>
<td>11:30 a.m.</td>
<td>Specialty Contractors’ Council</td>
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<tr>
<td>Oct. 25</td>
<td>12:00 p.m.</td>
<td>Technology Committee</td>
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<tr>
<td>Oct. 31</td>
<td>1:00 p.m</td>
<td>City of San Diego Meeting</td>
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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](mailto:EddieSprecco@agcsd.org) or [Brad Barnum](mailto:BradBarnum@agcsd.org) 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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