October 7, 2019

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PLA in, Superintendent Out at Vista Unified...Governing Board Irked by Open Decision-Making Process
Brad Barnum, Executive Vice President

As we have reported to you, the Project Labor Agreement (PLA) recently approved by the Vista Unified School District was cooked up on May 9, when union-friendly Board Member Martha Alvarado requested a future discussion on PLAs. At that time, no one knew, not even the District's Superintendent Linda Kimble, that the Superintendent would be out of a job just 13 days after the approval of the PLA.

Granted, the District is facing declining enrollment and dwindling budget reserves, but to put the Superintendent on administrative leave after a 4-1 Governing Board vote for a PLA on the District's $247 million Measure LL bond program is simply...political! Here’s the backstory of the reason to axe a Superintendent who was warmly greeted when she was hired 21 months ago: “We are thrilled to welcome Dr. Kimble to our district and community. Her award-winning leadership...will be a tremendous asset to Vista.”

May 9

During a Board meeting (two quotes below are obtained directly from board minutes), newly elected Board Member Alvarado, who had been endorsed by the Building Trades unions, asked the Superintendent, “with construction/bond money construction starting this summer with our proposition that passed, I'd like to see about the possibility of project labor agreements for some of our work that will be completed here at VUSD. So a discussion with my fellow trustees or am I putting the cart before the horse. Is it too soon to discuss that?”

Superintendent replies: "It's not too soon we've had this request made and we are working on building a presentation that we can bring to you, a little bit of a workshop. I think we need a deeper... so we'll revisit
that topic and give you the opportunity to discuss and consider options, consider impacts and make a decision as a Board."

June 4
Superintendent Kimble held the first of two Superintendent Advisory Committee meetings on PLAs. Its purpose was to review the advantages and disadvantages of implementing a PLA for District construction projects as a delivery method, and to provide the Superintendent with advice on the economic and practical considerations of implementing a PLA. AGC and the Building Trades present formal presentations to the Superintendent, staff, parents, and teachers. Also present is Board Member Smithfield.

June 11
To fulfill a pledge to voters to promote fair and open competition, the Superintendent posted a 90-Day Public Notice about a Board meeting on September 12, when the Board would consider the use of a PLA for one or more construction projects using Measure LL funds. "By collaborating and working in collective partnership with clear two-way dialogue, the District and the Board appreciate the public's involvement in the future of the District."

June 20
Superintendent Kimble held the second meeting of the Superintendent Advisory Committee. AGC and the Building Trades do another round of presentations. This time two Board members are present, Rich Alderson and Martha Alvarado.

August 15
The Governing Board holds a PLA workshop, where all five members hear from both sides. The workshop consultant provides summary of first two meetings, followed by AGC and Building Trades' presentations.

September 4
Superintendent Kimble and Board Member Alvarado toured AGC's Apprenticeship Program. The offer was extended to all the Board Members, but only Martha Alvarado agreed to the tour, and only after first touring the NECA-IBEW Training Center!

September 10-11
Vista City Council voted for Resolution to oppose PLA. Ditto for the Vista Chamber of Commerce. The Citizen's Bond Oversight Committee, which oversees the spending of Measure LL dollars, sends letter of opposition.

We understand the hundreds of emails and calls received by the Board Members in opposition to a PLA were becoming a nuisance to them. They couldn't hide anymore, especially after seeing their home phone numbers listed in an ad opposing a PLA.

September 12
With a number of parents in attendance, worried that their kids wouldn't receive the number of educational facilities promised to them
in Measure LL, the Governing Board votes 4-1 for a PLA. A move then was made to switch the law firm they would have negotiate the PLA from their own legal counsel to an outside firm that has a history of siding with the unions during the negotiations. This clearly was aimed at undermining the Superintendent's role going forward.

September 25

In a letter to District employees, President Smithfield placed Superintendent Kimble "on leave from the district, effective immediately." Declining comment about the reasons for termination, President Smithfield did say, "It basically is the vision of the board, and we just didn't have that same pathway that we feel the district has to go."

President Smithfield, the vision of the Governing Board should be to create a good learning environment for the students and build quality schools, not to punish the Superintendent and create divisiveness throughout the District. Superintendent Kimble was doing the job you asked her to do, but it appears that you and the Governing Board are now going down a twisted pathway!

EPA Scolds California - Highway Funding at Risk

Mike McManus, Director of Engineering Construction & Industry Relations

The Federal Environmental Protection Agency (EPA) has taken aim at California and the state's chronic air quality problems, and is doubling down by criticizing the state's implementation of clean water act federal programs, citing homelessness and raw sewage dumping into San Francisco Bay. At stake is billions of transportation dollars for construction of highways, transit, bridges, and local roads. Also, potentially in the cross hairs are funds like the Water Infrastructure Innovation Act (WIFIA), which fund water supply projects around the state. It has gotten a little complicated, but here is the chronology of what has happened and what we can expect.

Several weeks ago, the EPA announced that they are finalizing the proposed Safer, Affordable, Fuel Efficient Vehicles Rule (SAFE) by issuing a final action entitled the "One National Program Rule," which will enable the federal government to provide nationwide uniform fuel economy and greenhouse gas emission standards for automobiles and light trucks. In addition, EPA withdrew the 2013 Clean Air Act waiver that authorized California to pursue its own tailpipe greenhouse gas emission standards and zero emission vehicle (ZEV) mandate. As a result, California's separate programs for emissions and ZEV's are now prohibited by federal law.

This has a technical effect on the ability of California regions like San Diego to meet another federal requirement. That is, the region's transportation plans need to show specific progress towards meeting the pollution standards in the Clean Air Act or the projects in the plan are not eligible for federal funding. A federally-approved, software model is used to demonstrate to the feds that the transportation plans
The model is based on California's separate emissions programs that are now prohibited, so California's Air Resource Board (CARB) must re-calibrate the model and get it re-approved; a process that might take several years we are told. Meanwhile, new projects or supplementing existing projects with federal funds may be at risk.

Last week, the EPA’s chief, Andrew Wheeler, sent a letter to Air Resources Board (CARB) Chair, Mary Nichols that stated, “California has failed to carry out its most basic tasks under the Clean Air Act.” The letter goes on to state that California has the worst air pollution in the country, and that 34 million Californians are living in areas with air quality that does not meet the country's Clean Air Act Standards. Wheeler also demanded that California withdraw its previously submitted air quality improvement plans and submit plans that are "approvable." If California does not comply, the EPA may trigger a statutory "clock" (24 months) during which, if compliance is not reached, sanctions, including the prohibition of federal funds for transportation projects, could occur. So, there are two fronts opened up that put California's transportation funding at risk.

Also last week, Wheeler sent a scolding letter to Governor Newsom asserting that California is "failing to meet its obligations required under delegated federal programs......resulting in "unhealthy air and degraded water." The letter went on to remind the Governor about the homelessness crisis in the large cities that are resulting in "piles of human feces on the sidewalks" and the fact that San Francisco dumps a billion or so gallons of untreated sewage into San Francisco Bay and the Pacific Ocean each year.

Without being as direct as with the withholding Highway Funds, the letter also identifies large amounts of federal funds going to large scale water projects around California, and states that "these failures call into question the state's ability to protect the public and administer its federal programs." A threat to our water projects funding? Sounds like it.

At this point, we are, along with the rest of the construction industry in California, monitoring this squabble. We will be continuing to voice our concerns, to Federal officials over the EPA's threats of sanctions that will hurt not only the construction industry, but also the very citizens in California they are claiming to be looking out for.
INTERESTED IN ADVERTISING IN AGC'S "GOOD FAITH REPORT"?

Contact: Lisa Lovelace
Director of Plan Room Services

MORE INFORMATION CLICK ON "GOOD FAITH REPORT" AT:

Larry McMahon to be Honored at the 14th Annual Boy Scouts Construction and Building Industry Lunch-O-Ree, Wednesday, October 30, 2019

Larry McMahon, Alliant Insurance, has been named the 2019 "Good Scout of the Year" by the San Diego Imperial Council of the Boy Scouts of America. A luncheon honoring Larry will be held on Wednesday, October 30, beginning at 11:30 A.M. at the Paradise Point Resort in San Diego.

Larry has been in the surety industry for over 30 years, providing surety and construction management advice to clients nationwide. His continued efforts in education, both in learning and teaching, have kept his expertise current and relevant, allowing him to provide the highest quality service to clients.

Affiliations:
Larry is a Past President of the National Association of Surety Bond Producers (NASBP). He served on the board of the Associated General Contractors (AGC) of San Diego from 2002 through 2005, and returned to the board in 2012. Also, he was the Secretary of the Executive Committee for the Engineering and General Contractors Association (EGCA) of San Diego, before it assimilated with AGC.

CLICK HERE FOR BROCHURE/REGISTRATION

The 2019 Construction and Building Industry Lunch-O-Ree is our industry's annual fundraiser to support the Boy Scouts of America San Diego-Imperial Council. The event has raised over $1.5 million to support the Boy Scouts of America. This year's Chairs are Thomas L. Brown of Sierra Pacific West, Inc. and Bill Haithcock of Casper Company.

All funds raised stay in San Diego to help our local scouting program. Over 400 AGC members and guests typically attend the event.

This will be the 14th "Good Scout of the Year" Award presented to the San Diego construction industry leaders.
Past Honorees of the "Good Scout of the Year" Award:

John Elliott, Roel Construction
Jack Filanc, J.R. Filanc Construction Co., Inc.
Tom Anderson, Bergelectric Corp.
Ted Rossin, Rossin Steel, Inc.
Ron Harper, Harper Construction
Jim Ryan, Executive Vice President, AGC San Diego
Marc & Tim Penick, T.B. Penick & Sons, Inc.
Eric Stenman, Balfour Beatty Construction
Don Adair, Swinerton
Randy Finch, Finch, Thornton & Baird, LLP
Thomas L. Brown, Sierra Pacific West, Inc.
Walt Fegley, Retired
Robert Betz, McCarthy Building Company

The AGC Board of Directors and the Lunch-O-Ree Committee encourage the industry to attend the event. A registration form and sponsorship opportunities are available by clicking on this link.

Questions, contact AGC Staff Rae Krushensky (858) 731-8157.

CALL FOR VOLUNTEERS - 7 Volunteers Needed
AGC Volunteer Day @ Ronald McDonald House (RMH)

Friday, October 11, 2019
2 hours - 10 a.m. - 12:00 p.m.

AGC's Build & Serve Charitable Alliance is partnering, again, with Ronald McDonald House to help complete some odd jobs around the facility. If you have a couple of hours to spare, we welcome you to join us for one of AGC's "giving back" projects.

7 VOLUNTEERS STILL NEEDED (first come basis):

POWER WASHER
1 still needed
## GARDENING

4 volunteers still needed

RMH will provide trimmers / pruners, brooms / dustpans for trimming and sweeping 2 courtyards.

## RECYCLING

2 volunteers still needed

Help sort pop tabs for recycling.

Please contact Marcy Knopman at marcy@agcsd.org if you are interested in volunteering for one of the above jobs on **October 11 from 10 a.m. - 12:00 p.m.** Thank you!

### Register for the Tech Talk Luncheon October 15

Join AGC's Construction Technology Committee for a Tech Talk Luncheon on **"Emerging Construction Site Technology"** on **October 15, 2019, from 9 a.m. to 1:30 p.m.** at AGC San Diego.

The committee has assembled speakers on new technology trends that can help maximize efficiency on a job site. Join us for an informative morning of presentations and a Q&A panel featuring trends in prefabrication, site documentation, scanning, virtual reality and AI. View and talk with exhibitors during the networking lunch.

Tech Talk Luncheon Presentations include:

* Accelerating Prefab for MEP
* Augment Field Reality with 3D
* Project Insights From a New Perspective
* Harnessing the Value of Job Site Photos & Videos
* Contractors' Viewpoints on Tech
AGC Members register today for only $25. Non-members are also welcome to attend at $35 per person.

**REGISTER**

Thanks to our Lunch Sponsors for making this event possible.

Current Event Exhibitors include: DataNet Solutions Group, PlanGrid, Kelar Pacific, BuildingPoint Pacific, NoteVault, Inc. and RDO Equipment Co.

Exhibit sponsorships still available.

**SPONSORSHIP OPPORTUNITIES**

Any event or sponsorship questions, please email Kellie Korhonen at kellie@agcsd.org

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Register to Attend the "Best of the Best" Construction Projects to be Honored November 5 at the Build San Diego Luncheon

Rae Krushensky, Director of Meetings & Events, Membership Services

It's that time again to recognize the contractors that build outstanding buildings and supporting infrastructure that help make San Diego County a thriving region!
AGC's 2019 Build San Diego Awards luncheon will be held on Tuesday, November 5 at the Hilton San Diego Bayfront Hotel. Over 300 guests are expected, including key public officials and owners.

We are proud to acknowledge our returning “Title Sponsors,” whose support is vital to the success of this program:

![Hawthorne CAT](image1.png) ![Torrey Pines Bank](image2.png)

This event gives AGC an opportunity to showcase the industry, and to feature the amazing construction projects that our members complete. Public and private owners, elected officials, and the media recognize the importance of receiving one of these prestigious awards.

AGC members are encouraged to attend and support this awards ceremony, which reflects the industry's pride in building San Diego.

[Click here](#) to register to attend the luncheon.

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ADVERTISING OPPORTUNITY

Advertise in the 2019 AGC Build San Diego Awards Magazine!

If you are trying to reach San Diego construction, we can help you!

WHO SHOULD ADVERTISE?

- AGC Affiliate Businesses - Reach an audience of the Best of the Best in the official program! AGC's Build San Diego's magazine is distributed to AGC members and throughout the industry in print form and digital version with direct links to your website! Distributed at the event!

- Project Award Nominees - Highlight why your company is one of the best! Use it in your Marketing Packets! Thank your project teams!

- Award Nominees Project Teams - Subcontractors and suppliers congratulate the Prime Contractors on their Award Nominated Project and say 'Let's work together again!'

The AGC Build San Diego Awards magazine is the official 4-color glossy magazine of the AGC's Build San Diego Awards that recognizes the region's BEST vertical and horizontal infrastructure projects built by AGC members.

The magazine is distributed at the AGC Build San Diego Event on November 5, 2019 and is also directly mailed to the Associated General Contractors membership and thousands of general contractors, local, county and state public agencies, and legislators.
throughout the San Diego area. (Circulation: 3000 printed & a virtual
digital email version)

Don't Delay! The deadline for your high visibility print ad is **October 14, 2019**

Click on this [digital link](#) for a rate sheet for the AGC Build San Diego
Awards Magazine:

For more information, contact:
Sandy Caples
Contractor News Publications/AGCSD Constructor Magazine
Publisher
Cell: 858-395-7844
e-mail: [scaples@contractors-news.com](mailto:scaples@contractors-news.com)

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**AGC 2019**

**Holiday Dinner Dance**

**Holiday Dinner Dance at Hotel Del Coronado -**

**Room Block/Invitation**

**Deadline for Room Reservations is November 15.**

We invite members to make plans early to attend the AGC Holiday Dinner Dance this year, and to book your room reservations with the Hotel Del Coronado. When making your room reservations below, please know that this does not register you for the AGC event. You will also need to complete the registration information on the [invitation](#).

You may use the phone number or our personal reservation link below to reserve your rooms: **1-619-435-6611**

[https://book.passkey.com/e/49840029](https://book.passkey.com/e/49840029)

Rates are as follows:

- **Resort Room - $280**

Add 11.56% Occupancy Tax & Tourism Fee.
Rooms are available on a first-come, first-served basis.

The following additional room type upgrades are based on availability at the time of booking:
Coastal View Guestroom - $340
Ocean View Guestroom - $452
Junior Suite (non-view) - $360
Junior Suite (ocean-view) - $554
Resort Suite with ocean view - $900
Ocean Front Cottage Jr. Suite - $1,189
Ocean Front Cottage Suite - $1,599

In addition, daily valet parking rates are discounted at $20, and $30 for overnight valet parking. The normal resort fee of $35 has also been waived for our group.

In the event that the room block becomes full, members can also book rooms at the Glorietta Bay Inn, directly across the street from the Del, or at the Loews Coronado Resort. Note that there are no room blocks at these locations.

Please contact Rae Krushensky at the AGC with any questions at raek@agcsd.org.

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**CLASSES**

**October Classes**

Oct. 9    Confined Space Entry Training
Oct. 9-10 CQM
Oct. 10   Supervisory Training
Oct. 14-16 Fall Protection 24-Hour
Oct. 15   Construction BMP Training
Oct. 16   Construction Scheduling
Oct. 17   Construction Law: Construction Contracts 101
Oct. 17   Flagger Training 4-Hour Certification
Oct. 17   Supervisory Training
Oct. 21-24 BIM (Building Information Modeling)
Oct. 21-25 EM 385-1-1 40-Hour with OSHA 30-Hour
Oct. 23   Construction Estimating Basics
Oct. 24   Supervisory Training: Risk Management & Problem Solving
Oct. 25   BIM EXAM
Oct. 28   Fall Protection 8 Hour Refresher Course
Oct. 29   Primavera P6
Oct. 30   CPR, First Aid & AED Training
Oct. 30   Silica Standard
## NOVEMBER CLASSES

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<td>Nov 4</td>
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<td>Nov 4</td>
<td>Rigging &amp; Signal Person Training</td>
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<td>Nov 5</td>
<td>Beginning Microsoft Excel 2016</td>
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<tr>
<td>Nov 5</td>
<td>Prevailing Wage Certified Payroll &amp; Compliance Training</td>
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<td>Nov 5</td>
<td>Stormwater Monthly Breakfast Forum</td>
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<td>Nov 6</td>
<td>Effective Project Engineer</td>
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<td>Nov 6</td>
<td>Intermediate Microsoft Excel 2016</td>
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<td>Advanced Microsoft Excel 2016</td>
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<td>Nov 7</td>
<td>Fall Protection 8-Hour Competent Person Training</td>
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<tr>
<td>Nov 13-14</td>
<td>CQM</td>
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<td>Nov 13</td>
<td>Effective Project Engineer</td>
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<tr>
<td>Nov 14</td>
<td>Construction Law: Public Bid Law 101</td>
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<td>Nov 14</td>
<td>Traffic Control Technician</td>
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<tr>
<td>Nov 18</td>
<td>Beginning Microsoft Workshop</td>
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<tr>
<td>Nov 18-20</td>
<td>Fall Protection 24-Hour Competent Person Training</td>
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<tr>
<td>Nov 19</td>
<td>Advanced Microsoft Workshop</td>
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<tr>
<td>Nov 19</td>
<td>How to Prepare an Effective SWPPP</td>
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<tr>
<td>Nov 20</td>
<td>CPR, First Aid &amp; AED Training</td>
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<td>Nov 20</td>
<td>Effective Project Engineer</td>
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<tr>
<td>Nov 21</td>
<td>Trenching &amp; Excavating</td>
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<tr>
<td>Nov 25</td>
<td>Fall Protection 8-Hour Refresher</td>
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For more information on classes, contact: Becca Schaffer at (858) 731-8155.

## COMMITTEE MEETINGS

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

### October Meetings

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<th>Date</th>
<th>Time</th>
<th>Meeting</th>
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<tbody>
<tr>
<td>Oct. 16</td>
<td>7:00 a.m.</td>
<td>Public Building</td>
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<tr>
<td>Oct. 18</td>
<td>7:30 a.m.</td>
<td>Caltrans @ Caltrans</td>
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<tr>
<td>Oct. 21</td>
<td>1:00 p.m.</td>
<td>Water Authority Meeting</td>
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<tr>
<td>Oct. 22</td>
<td>4:00 p.m.</td>
<td>Construction Leadership Council (CLC)</td>
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<tr>
<td>Oct. 24</td>
<td>11:30 a.m.</td>
<td>Specialty Contractors’ Council</td>
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<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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Register Online
About Monday Morning Quarterback
AGC San Diego Chapter's Monday Morning Quarterback is a "hot off the press" and to the point Monday morning briefing on the important issues facing San Diego's construction industry. It is prepared by AGC Chief Executive Officer, Eddie Sprecco, and Executive Vice President, Brad Barnum.

Please contact Eddie Sprecco or Brad Barnum with your comments, or with information that should be conveyed to the industry through this service. Well over 3,000 individuals employed by AGC member firms are part of this system.

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San Diego Chapter, Inc.
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