

## DGS- Contractor Forum

Friday, August 27, 2021

Name	Received Via? (email, verbal, mail, roundtable)	Organization (If Any)	Primary Topic	Comment or Question	Staff Response
Andy Berg	Verbal		Prevailing wage and Sick Leave Law	Yeah, I'm going to make it really quick. I'm kind of perplexed as to why we're even doing this. The state requires prevailing wage be paid on any project over \$25,000 already. So, I don't know whether the County is trying to up that to \$500,000 and do less prevailing wage. I kind of doubt that. Or are we just doing something duplicative? As for sick leave, we already have a Sick Leave Law in the state. We have a separate Sick Leave Law for the City. And now the County wants to add a third Sick Leave Law for contractors to try to navigate around. Doesn't seem to make much sense. And then, even the City gets a little bit of credit because they did their Sick Leave Law before the state did their Sick Leave Law. So I guess they can't be, you know, accused of being duplicative. I just frankly don't understand what the point of doing any of this is. Everything that you are talking about is already in law. End of my comment.	Thank you. I am not going to speak for the Board of Supervisors (BOS) but I will tell you that your comments, I think, would be relevant to respond back to the Board in the ways that we told you, and I also captured what you sent in the chat, and we captured your comments verbally. So, I appreciate your response.
Richard Marcuson	Verbal	Western Electrical Contractors Association	Skilled and Training Workforce Mandate	Good afternoon, Richard Marcuson, for the Western Electrical Contractors Association. When the state enacted Public Contracts Code 2600, the proponents offered zero evidence that the education and training of journey workers was some how deficient. Or that any claimed deficiency was resulting in construction defects or worker injuries. Has the County performed any study or research into the current skill and training of construction workers who are employed on San Diego County construction projects to justify imposing the Skilled and Training Workforce Mandate on contractors and workers for the County? And I am also posting this into the comments. Thank you.	So, my response is there has been no study done that I am aware of, and I appreciate your comment. And I think it would be excellent, and you put it in the chat, and we will capture that and we will take a look at it.
Josh Willis	Verbal		Thank you	Thanks, can you hear me now? Great. Just real short, I just want to thank you for the opportunity for reaching out to us contractors who have done projects with the County. Over \$500,000 in the last couple years. And giving us the opportunity to chime in here, and be a part of the conversation. So thank you so much, and I don't have anything else to say other than that, so I appreciate it.	You're welcome. Thank you.
Ron Helbert	Verbal		Prevailing wage and Sick Leave Law	Sorry, I had to unmute myself. Under the accruing of Sick Leave or the Sick Leave time, typically under prevailing wage, we pay the prevailing wage, includes the sick leave that we are paying into that. By accruing it, then it doesn't meet that prevailing wage requirements. How will that be handled?	That is a question that we are going to have to do some research and get back to you on.
Doug Ford	Verbal			In line with the fact that it's paid under the benefit package, if you are a contractor with a collective bargaining agreement, and you're paying to the union, and then accruing it separately. If you're only working for say, a month or two within the County, how are you supposed to track the accruing of it? Or does it now have to be paid out if we are no longer working with the County after a certain amount of time? It really adds a lot of red tape.	Thank you for your comment.

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Abdur Raheem Hamid	Verbal		Support of ordinance and Skilled Worker Initiative. Opposed to any government mandated Project Laborer Agreement.	Great. Good afternoon, my name is Abdur Raheem Hamid. I have several questions. One, I was reviewing the Ordinance, and I see it as a good framework for opportunities for increasing livable wages for projects that are funded under the Public Trust Properties. We have a strong support for this ordinance and the Skilled worker initiative. Which basically challenged contractors to skill up their workers and get them certified through the State as journeymen. This has been out there for sometime, so they need to really step it up and get more folks certified. One of the things that we will be pushing back on is any kind of notion of a Project Laborer Agreement. Which we find it immoral and it's a contradiction to the County of San Diego's Equity and Inclusionary statements under the Leon Williams Initiative and several other initiatives. So, we'll be sending that in writing. But we do support the fact that it creates a leveled playing field for Union and Non-union workers to bid on publically owned properties if there is development that's in place. So, we want to be on record in support of that initiative, but we are against any kind of inclusion of forced mandated government PLA's which this has hinted to be. Thank you.	Thank you very much for your comment.
Richard Fitterer	Verbal	Klienfelder Construction Services	A & E Services exempt?	Thank you, Rich Fitterer with Klienfelder Construction Services. We're a professional A & E Services firm. I see some other A & E consultants on the call. Crimes and appreciate being invited to this. I just want to confirm that consultants that preform A & E services such as us, that do CM Services, we're not contractors performing construction which is the way that I read the first or second slide. That we are exempt from this. Thank you	My understanding is that this applies to Public Works contracts, so as a service contract, if you are not a Public Works contract, this would not apply to you at this time. But thank you for your comment. (ok, not a Public Works contract?) Right, this ordinance applies to Public Works contracts. (Yeah, so we provide CM services on Public Works contracts, we are not performing construction, but we are A & E on the Public Works side, so does that help clarify the question?) It does, your contract is not a Public Works contract, your contract is a service contract. ( I get you, thanks for clarifying that). You're welcome.
Jim Summers	Chat		Prequalification Policy	Jim Summers Stated " the County already requires prequalifications on most major projects that would fall within the parameters of this item."	
Laura Jennings	Chat		Prequalification Policy	Laura Jennings stated "It could depend on how many are prequalified". I assume talking about prequalifications.	
Paul	Chat		Prevailing wage	Someone named Paul stated " Prevailing wage fringes cover everything and sick leave. This is creating additional unnecessary cost to tax payers. "	
Jim Summers	Chat		Prevailing wage	Jim Summers states "The County already requires the payment of Prevailing wages and there's also skilled and trained workforce requirements on most major projects now."	
Lucas Roth	Chat		Sick Leave Policies	Lucas Roth stated "For consultant contractor, our process for paid sick leave and PTO is set up in accordance to state regulations. The County's operations differ from the state, and we would have separate for the San Diego County. All other state and local agencies have adopted state policy on sick leave. This would be another process for company for only COSD contracts.	
Lyla	Chat		Prevailing wage	Is the County Prevailing Wage policy going to change where Prevailing wage are paid? Currently Public Works is for onsite work only, not for offsite fabrications material plants lab work. Does this new policy change this?	I don't know the answer to that question, but we will go through the comments separately and reply back to people in emails. [Second Response] I think we're going to have to respond back to you in an email. My opinion is that in all Public Works contracts, at this given time, we are currently paying Prevailing Wage. So I dont know how specifically it will change but we will research the question and get back to you.

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John Gutierrez	Chat		Prequalification Policy	John Gutierrez asked " Would this be an annual County prequalification, job specific or both?"	The Prequalification policy is still being developed. And I don't have the answer to that yet. That will be presented back to the Board on October 5th.
Abdur Raheem Hamid	Verbal		Project Laborer Agreement	Thank you, I asked a question from Andrew Strong who is over the Office of Equity and Inclusion. What would his position be on a proposed PLA if this was to come forth with all County owned projects? In terms of Equity and Inclusion, and how does that play with that, where one is exclusive and one is inclusive?	Hey, good to hear from you brother, brother Hameed. Yeah, honestly my stance is against PLA's at the moment, knowing the history and discrimination that has traditionally shown up in those spaces. Until we get our arms wrapped around that, and did some additional research and what that can look like for the County. Right now, we need to make sure that we take our time and do our due diligence before we move forward with anything like a PLA. (Thank you, I appreciate that.) No problem.