

SAN DIEGO UNIFIED SCHOOL DISTRICT  
 4100 Normal Street, Auditorium  
 San Diego, CA 92103  
 Proposition S School Bond  
 Independent Citizens' Oversight Committee  
**Construction & Implementation Subcommittee**  
 April 29, 2009, 4:00 -5:30 p.m.  
**MINUTES**

**Subcommittee Members:** Gregg Cantor, Jim Frager, Glenn Hillegas, Daniel Morales, Ray Moreno, Leonard Pinson

AGENDA ITEMS	ASSIGNMENTS/UNDERSTANDINGS
Meeting Called to Order: (Ross)	Mr. Gil Johnson, ICOC President Pro Tem called the meeting to order at 4:05 p.m.
Roll Call: (Ross) (Action)	All members in attendance. (Mr. Moreno arrived at 4:08 p.m.) None subcommittee members in attendance: Gil Johnson, John Gordon and Jay Wilson
<p><b>Public Testimony</b> [No action or discussion may occur regarding public comment on matters not on the agenda. Items may be referred to staff for placement on a future agenda. Public testimony is limited to 3 minutes per person.] <b>Public Testimony requests are to be given to the ICOC Secretary prior to the start of the meeting.</b></p>	<p>Public testimony was taken after the selection of Chair of the Subcommittee.          Public speakers non-agenda:</p> <p>Mr. Michael Jones – regarding delayed staffing levels for Prop. S projects.</p> <p>Mr. Pinson requested that staff add review of staffing levels for Prop. S on the next Construction &amp; Implementation Subcommittee agenda.</p> <p>A. J. Wilson - regarding veteran interest in their involvement with Prop. S project.</p> <p>Mr. Pinson requested that staff add review of veteran level involvement in Prop. S on the next Construction &amp; Implementation Subcommittee agenda.</p> <p>Public speakers agenda item 2:          Corinne Wilson (provided three handouts)          Tom Lemmon          James Cunningham (gave his time to Mr. Lemmon to continue his testimony)          Jim Baker          Mike Hartley          Deb Mc Feely          Larry Mc Clure          George Hawkins          A. J. Wilson</p>

AGENDA ITEMS	ASSIGNMENTS/UNDERSTANDINGS
<p>1. Selection of Chair (Action)</p>	<p>This item was taken prior to Public Speakers.  <b>Motion:</b> Mr. Morales nominated Mr. Pinson for Chair of the Construction &amp; Implementation Subcommittee. Mr. Frager seconded the motion. The motion passed unanimously.</p>
<p>2. Discussion of Project Stabilizing Agreement, (PSA) possible cost, impact and benefits on Proposition S Bond Program. (Exhibit) (Action)</p>	<p>Mr. Pinson referred to Mr. Frager to begin discussion regarding the Board’s directive to negotiate a PSA for the Proposition S program. Discussion of the sub-committee members included District Council restating the committee’s responsibilities in response to the question from the subcommittee.</p> <p>Mr. Breese stated that the District is currently negotiating a PSA. A document was provided to the Building Trades on Wednesday, April 29, 2009. They hope to meet regarding the document next week.</p> <p>Mr. Breese and Mr. Markey stated that five Outreach Meetings were held with various groups including Labor Unions, Contractors, San Diego Taxpayers’ Association, Small Business, Chamber of Commerce, and Emerging Business Groups to provide the various entities to state their opinion on PSA. All were public noticed meetings and additional information is available upon request. The staff provided feedback from these meetings to the Board in summary reports. Mr. Breese also noted that there was an amendment proposed at the Board meeting in January to have contractor representatives included in the negotiations and the amendment was not accepted.</p> <p>(At 5:15 p.m. Mr. Markey asked that time be taken during the discussion on Item 2 to take Item 3, Project Management and Construction Status reports from staff due to time issues.)</p> <p>When discussion continued, Mr. Hillegas summarized concerns with an addition by Mr. Morales:</p> <ol style="list-style-type: none"> <li>1. Contractor’s use of core employees</li> <li>2. Contractor’s use of their apprentices rather than having to seek out union apprentices.</li> <li>3. Many contractors have their own pension funds – dual pension payments.</li> <li>4. Withdrawal liabilities for contractors</li> <li>5. Health and welfare – contractors have own</li> </ol>

AGENDA ITEMS	ASSIGNMENTS/UNDERSTANDINGS
	<p>plans – dual health and welfare costs.                      6. Local Hiring (Added by Mr. Morales)</p> <p>Mr. Hillegas suggested approaching industries experts with the above issue for feed back.                      Mr. Johnson asked if a given bid could be compared with what it might look like if PSA were involved.</p> <p><b>Motion:</b> Mr. Frager moved that the subcommittee recommend to the ICOC that they recommend to the Board of Education to add a construction agency representative selected from a field of four agencies to participate in PSA negotiations. Mr. Cantor seconded the motion. The motion passed. (Mr. Moreno and Mr. Morales were not in attendance at this point in the meeting.)</p> <p>The subcommittee moved to adjournment. (see below)</p>
<p>3. Receive from SDUSD Staff, monthly Construction and Project Management Reports. (Exhibits) (Action)</p>	<p>Mr. Markey began the presentation of staff's reports with a general informational report regarding the program. His statements included the notation that the bids coming in are 25% to 30% under the Government estimates for the projects.</p> <p>Mr. Dulgeroff reviewed the Project Management Reports with the subcommittee and responded to questions.</p> <p><b>5:35 p.m. Motion:</b> Mr. Frager moved to continue the meeting past schedule end time to continue the discussion as needed. Mr. Cantor seconded the motion. The motion passed four to two with Mr. Moreno and Mr. Morales opposing.</p> <p><b>Note: Mr. Moreno was excused at 5:35 p.m.</b></p> <p>Ms. Pezzopane, sitting in for Mr. Bovee, presented the Construction Status Report. The subcommittee directed staff to bring the same documents forward for the next full ICOC meeting with updates to these reports coming to the next Construction &amp; Implementation Subcommittee for review prior to presentation at the full ICOC meeting.</p> <p><b>Mr. Morales was excused at 5:55 p.m.</b>                      The subcommittee requested that staff add the</p>

AGENDA ITEMS	ASSIGNMENTS/UNDERSTANDINGS
	<p>government estimate and the contractor names to the Construction Status Report.</p> <p><b>Motion:</b> Mr. Pinson moved to have staff add columns on their Construction Status Report providing the contractor's name and government estimate compared to the NTP amount and this will be standard format. Mr. Cantor seconded the motion. The motion passed.</p> <p><b>Motion:</b> Mr. Pinson moved to have staff provide an informational item detailing the District's project management structure including consultant possibilities, from staff's point of view, at the next Construction &amp; Implementation Subcommittee. Mr. Frager seconded the motion. The motion passed.</p> <p><i>Action Item: It was also requested that the staff provide information regarding how they do business related to Outreach and how they are going to track their goals.</i></p> <p>The subcommittee continued discussion on Item 2 above.</p>
4. Adjournment	<p><b>Motion:</b> Pinson moved to adjourn the meeting. The motion was accepted by all. The meeting was adjourned at 6:22 p.m.</p>