



# **BAY AREA BRIEFING**

[www.agc-ca.org](http://www.agc-ca.org)

NOVEMBER 1, 2008

(925) 827-2422

## **MARK YOUR CALENDAR**

**HOLIDAY DINNER DANCE:** Don't miss out on the year's most festive gathering of construction leaders in the Bay Area – the annual AGC Bay Region Holiday Dinner Dance. This year's event will be held **Dec. 6** at the opulent Palace Hotel in the heart of the downtown San Francisco shopping and entertainment district. Live music will be provided by the **Alison Sharino Band** and is sure to provide a good time for all. This year will feature Monte Carlo style gaming as well as a special tribute to **Dave McCosker**, chairman of Independent Construction and past president of AGC of California. Table reservations and exclusive sponsorships are now being accepted. Guests of the event qualify for a special room rate at the Palace Hotel until November 5. To register online, visit the [AGC of California](http://www.agc-ca.org) website. For more information, contact **Kristen Fracisco** at (925) 827-2422.



**Alison Sharino Band**

## **VALUABLE SAFETY TRAINING**

**DELAY & DISRUPTION CLAIMS:** AGC will host a one-day Proving, Pricing & Defending Delay & Disruption Claims training seminar on Thursday, Nov. 20 from 7:30 a.m. to 4:00 p.m. The seminar will be held at Two Corporate Centre, 1390 Willow Pass Road, Suite 160 in Concord. Learn crucial information on a variety of topics including but not limited to: compensable vs. non-compensable delays; how to calculate delay costs; and how to calculate and defend inefficiency costs due to overtime, trade stacking, and over manning. To register, view the [on-line flier](#) or contact **Rachel Morris** at (925) 827-2422.

## **INDUSTRIAL RELATIONS NORTH**

**MEAL & REST PERIODS ADVISORY NOTICE:** On July 22, 2008, the *Brinker* decision was issued, and is of vital interest to employers because it clarified California law with respect to meal and rest breaks and curtailed the continued abuse of class action procedures in meal and rest break cases. Specifically, the Court of appeal held: (1) that employers need only provide meal and rest periods, not ensure that employees take them; (2) that although employers cannot require or compel employees to work off the clock, employers can only be held liable where the employer know or should have known that an employee was working off the clock; (3) that employers need only authorize and permit rest periods every four hours or major fraction thereof and such breaks need not be in the middle of the work period when impracticable; and (4) that the meal and rest period claims of the plaintiff employees were

# ***BAY AREA BRIEFING***

Page 2

not amenable to class treatment since individual issues predominated. For more information, contact the **AGC Industrial Relations Department** at (925) 827-2422.

## **NORTH BAY HOLIDAY LUNCHEON**

**WHAT IT MEANS TO BE CLEAN AND GREEN:** AGC's North Bay District will have its holiday luncheon on Tuesday, **Dec. 2 at 11:30** in the Santa Rosa Room at the Doubletree Hotel in Rohnert Park. Speakers are to include **John Rubiales**, Emissions Solutions Representative for Peterson Tractor who will speak on CARB; **John Nyberg**, Executive Director of the U.S. Green Building Council Redwood Empire Chapter who will speak on the Leadership in Energy and Environmental Design (LEED) Green Building Rating System; and **Sharon Wright** who is currently running for Santa Rosa Supervisor and will speak on the local politics in the North Bay. All speakers will touch on the hot topics of the economy and the local environment. For more information, contact **Rachel Morris** at (925) 827-2422.



**Rubiales**



**Nyberg**



**Wright**

## **EAST BAY SMALL BUSINESS DEVELOPMENT CENTER**

**“GETTING CERTIFIED”:** The East Bay Small Business Development Center (SBDC) will offer an overview of the certification process on Tuesday, November 18 from 9:00 a.m. to 12:00 p.m. in Dublin. Bob Lane, East Bay's government contracting specialist will present an overview of the certification process, focusing on small, minority-owned, and women-owned businesses. This program is FREE to attendees and will be held in the Dublin City Hall, located at 100 Civic Plaza in the City's Main Council Chamber. Following the overview, there will be a panel discussion, question and answer period, and networking time. Those on the panel are to include: **Eric Mandell**, Chief, Department of General Services, Procurement Division The State of California Government Services Agency; **Iris Martin Lopez**, Coordinator, SFPUC LBE-Program for the Labor Relations and Community Programs, The San Francisco Public Utilities Commission; **Ed Duarte**, East Bay Consultant, Caltrans Construction Contracting Program; **Bessie Papailias**, Contract Compliance Manager, The Port of Oakland; **Malinda Jones-Wilson**, Division Chief, Auditor Agency; **Nimia Ramos-Beauchamp**, Senior Lender, Wells Fargo Bank; **Travis Engstrom**, CEO & Founder, North Star Precision Mapping, Inc., a Government Information Systems Company selling exclusively to Cities and Towns. To register to attend, go to the [East Bay SBDC website](#), or contact **Jill Astleford**, East Bay SBDC, at 510-208-0412.

# **BAY AREA BRIEFING**

Page 3

## **S.F. BAY AREA HOLIDAY LUNCHEON**



**Halloran**

### **CARB RULING, GREEN BUILDING TO BE**

**DISCUSSED:** On Thursday, **Dec. 4**, all ears will be on event speakers **Grant French**, Swinerton Builders Corporate Sustainability Manager and **Jim Halloran**, California Regional Affairs Manager of Large Power Systems for Caterpillar Inc. The AGC San Francisco Bay Area District will host its annual Holiday Luncheon at the Round Hill Country Club in Alamo at 12:00 p.m. with registration beginning at 11:30 a.m. French will be speaking on Leadership in Energy and Environmental Design (LEED)



**French**

certification, as new commercial buildings in most large cities will be required to be LEED certified in the future. Halloran advocates Caterpillar's clean diesel technologies to regulatory agencies and nongovernmental organizations throughout California and will be speaking on CARB regulations. For more information, contact **Rachel Morris** at (925) 827-2422.

## **2008 MTC TRANSPORTATION AWARDS**



**CALTRANS WINS BIG:** Caltrans gets top honors for quickly repairing and reopening the damaged Interstate 880 and Interstate 580 freeway connectors in the MacArthur Maze, after they were closed due to a tanker truck explosion on April 29, 2007. For the "MacArthur Maze Miracle," Caltrans receives the "Grand Award" this year. Caltrans, working closely with contractors and government officials, repaired and reopened the I-880 connector just eight days after the accident. The more extensively damaged I-580 connector was reopened 26 days after the accident. An extensive and successful public outreach campaign kept people and goods moving through the region while repairs were completed.