



THE CITY OF SAN DIEGO

CITIZENS' EQUAL OPPORTUNITY COMMISSION

MINUTES

Wednesday, April 4, 2012

6:00 p.m. – 8:00 p.m.

At

City of San Diego – City Hall

202 C Street

San Diego, CA 92101

12th floor Committee Room

COMMISSIONERS PRESENT:

Ron T. Cho

Juan Gallegos

Gregg Torwick

Jon Cloud

Monte Jones

Laura Warner

Stampp Corbin, Vice Chair

Jay M. Montenegro

Dr. Shirley Weber, Chair

COMMISSIONERS ABSENT

Jason Craparo

MAYOR'S STAFF & Guests:

Henry Foster, Equal Opportunity Contracting Program Manager

Denise Sandoval, Administration Department Executive Secretary

James Nagelvoort, Assistant Director/City Engineer, Public Works & Engineering and Capital Projects,

Sylvester Oliver, Local Union #229

Lorenzo Robbins, Local Union #229

Debbie Day

Ray Rodriguez

Wanda Rogers

Clovis Honre

Item 1: CALL TO ORDER at 6:00 p.m. Roll Called - All Commissioners present introduced themselves for the record (1 absent and 10 present).

Item 2: APPROVAL of March 7, 2012 Minutes & March 15, 2012 Special Meeting Minutes approved unanimously (10-0).

Motion made to approved Agenda with the addition of James Nagelvoort, Motion 2nd and moved and Agenda addition approved unanimously (10-0).

Item 3: Public Comment:

- John Johnson – Construction Management Systems & Inspection
 - Introduced a new Construction Mentoring & Employment Training Program (C-MET).
 - AGC Article Comment:
 - In regards to the statement in the article regarding African American participation he feels his C-MET program is the solution.

Item 4: STAFF REPORT:

- James Nagelvoort, Assistant Director of Public Works
 - Requests to be on the Agenda for the May 2nd Meeting To present the MACC Boiler Contract & SLBE/ELBE Goal Calculations.
- Henry Foster, EOC Program Manager – Monthly Report
 - SLBE statistics
 - Good Faith Effort Requirement Focus Group Meeting
 - Upcoming Bid List – correction noticed and will resend (*handout*)
- Debra Fischle-Faulk, Administration Director - SLBE Program Potential Improvements
 - Presenting informational report to Rules Committee on April 18th
 - SLBE Program Improvements (*matrix provided*)

Item 5: ACTION ITEMS

- AGC Article on African Americans

Various Commissioners expressed their concerns regarding the AGC article

Consensus was reached among the Commissioners that they would not be providing a formal written response to the AGC article.

- Black IPO / New Central Library
 - Staff informed that Turner Construction has not finalized the agreement brought forth at the last meeting in regards to Black IPO.
 - Staff will continue to monitor and shared a new complaint.
- Iron Worker Complaint / New Central Library:
 - Sylvester Oliver of Iron Workers Union Local 229 – Provided Public Comment regarding Current Diversity observed at the new Central Library
 - Concerned with the majority of Hispanic and Caucasian iron workers on the New Central Library job site and the selection process of workers for jobs by the Union.

- Informed the Commission that there is currently a total membership of 1200 Union Members at Local 229 with a break down as follows
 - Hispanic and Caucasian (57%)
 - African Americans (20%)
 - Native American (12%)
 - Asians (5%)
 - Women (6%)

Staff indicated that they have made contact with Turner Construction's Project Executive. Turner Staff indicated that they would conduct a site audit and provide us with additional information. City Staff will provide the Commission with information once it is received.

- Lorenzo Robbins of Iron Workers Union Local 229 -
 - Expressed his concerns with the Union's selection process.
 - He is concerned with the discrimination and lack of diversity on the job sites.
 - Would like the City to specify the use of minority with all races in mind when releasing contracts.

Chair Weber inquired about impact on the contract delivery methods, when contracts are awarded are the participation levels lower than anticipated?

Staff explained the step by step process for the Request for Proposal (RFP) and acknowledged that the participation levels can change in the negotiation process.

Vice Chair Corbin informed that exploitation of the current process still exists.

Staff agreed and explained that they too are noticing a pattern and working towards correcting the issue.

Commissioner Jones asked if there was anything that we, as a Commission, could do regarding these Union issues. How much of a role do the Unions have on the RFP process?

Staff replied that the City does not require Union participation to bid on projects nor do we have jurisdiction over Unions.

Commissioner Jones expressed that the Primes and Subs need to understand that if they use the Unions, they need to hold the Unions to a level of standard in being diverse in selecting the workers.

Commission requested that Turner Construction come back and update the Commission on its participation levels.

Item 6: COMMISSIONERS ANNOUNCEMENTS

- Commissioner Jones attended the Central African American Chamber Event and was pleased to see a good turnout and a lot of enthusiasm. SDG&E was present and encouraging local vendors to apply to their Supplier Diversity Program because they want to bring on local suppliers.

Item 7: CHAIR'S REPORT

- CIP Streamlining Update – Chair Weber informed that after waiting all day we made our presentation and most of our recommendations were accepted with only one change to the sunset clause from 3 years to 5 years. We will be working hard to implement them. The Council thanked us for holding the Stakeholder meetings.

Item 8: ADJOURNMENT – 8:05 PM unanimous (10-0)

NEXT MEETING: May 2, 2012.

Materials Provided:

- Minutes from
 - Meeting Minutes March 7, 2012 & Special Meeting March 15, 2012
 - Upcoming Bid List
 - AGC Article
 - Prop 209 handout
 - Staff Report