



THE CITY OF SAN DIEGO

CITIZENS' EQUAL OPPORTUNITY COMMISSION

Wednesday, June 5th, 2013
6:00 p.m. – 8:00 p.m.
City Administration Building
Committee Room
202 C Street, 12th floor
San Diego, CA 92101

COMMISSIONERS PRESENT:

Jon Cloud
Stamp Corbin, Chair

Monte Jones
Gregg Torwick, Acting Chair

Laura Warner

COMMISSIONERS ABSENT:

Ron T. Cho

MAYOR'S STAFF & Guests:

Henry Foster, Administration Department, Interim Director
Denise Sandoval, Administration Department Executive Secretary
Darren Greenhalgh, Engineering and Capital Projects, Deputy Director
Dennis Gakunga, Purchasing and Contracting, Director

CALL TO ORDER: ROLL CALL

APPROVAL OF: Today's Agenda, and Meeting Minutes for April 3, 2013

NON-AGENDA PUBLIC COMMENT: None

STAFF UPDATE:

- Public Works Program Update – Darren Greenhalgh, Deputy Director
 - MACC project starting
 - Creating Treatment Plant MACC's smaller increments
 - Asphalt Paving Contract going to Council soon, \$20 million w/ 5 million

dollar tasks

- Utility Pipeline Contract also going to Council and we intend to also ask for the 20 million w/ \$5 million dollar tasks.

Chair Corbin requested that Public Works provide written program updates for better record keeping and accountability purposes.

Public Works staff agreed.

- Henry Foster, Interim Administration Director
 - EOC is slated to be restructured to report to the Purchasing and Contracting Department starting July 1, 2013
 - EOC will still be a City-wide effort...EOC will still be involved in construction and this should be a seamless transition.
 - Staff provided construction statistics to Commission
 - A/E Focus Group Meeting will be held on June 21, 2013
 - Staff provided upcoming Public Works current bid list.

Chair Corbin requested that projects be clearly marked as not having Mandatory goals and requiring "Good Faith Effort".

Commissioner Warner requested that Bids also indicate "Consulting".

Staff replied that the Construction Bids start with the letters K & L and that typically, the Consultant Bids start with the letter H.

Staff informed that the Upcoming Bid list is not produced by EOC but by the Public Works Department and Staff will request if the suggestions from the Commission can be implemented for easier identification.

Staff informed that the Payment Process concern has not yet been scheduled for the agenda due to, Dennis not being informed of the concerns/issues yet, but it will be scheduled for a future meeting once Dennis has the opportunity to analyze the concerns.

Staff informed that the EOC/CEOC website is currently being updated with the capability to enter complaints. Staff will inform the Commission once it is ready to view. A Staff member will be assigned to monitor the website. Staff will give a monthly status report on the statistics, concerns, and any findings.

Staff informed that there are currently 2 issues/complaints that require Public Works to respond to them and they are not on the Agenda but Staff would like the Commission to be aware that the appropriate staff will be scheduled to respond in a future meeting.

Chair Corbin asked why the subcontractor has not been paid...

Public Works Staff explained that the project is well over a year behind and there are many issues

with the project, Staff was not familiar enough with the specifics of the payment situation for this contractor.

Commissioner Jones informed that the Commission needs more information to be able to understand how we, as the CEOC, can help?

Staff indicated that they were only bringing it to the attention of the Commission, as promised to the contractor, for future scheduling to the agenda and proper staff response.

Commissioner Jones inquired as to how quickly we can resolve this...I think 30 days is too long to make this gentlemen wait for resolve.

Public Works Staff informed that they would not wait for CEOC to meet again to resolve the concern; they will work on resolving it and pass the results onto the Commission and/or update the Commission of the current status.

Commissioner Warner reminded Staff that that the Year End Payment Issue regarding payments is still a concern.

- INTRODUCTION:
 - Mr. Dennis Gakunga, Director of Purchasing and Contracting
 - Has a vision of the current integration of Purchasing and Contracting and EOC of creating Purchasing Officers into EOC Specialist, as well as, having the EOC Specialist becoming Purchasing Officers. Mr. Gakunga looks forward to working together and thanked CEOC for their effort.

Chair Corbin requested a current data report from Mr. Gakunga as soon as it was available.

SUB-COMMITTEE UPDATES:

- Commission Administration – see handout
- Staff indicated that we would be forwarding to the Commission the current Bylaws.

Motion by Chair Corbin to accept the administration sub-committee report as put forth. Vote: 5/0 Motion Passes unanimously.

- Recognition Sub-Committee
 - Pending Staff Input Response
- Contracting Issues Sub-Committee – see handout
 - All information should be sent to commissioners on week prior to the monthly meeting.
 - Commissioner Warner mentioned that City/County/Port Rotational (as-needed) List, they have been applying for 20 yrs. and have not been getting work from it.
 - Staff informed that the City Department that heavily utilizes that Rotation List it is the Environmental Services Department.
 - Commissioner Cloud would like to add that there are still contractors in the system that don't want to do business and are still receiving the 3 phone calls.

***Motion by Commissioner Warner is to accept the Contracting Subcommittee Report.
Friendly Amendment proposed by Commissioner Cloud: To have a service breakdown contact list by specific service demographics or NAICS Codes that is better tailored to actual trades.
Vote: 5/0 Motion passes as amended.***

Staff added that the City is always open for ideas on bettering the program. Public Works also plays an integral role in how the participation goals are calculated, the lack of resources is also impacting the process.

- Mentor Protégé Sub-Committee - None
 - Jon Cloud
 - Gregg Torwick
 - Monte Jones

ACTION ITEMS: (Motions required)

- Proposed Debarment Changes *(will be carried forward to the next meeting)*

CHAIR ANNOUNCEMENTS: None

COMMISSIONER ANNOUNCEMENTS:

- Commissioner Jones requested that the Personnel Department give a report on the Diversity of the City of San Diego, for management.
- Vice Chair Torwick requested that an update regarding the Commission Appointment's by the Manager of Boards and Commissions.
- Staff suggested that the Commission think about having meetings out in the community.

ADJOURNMENT: 7:30 PM

NEXT MEETING: Wednesday, July 10, 2013

MATERIALS PROVIDED:

Minutes from May
Upcoming Bid List