

## CEAC Board of Directors

Thursday, September 16, 2021|1:30 pm – 3:00 pm



## CEAC Board of Directors – Policy Conference 2021

Thursday, September 16, 2021|1:30 pm – 3:00 pm

Join Zoom Meeting

<https://us02web.zoom.us/j/85392635845?pwd=M29wQjBHM2tCQmU3bnYrK0hSb2U2Zz09>

Meeting ID: 853 9263 5845

Passcode: CEAC2021

One tap mobile

+16699006833,,85392635845#,,, \*45127037# US (San Jose)

---

10:30 am

### Call to Order (Dashiell)

1. **Approval of Minutes** (Balbas)  
May 21, 2021 - **Attachment 1 - Action Item**
2. **Correspondence** (Dashiell)
  - a) None
3. **CLODS Report** (CLODS)
4. **NACE Report** (Machado)
5. **CSAC Report** (CSAC Staff)
6. **Regional Directors Reports**
7. **Treasurer's Report** (Crump) - **Attachment 2**
8. **Committee Reports:**
  - b) Administrative
  - c) Flood Control and Water Resources
  - d) Infrastructure and Development
  - e) Resource Recovery and Waste Management
  - f) Surveyor
  - g) Transportation
  - h) Fellowship
  - i) Oversight
  - j) Scholarship
9. **Unfinished Business** (Dashiell – Tabled)
10. **New Business**
  - a) Anticipated Member Dues Increase (Dashiell) - 2022 Budget (Crump) - **Attachment 3 - Action Item** - \$100,000 dues increase with CPI and Dues By Laws Revision

## CEAC Board of Directors

Thursday, September 16, 2021|1:30 pm – 3:00 pm

11. **2022 CEAC Priorities and Legislative Proposals – Action Items**
  - a) Updates to 2021-22 CEAC Policy and Legislative Priorities - **Attachment 4**
  - b) Updates to 2021-22 CEAC Legislative and Administrative Policy Guidelines - **Attachment 5**
  - c) Construction Manager at Risk (CMAR) Legislative Proposal - **Attachment 6**
12. **Life Membership**
  - a) Jim Porter (Hoevertsz) – **Attachment 7 - Action Item**
  - b) Rick Tippet (Bronkall) - **Attachment 8 - Action Item**
13. **Announcements**
  - a) None

### Scheduled Conferences

- a) CSAC 127<sup>th</sup> Annual Meeting, Monterey, California, November 30 – December 3, 2021
- b) CEAC Spring Conference, Monterey, California, March 23-25, 2022
- c) NACE Annual Conference, Erie County (Buffalo), New York, April 24-27, 2022
- d) CEAC Policy Conference, date TBD, 2022

### CEAC Board of Directors Meeting Schedule

- a) CSAC 127<sup>th</sup> Annual Meeting, Monterey, California, December 3, 2021
- b) CEAC Spring Conference, Monterey, California, March 25, 2022
- c) CEAC Policy Conference, date TBD, 2022

3:00 pm

**Adjourn**

---

### Meeting Roster Voting Board Members: Officers & Regional Directors

Officer	Office	County/Organization
Vacant	President	
Howard Dashiell	Vice President	Mendocino
Brian Balbas	Secretary	Contra Costa
Rick Tippet	Immediate Past President	Trinity
Mike Crump	Treasurer	Butte (Retired)
Mehdi Madjd-Sadjadi	Treasurer-Emeritus	Marin (Retired)
Mike Penrose	Parliamentarian	Sacramento (Retired)
Patrick DeChellis	Newsletter Editor	Los Angeles (Retired)
Matt Machado	NACE Representative	Santa Cruz
Dave Gravenkamp	Historian	Siskiyou (Retired)

**CEAC Board of Directors**

Thursday, September 16, 2021|1:30 pm – 3:00 pm

**Regional Directors**

Johannes Hoevertsz  
Kent Edler  
Bob Bronkall  
Matt Randall  
Steve White  
Nardy Khan

**Region**

Bay Area  
Central Coast  
Northern California  
Sacramento Mother Lode  
San Joaquin Valley  
Southern California

**County**

Sonoma  
Santa Cruz  
Humboldt  
Placer  
Fresno  
Orange

**Non-Voting Meeting: Committee Chairs and CSAC Staff****Committee Chairs**

Brian Balbas  
Pattie McNamee  
Mark Strudley  
Trisha Tillotson  
Howard Dashiell  
Coby Skye  
Scott DeLeon  
Aleks Jevremovic  
Dave Fleisch

**Committee**

Administrative  
Fellowship  
Flood Control/Water Resources  
Infrastructure and Development  
Oversight  
Resource Recovery & Waste Mgmt.  
Scholarship  
Surveyor  
Transportation

**County**

Contra Costa  
Contra Costa (Retired)  
Santa Cruz  
Nevada  
Mendocino  
Los Angeles  
Lake  
Santa Barbara  
Ventura

**CSAC/CEAC Staff**

Chris Lee  
Catherine Freeman  
Ada Waelder  
Marina Espinoza  
Merrin Gerety

**Title**

Legislative Representative  
Legislative Representative  
Legislative Analyst  
Legislative Analyst  
CEAC Program Manager

**Agency/County**

CSAC  
CSAC  
CSAC  
CSAC  
CSAC/CEAC

## **ATTACHMENTS**

---

Attachment One.....May 21, 2021, Board of Directors Meeting Minutes

Attachment Two.....Treasurer's Report

Attachment Three.....\$100,000 dues increase with CPI and Dues By Laws Revision

Attachment Four .....Updates to 2021-22 CEAC Policy and Legislative Priorities

Attachment Five .....Updates to 2021-22 CEAC Legislative and Administrative  
Policy Guidelines

Attachment Six.....Construction Manager at Risk (CMAR) Legislative Proposal

Attachment Seven.....Life Membership (Jim Porter)

Attachment Eight.....Life Membership (Rick Tippet)

---

**Attachment One**  
May 21, 2021, Board of Directors Meeting Minutes

## CEAC Board of Directors

Friday, May 21, 2021|10:30 am – 12:30 pm

---



### CEAC Board of Directors

CEAC Spring Conference

Friday, May 21, 2021|10:30 am – 12:30 pm

Zoom Meeting and Telephone call-in

**DRAFT**  
**MINUTES**

---

10:31 a.m.

#### **Call to Order** (Porter)

Officers present: 9 of 10, Regional Directors present: 5 of 6

#### **Quorum present**

1. Approval of Minutes (Balbas)  
January 12, 2021 meeting, **Motion** to approve minutes; Dashiell, 2<sup>nd</sup>; Machado;  
**Approved**, Abstained – DeChellis
2. Correspondence (Porter)
  - a) Caltrans letter December 14, 2020 - Attachment 2 of agenda  
The first meeting with Toks Omishakin, Caltrans Director was characterized as very good, productive and had good cooperation. Based on that meeting, there are signs that the Director has facilitated some responses in Caltrans districts. The initial focus is on the bridge program, clarification of maintenance responsibilities and better future coordination between Caltrans and counties (local agencies). Chris Lee also highlighted the comments related to maintenance responsibilities agreements being rolled up into the CAPTI (Climate Action Plan Transportation Infrastructure). Tim G. would also like to add the discussion about organic recycled material (i.e. mulch, etc.) into future Caltrans discussions because of SB 1383 changes in locals making these materials. Although some follow-up meetings have been cancelled, we will continue to meet with the Director. Jim Davis, Deputy Director to Director Omishakin, is no longer serving in that capacity. Chris Lee intends to follow-up to get the next meeting scheduled.
3. **CLODS Report** (Sadjadi)  
Although the 2021 Policy Conference is scheduled to be virtual, the CLODS plan to meet in person (probably between October/November 2021).  
If requested by the Board of Directors, the CLODS are prepared to BBQ at the Fall Conference in Monterey (this will be the first in-person CEAC conference since the COVID-19 pandemic started in March 2020).  
The CLODS look forward to “getting back to normal” and resuming in-person conferences and meetings.
4. **NACE Report** (Machado)  
Next NACE Conference is in Buffalo NY, April 25-27, 2022.  
For local and regional agencies, \$912 million in Coronavirus Response and Relief Appropriations coming to California. 60% SHOPP and 40% to Locals. August programing of these funds through CTC. The May Revised Budget includes \$500 million for Active Transportation Grants, \$367 million to regions via formula from

the federal Coronavirus Response and Relief Supplemental Appropriations Act (HR 133), and \$23.5 million to the Local Highway Bridge Program from HR 133 Highway Infrastructure Program (HIP) funds.

The Western Regional Conference in Laughlin is cancelled this year, it is usually in October.

5. **CSAC Report** (CSAC Staff – Chris Lee)

The Appropriation Committee deadline was May 20, 2021. The Legislative round up will be coming soon. May budget revision discussed, in transportation, the relief money is the biggest funds in play right now.

CSAC to follow-up with detailed email summary on May 24, 2021.

Catherine Freeman reported there is money for organic waste recycling, not much to locals for implementation. There is little interest in flood legislation at the moment, but water and drought has increased interest, especially given the last two years. 45-day review of regulations underway related to Board of Forestry work continuing on access issues and safety.

6. **Regional Directors Reports**

**Northern California** (Bronkall)-

Bob took a moment to honor the passing of Bob Perreault, Plumas County.

Next Nor Cal Regional meeting not yet scheduled. There will be no Bedroll Conference this year.

Highlighted the impact of the Board of Forestry regulations and the impact on so many counties. There is a template letter circulating to highlight concerns. Thanks for including the new PE registration website in the CEAC Newsletter.

**Sacramento Mother Lode** (Randall)-

No report.

**Bay Area** (Hoevertsz)-

No report. Although did mention drought concerns in Sonoma County and across the State.

**San Joaquin** (White)- not in attendance, no report.

**Central Coast** (Edler)-

Regular meeting took place February 22, 2021, good attendance. Lots of discussion about debris flow and road damage related to fires of last year (SB and SC Counties). Continuing issues with homelessness including RV's, tents, dumping and pick-up. Next meeting scheduled for June 1, 2021.

**Southern California** (Khan)-

Regular meeting was hosted by San Diego in April 2021. Topics included organics diversion- touched on outreach being done by San Diego. Homelessness was also discussed as on-going problem. Remote work and telecommuting is still taking place, but less of it as agencies hopefully move forward from COVID.

7. **Treasurer's Report and 2021 Budget** (Crump) - Attachment 3 of agenda

Two items for discussion and action – Treasurers Report and 2021 Final Budget.

- The Treasurer discussed the attached Treasurer's Report dated April 15, 2021, highlighting various line items under income and expenditures. Virtual conferences brought in revenue. After minimal Q&A about some variations between a normal year and the differences in the 2020 COVID year –

**Motion** to accept the April 15, 2021 Treasurer's Report: Machado; 2<sup>nd</sup>; Dashiell;  
**Approved.**

- The Treasurer discussed the proposed CEAC 2021 Final Budget (revised 5/17/21). Highlighted items included:
  - The limited Officers Travel and Expense line item at \$1,000. Due to COVID, travel has been limited, but pending legislative activity in the second half of 2021 there may be a need to send a delegation to DC.
  - A structural deficit in annual budget has been identified. President Porter made a proposal on recommended member fee increase as part of item 10.d of this Board of Directors meeting. The checking deficit was highlighted as part of the budget discussion. May want to consider not doing scholarships this year.
  - Positive income and lower expenses was also highlighted from the virtual conferences of 2020 and 2021.

**Motion** to approve the 2021 Final Budget (revised 5/17/21): DeChellis; 2<sup>nd</sup>; Bronkall; **Approved**.

**8. Committee Reports:**

- a) Administrative (Balbas)  
Good meeting – Matt Randall, Placer County did a great presentation on a CMGC project in his agency. There was a good roundtable discussing issues around COVID-19 and remote work, items on concern as we work to emerge after the pandemic. Committee asked members to provide ideas for future agenda items. Fellowship raffle/spin was great.
- b) Flood Control and Water Resources (Strudley)  
Full agenda, discussed funding for water projects. The Dept. of Water Resources provided a great presentation. FEMA gave an update on flood plain mapping, risk and damage curve data. Nicolas Pinter from University of Cal, Davis gave an interesting presentation on data used in flood control and water resources. The budget May revise could be interesting for water related projects.
- c) Infrastructure and Development (Tillotson)  
Discussed the Rule 20A credits stopping in December 2022, there is still time to make comments on this issue. Discussed the State Fire regulations and the need to get comments into CPUC by June 22, 2021. Template letter out there. AB602 – discussed the need to oppose the Development Impact Nexus Study legislation as drafted (opposition).
- d) Resource Recovery and Waste Management (Goncharoff)  
Good presentations from Cal Recycle and Dept. of Toxic Substance Control. Good discussion on resource recovery legislation. SB619 – legislation to delay some aspects for the implementation of SB1383 is getting some traction. Tim Goncharoff also announced he is retiring in June and thanks everyone for all the great work CEAC is doing.
- e) Surveyor (Garton, filling in for Jevremovic)  
Discussed Tentative Map extensions, Administrative extensions and legacy maps. Orange County did a great presentation on electronic submittals



highlighting some great software they've implemented. Discussed standard of care for surveyors.

- f) Transportation (Fleisch)  
Caltrans did not provide a lot of detail on the update, David Fleisch is going to follow-up with them for the next meeting. Joe Krahn provided an update on infrastructure funding and reauthorization efforts. Chris Lee gave a good overview of budget & surplus, CAPTI NEPA/CEQA - reciprocity was discussed – need to get a focus group. Possibly more of a Southern Cal issue with use of CT standards vs. “Green Book” (not ASHTO) and local standards for NHS projects. The LSR report will be out shortly. Various committees provided reports.
- g) Fellowship (McNamee)  
Good conference. Enjoyed trying the “wheel of fortune” spinning for raffle prizes. Will look for new ideas for Policy Conference.
- h) Oversight (Porter)  
Monthly meetings have been focusing on the budget deficit, Caltrans coordination and reauthorization.
- i) Scholarship (DeLeon)- No report

9. **Unfinished Business**

- a) Affiliate dues and charging convenience fees for credit card payments (Crump)  
CEAC is currently paying the approximately \$3 fee when credit cards are used. We should consider a different model, but Mike recommends we table this until the fee structure is resolved.
- b) Committee Vice Chair Eligibility, Special Districts, By Law Modification (Tippett)  
Rick sent some information to Mike Penrose (Parliamentarian). He will review it and provide feedback at a future meeting.
- c) CEAC online posting forum/website update (Balbas)  
After discussions with Josh Pack, Butte County and Merrin Gerety, we propose setting up an on-line depository for information sharing using the existing budget under webhosting. The existing budget should be able to cover the costs to set the site up using the existing consultant that Merrin uses for the CEAC website.  
**Motion** to move this proposal forward; Tippett; 2<sup>nd</sup>; Bronkall; **Approved**.
- d) 2020 Buffalo Bull Award Presentation (DeChellis)  
The award will be presented at the next in-person conference, currently anticipated to be the Fall Conference in Monterey.

**10. New Business**

- a) Update on 2021 CEAC Policy Conference (Porter)  
The conference will be virtual and take place on September 15-16, 2021.
- b) 2021 Spring and Policy Conference prizes (Dashiell)  
There was discussion about the need for additional funding for 2021 Spring and Policy Conference prizes. The amount budgeted for these conferences is typically to be used for gifts for CSAC and guests at the conferences. However, given COVID, we have not had in-person conferences therefore the budgeted items have been used for Fellowship raffle prizes instead. Therefore, for the 2021 Spring Conference, \$1,400 was used for raffle prizes. For 2021 Policy Conference, it will be \$1,000. Once in-person conferences begin again in Fall, the budgeted amount will return to its intended use for CSAC staff and guest gifts.
- c) Legislative proposals and process (Lee)  
The annual call for legislative proposals and priorities will be part of the Policy Conference. Chris Lee will send an email out the week of May 24, 2021 outlining the guidelines and pertinent information. Chris encourages everyone to submit ideas. Get them back by mid-August 2021.
- d) Process for Anticipated Member Dues Increase (Porter)  
Jim Porter discussed the structural budget deficit and the need to address it. The proposal is to increase membership dues over the next two years, the membership dues would use the existing allocation formula to increase the revenue to CEAC by \$75,000 each year over the next two years (total increase of \$150k). The proposed plan is to alert the Board of this need now, provide an update to membership at the Policy Conference in September (providing any updates and details coming out of this meeting and subsequent Budget and Oversight Committee meetings), then the Board of Directors voting on it at the Fall 2021 Conference for the increase to take effect next year. There was concern raised by some at this meeting that an increase this large in two consecutive years is excessive, especially for some smaller counties. Some questions were raised about cutting some expenses in certain areas to balance the budget. The budget oversight committee discussed County night and the CSAC contract to be looked at as possible cuts, but not certain those cuts are desirable. Some additional detailed discussion took place related to the CSAC contract and what is paid for by CEAC. Jim Porter stated the Oversight and Budget Committee that has been discussing this issue will meet again, then he may possibly call another Board of Directors meeting before the Policy Conference, with the goal to be able to develop a solution to this structural deficit issue by years end. The Directors of each county will be informed prior to any decision.

**11. Life Membership (Porter)**

None – Regional Directors may bring proposals to the Board of Directors.

## CEAC Board of Directors

Friday, May 21, 2021|10:30 am – 12:30 pm

---

### 12. **Announcements** (Porter)

Jim Porter asked for a moment of silence for the sad passing of Bob Perreault and Maurice Shiu this year. They will both be missed. We will adjourn in their memory.

### **Scheduled Conferences**

- a) CEAC Policy Conference, September 15-16, 2021 (virtual/tentative)
- b) CSAC 127<sup>th</sup> Annual Meeting, Monterey, California, Nov 30 –Dec 3, 2021
- c) CEAC Spring Conference, Monterey, California, March 23-25, 2022

### **CEAC Board of Directors Meeting Schedule**

- a) CEAC Policy Conference, September 16, 2021 (virtual/tentative)
- b) CSAC 127<sup>th</sup> Annual Meeting, Monterey, California, December 3, 2021
- c) CEAC Spring Conference, Monterey, California, March 25, 2022

12:17 pm **Adjourn- In memory of Bob and Maurice - Motion (DeChellis), 2<sup>nd</sup> (Sadjadi)**

### **Meeting Roster**

#### **Voting Board Members: Officers & Regional Directors**

<b>Officer</b>	<b>Office</b>	<b>County/Organization</b>
Jim Porter - P	President	San Mateo
Howard Dashiell - P	Vice President	Mendocino
Brian Balbas - P	Secretary	Contra Costa
Rick Tippet - P	Immediate Past President	Trinity
Mike Crump - P	Treasurer	Butte (Retired)
Mehdi Madjd-Sadjadi - P	Treasurer-Emeritus	Marin (Retired)
Mike Penrose - P	Parliamentarian	Sacramento (Retired)
Patrick DeChellis - P	Newsletter Editor	Los Angeles (Retired)
Matt Machado - P	NACE Representative	Santa Cruz
Dave Gravenkamp	Historian	Siskiyou (Retired)
<b>Regional Directors</b>		
Johannes Hoevertsz - P	Bay Area	Sonoma
Kent Edler - P	Central Coast	Santa Cruz
Bob Bronkall - P	Northern California	Humboldt
Matt Randall - P	Sacramento Mother Lode	Placer
Steve White	San Joaquin Valley	Fresno
Nardy Khan - P	Southern California	Orange

### **Non-Voting Meeting Reporters: Committee Chairs and CSAC Staff**

<b>Committee Chairs</b>	<b>Committee</b>	<b>County</b>
Brian Balbas - P	Administrative	Contra Costa
Pattie McNamee - P	Fellowship	Contra Costa (Retired)
Mark Strudley - P	Flood Control/Water Resources	Santa Cruz
Trisha Tillotson - P	Infrastructure and Development	Nevada
Jim Porter - P	Oversight	San Mateo
Tim Goncharoff - P	Resource Recovery & Waste Mgmt.	Santa Cruz
Scott DeLeon	Scholarship	Lake
Aleks Jevremovic	Surveyor	Santa Barbara
Dave Fleisch - P	Transportation	Ventura
<b>CSAC/CEAC Staff</b>	<b>Title</b>	<b>Agency/County</b>
Chris Lee - P	Legislative Representative	CSAC
Catherine Freeman - P	Legislative Representative	CSAC
Ada Waelder - P	Legislative Analyst	CSAC
Marina Espinoza - P	Legislative Analyst	CSAC
Merrin Gerety - P	CEAC Program Manager	CSAC/CEAC

P - indicates Present at the meeting

**COUNTY ENGINEERS ASSOCIATION OF CALIFORNIA**  
**TREASURER'S REPORT: April 15, 2021**

**ACCOUNT BALANCES AS OF JANUARY 1, 2021**

	Balance	Total Balance
CEAC Checking	\$ 24,075.58	
CEAC Money Mkt	\$ 201,630.15	
LS&R Sub Account	\$ 364,030.65	
PWSS Sub Account	\$ 11,917.06	
Bedroll Conf. Sub Account	\$ 6,838.10	
<b>TOTAL Acct. Balance January 1, 2021</b>	<b>\$ 608,491.54</b>	<b>\$ 608,491.54</b>

<b>2021 INCOME</b>	<b>Budget Estimate</b>	<b>Actual</b>	<b>Balance</b>	
Membership Dues	\$ 160,250.00	\$ 132,250.00	\$ 28,000.00	
Affiliate Dues	\$ 15,000.00	\$ 11,500.00	\$ 3,500.00	
Local Streets and Roads Needs Assessment	\$ 280,000.00	\$ 46,726.00	\$ 233,274.00	
Spring Conference Income	\$ 20,000.00	\$ 6,500.00	\$ 13,500.00	
Policy Conference Income	\$ 15,000.00	\$ 6,000.00	\$ 9,000.00	
Annual Fall Conference Income	\$ 18,000.00	\$ 7,800.00	\$ 10,200.00	
PWSS Conference Income	\$ 100.00	\$ -	\$ 100.00	
Bedroll Conference Income	\$ 100.00	\$ -	\$ 100.00	
Scholarship Income	\$ 100.00	\$ -	\$ 100.00	
Money Mkt interest	\$ 100.00	\$ -	\$ 100.00	
Miscellaneous Income (job posting etc)	\$ 5,300.00	\$ 1,654.23	\$ 3,645.77	
<b>TOTALS</b>	<b>\$ 513,950.00</b>	<b>\$ 212,430.23</b>	<b>\$ 301,519.77</b>	<b>\$ 212,430.23</b>
<b>TOTAL INCOME thru April 15, 2021</b>				<b>\$ 212,430.23</b>

<b>2021 EXPENDITURES</b>	<b>Amount Budgeted</b>	<b>Actual Expenditure</b>	<b>Balance</b>
NACE Dues	\$ 48,400.00	\$ -	\$ 48,400.00
NACE Conference and Sponsorship (\$500)	\$ -	\$ -	\$ -
CSAC Service and Expense Contract	\$ 210,850.00	\$ 104,139.25	\$ 106,710.75
Newsletter Editor Service	\$ 500.00	\$ -	\$ 500.00
LS&R Needs Study	\$ 100,000.00	\$ 74,941.46	\$ 25,058.54
Spring Conference Expense	\$ 2,500.00	\$ -	\$ 2,500.00
Policy Conference Expense	\$ 2,500.00	\$ 332.49	\$ 2,167.51
Annual Fall Conference Expense	\$ 20,000.00	\$ -	\$ 20,000.00
Bedroll Conference Expense	\$ 100.00	\$ -	\$ 100.00
PWSS Conference Expense	\$ 100.00	\$ 233.00	\$ (133.00)
CEAC PWSS Reception Sponsorship	\$ -	\$ -	\$ -
Scholarships	\$ -	\$ -	\$ -
CEAC/CLOUDS Meeting Expense	\$ 4,000.00	\$ -	\$ 4,000.00
Office Supplies, Web Hosting and Expenses	\$ 2,500.00	\$ 180.00	\$ 2,320.00
Awards and Gifts	\$ 1,500.00	\$ 496.60	\$ 1,003.40
Taxes Fees and Accounting	\$ 700.00	\$ 52.12	\$ 647.88
Officers Travel and Expenses	\$ 1,000.00	\$ -	\$ 1,000.00
Contingencies	<u>\$ 1,000.00</u>	<u>\$ -</u>	<u>\$ 1,000.00</u>
<b>EXPENDITURES</b>	<b>\$ 395,650.00</b>	<b>\$ 180,374.92</b>	<b>\$ 215,275.08</b>

\$ 180,374.92

TOTAL EXPENDITURE thru April 15, 2021

\$ 180,374.92

ACCOUNT BALANCES as of April 15, 2021

CEAC Checking	\$ 20,729.83	
CEAC Money Mkt	\$ 201,630.15	
LS&R Sub Account	\$ 397,781.65	
PWSS Sub Account	\$ 13,567.74	
Bedroll Conf. Sub Account	\$ 6,838.10	

TOTAL ACCOUNT BALANCE as of April 15, 2021

\$ 640,547.47

# COUNTY ENGINEERS ASSOCIATION of CALIFORNIA

## 2021 FINAL BUDGET

(revised 5/17/2021)

### Account Balance's beginning January 1, 2021

CEAC Checking	\$ 24,075.58
CEAC CD	\$ 201,630.15
LS&R Sub Account	\$ 364,030.65
PWSS Sub Account	\$ 11,917.06

Bedroll Conf. Sub Account	\$ 6,838.10
---------------------------	-------------

<b>TOTAL Acct. Balance 1/1/2021</b>	\$ 608,491.54	<b>\$ 608,491.54</b>
-------------------------------------	---------------	----------------------

### ESTIMATED INCOME

Member Dues	\$ 160,250.00
-------------	---------------

Affiliate Dues	\$ 15,000.00
----------------	--------------

LS&R Needs Contribution	\$ 280,000.00
-------------------------	---------------

Spring Conference Income	\$ 20,000.00
--------------------------	--------------

Policy Conference Income	\$ 15,000.00
--------------------------	--------------

Annual Fall Conference Income	\$ 18,000.00
-------------------------------	--------------

PWSS Conference Income	\$ 100.00
------------------------	-----------

Bedroll Conference Income	\$ 100.00
---------------------------	-----------

Scholarship Income	\$ 100.00
--------------------	-----------

Misc. Income (job posting etc.)	\$ 5,300.00
---------------------------------	-------------

Interest on CD	\$ 100.00
----------------	-----------

<b>TOTAL Estimated Income</b>	\$ 513,950.00	<b>\$ 513,950.00</b>
-------------------------------	---------------	----------------------

<b>TOTAL EST.FUNDS AVAILABLE FOR 2021</b>		<b><u>\$ 1,122,441.54</u></b>
---	--	-------------------------------

### PROPOSED EXPENDITURES

NACE Dues	\$ 48,400.00
-----------	--------------

NACE Conf. (Officers reg. & travel)	\$ -
-------------------------------------	------

CSAC Service & Expense Contract	\$ 210,850.00
---------------------------------	---------------

Newsletter Editor Service	\$ 500.00
---------------------------	-----------

LS&R Needs Study	\$ 250,000.00
------------------	---------------

Spring Conference Expense	\$ 2,500.00
---------------------------	-------------

Policy Conference Expense	\$ 2,500.00
---------------------------	-------------

Annual Fall Conference Expense	\$ 20,000.00
--------------------------------	--------------

Bedroll Conference Expense	\$ 100.00
----------------------------	-----------

PWSS Conference Expense	\$ 100.00
-------------------------	-----------

CEAC PWSS Reception Sponsorship	\$ -
---------------------------------	------

Scholarships	\$ -
--------------	------

CEAC/CLOUDS Meeting Expense	\$ 4,000.00
-----------------------------	-------------

Office Supplies Web Hosting	\$ 2,500.00
-----------------------------	-------------

Awards and Gifts	\$ 1,500.00
------------------	-------------

Tax Fees and Accounting	\$ 700.00
-------------------------	-----------

Officer's Travel and Expense	\$ 1,000.00
------------------------------	-------------

Contingencies	\$ 1,000.00
---------------	-------------

<b>TOTAL Proposed Expenditures</b>	\$ 545,650.00	<b>\$ 545,650.00</b>
------------------------------------	---------------	----------------------

**Estimated End of Year Account Balances**

LS&R Sub Account	\$ 394,030.65
PWSS Sub Account	\$ 11,917.06
Bedroll Sub Account	\$ 6,838.10
CEAC CD Reserves	\$ 201,633.60
CEAC Checking	\$ (37,627.87)
<b>TOTAL Est. End of Year Account Balance</b>	<b>\$ 576,791.54</b>



---

**Attachment Two**  
Treasurer's Report

**COUNTY ENGINEERS ASSOCIATION OF CALIFORNIA**  
**TREASURER'S REPORT: September 1, 2021**

**ACCOUNT BALANCES AS OF JANUARY 1, 2021**

	Balance	Total Balance
CEAC Checking	\$ 24,076	
CEAC Money Mkt	\$ 201,630	\$ 225,706
LS&R Sub Account	\$ 364,031	
PWSS Sub Account	\$ 11,917	
Bedroll Conf. Sub Account	\$ 6,838	
<b>TOTAL Acct. Balance January 1, 2021</b>	<b>\$ 608,492</b>	<b>\$ 608,492</b>

2021 INCOME	Budget Estimate	Actual	Balance
Membership Dues	\$ 160,250	\$ 146,500	\$ 13,750
Affiliate Dues	\$ 15,000	\$ 16,988	\$ (1,988)
Local Streets and Roads Needs Assessment	\$ 280,000	\$ 49,850	\$ 230,150
Spring Conference Income	\$ 20,000	\$ 8,000	\$ 12,000
Policy Conference Income	\$ 15,000	\$ 6,750	\$ 8,250
Annual Fall Conference Income	\$ 18,000	\$ 13,750	\$ 4,250
PWSS Conference Income	\$ 100	\$ -	\$ 100
Bedroll Conference Income	\$ 100	\$ -	\$ 100
Scholarship Income	\$ 100	\$ 50	\$ 50
Money Mkt interest	\$ 100	\$ -	\$ 100
Miscellaneous Income (job posting etc)	\$ 5,300	\$ 3,453	\$ 1,847
<b>TOTALS</b>	<b>\$ 513,950</b>	<b>\$ 245,341</b>	<b>\$ 268,609</b>

\$ 245,341

**TOTAL INCOME thru September 1, 2021**

**\$ 245,341**

2021 EXPENDITURES	Amount Budgeted	Actual Expenditure	Balance
NACE Dues	\$ 48,400	\$ -	\$ 48,400
NACE Conference and Sponsorship (\$500)	\$ -	\$ -	\$ -
CSAC Service and Expense Contract	\$ 210,850	\$ 156,851	\$ 53,999
Newsletter Editor Service	\$ 500	\$ -	\$ 500
LS&R Needs Study	\$ 100,000	\$ 170,317	\$ (70,317)
Spring Conference Expense	\$ 2,500	\$ 7,733	\$ (5,233)
Policy Conference Expense	\$ 2,500	\$ 332	\$ 2,168
Annual Fall Conference Expense	\$ 20,000	\$ -	\$ 20,000
Bedroll Conference Expense	\$ 100	\$ -	\$ 100
PWSS Conference Expense	\$ 100	\$ 233	\$ (133)
CEAC PWSS Reception Sponsorship	\$ -	\$ -	\$ -
Scholarships	\$ -	\$ -	\$ -
CEAC/CLOUDS Meeting Expense	\$ 4,000	\$ -	\$ 4,000
Office Supplies, Web Hosting and Expenses	\$ 2,500	\$ 3,712	\$ (1,212)
Awards and Gifts	\$ 1,500	\$ 690	\$ 810
Taxes Fees and Accounting	\$ 700	\$ 727	\$ (27)
Officers Travel and Expenses	\$ 1,000	\$ -	\$ 1,000
Contingencies	\$ 1,000	\$ -	\$ 1,000
<b>EXPENDITURES</b>	<b>\$ 395,650</b>	<b>\$ 340,596</b>	<b>\$ 55,054</b>

\$ 340,596

**TOTAL EXPENDITURE thru September 1, 2021**

**\$ 340,596**

**ACCOUNT BALANCES as of September 1, 2021**

CEAC Checking	\$ 224,816	
CEAC Money Mkt	\$ -	
LS&R Sub Account	\$ 269,414	
PWSS Sub Account	\$ 11,917	
Bedroll Conf. Sub Account	\$ 6,838	
<b>TOTAL ACCOUNT BALANCE as of September 1, 2021</b>	<b>\$ 512,985</b>	<b>\$ 512,985</b>

## CEAC September 1, 2021 Treasurers Report; Notes

- At the top of the Treasurers Report, I show the total account balance as of January 1, 2021, which includes the CEAC checking General Fund, CEAC Money Mkt Reserve Fund, The local Streets and Roads (LS&R) Account, the Public Works Secretarial Seminar (PWSS) Account and the Bedroll Account

\*The PWSS was not held in 2020 or 2021

\*The PG&E camp that held the Bedroll very likely burned down in this summer's Dixie Fire

- The 2021 Income to date is as shown. It should be noted we are still waiting on the RTPA/MPO's share of the Local Streets and roads Needs Assessment Report, calculated to be \$190,436

- The 2021 Expenditures to date are as shown.

\*We paid the 2021 NACE dues of \$48,400 in December 2020.

\*The \$156,851 expenditure for the CSAC Services contract includes the 2020 4<sup>th</sup> quarter payment and the 1<sup>st</sup> and 2<sup>nd</sup> quarter payments for 2021. The 3<sup>rd</sup> and 4<sup>th</sup> quarter 2021 payments total \$105,424

- The Account Balances as of September 1, 2021 at the bottom of the report shows that I have closed the Money Market account and transferred the funds to the CEAC Checking.
- Assuming the revenue/expenses for the Annual Fall Conference in Monterey are similar to the last in person Fall Conference in 2019 and the payment of the 3<sup>rd</sup> and 4<sup>th</sup> quarter payments for the CSAC Services contract, a rough estimate of our CEAC checking balance is \$105,000.

---

**Attachment Three**  
\$100,000 dues increase with CPI and Dues By Laws Revision



# COUNTY ENGINEERS ASSOCIATION OF CALIFORNIA

## OFFICERS 2020 - 2021

President ~ Jim Porter  
Director of Public Works  
San Mateo County  
555 County Center, 5th Floor  
Redwood City, CA 94063

Vice President ~ Howard Dashiell  
Director of Transportation  
Mendocino County  
340 Lake Mendocino Drive  
Ukiah, CA 95482

Secretary ~ Brian M. Balbas  
Public Works Director  
Contra Costa County  
255 Glacier Drive  
Martinez, CA 94553

Immediate Past President ~ Rick Tippet  
Director of Transportation  
Trinity County  
P. O. Box 2490  
Weaverville, CA 96093

Treasurer ~ Mike Crump  
Former Director of Public Works  
Butte County  
1741 Tabby Lane, Durham CA 95938

Treasurer Emeritus ~ Mehdi Sadjadi  
Former Director of Public Works  
Marin County  
120 Round Court  
Petaluma, CA 94952

Parliamentarian ~ Mike Penrose  
Former Deputy County Executive  
Sacramento County  
1100 K Street, Suite 101  
Sacramento, CA 95814

NACE Representative ~ Matt Machado  
Deputy County Administrative Officer  
Public Works Director  
Santa Cruz County  
701 Ocean Street, Room 410  
Santa Cruz, CA 95060

Historian ~ Dave Gravenkamp  
Former Director of Public Works  
Siskiyou County  
315 West Miner Street  
Yreka, CA 96097

Newsletter Editor ~ Patrick DeChellis  
Former Deputy Director of Public Works  
Los Angeles County  
4515 Leata Lane  
La Canada Flintridge, CA 91011

## REGIONAL DIRECTORS

Northern California ~ Bob Bronkall  
Deputy Director, Roads & Land Use  
Humboldt County  
3033 H Street, Room 17  
Eureka, CA 95501

Bay Area ~ Johannes Hoevertsz  
Director, Transportation & Public Works  
La Plaza B, 2300 County Center Drive  
Suite B 100  
Santa Rosa, CA 95403

Sacramento-Mother Lode ~ Matt Randall  
Senior Civil Engineer  
Placer County Public Works  
3091 County Center Drive, Suite 220  
Auburn, CA 95603

San Joaquin Valley ~ Steve White  
Public Works and Planning Director  
Fresno County  
2220 Tulare Street, Suite 800  
Fresno, CA 93721

Central Coast ~ Kent Edler  
Assistant Director of Public Works  
Santa Cruz County Public Works  
701 Ocean Street, Room 410  
Santa Cruz, CA 95060

Southern California ~ Nardy Khan  
Deputy Director  
Orange County  
333 W Santa Ana Blvd., Ste 200  
Santa Ana, CA 92701-4085

To: CEAC Board of Directors

September 16, 2021

From: Howard N. Dashiell, CEAC Vice President  
Mike Crump, CEAC Treasurer

RE; Proposed 2022 CEAC Dues Increase

## Background

CEAC's bank account includes 3 sub-accounts. Funds collected for the Local Streets and Roads Report, the annual Public Works Secretarial Seminar and the Bedroll Conference. The funds for these sub-accounts are collected separately and are only used for their stated purpose. CEAC's annual dues are collected for the general operations of CEAC and are what are call our General Fund.

Recently CEAC's General Fund account is experiencing an annual deficit, now in the \$100,000/year range (Attachment 1). There are several reasons. CEAC dues were last increased in 2016/17 to accommodate a NACE annual due increase from \$8,700 to \$33,500 however NACE again increased their dues beginning in 2021 to \$48,400/year. CEAC has an agreement with CSAC to provide for specialized services. This agreement has an annual price adjustment of 2.5% or the CPI. In 2016 we paid CSAC \$148,260. The 2021 CSAC payment is now \$210,850. There have also been some recent 1-time expenses, such as the 2020 trip to Washington D.C. (\$8800)

## Discussion

A committee made up of President Jim Porter, Treasurer Mike Crump, Vice President Howard Dashiell, Past President Rick Tippet, Secretary Brian Balbas, Past President Tom Mattson and Dave Leamon was formed to review our expenditures and revenues and develop a recommendation to adjust our CEAC dues to address the annual deficit.

The committee's recommendation is to increase CEAC's annual dues by \$100,000 beginning in 2022 and include an annual CPI. This will increase our annual dues collected from the existing \$160,250/year to approximately \$260,000/year.

The following (Attachment 2) shows the impact of the proposed dues increase to the individual Counties. For example, the 23 small Counties with populations less than 100,000 would see their existing annual dues of \$750/year, increase to \$1215 in 2022.

It is expected that the Board of Directors will review CEAC's financial health in the fall of 2022 to determine if any additional adjustments to our dues may be necessary.

## Attachment 1

### **CEAC Annual Deficit using 2019 numbers** (unless noted)

#### EXPENSES

• Conferences (3)	\$500
• NACE Dues (2021)	\$48,400
• NACE Conference (travel & reg	\$5400
• CSAC Contract (2021)	\$210,850
• Scholarships	\$6000
• Taxes, Awards, Gifts, Supplies, Web	\$6480
• CEAC/CLODS meeting, BBQ	\$6200
	-----
	\$283,830

#### REVENUE

• CEAC Dues	\$160,250
• Affiliate Dues	\$10,000
• Misc/Job Post etc	\$5300
	-----
	\$175,550

\$283,830  
-\$175,550  
**\$108,280**

---

## Attachment 2

### Impact of Proposed CEAC Dues Increase of \$100,000

#### **2021 Existing Dues per CEAC Bylaws**

<u>County Population</u>	<u>Annual Dues</u>	<u>Number of Counties</u>	<u>Total Dues</u>
Less than 99,999	\$750	23	\$17,250
100,000 to 299,999	\$2000	13	\$26,000
300,000 to 499,999	\$3,000	6	\$18,000
500,000 to 999,999	\$5000	7	\$35,000
1,000,000 to 1,999,999	\$6,000	4	\$24,000
2,000,000 to 2,999,999	\$7000	2	\$14,000
3,000,000 to 4,999,999	\$8000	2	\$16,000
Over 5,000,000	\$10,000	<u>1</u>	<u>\$10,000</u>
<b>TOTAL</b>		58	<b>\$160,250</b>

#### **2022 Proposed Dues (Increase of \$100,000)**

<u>County Population</u>	<u>Annual Dues</u>	<u>Number of Counties</u>	<u>Total Dues</u>
Less than 99,999	\$1215	23	\$27,945
100,000 to 299,999	\$3235	13	\$42,055
300,000 to 499,999	\$4850	6	\$29,100
500,000 to 999,999	\$8080	7	\$56,560
1,000,000 to 1,999,999	\$9695	4	\$38,780
2,000,000 to 2,999,999	\$11,310	2	\$ 22,620
3,000,000 to 4,999,999	\$12,930	2	\$25,860
Over 5,000,000	\$16,160	<u>1</u>	<u>\$16,160</u>
<b>TOTAL</b>		58	<b>\$259,080</b>

## Attachment #3

**Recommended Motion** – Approve \$100,000 dues increase proposal and direct Treasurer to build the 2022 CEAC Proposed Budget accordingly with modifications to the By-Laws as shown below. Bring back clean revision of By-Laws with any corrections or adjustments for final ratification at the fall conference for distribution to the membership and final ratification by the Board of Directors.

### ARTICLE III Dues and Assessments

Section 1. The dues to the Association for each County shall be based on the latest United States Census in accordance with the following schedule:

Effective

Date

Counties of less than 99,999 population	<del>\$ 750.00</del> <b>\$1,215 starting 1/1/2022</b>
Counties of 100,000-299,999 population	<del>\$ 2,000.00</del> <b>\$3,235 starting 1/1/2022</b>
Counties of 300,000-499,999 population	<del>\$ 3,000.00</del> <b>\$4,850 starting 1/1/2022</b>
Counties of 500,000-999,999 population	<del>\$ 5,000.00</del> <b>\$8,080 starting 1/1/2022</b>
Counties of 1,000,000-1,999,999 population	<del>\$ 6,000.00</del> <b>\$9,965 starting 1/1/2022</b>
Counties of 2,000,000-2,999,999 population	<del>\$ 7,000.00</del> <b>\$11,310 starting 1/1/2022</b>
Counties of 3,000,000-4,999,999 population	<del>\$ 8,000.00</del> <b>\$12,930 starting 1/1/2022</b>
Counties over 5,000,000 population	<del>\$ 10,000.00</del> <b>\$16,160 starting 1/1/2022</b>

The membership period and the fiscal year of this Association shall coincide with the calendar year (from January 1 to December 31). Payment for services shall be due on the 15th day of February of each year.

It is anticipated that dues shall be increased annually by a percentage which does not exceed the percentage increase in Consumer Price Index (CPI), most recently published, All Urban Consumers Index (CPI-U), all items, for, all California, published by the U.S. Department of Labor, Bureau of Labor Statistics twelve months before. The dues will be increased to meet necessary expenses automatically each year unless reduced by two thirds (2/3) vote of the total Board of Directors. If in any year the dues is not increased, or is increased by an amount less than the increase in the CPI, the difference between the actual dues and the rate of increase in the CPI will remain available for use in future years to raise the dues as necessary to meet approved expenses.

Regardless of the provisions of Article VII, the dues for the Association may be changed by two thirds (2/3) vote of the total Board of Directors provided that said proposed increase has been duly noticed to said directors and the vote is taken at any official meeting of the Board of Directors.

Section 2. Assessments may be levied for special purposes by a two-thirds (2/3) vote of eligible voting members present at any general membership meeting.

Section 3. The dues to the Association for Affiliate Membership shall be ~~\$250.00~~ **\$500**



---

**Attachment Four**  
Updates to 2021-22 CEAC Policy and Legislative Priorities



## 2021-22 CEAC Policy and Legislative Priorities

The on-going Legislative and Administrative Policy Guidelines are best achieved through collaboration and shared responsibility. To achieve the following, CEAC, CSAC staff, and individual county staff must combine resources, including policy and technical knowledge and expertise to maximize our influence, efficacy, and successful outcomes.

### STATE PRIORITIES

---

#### Transportation

1. California Implementation of Federal Transportation Reauthorization. CSAC will advocate for county priorities in California's implementation of any new federal transportation bill, including maximizing and protecting dedicated funding for local bridges, prioritizing fix-it-first investments, infrastructure hardening, and maximizing funding for local safety and active transportation projects.
2. Protect State Transportation Funding and Promote Streamlining. CSAC staff will continue to monitor the allocation of state transportation revenues to counties and oppose any effort to use transportation revenues outside their intended purposes. Moreover, CSAC staff will continue to proactively seek additional flexibility for counties and streamline project delivery and environmental review processes.
3. ~~Recycled Materials Standards for Local Roadways. Support efforts that promote adoption of specifications allowing the use of recycled material when sufficient local flexibility is provided. CSAC staff will identify opportunities to support the use of recycled materials for maintaining and rehabilitating streets and highways with appropriate exceptions based on local conditions. CSAC staff will oppose policies that impose overly prescriptive requirements related to the use of recycled materials.~~
- 4.3. Traffic Safety and Collision Reduction. CEAC will identify opportunities to support policies intended to reduce traffic-related fatalities and injuries by promoting vehicle, pedestrian, and bicycle safety. CSAC staff will support legislative efforts to reduce speeds on local streets and roads and efforts to improve roadway infrastructure, enhance traffic safety enforcement, support public education and traffic safety campaigns, and improve safety data.
- 5.4. City and County Pavement Improvement Center. Participate in and support the work of the City and County Pavement Improvement Center (CCPIC). Work with CEAC's governing board members to ensure CCPIC does not duplicate efforts of other academic institutions and that the technical trainings, research, etc. are focused on the priorities identified by the CEAC and League of California Cities membership. CSAC staff will

focus on partnering with other agencies and educational institutions to provide ongoing funding for the CCPIC and contribute to the growth of the CCPIC program.

6-5. Develop CSAC Policy on Autonomous Vehicles and Emerging Technology.

Technological advancements, including autonomous vehicles and associated infrastructure, are rapidly changing. Counties may already be responding to, and deploying, new technology. As technology continues to change, CSAC must be poised to respond and ensure, at minimum, any new mandates are funded. CSAC staff will work with the CEAC Transportation Policy Committee to develop and recommend to CSAC new policy.

7-6. Explore Road User Charge Policy Options. Work with CSAC to reexamine the association's position on mileage-based user charges as an eventual replacement for the gasoline excise tax. As improvements in the fuel efficiency of vehicles reduces gas tax revenue per mile travelled, alternatives to the gas tax are being seriously considered by transportation stakeholders. CEAC will study the policy implications of mileage based user fees and work with CSAC to develop positions on this method of taxation, which will be the focus of extensive study and a state pilot project over the next several years.

## Land Use

1. Ensure Adequate Funding for Infrastructure Impacted by Development. ~~AB-879 (Grayson, 2017) requires the Department of Housing and Community to study how to reduce fees imposed on new development pursuant to the Mitigation Fee Act and publish a report in 2019.~~ Support proposals which promote housing development by adequately funding infrastructure, but oppose measures that arbitrarily limit fees or other exactions necessary to support county infrastructure, or facilities, required by new development. ~~Legislative action on Mitigation Fee Act was delayed in 2020 due to the COVID-19 crisis and requests from CSAC and other local government groups. In 2021, this issue is likely to be at the forefront once again.~~
2. Fund Infill Infrastructure. Support funding sources for infrastructure related to infill projects that fall under applicable streamlining, including the Affordable Housing and Sustainable Communities grant program, as well as other proposals to fund infill infrastructure in tandem with affordable housing development, including proposals for a bond measure.
3. Subdivision Map Act. Oppose legislation to reform the California Subdivision Map Act that removes or decreases local control and conditional use requirements.
4. Protect Rule 20A. Oppose legislation or Public Utilities Commission (PUC) action that threatens Rule 20A for overhead/underground conversion project funding. Engage in Phase 2 of the PUC proceeding to advocate for continued availability of ratepayer funding for Rule 20A projects, expansion of the public interest criteria, and changes to make the program more accessible to disadvantaged unincorporated communities.

## **Resource Recovery and Waste Management**

1. AB 1826 and SB 1383 Implementation. Engage in CalRecycle and the Air Resources Board's process for implementing AB 1826 and SB 1383 which creates an organic management program in California. Continue to advocate for resources for local governments to develop the necessary infrastructure to implement organics diversion programs.
2. Conversion Technology. Support legislative efforts to advance the development, design and implementation of conversion technologies.
3. Funding for Resource Recovery infrastructure. Advocate for sustainable and diverse funding streams to develop and manage the infrastructure necessary to manage California's waste and recycling needs.
4. Market Development. Support legislative efforts to expand local markets for recyclable materials, to support limits on single use plastics, to support producer responsibility, to support bottle bill reform for CRV buyback programs and support efforts to increase requirements for recyclable contents in products.

## **Flood Control & Water Resources**

1. Stormwater Funding Outreach and Engagement Effort. Increase public awareness and countywide support for stormwater programs by providing education and information on the needs, challenges, and benefits of stormwater and flood control programs throughout the state.
2. Stormwater Funding. Continue to support the development of a funding mechanism that would allow cities and counties to finance compliance with Clean Water Act permit requirements, stormwater capture and flood protection services.
3. Waters of the State Dredge and Fill Rulemaking Implementation. Develop reliable and comprehensive data regarding the implementation of the State Water Board's new dredge and fill regulations to advocate and inform the Water Board and stakeholder about the real impacts of the regulation.
4. Resiliency. Support for resources to make flood control and county infrastructure resilient to climate change and natural disasters.

## **Surveyor**

1. Surveyor Recorder Relationship Clean-up. Support coordinated effort with the County Recorders Association to update outdated language in the Government Code relating to transfer and sharing of documents, through Senate Committee on Governance and Finance Omnibus bill.

2. Surveyor Monument Preservation. Support legislation that would simplify the collection of the Monument Preservation Fund Fee.

## FEDERAL PRIORITIES

---

### Transportation

1. Federal Transportation Reauthorization and Emergency Aid. Support reauthorization of a federal transportation bill consistent with the priorities adopted by CEAC and CSAC. CSAC staff will advocate for backfilling lost local transportation fuel tax revenues due to the COVID-19 crisis in federal emergency aid legislation, as well as funding for local bridge, safety, and active transportation projects. Finally, CSAC will request direct subventions to counties for transportation infrastructure in any federal infrastructure package outside of the traditional highway funding bill process.
2. CEQA-NEPA Reciprocity. ~~Now that CSAC/CEAC successfully advocated for a reduction to the Statute of Limitations under the FAST Act's program allowing states to meet federal National Environmental Policy Act (NEPA) requirements with state environmental review, build and work with a coalition of transportation stakeholders to ensure California applies to participate and if approved, that Caltrans and FHWA implement a California reciprocity program in a manner that reduces duplication and is not equally or more burdensome. CEAC s~~Supports delegation of NEPA authority to the local/regional level so that counties can participate directly in the CEQA-for-NEPA the program. Such a change would allow California to implement a California reciprocity program in a manner that reduces duplication and is not equally or more burdensome than the current process.
3. Offset Impacts from Federal Lands. Support continued federal funding to offset impacts to counties from federal lands, such as the Secure Rural Schools program.

### Flood Control

1. Clean Water Act. Support legislation that would amend Section 404 of the Clean Water Act to provide a narrow exemption for maintenance activities involving the removal of sediment, debris and vegetation from flood control channels and basins.

---

**Attachment Five**  
Updates to 2021-22 CEAC Legislative and Administrative  
Policy Guidelines



## 2021-22 CEAC Legislative & Administrative Policy Guidelines

The on-going Legislative and Administrative Policy Guidelines are best achieved through collaboration and shared responsibility. To achieve the following, CEAC, CSAC staff, and individual county staff must combine resources, including policy and technical knowledge and expertise to maximize our influence, efficacy, and successful outcomes.

### TRANSPORTATION

---

1. Continue to support and leverage resources for the California Statewide Local Streets and Roads Needs Assessment efforts. Continue to work with counties, cities, regional agencies, and Caltrans to secure funding for the needs assessment contract. Continue working with the California Local Highway Bridge Program Advisory Committee to enhance the bridge needs analysis of the report by adding a new, standalone section to it that focuses specifically on local bridge needs. Consider enhancing future reports by including an analysis of the need of funding for active transportation infrastructure and other capital improvements and explore potential funding opportunities to cover the cost of completing such an analysis.

2. Continue to monitor state transportation funding to ensure the funding commitment pursuant to the base gas tax, fuel tax swap, and SB 1 - the Road Repair and Accountability Act of 2017 is met. Work with the Legislature, Administration, California Department of Tax and Fee Authority, State Controller's Office, the Department of Finance, and transportation stakeholders to explore ways to improve the administration of the transportation tax swap.

Continue to protect the allocation of SB 1 transportation revenues to counties so that these funds are used for their intended purpose and advocate against efforts that would require counties to consult with other local governments prior to spending these funds.

3. Continue to support the current formula for allocation of Proposition 42 replacement revenues (Highway User Tax Account, Section 2103) and in particular the local streets and roads monies.
4. Continue to work with the California congressional delegation to achieve a long-term reauthorization of the Secure Rural Schools Act (SRS) to off-set the impacts of removing the National Forest System lands from economic development.
5. Continue to support lowering the voting threshold below the current two-thirds requirement for the imposition of sales taxes for infrastructure. Furthermore, support efforts to allow unincorporated areas to pursue local sales tax measures solely for services in the unincorporated area of the county.

6. Monitor Caltrans's efforts to propose regulations or efforts that exceed their statutory authority regarding implementation of Transportation Development Act (TDA) law to prohibit those actions from infringing upon statutory authority of local agencies.
7. Support restoration of the fuel tax to the State's Aeronautics Fund for General Aviation airports.
8. Monitor any potential changes by the California Transportation Commission (CTC) to change the STIP Guidelines in relation to flexibility to utilize STIP monies for local rehabilitation. Pursue statutory clarification of this eligibility if necessary.
9. Support efforts to identify safety and other critical needs for the rural transportation system and support additional funding for such purposes.
10. Strengthen policy and legislative development for statewide transportation issues with the transportation planning agencies, including the California Councils of Government (CALCOG) and Rural Counties Task Force to ensure local governments are united in their advocacy efforts.
11. Support the distribution of any future statewide transportation dollars amongst counties based on 75 percent registered vehicles and 25 percent maintained miles.
12. Support legislation to amend the Vehicle Code Section 34501.2 to exempt drivers' hours of service for road maintenance agency personnel during emergencies from the 80 hours in any 8 consecutive days requirement.
13. Support legislation that categorically exempts road safety projects from CEQA and state and federal permitting requirements (i.e. 404 permits, 1601 agreements).
14. Support legislation at both the state and federal level on telecommunications and electrical restructuring policy to ensure that local governments; are adequately compensated for use of public rights-of-way, 2) control access of such rights-of-way, and 3) retain zoning authority over placement of satellite dishes, cellular towers and antennas.
15. Continue to monitor Metropolitan Planning Organizations (MPOs) to ensure that their authority in the transportation area is restricted to planning and programming.
16. Continue CEAC participation at various forums (i.e. RTPA & Caltrans monthly meetings, California Transportation Commission, etc.)
17. Support legislation to require a County Franchise and encroachment permit control of all water and electric distribution facilities in order to restore lost revenues to counties and to regain control of right-of-ways.
18. Monitor legislation that mandates a certain percentage of county fleets to be of a specific nature, including but not limited to: zero emissions vehicles, alternative fuel vehicles, and dual fuel vehicles.
19. Support legislative efforts to allow pre-qualification of contractors on public works projects and seek amendments to that legislation to increase enforcement and oversight of the Contractor's State License Board, including more exhaustive background and criminal investigation during the initial licensing of contractors.



20. Support legislative efforts to regain local authority in determining the financial viability of sureties involved in public works contracts.
21. Conduct as needed meetings between AGC/CEAC/League/ACEC and other groups on issues of mutual interest.
22. Continue to represent county interests on legislation relating to force account limits and mandatory participation within the California Uniform Construction Cost Accounting Act.
23. Work with coalition partners to support legislation that will promote safety for students travelling via active modes by allowing local governments to expand school zones based upon engineering studies and providing disincentives, including points on driver's licenses, for violation of traffic laws within school safety zones.
24. Support efforts to increase the minimum Surface Transportation Program (STP) funding guarantees for smaller, rural counties. The current minimum STP guarantees are a legacy of the Federal Aid Urban/Federal Aid Secondary route designations formerly used to apportion federal transportation funding. While the designations are no longer used, counties with systems that were previously designated Federal Aid Secondary have not seen their STP minimum allocation increased since 1993. CEAC will support policies to ensure that STP minimum funding amounts for counties are indexed to increases in the overall STP funding available to the state.
25. Support policies that reduce traffic-related fatalities and injuries by promoting vehicle, pedestrian, and bicycle safety.
26. Monitor the California State Transportation Agency's implementation of the Climate Action Plan for Transportation Infrastructure.
- 25-27. Support efforts to promote use of recycled material when sufficient local flexibility is provided. Oppose policies creating overly-prescriptive requirements related to the use of recycled materials.

---

## TRANSPORTATION & FLOOD CONTROL

---

1. Support legislation amending the Clean Water Act to include the definition of a transportation structure that was presented in the Guidance for the Uniform Application of the Regulations throughout the South Pacific Division (PGL 0-98-02 issued on May 29, 1998). Specifically section 5.a which exempts serviceable transportation structures, including roads, whether constructed on embankments or not, road embankments, culverted road crossings, and bridge piers, bridge columns, bridge piles, and pile caps.
2. Support legislation that requires all changes to Endangered Species Act to address the impact of the proposed legislation on service delivery and as necessary augment staffing levels to the level of no impact.
3. Facilitate better communication between State and Federal regulatory agencies in order to expedite the delivery of public works projects (i.e. direct City/County/State/Federal Cooperative Committee to pursue this objective).

4. Support legislation that exempts the maintenance of existing public works facilities/infrastructure from permit requirements under the Endangered Species Act.
5. Support reform of the Federal and State Endangered Species Acts based on adopted CSAC policy which supports the Act, being more responsive to local concerns (i.e. better science on which to base decision, a plan for recovery of the species, a definition of other impacts related to the protection of the species, and broader public review forums prior to the designation of an endangered species), and taking into account socioeconomic impacts of Endangered Species Act programs.
6. Monitor actions that require any state fee or charge to be directly related to cost of review (i.e. California State Water Resources Control Board, Regional Water Quality Control Board permits for roadway and bridge construction projects).

## **FLOOD CONTROL**

---

1. Support funding of the State Flood Control Subvention Program. Support the development of bond program guidelines that help provide more resources to counties and public works programs.
2. Support legislation that would provide local jurisdictions with more flexibility and options to fund storm water programs.
3. Continue to support legislation that would amend the California Constitution to exempt fees and charges for flood control, storm water, street lighting and urban runoff management from Proposition 218.
4. Support additional statutory changes to address outstanding SB 5 (Chapter 364, Statutes of 2007) implementation issues.
5. Support streamlining of FEMA's administrative processes under the public assistance program.
6. Support changes to the State Water Resources Control Board's proposed Wetland and Riparian Protection Policy that results in a reasonable requirement that will have the least impact on the development, operation, and maintenance of essential public works projects and facilities.
7. Oppose federal cost-cutting endeavors made at the expense of state and local governments.
8. Support an exemption for routine maintenance of flood control facilities from the Clean Water Act's Section 404 permit requirements.
9. Support an amendment to Section 1601 of the State Fish and Game Code that exempts from the Streambed Alteration Agreement process: routine maintenance and preventative repair of existing flood control facilities; reconstruction of damaged flood control facilities; and, any activity which would impact up to three acres of jurisdictional area.
10. Oppose any attempts to impose requirements of the Surface Mining and Reclamation Act (SMARA) on county flood control and water conservation district activities.
11. Monitor implementation of Federal NPDES Storm water Regulation Phase II.

12. Support legislation, which exempts the act of Section 401 Clean Water Act certification by the State Water Resources Control Board (SWRCB) from review under the California Environmental Quality Act (CEQA).
13. Encourage the development of a statewide baseline Phase I NPDES permit which would include a definition of maximum extent practicable (MEP), safe harbor provisions, and state funding of inspections of state permitted facilities.
14. Participate in discussions with the State Water Resources Control Board regarding water quality violations by small sewer treatment plants.
15. Support efforts to reduce liability for public agencies to perform “Good Samaritan” cleanup of abandoned mines and concentrated environmental hazardous waste on private property.
16. Support efforts to develop new, or expand existing, storage capacity for flood control, water supply and environmental use.
17. Support legislation that authorizes/requires the Department of Water Resources to enter into funding partnerships with local agencies to study the adequacy of complete local flood control systems.
18. Support legislation that promotes a comprehensive plan for increased flood protection statewide.
19. Support legislation that promotes coordination of DWR, FEMA, and ACOE flood protection and flood plain management regulations.
20. Oppose legislation that shifts state or federal flood control liability or obligations to local agencies.
21. Support increased funding for integrated regional water management implementation.
22. Continue to work with the Department of Water Resources during the implementation phases of the Statewide Flood Control Needs Assessment as encapsulated in DWR’s Flood Futures Report.
23. Support Delta solutions that are implemented in a manner that protects existing water rights, water quality, agriculture viability, Delta governance and flood management.
24. Support efforts to better coordinate agencies responsible for addressing illegal homeless encampment issues on public property.
25. Encourage regulatory agencies responsible for protection of habitat and wildlife to enforce protection regulations on private properties.
26. Support bill proposals to improve water quality by regulating and controlling source contaminants.
27. Support legislation that would amend Government Code Section 8690.6(b) to increase the amount on the unencumbered balance in the Disaster Response Emergency Operations Account.

28. Support legislation that would allow and encourage state and federal regulatory agencies to offer service agreements with large-volume public entity or utility applicants and permittees to fund additional personnel or contractors needed for expeditious permit processing.

## **LAND USE**

---

1. Expand current SB 375 CEQA streamlining for specified infill projects to all infrastructure necessary to support that development.
2. Support funding sources for infrastructure related to infill projects that fall under the CEQA streamlining in SB 375.
3. Support CEQA streamlining for infrastructure necessary to support infill development.
4. Support guidelines for the Affordable Housing and Sustainable Communities grant program, and other programs funded with cap and trade auction proceeds, that ensure that counties are well-positioned to take advantage of these funding opportunities
5. Support proposals which promote housing development by adequately funding infrastructure, but oppose measures that arbitrarily limit fees or other exactions necessary to support county infrastructure, facilities, or services required by new development.

## **SURVEYOR**

---

1. Include funding for horizontal and vertical control surveying networks to support transportation infrastructure construction in future infrastructure funding legislation.
2. Support legislation that would allow use of no more than 25% of the Survey Monument Preservation Fund for examining of records of survey and corner records so that the cost of service is covered.
3. Participate in the California Geographic Information Association and the California Geographic Information Coordinating Council.
4. Support funding for Counties' Geographic Information Systems (e.g. authorize local agencies to recover full costs of creating and maintaining automated records).
5. Support legislation which will allow use of a non-conditional lot line adjustment map to replace the lot line adjustment process.

## **RESOURCE RECOVERY & WASTE MANAGEMENT**

---

1. Support legislation that requires state, federal, and other public agencies to comply with diversion mandates set forth by AB 939. If for some reason these agencies are unable to comply, their waste shall be excluded from local jurisdiction's base and reporting years - "total waste generated". Therefore, local jurisdictions shall not be required to divert waste that is generated by state, federal facilities or other public agencies, such as school districts.
2. Oppose legislation that would allow low-level radiation disposal at Class III municipal landfills.
3. Support legislation to incorporate more recycled materials (especially waste tires) into Caltrans road construction/rehabilitation projects.

4. Support legislation and collaborate with other organizations that would increase manufacturer responsibility and product stewardship.
5. Support legislation that enables local agencies to enter into waste hauling contracts that provides for cost-effective implementation of AB 939.
6. Support policies and legislation that aims to promote improved markets for recyclable materials, and encourages: the use of recycled content in products sold in California; the creation of economic incentives for the use of recycled materials; and the expansion of the Beverage Container Recycling Grant Program.
7. Support legislation that provides funding for local organics infrastructure development.
8. Oppose legislation that increases or creates surcharges on local landfills to fund State programs having limited benefit to local jurisdiction's solid waste programs.
9. Support legislation that would promote development of conversion technologies, with full diversion credit, as an alternative to land filling, and provide state funding to local jurisdictions for such projects.
10. Support administrative and/or legislative changes that would, for the purpose of measuring compliance with requirements of the California Integrated Waste Management Act of 1989, focus on diversion programs rather than diversion or per capita disposal rates.
11. Support administrative and legislative changes to impose penalties on haulers and solid waste facilities for misrepresenting the origin of waste disposal data.
12. Support legislation that ensures local government's authority to direct the flow of waste.
13. Monitor all legislative, regulatory and administrative (i.e., rules, policies, guidelines, and procedures) proposals, including those from regulatory agencies relating to solid waste management (i.e., double liner requirements).
14. Support administrative and legislative efforts to eliminate overlap and enhance coordination between the Department of Resources, Recycling and Recovery, air districts and other Cal EPA agencies and oppose contradictory goals and missions among state agencies.
15. Support administrative and legislative changes that would enhance coordination of programs and regulations between the Department of Resources, Recycling and Recovery and the State Water Resources and Regional Water Quality Control Boards regarding collection of trash/debris before it enters the waters of the state and its effects on waste diversion activities.
16. Support legislation that protects local solid waste franchising and fee-setting authority and oppose legislation that imposes unfunded mandates on local governments, places local governments in a position of monitoring and/or enforcing compliance with state regulations that should be the responsibility of the state agency that promulgates the regulations, or subjects local agencies to civil penalties for actions or decisions made by private companies.

17. Support legislation requiring manufacturer responsibility and/or point-of-sale surcharges for universal, special and hazardous wastes.
18. Support legislation that encourages and provides economic incentives for the conversion of landfill gas as a renewable energy resource and its role in meeting California's Renewable Portfolio Standard.
19. Support reliable funding, meaningful market development, solid waste siting reform and additional tools, including conversion technology, as necessary components to any new solid waste diversion requirement.

## **TRANSPORTATION, RESOURCE RECOVERY AND WASTE MANAGEMENT & FLOOD CONTROL**

---

1. Monitor and respond to legislative and regulatory activities of the State Water Resources Control Board (SWRCB).
2. Support legislation that places on regulatory agencies provisions similar in nature to those in Fish and Game Code Section 1600 regarding application processing deadlines for publicly-owned infrastructure projects.
3. Support legislation that would reduce State staffing redundancies and streamline State permit processes by directing State regulatory agencies to defer fish and wildlife and habitat mitigation requirements to the State Department of Fish and Wildlife.

## **DESIGN IMMUNITY**

---

1. Consistent with CSAC policy related to tort reform – that government should not be more liable than private parties and in some cases there is reason for government to be less liable than private parties:
  - a. Support proposals to mitigate the effects of joint and several liability upon public entities by limiting liability to any party to be responsible for their own proportion of damages.
  - b. Support proposals to strengthen the statutory immunities associated with the operation of public infrastructure such as immunities under Government Code Section 830 et seq.
  - c. Support proposals that limit post judgment interest and/or that provide public entities with the flexibility in paying judgments over time.
  - d. Support proposals to mitigate the effects of liability upon public entities by applying the Doctrine of Comparative Fault to inverse condemnation actions.

## **MISCELLANEOUS**

---

1. Sponsor resolution that encourages the California State University System to provide additional educational opportunities for potential engineering, technical, and surveying students.

## ADMINISTRATIVE RESPONSIBILITIES

---

1. Coordinate, design, format and assist in the preparation of the CEAC Annual Report.
2. Coordinate, develop and format CEAC Policy and Legislative Priorities on an annual basis.
3. Coordinate, develop and format CEAC Legislative and Administrative Policy Guidelines on an annual basis.
4. Attend, prepare agendas, secure speakers and provide presentations at CEAC policy committee meetings (at a minimum of three meetings a year per committee)
  - a. Transportation
  - b. Land Use
  - c. Flood Control and Water Resources
  - d. Resource Recovery and Waste Management
  - e. Surveyor
5. Attend and provide presentations, as available, at CEAC regional meetings (they meet at a minimum of two to three times a year each)
  - a. Northern California Region
  - b. Bay Area Region
  - c. Central Coast Region
  - d. Sacramento Mother-Lode Region
  - e. San Joaquin Valley Region
  - f. Southern California Region
6. Attend and provide presentations at CEAC Board of Director meetings (at a minimum of three times a year).
7. Assist in preparation and organization of the CEAC spring and fall conferences, as well as the CEAC policy conference. Coordination includes development and organization of the CEAC guest program, annual NACE president's dinner, recruiting and coordinating conference speakers and sponsors, reserving adequate meeting rooms, catering, audio-visual, transportation, registration, etc.
8. Coordinate & monitor the CEAC Hospitality Suite: appropriate room, site visits, cleanup, etc.
9. Reconcile the financial accounting for the spring & annual conferences between CEAC, the League and CSAC working as the liaison between the CSAC director of finance and CEAC treasurer.
10. Update and maintain accurate CEAC databases.
11. Coordinate and publish CEAC documentation:
  - a. designing announcements
  - b. programs
  - c. agendas
  - d. postcards
  - e. invitations
  - f. notices
  - g. flyers



12. Prepare and publish CEAC Roster annually.
13. Prepare and publish CEAC Stationary.
14. Publish CEAC Newsletter four times a year.
15. Prepare and notice legislative reports for the five CEAC policy committees as needed.
16. Update and maintain CEAC website.
17. Track and prepare financial analysis for CEAC budget.
18. Coordinate, review and share administration of the CEAC/League of California Cities contract for the spring meeting, and various RFP's for CEAC consultants.
19. Participate in and support CSAC in legislative, budget, and administrative efforts and other special projects as needed, i.e. local streets and roads needs assessment, local streets and roads awards program, CCIPC, etc.

---

**Attachment Six**  
Construction Manager at Risk (CMAR) Legislative Proposal



## County Engineers Association of California LEGISLATIVE PROPOSAL ACTION REQUEST FORM

Please return this form by COB Friday, August 13, 2021

In order for your proposal to be considered, please respond to **all** questions included in this form. Proposals must be submitted to CEAC through your Public Works Director or Department Head. Please submit this form to Marina Espinoza at [mespinoza@counties.org](mailto:mespinoza@counties.org).

Proposals will be referred to the appropriate policy committees and considered during the 2021 CEAC Policy Conference.

Contact Name: James Treadaway

County: Orange

Position: Public Works Director

Phone: (714) 667-9700

Email: james.treadaway@ocpw.ocgov.com

Brief Description of Legislative Proposal:

Prior to 2019, Section 20146 of the Public Contract Code (PCC) authorized counties to use CMAR for contracts exceeding \$1M for the erection, construction, alteration, repair, or improvement of any building owned or leased by the County. Passage of SB 914 (Dodd), a CSAC sponsored bill, expanded the PCC by authorizing a county, or dependent districts of counties, to use CMAR contracts on any infrastructure owned or leased by the county, excluding roads, but including buildings, utility improvements associated with buildings, flood control, underground utility improvements, and bridges.

While SB 914 (Dodd, 2018) expanded the use of CMAR, it did not extend the sunset date. As such, for the county to continue using the authority, legislation would be needed to extend CMAR. The requested legislation would simply delete the existing sunset date to make the authority to use CMAR permanent.

## **I. BACKGROUND INFORMATION**

### **A. Problem**

- (1) What problem does the proposal address? Please share specific facts and examples to illustrate the problem.

In the traditional Design-Bid-Build (DBB) method of construction procurement; the design and contracting phases are sequential, with no direct collaboration process. For more complex projects, early contractor involvement is essential. The cost impact for OCPW to procure each individual board approved contract is approximately \$100,000. Allowing alternative delivery methods for construction projects gives counties the ability to make the most cost-effective and advantageous decision for a particular project.

Under the CMAR method, the CMAR entity acts as the general contractor during the construction phase and retains the responsibility for monitoring design changes under a guaranteed maximum price (GMP) contract. Thus, using the CMAR method for more complex projects facilitates the completion and delivery of horizontal public works construction projects efficiently and cost effectively.

Section 20146 of the Public Contract Code (PCC), which grants the authority for the use of Construction Manager At Risk (CMAR) to counties, is set to expire on January 1, 2023 per subsection (h):

*This section shall remain in effect only until January 1, 2023, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2023, deletes or extends that date.*

As such, legislation is needed to extend the authority.

- (2) Does the proposal address a problem of statewide significance? Give specific facts and examples, which demonstrate a statewide need for the proposal.

Yes. PCC 20146 allows all counties in the state to use CMAR.

- (3) Have counties been involved in any litigation regarding this problem? If so, cite the case.

We have not seen any litigation involving PCC 20146.

- (4) What other source materials, case law, or data, document the existence of the problem (e.g. periodicals, government agency reports, private studies, law review articles, newspaper articles)?

## **B. Interested Parties**

- (1) What counties, organizations or individuals are interested in the problem?

Orange County Public Works (OCPW)

- (2) What counties, organizations or individuals would be sources of information about the problem?

Orange County Public Works, CSAC

- (3) Who would be likely to support/oppose the proposal? Why?

Counties would be supportive of this legislation. It is a local government efficiency and cost savings tool that provides counties with more options to deliver projects.

- (4) Identify groups or other governmental agencies that could be affected by the proposal, either favorably or adversely? Please Discuss.

As written, the authority can be used by counties and public entities with approval from their governing boards. We do not foresee any groups being adversely affected by this proposal.

Several bills, in addition to SB 914 (Dodd, 2018), have shaped the authority into its current form, during which negotiations were had with affected parties, including SB 328 (Knight, 2013) and AB 851 (Caballero, 2017). This proposal does not seek to make any alterations to the authority beyond extending it.

## **II. PROPOSAL**

### **A. Existing Law**

- (1) What are the statutory provisions currently applicable to the proposal?

Current code (PCC 20146 of Chapter 1 of Part 3 of Division 2, Article 3.5 Counties) allows for counties or public entities to use the CMAR authority with approval from their governing boards.

The code allows counties to use CMAR for contracts exceeding \$1M for the erection, construction, alteration, repair, or improvement of any infrastructure, excluding roads, and including, but not limited to, buildings, utility improvements associated with buildings, flood control and underground utility improvements, and bridges, owned or leased by the county.

- (2) What case law is relevant to this issue? Please summarize and cite.

PCC 20146 of Chapter 1 of Part 3 of Division 2, Article 3.5 Counties.

- (3) Why is existing law inadequate to deal with the problem?

Subsection (h) states:

*This section shall remain in effect only until January 1, 2023, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2023, deletes or extends that date.*

Legislation is needed to extend the authority.

## **B. Suggested Legislation**

(1) Describe the specific bill proposal.

We are seeking to have subsection (h) deleted, making PCC 20146 permanent.

(2) Do similar provisions exist in other California laws?

- PCC 20175 of Chapter 1 of Part 3 of Division 2, Article 4. Cities.
  - This section extends the CMAR authority solely to the city of San Diego for projects in the city in excess of \$25M. It too expires on January 1, 2023.
- PCC 20928.1 of Chapter 1 of part 3 of Division 2, Article 60.6. Surface Storage Projects.
  - This section allows for a surface storage project identified in the CalFED Bay-Delta Program Record of Decision, dated August 28, 2000, to use CMAR, DB, and DBO.

(3) Describe a hypothetical application of the proposal

OCPW has used the CMAR authority to deliver several flood channel projects. See Attachment A for list of projects and project summaries.

## **C. Fiscal Impact**

(1) Would there be any potential fiscal impact on counties under the proposal? If so, describe.

The ability for counties to continue to use the CMAR method for construction would allow for procurement, construction, and delivering of the project earlier and for less cost than comparable DBB projects in certain situations.

(2) Would there be any potential financial impact on other persons or organizations, public or private?

Other public entities, as identified in PCC 20146, would equally continue to benefit.

## **D. History**

- (1) Has this proposal ever been introduced in the Legislature? If so, what was the bill number and why did it fail?

SB 328 (Knight, 2013) authorized counties to use construction manager at-risk method for projects costing in excess of \$1 million, and allowed the county to award the contract to the lowest responsible bidder or by the best value method until January 1, 2018.

AB 851 (Caballero, 2017) extended the sunset date for county authority for five years to January 1, 2023. AB 851 also added skilled and trained workforce requirements for projects built with county CMAR authority.

SB 914 (Dodd, 2018) expanded the authority to use the CMAR method for all infrastructure projects, with the exception of roads, over \$1M.

This will be the first time the specific proposal is brought forward to eliminate the expiration date.

- (2) Is judicial or executive branch resolution of the problem possible? Explain.

Unknown.

#### **E. Public Policy**

- (1) What are the public policy reasons in support of this proposal? Against?

Allowing alternative delivery methods for construction projects gives counties and other public agencies the ability to make the most cost-effective and advantageous decision for a particular project.

Under the CMAR method, the CMAR entity acts as the general contractor during the construction phase and retains the responsibility for monitoring design changes under a guaranteed maximum price (GMP) contract. Thus, using the CMAR method for more complex projects facilitates the completion and delivery of horizontal public works construction projects efficiently and cost effectively.

- (2) Would any related public policy be affected by this proposal? If so, describe.

Besides PCC Section 20146, no other codes would be affected.

---

**Attachment Seven**  
Life Membership (Jim Porter)





# COUNTY ENGINEERS ASSOCIATION OF CALIFORNIA

## OFFICERS 2020 - 2021

President ~ Jim Porter  
Director of Public Works  
San Mateo County  
555 County Center, 5th Floor  
Redwood City, CA 94063

Vice President ~ Howard Dashiell  
Director of Transportation  
Mendocino County  
340 Lake Mendocino Drive  
Ukiah, CA 95482

Secretary ~ Brian M. Balbas  
Public Works Director  
Contra Costa County  
255 Glacier Drive  
Martinez, CA 94553

Immediate Past President ~ Rick Tippet  
Director of Transportation  
Trinity County  
P. O. Box 2490  
Weaverville, CA 96093

Treasurer ~ Mike Crump  
Former Director of Public Works  
Butte County  
1741 Tabby Lane, Durham CA 95938

Treasurer Emeritus ~ Mehdi Sadjadi  
Former Director of Public Works  
Marin County  
120 Round Court  
Petaluma, CA 94952

Parliamentarian ~ Mike Penrose  
Former Deputy County Executive  
Sacramento County  
1100 K Street, Suite 101  
Sacramento, CA 95814

NACE Representative ~ Matt Machado  
Deputy County Administrative Officer  
Public Works Director  
Santa Cruz County  
701 Ocean Street, Room 410  
Santa Cruz, CA 95060

Historian ~ Dave Gravenkamp  
Former Director of Public Works  
Siskiyou County  
315 West Miner Street  
Yreka, CA 96097

Newsletter Editor ~ Patrick DeChellis  
Former Deputy Director of Public Works  
Los Angeles County  
4515 Leata Lane  
La Canada Flintridge, CA 91011

## REGIONAL DIRECTORS

Northern California ~ Bob Bronkall  
Deputy Director, Roads & Land Use  
Humboldt County  
3033 H Street, Room 17  
Eureka, CA 95501

Bay Area ~ Johannes Hoevertsz  
Director, Transportation & Public Works  
La Plaza B, 2300 County Center Drive  
Suite B 100  
Santa Rosa, CA 95403

Sacramento-Mother Lode ~ Matt Randall  
Senior Civil Engineer  
Placer County Public Works  
3091 County Center Drive, Suite 220  
Auburn, CA 95603

San Joaquin Valley ~ Steve White  
Public Works and Planning Director  
Fresno County  
2220 Tulare Street, Suite 800  
Fresno, CA 93721

Central Coast ~ Kent Edler  
Assistant Director of Public Works  
Santa Cruz County Public Works  
701 Ocean Street, Room 410  
Santa Cruz, CA 95060

Southern California ~ Nardy Khan  
Deputy Director  
Orange County  
333 W Santa Ana Blvd., Ste 200  
Santa Ana, CA 92701-4085

September 16, 2021

TO: Mr. Howard Dashiell, CEAC Vice President  
FROM: Johannes Hoevertsz, CEAC Bay Area Regional Director  
SUBJECT: CEAC Life Membership Nomination-Jim Porter

Mr. Dashiell,

I would like to nominate Jim Porter for a CEAC Life Membership. Jim is an exceptional leader in public works and has represented counties well. He started his career in Daly City in 1991 and then continued his work at the City of Los Altos until becoming Director of Public Works for San Mateo County in 2007. Jim was a member and served on the Board of Directors of the South Bayside Waste Management Authority (SBWMA) 2008 to 2013. Jim is very deserving of this award and has been actively involved in CEAC ever since he became a Principal Member in April 2007. Jim served on the CEAC Oversight Committee (Chair & Vice Chair) where he was the spark plug for the CEAC Vision 2012 Work Plan (*Extraordinary Service on a Committee*).

His committee involvement is as follows:

Oversight Policy Committee: 2010-14 & 2017-Present	13 points
Transportation Policy Committee Vice Chair: 2009-10	6 points
Vice Chair Program Committee: 2017-2019	9 points
Principal Member	14 points
	<b>42 points</b>

Please support this nomination for Jim's life membership in CEAC.

## Vice President's Comments:

Jim was CEAC's Western Region Vice President for NACE. He has served diligently CEAC officer in all chairs as well as that of President twice. He is well known within our CEAC community and would always be willing to step up and help if asked.

While he has the points to qualify, as Vice President, I would recommend the Board of Directors approve an additional 10 point for his long and faithful service.

---

**Attachment Eight**  
Life Membership (Rick Tippett)



# COUNTY ENGINEERS ASSOCIATION OF CALIFORNIA

## OFFICERS 2020 - 2021

President ~ Jim Porter  
Director of Public Works  
San Mateo County  
555 County Center, 5th Floor  
Redwood City, CA 94063

Vice President ~ Howard Dashiell  
Director of Transportation  
Mendocino County  
340 Lake Mendocino Drive  
Ukiah, CA 95482

Secretary ~ Brian M. Balbas  
Public Works Director  
Contra Costa County  
255 Glacier Drive  
Martinez, CA 94553

Immediate Past President ~ Rick Tippet  
Director of Transportation  
Trinity County  
P. O. Box 2490  
Weaverville, CA 96093

Treasurer ~ Mike Crump  
Former Director of Public Works  
Butte County  
1741 Tabby Lane, Durham CA 95938

Treasurer Emeritus ~ Mehdi Sadjadi  
Former Director of Public Works  
Marin County  
120 Round Court  
Petaluma, CA 94952

Parliamentarian ~ Mike Penrose  
Former Deputy County Executive  
Sacramento County  
1100 K Street, Suite 101  
Sacramento, CA 95814

NACE Representative ~ Matt Machado  
Deputy County Administrative Officer  
Public Works Director  
Santa Cruz County  
701 Ocean Street, Room 410  
Santa Cruz, CA 95060

Historian ~ Dave Gravenkamp  
Former Director of Public Works  
Siskiyou County  
315 West Miner Street  
Yreka, CA 96097

Newsletter Editor ~ Patrick DeChellis  
Former Deputy Director of Public Works  
Los Angeles County  
4515 Leata Lane  
La Canada Flintridge, CA 91011

## REGIONAL DIRECTORS

Northern California ~ Bob Bronkall  
Deputy Director, Roads & Land Use  
Humboldt County  
3015 H Street  
Eureka, CA 95501

Bay Area ~ Johannes Hoevertz  
Director, Transportation & Public Works  
La Plaza B, 2300 County Center Drive  
Suite B 100  
Santa Rosa, CA 95403

Sacramento-Mother Lode ~ Matt Randall  
Senior Civil Engineer  
Placer County Public Works  
3091 County Center Drive, Suite 220  
Auburn, CA 95603

San Joaquin Valley ~ Steve White  
Public Works and Planning Director  
Fresno County  
2220 Tulare Street, Suite 800  
Fresno, CA 93721

Central Coast ~ Kent Edler  
Assistant Director of Public Works  
Santa Cruz County Public Works  
701 Ocean Street, Room 410  
Santa Cruz, CA 95060

Southern California ~ Nardy Khan  
Deputy Director  
Orange County  
333 W Santa Ana Blvd., Ste 200  
Santa Ana, CA 92701-4085

September 16, 2021

TO: Mr. Howard Dashiell, CEAC Vice President  
FROM: Robert W. Bronkall, PE, LS, CEAC North Regional Director  
SUBJECT: CEAC Life Membership Nomination-Rick Tippet

Mr. Dashiell,

I would like to nominate Rick Tippet for a CEAC Life Membership. Rick is an exceptional leader in public works and has represented counties well. He started his career in the US Navy (& Reserve) as an Aviation Antisubmarine Warfare Acoustic Operator over Atlantic, Pacific and Indian Oceans - served from 1984 – 2003. Rick then served as City Engineer for City of Placerville until becoming Director of Public Works for Trinity County in 2009. Rick also had a "side hustle job" as a Senior Traffic Engineer at JMC-2 from 2002 to 2014 overseeing traffic signal and striping plans preparation. Rick is very deserving of this award and has been actively involved in CEAC ever since he became a Principal Member in April 2009. Rick served on both the Land Development & Transportation Committees (Chair & Vice Chair). Rick was our CEAC representative to statewide committees – Federal Lands Access Program (FLAP) (4 years) and Transportation Coop Committee (TCC) (7 years) - *Extraordinary Service on a Committee.*

His committee involvement is as follows:

Land Development Policy Committee: 2010-11	6 points
Transportation Policy Committee Vice Chair: 20012-13	3 points
Federal Lands Access Program (FLAP) (3 years)	9 points
Transportation Coop Committee (TCC) (7 years)	21 points
Principal Member (12 years)	12 points
	<b>54 points</b>

Please support this nomination for Rick's life membership in CEAC.

Vice President's Comments:

Rick has served diligently as a CEAC officer in all chairs. He is well known within our CEAC community and would always be willing to step up and help if asked.

While he has the points to qualify, as Vice President, I would recommend the Board of Directors approve an additional 10 point for his long and faithful service.