

# California Uniform Construction Cost Accounting Commission

## Minutes of March 30, 2011 Meeting

Office of the State Controller  
300 Capitol Mall, Room 635  
Sacramento, CA 95814

### 1. Call to Order

Chairman Armstrong called the meeting to order at 10:30 AM and called the roll.

Present: Jeffery Armstrong, Chairperson; Linda Clifford, Secretary; Eddie Bernacchi, William R. Dildine, David McCosker, Rod Moresco, Phillip Nelson, George Hicks, Lisa Miller-Strunk, Cesar R. Diaz

Absent: Guiselle Carreon\*, Lisa Ekers, Josie H. Ripoly  
\*Ms. Carreon subsequently arrived during the discussion of Agenda Item 10b

Guests: Catherine Hilliard, Construction Industry Force Account Council  
Cheri Love, PubliConstruction Law

SCO Staff: Jutta Wiechec, Manager  
Mike Adams, Manager  
Scott Taylor, Fiscal Analyst  
Satveer Ark, Fiscal Analyst

### 2. Introductions

The commissioners, staff, and guests all introduced themselves.

### 11. Election of New Officers

Chairperson Armstrong deviated from schedule to open nominations for a new Chairperson. Commissioner Dildine motioned and McCosker seconded Commissioner Carreon for Chairperson, Commissioner Armstrong for Vice Chairperson, and Commissioner Clifford for Secretary. **The motion passed 10-0.**

### 3. Oath of Office

Mike Adams administered the oath of office to Commissioners Diaz and Hicks.

### 4. Approval of the Minutes for the February 4, 2009

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Commissioner Armstrong motioned and Commissioner Nelson seconded to approve the minutes of the June 8, 2010, meeting without amendment. **The motion passed 10-0.**

## 5. Commission Update

- a. *Report on New Participating Agencies* - Staff presented an updated participating agency list, noting that 30 new agencies have opted into the UPCCAA, bringing to 755 the number of agencies participating in the Act.
- b. *Funding Update* - Staff reported that the Commission had \$2,388.50 of unrestricted donations available for its use.
- c. Commissioner Bernacchi motioned and Commissioner McCosker seconded the Finance work group to put together a solicitation letter for donations. **The motion passed 10-0.**

## 6. Public Comment

Guest Catherine Hilliard expressed that she wished the Commission had expanded enforcement authority.

A representative from LA school districts expressed concerns about joining CUCCAC because of size of organization and raising the bid limit.

## 7. Staff Comments/Requests

Staff updated the Commission on the status of AB 720 and the status of the recruitment process for the current commission vacancies. Staff informed the Commission that it was current in its FPPC filings and reminded the commissioners of their individual FPPC filings and biennial ethics training requirements.

Commissioner Dildine asked that a discussion on the length of term for Commissioners be added to the next agenda.

## 8. Commissioners' Comments/Requests/Questions

Dildine suggestion: New Commissioner package, staff to follow up on 1991 request for legal opinion.

## 9. Old Business

There was no old business.

## 10. New Business

- a. Request for Account Review: The Commission reviewed the request for an account review of the City of Atwater's Veterans Park Play Equipment Project.

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After discussing the evidence presented, Commissioner Clifford motioned and Commissioner Nelson seconded that the Commission not conduct an account review. **The motion passed 10-0.**

## **Commissioner Carreon arrives to the meeting and takes the gavel.**

- b. Request for Account Review: The Commission reviewed the request for an account review of the Groveland Community Services District Lift Stations Improvement Project. Commissioner Clifford motioned and Commissioner Nelson seconded that the SCO conduct an account review to determine if the force account limit was violated. Commissioner Rod Moresco questioned if the Groveland Community Lift Stations Improvement Project was a public project per Public Contract Code section 22002 (d). **The motion passed 11-0.**
- c. Review and Approval of Proposed Amendments to the *Cost Accounting Policies and Procedures Manual*: The Commission discussed and considered adopting amendments to the *Cost Accounting Policies and Procedures Manual*. Commissioner Nelson motioned and Commissioner Dildine seconded to authorize SCO staff to revise the trade journal. **The Motion passed 11-0**
- d. Review and Approval of an Increase in the Force Account and Informal Bid Limits: The Commission discussed the current force account and informal bid limits and considered adopting a new limit. Commissioner Nelson requests changing force limit from \$125,000 to \$150,000. Commissioner McCosker motioned and Commissioner Bernacchi seconded to change force limit to \$150,000. After discussion Commissioner McCosker amended his motion to increase the informal bid limit to \$175,000, Commissioner Bernacchi seconded the amended motion. **The motion passed 11-0.**
- e. Review and Approval of the Commission's Position on AB 720: The Commission discussed AB 720. Commissioner Nelson discussed the need for the Road Commissioner exemption. The discussion has tabled until AB 720 is resolved.
- f. Review of Public Contract Code Section 22013: The Commission reviewed Public Contract Code 22013. Commissioner Bernacchi motioned and Commissioner Nelson seconded to request the State Controller's Office seek legislation to eliminate February 1 date and to change term from 1 year to 2 years. **The motion passed 11-0.**

## **11. Was moved to discussion after number 2 item.**

## **12. Annual Report to the Legislature**

SCO staff makes commission aware that they are behind on annual reports to legislature. Chair request Secretary to draft brief report to legislature, SCO to provide copies of minutes to the Secretary. Ms. Clifford will provide copy of report at next meeting.

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## 13. Next Meeting

The commission did not determine a date for its next meeting. SCO requested to schedule next meeting.

## 14. Adjournment

Commissioner McCosker motioned and Commissioner Nelson seconded a motion to adjourn. **The motion passed by a vote of 11-0 at 2:32 PM.**