

AGC of Minnesota Update to All Members for the Week Ahead (December 19, 2011)

ECI vs. Bolduc Update

Last week, we reported that the AGC Board of Directors had authorized Dean Thomson of the Fabyanske Law Firm to petition the Minnesota Supreme Court for permission to file an *Amicus* brief. The application submitted by Dean to the Court on behalf of AGC is attached. The Court has granted *Amicus Curiae* to AGC. The Court also granted *Amicus Curiae* to the Minnesota Utility Contractors Association (MUCA).

The Board specifically directed counsel to weigh in on the important industry matters affected by the case, and not to take a position in favor of or opposition to either ECI or Bolduc. This was established by the Board as a condition of our participation.

The business issues in this case, aside from whether ECI or Bolduc wins or loses, are very important to the industry. These issues are contained in the attached application to the Court. AGC's brief has not yet been written.

Finally, we will be sitting down with representatives of the American Subcontractors Association (ASA) to discuss this case and their 2012 legislative initiative that will include an attempt to repeal Minnesota Statute 337.05 to prevent broad form indemnification.

We will keep all members informed on developments affecting these important issues as we move ahead.

Notice to All Members – Amendments to Articles of Incorporation

At the Annual Meeting on January 25, the Board of Directors and general membership will be asked to approve amendments to the association's current Articles of Incorporation. Please see the attached for a summary of the proposed changes and the proposed new Articles.

Holiday Schedule

Christmas Day and New Year's Day are on Sundays. The celebrated days under the AGC labor agreements are Monday, December 26, and Monday, January 2. All hours worked on these two days are at double time. Any work performed on December 25 or January 1 will be at the Sunday rate, which is double time as well.

MnDOT Spec Book Review Time Extended – Review Workshop Scheduled

The timeline for accepting industry comments to the new MnDOT Standard Specifications for Construction has been extended. The original goal was to have all industry comments received by January 6. That date has now been extended to Wednesday, February 1.

A full-day (9:00 am – 4:00 pm) workshop to allow AGC members to provide coordinated and comprehensive feedback has been scheduled for **January 10** at the AGC office; lunch will be provided. RSVP your attendance at this meeting to Tim Worke, tworke@agcmn.org.

Remote online access providing full computer screen document viewing and audio communication will be available for those who cannot attend this meeting in-person. Follow the instructions below to use the computer connection/audio portal to join the meeting:

DIAL: Conference Number: 1-877-885-3221 , Participant Code: 2615601

COMPUTER: To join the meeting, click the following link: <http://agcmn.adobeconnect.com/specbook/>

93rd Annual Meeting

Mark your calendars now for the AGC of Minnesota 93rd Annual Meeting, to be held Wednesday, **January 25**, at the Minneapolis Marriott Southwest. The opening keynote speaker will be Steve Siemens, CSP, a behavioral speaker and author. Learn more about Steve and his dynamic presentations at www.thepeoplebuilder.com.

How can you support your association's most important event of the year?

- Attend – registration information is attached
- Sponsor – sponsorship information, not just for the Annual Meeting but for all of 2012, is attached
- Donate items to the silent auction – information is attached
- Exhibit – information is attached – **only 4 spaces left**

Winter STP Classes

Supervisory Training Program (STP) classes for January – February will begin the week of January 9. Registration information is attached.

OSHA 30-Hour Training

January 9-12, AGC of Minnesota and The Builders Group will hold an OSHA 30-hour construction safety course. See the attached registration form for details or contact Dan Hannan, 651-796-2192 or dhannan@agcmn.org.

Leander Gresser

Leander (Lee) Gresser, brother of Michael C. Gresser, passed away on December 9. A Mass of Christian Burial will be held at 10:00 am on Saturday, December 17, at St. Vincent de Paul Church (9100 – 93rd Avenue North, Brooklyn Park), with visitation one hour prior. Our thoughts are with the Gresser family.

AGC Bookstore Monthly Featured Products – Construction State Law Matrix – Save \$100

Through its on-line bookstore, AGC of America offers monthly featured products, available at a discount to AGC members. A link to the bookstore is available through our home page, www.agcmn.org, or at <http://store.agc.org?Affiliateld=AGCO254>.

Available for a reduced price of only \$49 (a savings of \$100), the Construction State Law Matrix is the most comprehensive and concise resource available for locating information on state laws affecting public and private construction projects. Updated annually by AGC and the national law firm of Smith, Currie, and Hancock, LLP, your annual subscription provides access to

searchable information and answers for all 50 states, DC, and Puerto Rico. Your purchase provides instant access from a web browser on any computer or mobile device to information that can be easily sorted by state or topic area. Topics covered include requirements for licensing, bidding, contracting, lien, payment, and more than 60 other topics.

This item is available at a \$100 discount through December using coupon code WeeklyFeature.

Projects in the AGC of Minnesota Internet Plan Room (IPR), Powered by iSqFt, on December 16, 2011

Planning: 649, Bidding: 99, New Projects in the last 7 Days: 31, Projects with Plans: 407

Project details, plans, and specs are available at www.isqft.com. Ask for a free trial – **AGC members get a discount!** For a list of 99 bidding projects posted on December 16, use this link: <http://www.agcmn.org/files/This%20Week's%20Bidding%20Projects.pdf> or go to www.agcmn.org.



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