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**MEETING AGENDA**

**AGC – US Army Corps of Engineers MILCON/Civil Works** **8:30 AM – 11:30 AM**  
**Introductions**

**Welcome Remarks**

**Military Construction Program & Discussion** **8:30 AM to 10:00 AM**

**Civil Works Program & Discussion** **10:15 AM to 11:30 AM**

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**AGC Questions for USACE Military Construction Program (Domestic MILCON)**

**2019/2020 BUDGET, APPROPRIATIONS, & PROJECTS OUTLOOK**

- Please provide a general update on the budget and projects for FY 2019/2020.
  - What is the breakdown of projects? By project types (barracks, medical, schools, etc.); Open versus set aside; By procurement/project delivery method (design-build, design-bid-build, so forth); By state/location.
  - There are projects that are authorized, but do not have funds appropriated. What is the status of these projects, and when are appropriations expected?

**TARIFFS**

- Citing a trade law which permits the president to impose tariffs in the interest of national security, the Trump Administration has imposed recommendations by the Department of Commerce regarding the imposition of tariffs and/or quotas on steel and aluminum imports. In March, President Trump announced the administration's intent to impose tariffs on a variety of construction related materials, including on aluminum imports and steel imports.
  - How is the USACE evaluating the impact to cost and schedule to FY20 and FY20 MilCon and SRM projects?
  - How is USACE acting to protect contractors and stake holders from market volatility created by existing tariffs and potential additional tariffs discussed by the President?

**THE MILITARY CONSTRUCTION VISION**

- Please discuss the vision for the military construction program given the change in the administration and congressional inputs. Will there remain a continued strive for

resilience? How is the MILCON program adapting to military needs and changing strategies?

### **THE BORDER WALL EXECUTIVE ORDER & CUSTOMS & BORDER PATROL**

- President Trump has made the border wall a priority of his Administration. AGC is aware that USACE is in consultation with the Department of Homeland Security's Customs and Border Patrol (CBP) agency and has an existing interagency construction agreement with CBP concerning border all and fencing construction.
  - Please explain the latest on this project and your partnership with the agency.
- AGC is aware of some states and cities passing, or in the process of passing, legislation blacklisting contractors who bid or perform work on the southern border wall.
  - Is USACE aware of these actions? How does USACE see the potential consequences of blacklisting federal contractors on other federal projects?

### **CHANGE ORDERS & PAST PERFORMANCE EVALUATIONS**

- We will speak with the USACE contracting leaders later this afternoon. However, AGC wants to ensure that you are aware of the problems contractors and projects face. The primary problems AGC hears from its members about on Corps' projects are dealing with (1) untimely execution of and payment for change orders and (2) past performance evaluations under CPARS.

### **USACE Questions for AGC**

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USACE may provide questions for contractors on issues or policy reforms.

### **General Questions**

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Open questions from the floor.

### **Break**

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Break from 10:00 AM to 10:15 AM

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### **Civil Works Program & Discussion**

### **AGC Questions for USACE Civil Works Program**

### **2019/2020 BUDGET, APPROPRIATIONS, & PROJECTS OUTLOOK**

- The recently passed spending bill included record funding for the Corps of Engineers Civil Works Program. Please provide a general update on the budget and projects for FY 2019/2020.
  - How have policy/project priorities changed from the Obama to the Trump administration and how have those changes impacted USACE?
  - How is USACE addressing streamlining regulatory decisions, simplifying the permitting process, and giving lower level authority to the Corps District Command?

### **DISASTER AID SUPPLEMENTAL**

- The recently passed disaster aid supplemental provides critically needed funds to assist with the rebuilding efforts in communities impacted by the 2017 natural disasters. The supplemental provides \$17.4 billion to the USACE for its restoration efforts in states impacted by the disasters, and of that, \$15 billion allocated for the USACE Construction Account for repair to USACE projects.
  - Please provide AGC with an overview and status update of these projects.
  - AGC understands that some of the districts impacted will likely need to lean on non-impacted districts for assistance due to the large influx of projects, such as managing projects in neighboring districts. How should AGC members search for these projects?
  - What feedback can contractors provide to help ensure the successful delivery of infrastructure projects.

### **CHANGE ORDERS**

- We will speak with the USACE contracting leaders later this afternoon. However, AGC wants to ensure that you are aware of the problems contractors and projects face. The primary problems AGC hears from its members about on Corps' projects are dealing with (1) untimely execution of and payment for change orders and (2) past performance evaluations under CPARS. AGC will take a brief moment prior to USACE HQ's presentation to explain its concerns.

### **PARTNERING**

- Partnering establishes a mutually beneficial relation based upon aligned goals, teamwork, and trust. USACE recognizes partnering, when used regularly, contributes to more successful project outcomes and is focusing efforts on improved

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guidance. Formal partnering is not applicable on all projects and informal partnering should then be defined and implemented.

- Please discuss the specifics of USACE's efforts to implement, manage, and enforce effective partnering utilization.
- What process should contractors use to alert USACE when their team is not participating?

**USACE Questions for AGC**

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USACE may provide questions for contractors on field issues or policy reforms.

**General Questions**

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Open questions from the floor.

**Adjourn**