

A meeting of the City of Orlando Certification Board was held on Wednesday, April 30, 2014 at City Hall, 400 S. Orange Avenue, 2nd Floor Agenda Conference Room, Orlando, Florida 32802.

Board Members Present: Michael Harris, Chairman [7,2], Brikena Tomasic, Vice-Chairperson [7,1], Carmen Dominguez [7,1], Marian Butler [7,2] and Mi Hoshino [7,0]

Board Members Absent: Chris Carmody [7,2] and Aida Gonzalez-Marquez [7,2]

Staff Members Present: Kevin Walsh, MBE Official, Gina Bernard, Certification Officer III and Mary Williams, Recording Secretary

Michael Harris, Chairman called the Certification Board meeting to order at 9:20 a.m.

The minutes from the March 26, 2014 Board meeting were approved as written.

#### MWBE RULINGS

**PES, LLC** – Joe Perez, Owner appeared before the Board. Discussion ensued. It was moved by Carmen Dominguez, seconded by Brikena Tomasic and vote carried unanimously to re-certify PES, LLC as an MBE Professional Civil Engineering Services; and Professional Surveying and Mapping Services.

**Thorburn Associates, Inc.** – Doug Eaton, Representative appeared before the Board. Discussion ensued. It was moved by Carmen Dominguez to certify Thorburn Associates, Inc. as a WBE in Acoustics Design; Technology Design (Audiovisual, Data/Telecomm, Security); and Lighting Design. The motion failed. Discussion ensued. It was moved by Brikena Tomasic, seconded by Marian Butler and vote carried unanimously to deny Thorburn Associates, Inc. WBE status based on:

1. The minority or the women owner(s) must be independently responsible for the day-to-day management and control of the firm's daily operations, commensurate with ownership, as characterized by:
  - a) Who makes final decisions and participates in price negotiations and bidding jobs.
  - b) Who supervises the management and field operations of the firm.
2. The company is not considered an independent women-owned enterprise because the husband and/or other male principal:
  - a) Provides the expertise to perform line(s) of business or has the greater experience in the industry.
  - b) Contributes to the capitalization of the firm. Ownership gifted to women owners, equipment or other assets gifted to women owners, and/or funds gifted to purchase ownership or to establish a new business will be considered contributing to the capitalization of the firm. Inherited capital or assets will not be considered as gifted for purposes of these rules.

- c) Assists in obtaining credit, loans, bonding, leases, etc.
  - d) Receives equal or greater compensation than the woman-owner, not commensurate with ownership.
3. When the husband or other male family members contribute to the above characteristics, the firm may be considered a family-owned firm rather than a Women-Owned Business Enterprise, as defined in Rule 111.1 and WBE status may be denied.

The applicant was advised of his right to appeal the Board's decision.

**A.C.C.I. (Advanced Cable Connection, Inc.)** – Richard Schemitsch, Owner appeared before the Board. Discussion ensued. It was moved by Carmen Dominguez, seconded by Marian Butler and vote carried unanimously to certify A.C.C.I. (Advanced Cable Connection, Inc.) as an MBE in Limited Energy Systems Specialty License- The scope of certification of a Limited Energy Systems Specialty Contractor includes the Installation, Repair, Fabrication, Erection, Alteration, addition to, or design of Electrical Wiring, Fixtures, Appliances, Thermostats, Apparatus, Raceways, Conduit, and Fiber Optics (transmission of light over stranded glass) or any part thereof not to exceed 98 volts, when those items are for the purpose of transmitting data, proprietary video (satellite systems which are not part of a community antenna television, cable television, or radio distribution system), Radio Frequency, Central Vacuum, or Electric Locks, Data Distribution Networks, Home Theater Systems, Surround Sound Systems, Public Address Systems or Telephone Systems.

**Aclus Engineering, LLC**– Daniel Magro, Owner appeared before the Board. Discussion ensued. It was moved by Carmen Dominguez, seconded by Michael Harris and vote carried unanimously to certify Aclus Engineering, LLC as an MBE Professional Engineer (Environmental / Waste Water).

**Transcrete Services, Inc.** – Johanna Lixey and Miles Dearden, Owners appeared before the Board. Discussion ensued. It was moved by Marian butler, seconded by Michael Harris and vote carried unanimously to deny WBE status to Transcrete Services, Inc. based on:

1. The company must:
  - a) Hold all required state/local licenses, permits, etc., required to perform line of business in the City of Orlando.
2. The minority or the women owner(s) must possess independent power to direct or cause direction of management and policies of the firm, as characterized by:
  - a) Substantial experience in firm's line(s) of business for which minority and/or women-owned business status is requested.
  - b) Not controlled by Board of Directors or other management entities comprised of an equal or greater number of non-minority or of non-women group members.

- c) Possess independent authority and ability to incur liabilities for the firm and make all financial and policy decisions (commensurate with ownership).
3. A company must provide a commercially useful function within the normal industry practices. Contractors must demonstrate the independent capability to perform line(s) of business, as characterized by:
    - a) Has sufficient labor force and/or the independent capability of obtaining such a force.
    - b) Has sufficient equipment, tools, etc., and/or the independent capability of obtaining such items.
  4. Companies whose regular method of operation is determined to be to secure contracts/subcontracts as M/WBE's and thereafter buy or contract for the commodities or services necessary to fill the contract will not be considered commercially useful and M/WBE status will be denied.
  5. The company is not considered an independent women-owned enterprise because the husband and/or other male principal:
    - a) Provides the expertise to perform line(s) of business or has the greater experience in the industry.
    - b) Contributes to the capitalization of the firm. Ownership gifted to women owners, equipment or other assets gifted to women owners, and/or funds gifted to purchase ownership or to establish a new business will be considered contributing to the capitalization of the firm. Inherited capital or assets will not be considered as gifted for purposes of these rules.
    - c) Transferred ownership to the woman-owner for less than fair market value. (Not an arms length transaction). Ownership gifted to women owners will not be considered an arms length transaction. Inherited ownership will not be considered as gifted for purposes of these rules.
    - d) Receives equal or greater compensation than the woman-owner, not commensurate with ownership.
    - e) Possesses equal or greater powers to direct management and day-to-day decisions.

The applicants were advised of their right to appeal the Board's decision.

**Proactive Project Solutions, LLC** – Lisa Lenamen, Owner appeared before the Board. Discussion ensued. It was moved by Michael Harris, seconded by Marian Butler to deny WBE status to Proactive Project Solutions, LLC based on Certification Board Rule 112.1. The motion failed. Discussion ensued. After discussion and amendment(s) the following motion was offered: It was moved by Michael Harris, seconded by Marian Butler and vote carried

unanimously to table the decision pending receipt of a business tax license for the line(s) of business for which WBE status is requested.

**GMB Engineers and Planners, Inc.** – Sophia Villavicencio, Representative appeared before the Board. Discussion ensued. It was moved by Marian Butler, seconded by Michael Harris and vote carried unanimously to re-certify GMB Engineers & Planners as an MBE Professional Engineering Consultant - Civil And Transportation.

**Champion Painting Specialty Services Corp** - Carlos Hernandez, Owner appeared before the Board. Discussion ensued. It was moved by Brikena Tomasic, seconded by Carmen Dominguez and vote carried unanimously to re-certify Champion Painting Specialty Services Corp as a MBE in Exterior / Interior Painting and Drywall Installation.

**Muto Enterprises, Inc. d/b/a Star Scenic Supply**– The applicant did not appear before the Board. Discussion ensued. It was moved by Michael Harris, seconded by Marian Butler and vote carried unanimously to deny WBE status to Muto Enterprises, Inc. d/b/a Star Scenic Supply based on:

1. The business concern must be at least 51% owned by minority group members or at least 51% owned by women group members, as characterized by:
  - a) Receipt of the customary incidents of ownership, such as salary and/or intangible benefits commensurate with the ownership interest.
2. The minority or the women owner(s) must possess independent power to direct or cause direction of management and policies of the firm, as characterized by:
  - a) Substantial experience in firm's line(s) of business for which minority and/or women-owned business status is requested.
  - b) Not controlled by Board of Directors or other management entities comprised of an equal or greater number of non-minority or of non-women group members.
3. The minority or the women owner(s) must be independently responsible for the day-to-day management and control of the firm's daily operations, commensurate with ownership, as characterized by:
  - a) Who makes final decisions and participates in price negotiations and bidding jobs.
  - b) Who prepares and/or approves job take-offs and estimates.
4. The company is not considered an independent women-owned enterprise because the husband and/or other male principal:
  - a) Contributes to the capitalization of the firm. Ownership gifted to women owners, equipment or other assets gifted to women owners, and/or funds gifted to purchase ownership or to establish a new business will be considered contributing to the

capitalization of the firm. Inherited capital or assets will not be considered as gifted for purposes of these rules.

- b) Receives equal or greater compensation than the woman-owner, not commensurate with ownership.
- c) Possesses equal or greater powers to direct management and day-to-day decisions.

**Commodity Plus Lighting Solutions** - The applicant did not appear before the Board. Discussion ensued. It was moved by Michael Harris, seconded by Jean Butler and vote carried unanimously to deny MBE status to Commodity Plus Lighting Solutions based on:

1. Failure to provide sufficient information to the Certification Board on which a determination of eligibility can be based.
2. Refusal to comply with a reasonable City request for information, data, or access to records pertinent to the application for certification or recognition within the time period specified by either the Certification board or City MBE staff.

**J & P General Janitorial Corp** – The applicant did not appear before the Board. Discussion ensued. It was moved by Brikena Tomasic, seconded by Jean Butler and vote carried unanimously to certify J & P General Janitorial Corp as an MBE Janitorial Cleaning Service Firm.

**NR Electronics LLC** – The applicant did not appear before the Board. Discussion ensued. It was moved by Brikena Tomasic, seconded by Jean Butler and vote carried unanimously to certify NR Electronics, LLC as an MBE in Obsolete Electronic Components Distributor NAICS 334418; Inverter Distributor NAICS 423840 and Electronic Manufacturer NAICS 334418.

**RDI Structural Engineering, Inc.** – The applicant did not appear before the Board. Discussion ensued. It was moved by Brikena Tomasic, seconded by Jean Butler and vote carried unanimously to certify RDI Structural Engineering, Inc. as a WBE in Structural Engineering Design and Consulting.

### **Expansion Request**

**ACY Contractors, LLC** – The applicant did not appear before the Board. (Marian Butler presented Memorandum of Voting Conflict – Form 8b) Discussion ensued. It was moved by Mi Hoshino, seconded by Carmen Dominguez and vote carried unanimously to grant the expansion request for ACY Contractors, LLC to include Rough Carpentry; Meal Framing; Drywall; Acoustical Ceilings and Door and Door Hardware Installation.

**HZ Construction, Inc.** – The applicant did not appear before the Board. (Marian Butler presented Memorandum of Voting Conflicts – Form 8b) Discussion ensued. It was moved by Mi Hoshino, seconded by Carmen Dominguez and vote carried unanimously to grant the expansion request for HZ Construction, Inc. to include Waste Water Services that include Sand Blasting, Specialty Coatings, Concrete Rehabilitation, and Epoxy Flooring plus Concrete and Stucco.

### **Re-Certifications**

**PSA Constructors, Inc.** - The applicant did not appear before the Board. (Brikena Tomasic and Marian Butler presented Memorandum of Voting Conflicts – Form 8b) Discussion ensued. It was moved by Michael Harris, seconded by Carmen Dominguez and vote carried unanimously to table PSA Constructors, Inc. as an MBE in Design/Planning, Construction Management, Program Management and MBE Training until a quorum of voting members are present.

**Constructioneer Corporation** - The applicant did not appear before the Board. (Marian Butler presented Memorandum of Voting Conflict – Form 8b) Discussion ensued. It was moved by Michael Harris, seconded by Carmen Dominguez and vote carried unanimously to re-certify Constructioneer Corporation as a MBE General Contractor (Prime Only), Construction Management and Bridge Inspection.

The applicants did not appear before the Board. Discussion ensued. It was moved by Michael Harris, seconded by Carmen Dominguez and vote carried unanimously to re-certify the following companies: A & Associates, A.D. Hetzer Architect, PA, Acketel Electric Company, Inc., Capri Contractors, Inc., Chatter Buzz Media, LLC, Collins Survey Consulting, LLC, Creative Impact Consulting, LLC, Devo Seereeram, PhD, PE, LLC, Faller, Davis & Associates, Inc., Frasca & Associates, LLC, Ghyabi & Associates, Inc., Guzman & Company, H.W. Fort Construction, Inc., Impaq Worldwide, LLC, McEwan, Martinez & Dukes, PA, Modern Industry Services, Inc., OM Engineering Services, Inc., PKCHEF, Inc., PlanActive Studio, LLC, Polished Perfection Cleaning Services, Inc., Prime Electrical Services, Inc., Risk Management Solutions of America, Inc., Sell & Associates, Synergy Software Solutions, Inc., T. Gregory Construction, Inc. and Winter Garden Grassing, Inc.

### **Terminations/Non-Responsive**

**Kori L. Monroe** - The applicant did not appear before the Board. (Marian Butler presented Memorandum of Voting Conflict – Form 8b) Discussion ensued. It was moved by Michael Harris, seconded by Carmen Dominguez and vote carried unanimously to terminate Kori L. Monroe, LLC for non-responsiveness.

The applicants did not appear before the Board. Discussion ensued. It was moved by Michael Harris, seconded by Carmen Dominguez and vote carried unanimously to terminate the following companies for non-responsiveness: Advanced Fire System, ETHOS Professional Staffing, LLC, Khan's Hauling Enterprise, Inc., Magic Touch Janitorial Services, Inc., Orlando Geotechnical Drilling, Inc., Perkins Painting, Inc. and TRZ Construction, Inc.

The meeting was adjourned at 10:35 a.m.

The next regularly scheduled meeting will be held on Wednesday, May 28, 2014.

*Mary Williams*

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Mary Williams, Recording Secretary

# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Butler, Marian J	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE M/WBE Certification Board
MAILING ADDRESS 1832 Harland Park Dr	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY COUNTY Winter Park	NAME OF POLITICAL SUBDIVISION:
DATE ON WHICH VOTE OCCURRED April 30, 2014	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, Marian J Butler, hereby disclose that on April 30, 20 14 :

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

JCB Construction operates in a similar line of business with ACY Contractors, LLC

4/30/14  
Date Filed

Marian J. Butler  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.





**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
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**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, Marian J Butler, hereby disclose that on April 30, 20 14 :

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

JCB Construction operates in a similar line of business with Keri L. Monroe, LLC

4/30/14  
Date Filed

Marian J Butler  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME Butler, Marian J	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE M/WBE Certification Board
MAILING ADDRESS 1832 Harland Park Dr	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY COUNTY Winter Park	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED April 30, 2014	NAME OF POLITICAL SUBDIVISION:  MY POSITION IS:
	<input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

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### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

**IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:**

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, Marian J Butler, hereby disclose that on April 30, 20 14 :

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

JCB Construction operates in a similar line of business with PSA Constructors Inc

4/30/14  
Date Filed

Marian J Butler  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.

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MAILING ADDRESS 1832 Harland Park Dr	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY COUNTY Winter Park	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED April 30, 2014	NAME OF POLITICAL SUBDIVISION:  MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

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For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

### APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

### DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Marian J Butler, hereby disclose that on April 30, 20 14;

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

JCB Construction operates in a similar line of business with Constructioneer Corp

4/30/14  
Date Filed

Marian J Butler  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.



**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, Marian J Butler, hereby disclose that on April 30, 20 14;

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

JCB Construction operates in a similar line of business with HZ Construction, Inc.

4/30/14  
Date Filed

Marian J Butler  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.



# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <b>TOMAS IC Brinkne</b>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <b>Certification Board</b>
MAILING ADDRESS <b>424 E. Central Blvd. #418</b>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:
CITY COUNTY <b>Orlando Orange</b>	<input checked="" type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
DATE ON WHICH VOTE OCCURRED <b>4/30/2014</b>	NAME OF POLITICAL SUBDIVISION: MY POSITION IS: <input type="checkbox"/> ELECTIVE <input checked="" type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

**PRIOR TO THE VOTE BEING TAKEN** by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

**WITHIN 15 DAYS AFTER THE VOTE OCCURS** by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

**APPOINTED OFFICERS (continued)**

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

**IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:**

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

**DISCLOSURE OF LOCAL OFFICER'S INTEREST**

I, Brikena Tomasi, hereby disclose that on April 30, 20 14:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

I abstained from vote on PSA Constructors Inc.; previously did legal work for firm retained by entity.

4/30/2014  
Date Filed

Brikena Tomasi  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.