

A meeting of the City of Orlando Certification Board was held on Wednesday, May 27, 2015, at City Hall, 400 S. Orange Avenue, 2nd Floor Agenda Conference Room, Orlando, Florida 32801.

Board Members Present: Brikena Tomasic, Chairperson [8, 1], Charles Hawkins II [8, 2], Mi Hoshino [8, 2], Bruno Portigliatti [8, 2] and Maria G. Turk [8, 2].

Board Members Absent: Ramesh Panchal [8, 2].

Staff Members Present: Kevin Walsh, MBE Official, Gina Bernard, Certification Officer III and Susana Black, Recording Secretary.

The Board convened at 8:30 a.m. Brikena Tomasic, Chairperson called the Certification Board hearing to order at 9:15 a.m.

The minutes from the April 29, 2015 meeting were approved as written.

M/WBE RULINGS

TJNG Partners, Inc. - Jennifer Kennedy appeared before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Maria G. Turk and vote carried unanimously to deny the expansion request to TJNG Partners, Inc., based on:

1. 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.
2. 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 services necessary to fill the contract will not be considered commercially useful and M/WBE status will be denied.

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

Dunkman Paint & Wallcovering, LLC – Paula Dunkman, CEO and Brian Kirwan, Attorney appeared before the Board. (Brikena Tomasic presented Memorandum of Voting Conflicts-Form 8b). Discussion ensued. It was moved by Bruno Portigliatti, seconded by Charles Hawkins II and vote carried unanimously to deny MWBE status to Dunkman Paint & Wallcovering, LLC based on:

1. The business concern must be at least 51% owned by minority or women group members, as characterized by:
 - a. Independent contribution of capital by the minority or the women group members commensurate with percent of ownership claimed. Ownership gifted to minority or women owners, equipment or other assets gifted, and/or funds gifted to purchase

- ownership or to establish a new business will not be considered independent contributions of capital. Inherited capital or assets will not be considered as gifted for purposes of these rules. Expertise will not be considered capital for the purposes of these rules.
2. The company is not considered an independent women-owned enterprise because the husband and/or male principal and/or male employee:
 - 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. 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.
 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 her right to appeal the Board's decision.

Hattaway Consulting Inc., d/b/a HCI Planning - Lucie Ghioto, Director of Planning appeared before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Maria G. Turk and vote carried unanimously to re-certify Hattaway Consulting Inc., d/b/a HCI Planning as a WBE in Land Use Planning, Project Management, Due Diligence & Entitlements, Owner's Representative Consultant Services and Permit Expediting Services.

CivCon Services, Inc. – The applicant did not appear before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Maria G. Turk and vote carried unanimously to table the decision for thirty (30) days pending receipt of additional documentation from the applicant.

Inglur, Inc. – The applicant did not appear before the Board. Discussion ensued. It was moved by Brikena Tomasic, seconded by Bruno Portigliatti and vote carried unanimously to table the decision for thirty (30) days pending receipt of additional documentation from the applicant.

Continental Builders USA – The applicant did not appear before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Charles Hawkins II and vote carried unanimously to deny MWBE status to Continental Builders USA based on:

1. The business concern must be at least 51% owned by minority or women group members, as characterized by:
 - a. Independent contribution of capital by the minority or the women group members commensurate with percent of ownership claimed. Ownership gifted to minority or

- women owners, equipment or other assets gifted, and/or funds gifted to purchase ownership or to establish a new business will not be considered independent contributions of capital. Inherited capital or assets will not be considered as gifted for purposes of these rules. Expertise will not be considered capital for the purposes of these rules.
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.
 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 makes final staffing and personnel related decisions.
 - c. Who signs checks, bids, and contracts, or authorizes their signature.
 4. The firm must not be affiliated or associated with another non-minority or non-women owned firm to a degree which could prevent or inhibit an independent status, as characterized by:
 - a. Shared facilities, inventory, equipment, labor force, etc., without adequate compensation.
 5. 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.
 6. The company is not considered an independent minority/women-owned enterprise because the husband and/or male principal and/or male employee:
 - 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.

Associated Consulting Engineers, Inc. - The applicant did not appear before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Maria G. Turk and vote

carried unanimously to certify Associated Consulting Engineers, Inc., as an MBE in Professional Engineering – Mechanical, Plumbing, Electrical and Fire Protection.

Faithworks Total Ground Maintenance, LLC - The applicant did not appear before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Maria G. Turk and vote carried unanimously to certify Faithworks Total Ground Maintenance, LLC as an MBE in Lawn/Landscape Maintenance Services.

McKenzies Cleaning Company, Inc. - The applicant did not appear before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Maria G. Turk and vote carried unanimously to certify McKenzies Cleaning Company, Inc., as an MWBE in Janitorial Service and Cleaning Service.

World Health Wellness, Inc. - The applicant did not appear before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Maria G. Turk and vote carried unanimously to certify World Health Wellness, Inc., as an MBE in Chiropractic Services, Physical Therapy, Drug & Alcohol Testing (DOT/NDOT).

Re-Certification

The applicants did not appear before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Maria G. Turk and vote carried unanimously to re-certify the following companies: Americol Triple J, Inc., Apex Engineering Incorporated, C & R Development Company, Inc., CM Engineering Services, Florida, PLLC, Denson Construction, Inc., Diane Meiller and Associates, Inc., Employment Resources, Inc., Exterior Walls, Inc., GA Maintenance Service Group, Inc., Groundtek of Central Florida, Inc., Hydro Steam Solutions, Inc., K & G Trucking of Central Florida, Inc., Laura Turner Planning Services, Nadic Engineering Services, Inc., PMA Consultants, LLC, Property Services of Orlando, RLH Consulting & Management, Inc., TLC Engineering, Inc., Tootle Construction, LLC and Trujillo Trucking, Inc.

Terminations/Non-Responsiveness

USA Hospitality, Inc. - The applicant did not appear before the Board. (Bruno Portigliatti presented Memorandum of Voting Conflicts-Form 8b). It was moved by Brikena Tomasic, seconded by Maria G. Turk and vote carried unanimously to terminate USA Hospitality, Inc., for non-responsiveness.

The applicants did not appear before the Board. It was moved by Brikena Tomasic, seconded by Maria G. Turk and vote carried unanimously to terminate the following companies for non-responsiveness: Cost Management, Inc., Designer's Specialty Cabinet Company, Inc., Grove Construction Corp, Landscape Builders, Inc., Martin Charles Concrete Incorporated, McKinley Financial Services, Inc., Nadini Enterprises, Inc., and Salvador Construction, Inc.

The meeting was adjourned at 10:00 a.m.

The next regularly scheduled meeting will be held on Wednesday, June 24, 2015.

S. Black

Susana Black, Recording Secretary