

A meeting of the City of Orlando Certification Board was held on Wednesday, January 27, 2016, at City Hall, 400 S. Orange Avenue, 2<sup>nd</sup> Floor Agenda Conference Room, Orlando, Florida 32801.

Board Members Present: Brikena Tomasic, Chairperson [4,1], Charles Hawkins II [4,1], Bruno Portigliatti, Vice Chairperson [4,0], Khalid Muneer [4,2] and Ramesh Panchal [4,2].

Board Members Absent: Mi Hoshino [4,1] and Maria G. Turk [4,2].

Staff Members Present: Kevin Walsh, MBE Official, Gina Bernard, Certification Officer, III and Grace M. Gyorko, Recording Secretary.

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

The minutes from the December 16, 2015 Board meeting were approved as written.

#### M/WBE RULINGS

**Pileum Corp.** – Jill Beneke, President/ CEO, appeared before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Khalid Muneer and vote carried unanimously to deny WBE status to Pileum Corp. 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) 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 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.

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

**Metrix Solutions.** – Jill Beneke, President /CEO, appeared before the Board. Discussion ensued. It was moved by Khalid Muneer, seconded by Bruno Portigliatti and vote carried unanimously to deny WBE status to Metrix Solutions based on:

A company must provide a commercially useful function within the normal industry practices, as characterized by:

1. Suppliers must demonstrate that it is a "regular dealer" of the commodities for which M/WBE status is requested, as characterized by:
  - a) Owns, operates, or maintains a store, warehouse or other establishment in which commodities or goods of the general character as those identified in the M/WBE application are brought, kept in stock, and sold to the public in the usual course of business.
  - b) Has an established or leased or assigned space in which it regularly maintains a stock of goods in which it claims to be a supplier/distributor.
  - c) While not required that all sales be made from stock, the Company must maintain a stock of goods of the general character as those identified on the M/WBE Application, and as a regular course of business dealings, makes sales from such stock.
  
2. The firm has not demonstrated that it is a functioning business enterprise which:
  - a) Demonstrates the capability (i.e., employees, equipment, facilities, supplies, etc.) to perform a line of business.
  - b) Provides a commercially useful business function according to customs and practices of the industry.

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

Charles Hawkins II left the meeting at 9:35 a.m.

**TLP Engineering Consultants, Inc.** – Yassi Myers, President, appeared before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Ramesh Panchal and vote carried unanimously to re-certify TLP Engineering Consultants, Inc. as a WBE Civil Engineering Consulting Services.

**Diversified Supply, Inc.** – George Urquida, President, appeared before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Khalid Muneer and vote carried unanimously to re-certify Diversified Supply, Inc. as an MBE Supplier- Electrical Lighting Fixtures, Lamps and Safety Supplies.

**ABC Landclearing & Development.** - James Goins, Vice-President, appeared before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Khalid Muneer and vote carried unanimously to re-certify ABC Landclearing & Development as an MBE Landclearing, Site Work, Excavation, Demolition, Concrete Work and Hauling Earth Materials.

**Nebbia Technology, LLC.** – Esteban Garcia, President, appeared before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Ramesh Panchal and vote carried unanimously to certify Nebbia Technology, LLC as an MBE Software Development and Consulting.

**BLC Partners, LLC.** - The applicant did not appear before the Board. Discussion ensued. It was moved by Bruno Portigliatti, seconded by Khalid Muneer and vote carried unanimously to deny WBE status to BLC Partners, LLC 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) 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 for which minority and/or women-owned business status is requested, as characterized by:
  - a) Possess independent authority and ability to incur liabilities for the firm and make all financial and policy decisions (commensurate with ownership).
  - b) Possesses independent authority to hire/fire management personnel.
- 3) The company is not considered an independent women-owned enterprise because the husband and/or other male principal:
  - a) Is Chief Executive Officer or President.
  - b) Possesses equal or greater powers to direct management and day-to-day decisions.

**Architecture Studio, 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 certify Architecture Studio, Inc. as an MBE Architectural and Interior Design Service Firm.

### **Re-Certifications**

**Carmen Dominguez Construction, LLC.** – The applicant did not appear before the Board. (Brikena Tomasic presented a Memorandum of Voting Conflicts – Form 8b). Discussion ensued. The decision to re-certify Carmen Dominguez Construction, LLC was tabled pending a quorum of voting members present.

The applicants did not appear before the Board. Discussion ensued. It was moved by Bruno Portigliatti seconded by Khalid Muneer and vote carried unanimously to re-certify the following companies: All Pro Janitorial Service Inc.; Alpha Insulation & Waterproofing Company; American Sprinkler Company, Inc.; Bagel King Wholesale, Inc.; Blue Marlin Engineering, LLC; Brown & Brown Electric, Inc.; C.T. Windows, LLC; Cornerstone Construction Services, Inc.; Evans Equipment Company; ITY Systems, Inc.; K2 Evolution, LLC; Maberry Consulting & Evaluation Services, LLC; Maverick Constructors, LLC; McKissack & McKissack of Washington, Inc.; Merit Fasteners Corp.; PRWT Services, Inc.; Roof Pros USA, LLC; Safety Plus International, LLC; SDTR Consulting, LLC; T & G Corporation; TDC Manufacturing, LLC; Technique Concrete Construction, LLC; Triple B Cleaning Inc.; and Uribe Site Development, Inc.

**Terminations/Non-Responsive**

The applicants did not appear before the Board. Discussion ensued. It was moved by Khalid Muneer, seconded by Ramesh Panchal and vote carried unanimously to terminate the following firms for non-responsiveness: American Pride Construction Services, Inc.; Amerishine Corp.; ATW Custom Computer Services, Inc.; Comar's Trucking Inc.; Construction & Engineering Service Consultants; Elite Movers Inc.; FermiTron, Inc.; Integration Wiring, LLC; Janice Young & Associates, Inc.; JPL Engineering, Inc.; Project Management Technologies, Inc.; S. Saft & Co.; Sterling Window Cleaning, Inc.; Tekontrol, Inc.; and SJS Architectural Millwork Installation, LLC.

There being no further business the meeting adjourned at 10:17 a.m.

The next regularly scheduled meeting will be held on Wednesday, February 24, 2016.

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Grace M. Gyorko, Recording Secretary



**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, Bridene Tomasic, hereby disclose that on 01/27, 2016

(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 did not vote in consideration of application by Carmen Domiguez Construction LLC because the same line of business.

01/27/2016  
Date Filed

Bridene Tomasic  
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.