

# **Miami-Dade County Public Schools Office of the Inspector General**

## **Appendix A**

**EPIC Construction Inc.'s Response to the Draft Report**  
(72 pages)

**Final Report**  
**SB1314-1001**

ALEXANDER ANGUEIRA, PLLC

7301 SW 57 Court, Suite 515  
MIAMI, FLORIDA 33143

305-357-9031 MAIN LINE  
305-357-9050 FAX

August 25, 2014

via Hand-Delivery

Mary T. Cagle, Esq.  
Inspector General  
Office of Inspector General  
Miami-Dade County Public Schools  
19 West Flagler Street, Suite 220  
Miami, Florida 33130

2014 AUG 25 PM 12:19  
MDC-OFFICE OF THE  
INSPECTOR GENERAL

**Re:   OIG Draft Report of Investigation, SB1314-1001  
      On-going Mis-classification by M-DCPS of Epic Construction's Contractor  
      Licensing Status for Contractor Pre-qualification and Contract Award  
      Eligibility**

Dear Ms. Cagle:

I am counsel for Epic Construction Inc. ("Epic"). You have invited Epic to provide a rebuttal to the Office of the Inspector General's ("OIG") draft Report of Investigation related to Epic's Job Order Contracts ("JOC") with the Miami-Dade County Public Schools (MDCPS). Epic provides its rebuttal herein.

Epic is a MDCPS certified M/WBE – women owned business. Since 2006, Epic has performed repair and renovation work under various JOC contracts awarded by MDCPS. During that time, Epic has been and believes it continues to be one of the only, if not the only, women owned business who provided such work for the MDCPS. Since 2013, Epic has been unfairly excluded from such work with the MDCPS as a result of the specter of the OIG ongoing investigation and the negative effect this investigation has created within the MDCPS. To be sure, at no time has the quality of Epic's work with MDCPS been called into question as Epic routinely received above satisfactory to superb reviews for the work performed for MDCPS nor has any question ever been raised regarding the appropriateness of Epic's fees charged to MDCPS.

On August 12, 2014, the OIG provided Epic with its draft Report of Investigation and solicited EPIC's comments to this Report. Epic's response is intended to focus solely of the findings and conclusions of OIG draft report as they relate to EPIC alone. Principally as it relates to EPIC, the draft OIG Report provides that "Epic **falsely certifies** that it was a General Contractor in 2006, in 2010, in 2013, and most recently in March 2014." See draft OIG Report, p.21.

As it relates to Epic, the OIG draft report is a myopic attempt to shift blame to Epic where none exists. Indeed, Epic never falsely certified its status to MDCPS. Specifically, and as further set forth below, Epic acted in the exact manner as it was required to do by MDCPS. Epic responsibly followed MDCPS' clearly defined procedures for pre-qualification and for bidding on MDCPS JOC contracts. Throughout this process, and indeed through this investigation, Epic has only sought to communicate and deal responsibly with MDCPS. However, with the stroke of a pen, the draft OIG Report improperly disparages Epic's actions with the phrase ". . . falsely certifies it was a general contractor . . ." *Id.*

As demonstrated herein, not only is this finding in the draft OIG Report completely false and not supported by the evidence, it is irresponsible and defamatory to include this finding in a OIG Report that will ultimately be subject to public dissemination. Further, the OIG draft report fails to comprehend the chronology of events leading up to Epic's initial pre-qualification as a "general contractor" by MDCPS and Epic's subsequent bidding on projects. Fundamentally, at issue in this matter which the draft OIG Report either ignores or merely provides the most minimal of lip service is (1) the true import of the MDCPS' pre-qualification process and (2) the definition of a general contractor in Florida.

To begin and in efforts to address the above two fundamental points, Epic notes that in numerous places throughout the draft OIG Report the Report states that the OIG fails to comprehend through its investigation how certain events transpired. *See, e.g.*, "the OIG is still unsettled as to how . . ." draft OIG Report, p.10; *see also, e.g.*, "the OIG is at a loss to understand how . . ." draft OIG Report, p.12. Yet, despite its failure to comprehend through its investigation how certain events transpired or the import to certain facts, the draft OIG Report concludes that Epic **falsely certified** it was a general contractor and that Epic failed to rectify the MDCPS mistake in qualifying EPIC as a general contractor. *See* Draft OIG report, p.21. Again, these findings are not only false and defamatory, but they demonstrate a clear misunderstanding of the underlying facts in this investigation.

## **I. The truth behind the OIG's claimed false certifications of EPIC**

In order to truly understand the draft OIG Report's incorrect findings or the complete failure of the Report to comprehend MDCPS' contracting process, it is important to focus on a chronology of events leading up to Epic's contracting experience.

### **A. 2006: JOC06-C5**

The draft OIG Report claims Epic was awarded "a contract it did not qualify for." *See* draft OIG Report, p.12. Later the Report implies the culprit for this award may very well be a false certification by Epic. However, the OIG would be hard-pressed to either find or prove a false certification in the award of this contract, despite the Report's ultimate conclusion that a false

certification was provided. Below is the chronology of salient events as they transpired:

- I. On October 14, 2005, Epic, through its President Rita Hernandez, submitted an affidavit in support of EPIC's Contractor Pre-qualification Certification with the MDCPS. *See* attached as Exhibit A. As acknowledged by the OIG, this pre-qualification is a necessary prerequisite -- mandated by MDCPS -- in order for a contractor to bid on contracts such as JOC.
- ii. As part of its pre-qualification package, Epic also submitted, among other things, its State of Florida issued license as a building contractor. *See* attached as Exhibit B.
- iii. Once the package was submitted, and as acknowledged in the draft OIG Report, the MDCPS reviewed and analyzed the contractor pre-qualification package. Epic, for its part, is completely unaware of this review and is not present when any MDCPS personnel review or discuss Epic's submitted package. However, we know from the draft OIG Report that the MDCPS personnel's review of EPIC's package contained questions of Epic's contractor status as either a general or building contractor. Particularly, the draft OIG report provides apparent notations in February and May of 2006 from the qualification committee files on this direct point. *See* attached as Exhibit C. Those notations include references to Epic's building contractor license. Clearly, someone within MDCPS -- presumably someone with authority in the pre-qualification process at MDCPS -- conducted a review and analysis of this very issue.
- iv. As a result of this review and in discharge of its duties, MDCPS issued a letter to Epic on July 14, 2006 advising that Epic's pre-qualification application had been **approved and that Epic was now "authorize[d] . . . to bid as a general contractor. . . ."** *See* attached as Exhibit D (*emphasis added*).
- v. Indeed, in pre-bid meetings with the MDCPS and the Gordian Group, a company charged with assisting MDCPS administer its JOC program, Epic was repeatedly told and provided literature that in order to bid on JOC for MDCPS, the "contractor must be prequalified as a general contractor with MDCPS prior to bid." *See* attached as Exhibit E.
- vi. Following MDCPS' pre-qualification certification, EPIC bid on and was awarded JOC06-05. On December 18, 2006, EPIC certified to MDCPS that it was a general contractor in its licensure certificate, as per the instructions and certification it had received from MDCPS. *See* attached as Exhibit F.

Absolutely nothing in this certification is false as claimed in the draft OIG Report, and it is slander to suggest otherwise. First, MDCPS provided express authorization for such a declaration in its letter of July 14, 2006. And second, under Florida law Epic is indeed a general contractor as that term is used in the industry.

The draft OIG Report goes to great lengths to insist that a general contractor as used throughout by the MDCPS means a “certified general contractor” under Florida Statutes. This is merely the OIG’s efforts to extra-legislate this issue for the MDCPS. While that attempt is wrong in and of itself, it is mainly irrelevant in the face of contrary MDCPS established policy as well as the interpretation provided by the MDCPS personnel charged with oversight over construction. Specifically, the JOC awarded contracts were for repair and remodeling work to school property. None of the JOC contracts awarded to EPIC were for construction work for which EPIC was precluded from performing by virtue of its State of Florida license. This was a fact that was known by all parties well in advance of any of the JOC contracts being awarded. Indeed, and as also well known to all, MDCPS has a wholly separate contracting process for capital construction projects, such as the construction of buildings. Yet, the draft OIG Report prefers to ignore these facts and stand on form over substance with regard to their interpretation to the exclusion of other more reasonable and appropriate interpretations.

Again, and as advised by the Gordian Group and MDCPS prior to bidding on any JOC contracts, contractors were advised that JOC was designed to “accomplish small to medium, multi-traded construction repair and minor new construction projects” and contractors were provided samples of the detailed scope of work expected under the JOC program for MDCPS. *See, e.g.*, attached as Exhibit G. The sample work identified by the Godrian Group and MDCPS falls squarely with the type of work a building contractor is permitted by law to perform. *See, Id.*, (“replace base cabinets”; “prime and paint door frames”; and “replace surface mounted mirrors”). MDCPS Board Policy further provides “all construction on Board-owned property . . . shall be performed by state-certified or licensed general contractors and subcontractors, or locally registered subcontractors where their registration is valid. *See* Board Policy 7101.<sup>1</sup> Finally, the draft OIG Report notes, but summarily dismisses information obtained during its investigation from Jaime Torrens, MDCPS Chief Facilities Officer, that MDCPS staff had evaluated the type of work being performed by Epic under the JOC and that for the type of work being performed, a building contractor’s license would be sufficient. *See* draft OIG Report, p. 16.

Not only was Epic prequalified, certified and authorized in advance by the MDCPS to submit bids as a general contractor, Epic was also actually performing work as a general contractor

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<sup>1</sup> It is also worthy of note that EPIC provided to MDCPS as part of its pre-qualification package Miami-Dade County classification of EPIC’s business as “SUB-GENERAL BLDG CONTRACTOR.”

for which it was allowed and licensed to perform under Florida law. There simply was no false certification by EPIC and there simply was no need to correct a perceived mistake, as identified by the OIG, when none existed. The same result exists for the other contracts identified by the OIG.

B. 2010: JOC10-C3

In 2010, the incorrect finding of false certification as posited in the draft OIG Report fails no differently, as again the facts show that no false certification was provided. Below is the chronology of salient events as they transpired:

- I. On October 19, 2009, MDCPS invited Epic to renew its pre-qualification certificate. *See* attached as Exhibit A2.
- ii. On October 20, 2009, Epic, through its President Rita Hernandez, submitted an affidavit requesting renewal and, again, attaching its State of Florida license as a certified building contractor. *See* attached as Exhibit B2. No certifications or attestations were provided at this time by Epic as to its contracting status.
- iii. Once again, MDCPS approved Epic's renewal application and certified Epic as a contractor for the scope or type of work as general. *See* attached as Exhibit C2.
- iv. Once again, Epic, after receiving this certification, bid on and received work under JOC. As part of its bid package, Epic certified itself – as it was permitted to do according to the MDCPS pre-qualification certificate -- as a general contractor. *See* attached as Exhibit D2. Again, no false certification was provided.

**II. EPIC is a general contractor**

Much has been written by the OIG that EPIC is not in fact a general contractor and as a result, Epic would never be qualified to work on MDCPS' JOC contracts. However, the OIG's jaundice interpretation derives from its application of Florida statutes defining "certified general contractors" and "certified building contractors." Yet, MDCPS has never required contractors applying for work under JOC to be "certified general contractors." Again, this is merely an attempt by the OIG to extra-legislate this issue. At best, the only thing the OIG can point to is its belief that MDCPS references to licensed general contractor must by implication be referring to "certified general contractors."

Epic is a general contractor under Florida law. Epic is also a certified building contractor

under Florida law. Epic is also a licensed general contractor under Florida law. Those terms are not mutually exclusive, but rather are encompassing of varying concepts recognized under Florida law. The draft OIG Report fails to grasp the importance of these concepts, and instead stubbornly holds to its belief that the only possible explanation of general contractor is that it means “certified general contractor.” Perhaps most disturbing, however, is the fact that Epic provided the OIG with an expert opinion on this exact issue in February 2014, some 6 months before the OIG issued its draft report. Curiously, the draft OIG Report makes no mention of this submission or the import of this expert opinion. Instead, the draft OIG Report merely references a call to DPR in which some person in DPR advised that a certified building contractor is different from a certified general contractor. Not surprising, but irrelevant, as Epic has never contended – nor would it – that a certified building contractor is a certified general contractor. Indeed, MDCPS never required that the contractor bidding on JOC be a certified general contractor.

For purposes of this rebuttal, Epic again provides the expert opinion in hopes that this time the OIG final report may contain this valuable and relevant opinion. *See* attached as Exhibit E2. In summary, however, the expert opinion provides in part:

- Using the definition for general contractor as accepted in the State of Florida, the nation and accepted construction standards, **Epic Construction Inc. is a General Contractor.**
- **A Certified Building Contractor is a general contractor** who is only limited by the State of Florida Statutes 2013 – 489.113.
- **Epic Construction Inc. qualifies as a general contractor because it falls under the definition of a general contractor as defined in the State of Florida, the Standards in the Construction Industry and by the work they perform.**
- It is my expert opinion . . . [that] **Epic Construction Inc. should not be removed from the School Board of Miami – Dade to perform General Contracting work as defined by their Bid Notices and RFP’s.**
- There is no financial, bidding edge or any other advantage from being a Certified General Contractor or a Certified Building Contractor in the State of Florida.

*Id. (emphasis supplied).* Again, this expert opinion is noticeably absent from the draft OIG Report. One is only left to guess as to why this occurred.

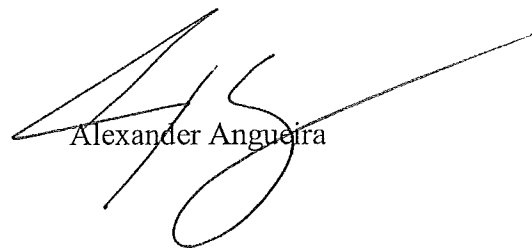
Equally disturbing, however, is the failure in the draft OIG Report to include other salient facts obtained by the OIG investigators, which are contradictory to the OIG’s ultimate conclusions. For example, Epic has learned that during its investigation in this matter, OIG agents approached the company which provides Epic’s insurance coverage. This OIG interview was particularly germane to this investigation because Epic had provided to MDCPS an insurance certificate from this very same company listing the type of work performed by Epic as general contractor. *See* attached as Exhibit F2. According to the

insurance company, OIG agents approached them and sought confirmation from the insurance company that Epic was not a general contractor and that Epic had misrepresented its status to the insurance company. However, the insurance company, being otherwise aware of the scope of work performed by Epic over the past decade, informed the OIG agents that Epic had not misrepresented anything to the insurance company and that Epic was indeed a general contractor under Florida law. Again, this interview is noticeably absent from the draft OIG Report.

Lastly, the draft OIG Report references how, after the fact of the investigation was known to Epic, Epic obtained its certified general contractor license from the State of Florida. The draft OIG Report mentions this fact as if it were a bad thing – some sort of tacit admission of wrongdoing. However, this fact cannot be viewed in a vacuum. Indeed, it ignores the countless meetings between Epic and MDCPS to reach a simple and easy resolution to what was becoming an ever morphing issue that was preventing Epic from receiving work from MDCPS. Truth be told, Epic merely obtained its certified general contractor license on suggestion by MDCPS that it might be a easy way to resolve the situation and allow Epic to continue to receive work. Epic, as the good contractor it is, simply adopted MDCPS' suggestion in hopes of resolving the situation. Epic never intended its attempt to work with MDCPS for a workable solution to this issue to be construed as an admission or evidence of wrong-doing that does not exist.

EPIC did nothing wrong and followed the rules set forth by MDCPS. As a W/MBE with Miami-Dade County, Epic has worked hard to maintain the quality of the work provided to the County and the integrity of its reputation in a business predominately run by male owned businesses. The current draft OIG report not only tarnishes that reputation, disparages Epic's work for the County, but also unfairly and unjustly prejudices Epic. The draft OIG Report improperly employs a review with a much finer comb than the one originally chosen by MDCPS. The draft OIG Report is plainly wrong and fairness requires the inclusion of this letter and its attachments together with any future version of the OIG Report.

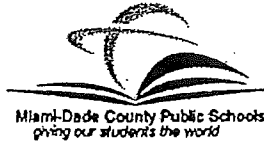
Very truly yours,



Alexander Anguerra



MIAMI-DADE COUNTY PUBLIC SCHOOLS  
CONTRACTOR PREQUALIFICATION CERTIFICATION APPLICATION



AFFIDAVIT

STATE OF Florida  
COUNTY OF Dade

I hereby declare and affirm that I am the President  
of E P I C Construction, Inc (Title)  
(Company)

That I am duly authorized to execute the foregoing Contractor Prequalification Certification Application, and that the contents of said document(s) are complete, true, and correct to the best of my knowledge and belief. I hereby certify that the application and supporting documents include all of the material information necessary to validate the status of the company for prequalification purposes. Further, the undersigned is notified of his/her responsibility to notify the Division of Business Development and Assistance within fifteen (15) days and provide a notarized statement whenever a change occurs in the ownership, management, or financial condition of the company. Any prequalification applicant, including its principal(s), director(s), and any affiliate, who is a party to any misrepresentation to obtain business or contracts with the District, pursuant to Florida State statutes, State administrative rules, and School Board rule shall be declared delinquent and have its certificate suspended or revoked and will be subject to debarment and any other penalties prescribed by law.

(Corporate Seal), if appropriate

Rita Hernandez

Name of Owner or Officer (Printed)

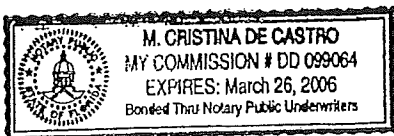
Rita Hernandez

Owner or Officer (Signature)

On this 14<sup>th</sup> day of October, 2005, personally appeared before me, the undersigned officer who is authorized to administer oaths, Rita Hernandez, known to be the person described in the foregoing affidavit, who acknowledged that he/she executed the same in the capacity and for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

(Notary Seal)



M. Cristina De Castro

Notary Public

My Commission Expires: \_\_\_\_\_

10/13/05

Note: We are in the process of changing our Qualifier.  
Our new Qualifier will be Miguel Hernandez, Jr.  
CBC 1251847 Expiration date: 8/31/06  
this will be effective Nov/2005.

1415495

STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
CONSTRUCTION INDUSTRY LICENSING BOARD

SEQ# L04051900179

DATE	BATCH NUMBER	LICENSE NBR
19/2004	030584225	CBC1251847

is BUILDING CONTRACTOR  
named below IS CERTIFIED  
under the provisions of Chapter 489, F.S.  
Expiration date: AUG 31, 2006



HERNANDEZ, MIGUEL JR  
SOLUTIONS INC  
45 SW 144 STREET  
AMI

FL 33158

JEB BUSH  
GOVERNOR

DISPLAY AS REQUIRED BY LAW

DIANE CARR  
SECRETARY

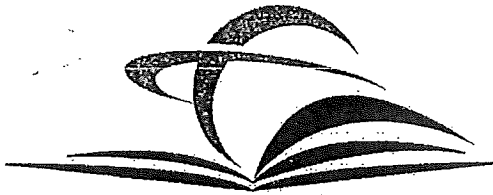
EPIC Construction

Spoke to Hreella  
 Will Fax  
 1. Valid Occupational  
 License Expired 9/30/05  
 2. Page 4, Ques 23 not  
 checked -  
 3. Statement Verifying  
 Ownership Large,  
 Page 2 of 13  
 - Dir. of Conf. only list  
 Rita Hernandez  
 000000 SHD 2/23/2003

US Postal -  
 3/2007 - 2,009,125  
 US Postal Service  
 1/2002 - 3,000,000  
 US Postal Service  
 6/2001 - 4,436,106  
 General ? -  
 5/16/2006

Forms incomplete  
 (1) Copy of work  
 (2) Note GE

Building Contract  
 not signed  
 Financial Statement  
 was not required  
 Bonding 2/10/7



# Miami-Dade County Public Schools

*giving our students the world*

**Superintendent of Schools**  
*Rudolph F. Crew, Ed.D.*

**Deputy Superintendent**  
*Business Operations*  
*Ofelia San Pedro*

**Chief Financial Officer**  
*Martin A. Berkowitz*

**Administrative Director**  
*M/WBE and Related Services*  
*Rose Barefield-Cox, J. D.*

**Director**  
*Patricia A. Freeman*

Ms. Rita Hernandez, President  
EPIC Construction, Inc.  
6845 S. W. 144 Street  
Miami, Florida 33158

July 14, 2006

**Miami-Dade County School Board**  
*Agustin J. Barrera, Chair*  
*Perla Tabares Hantman, Vice Chair*  
*Frank J. Bolaños*  
*Evelyn Langlieb Greer*  
*Dr. Robert B. Ingram*  
*Dr. Martin Karp*  
*Ana Rivas Logan*  
*Dr. Marta Pérez*  
*Dr. Solomon C. Stinson*

## **Re: Contractor Prequalification Certification**

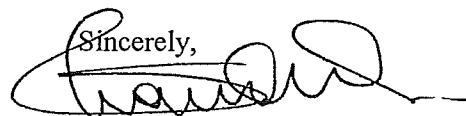
Dear Ms. Hernandez:

The School Board of Miami-Dade County, Florida has approved the Contractor Prequalification Certification application for EPIC Construction, Inc. This certification authorizes the company to bid as a general contractor, on a single construction project not to exceed \$2,000,000.00 (Two Million), and an aggregated amount not to exceed \$10,000,000.00 (Ten Million).

The certification is valid for one year and will expire on July 12, 2007. Should you so desire, you may at any time during this period request to increase the company's bid limit. This request must be in writing, and must be accompanied by pertinent documentation supporting the application for increase. The submitted documents must include, but not be limited to, evaluations for completed projects, bonding capacity for the amount requested, as well as a formal letter addressed to this writer requesting the increase.

Additionally, any changes which have occurred in the management, financial or corporate structure of the company must be disclosed in the form of a notarized statement, within fifteen days of the change(s), and sent to: Attention: Ms. Sharon Hire-Miller, Supervisor, Contractor Prequalification, Miami-Dade County Public Schools, School Board Administration Building, 1450 N.E. Second Avenue, Room 226A, Miami, Florida 33132.

If you have any questions regarding the aforementioned please contact me at (305) 995-4565.

Sincerely,  


Sharon Hire-Miller, Supervisor  
Contractor Prequalifications

SHM/djl  
L1260

cc: Dr. Rose Barefield-Cox  
Ms. Patricia A. Freeman

**Contractor Prequalification** • 1450 N.E. 2nd Avenue, Suite 226A • Miami, Florida 33132  
305-995-1344 • Fax 305-995-4248 • <http://facil.dade.k12.fl.us/prequal>

EXH D



Miami-Dade County Public Schools  
giving our students the world

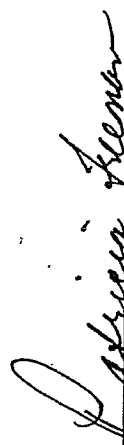
The School Board of Miami-Dade County, Florida  
Certificate of Contractor Prequalification

issued to

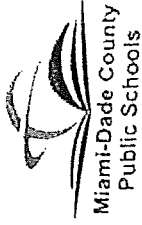
**EPIC Construction, Inc.**

Name of Company

You are hereby prequalified as a General Contractor to bid for Miami-Dade County Public Schools projects effective July 12, 2006 to July 12, 2007. The company's bid limit for single projects is \$2,000,000.00 and the aggregate bid limit is \$10,000,000.00.

  
Patricia Freeman, Director  
Business Development and Assistance

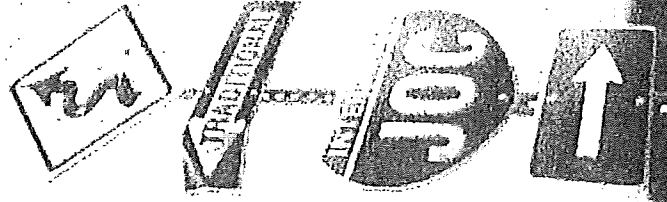
# PART I CONTRACT HIGHLIGHTS



- This Pre-Bid is Mandatory-be sure to sign in!
- Bid Opening For the (2) Contracts is December 12th , 2006 Tuesday@ 2:00PM  
MUST SUBMIT A COMPLETE PROPOSAL PACKAGE FOR THE CONTRACT  
YOU ARE BIDDING ON!!!
- CONTRACTOR MUST BE PREQUALIFIED AS A GENERAL CONTRACTOR  
WITH M-DCPS PRIOR TO BID
- MUST ACKNOWLEDGE ALL ADDENDUMS
- Contract Minimum Value is \$50,000 / Maximum Is \$2,000,000/year but if  
extensions are exercised contract value is \$6,000,000 per Term.
- Contract Term is One Year
- Contract has 2 additional 1 year Renewal Options-The total contract will be no  
more than 3 years



THE  
GORDIAN  
GROUP<sup>®</sup>





# LICENSURE CERTIFICATION

I, Rita Hernandez / EPI Construction, Inc. hereby certify, in accordance with the laws of the State of Florida, for this project no. 10006-05 Miami-Dade Public Schools (name of facility) as General Contractor shall insure that all construction on Board owned property under my contract including volunteer or service organization projects, shall be performed by state certified or licensed general contractors and subcontractors, or locally registered subcontractors where applicable. Locally registered subcontractors shall only provide services to the Board where their registration is valid. Where mandated by local ordinance, I shall ensure that all occupational licenses are secured for services on project # 10006-05 of the Miami-Dade County School Board.

Construction Manager/Contractor shall execute and provide one (1) of the following:

- signature, corporate seal, attesting secretary; or
- signature, two (2) witnesses; or
- signature, Notary.

[Signature]  
 Attest Secretary or Witness

[Signature]  
 Witness

EPI Construction Inc  
 Name of Firm

[Signature] (SEAL)  
 President, Owner/Partner  
 (Sign as on contract)

State of Florida

County of Dade

On this 18th day of December, 2006, Rita Hernandez  
 Print name(s) of signer(s)

personally appeared before me, as the signer(s) of the attached instrument, and he/she/they acknowledged that he/she/they signed the instrument voluntarily for the purpose expressed in it who is personally known to me or has produced

Type of Identification ID#/Expiration Date

(Seal)



[Signature]  
 Printed Name of Notary

## TO BE SUBMITTED WITH BID

## What is Job Order Contracting?

- Definition:
  - A Firm Fixed Price, Competitively Bid, Indefinite Quantity Type Contract
  - Designed to Accomplish Small to Medium, Multi-traded, Construction Repair and Minor New Construction Projects
  - Procurement Method to Obtain Construction Services
- The Contract:
  - Guaranteed Minimum Value - \$50,000
  - Maximum Potential Value of \$2,000,000 and \$6,000,000 if extensions are exercised
  - Term of the contract is 12 Months or point at which max value is reached, whichever is sooner
  - Contract has Multi-term - Two Additional Option Terms of One Year Each
  - Result is Maximum Potential of \$18,000,000 over 3 Year Period
  - A Series of Individual Work Orders - Performance Based Contracting. Once the minimum value of the contract is reached work is dependent upon the Contractors performance





## Sample Detailed Scope of Work

### General

1. Complete partial interior upgrade as described below and on attached sketch dated XXX/XX/XX. Demolish and relocate/replace partition walls as indicated on sketch. All materials are to be approved via submittal process prior to installation.

### Division 1

1. Dispose of all construction debris

### Division 6

1. Replace base cabinets with 48"x 30"x 24" 2 drawer/2 door cabinets with plastic laminated countertop.

### Division 8

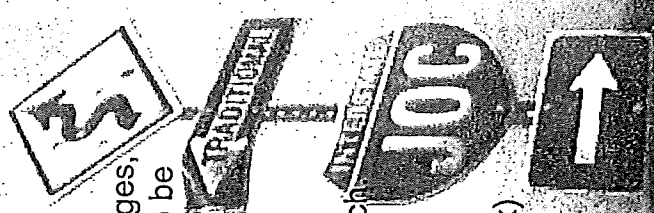
1. Install 2 new 3'x 6' 8" 14 gauge metal door frames. Install 2 new solid core birch doors with hinges, privacy lockset, wall mounted bumper, closers, kick plates (inside and outside). All hardware to be bronze color. Key lockset to existing master key system.
2. Replace 2 single hung aluminum hung impact louver less windows.

### Division 9

1. Demo and install new metal stud and 5/8" Gyp board partition walls as shown on attached sketch. Use water resistant drywall on sink walls.
2. Demolish existing 2x2 ceiling tiles and grid. Replace in kind.
3. Demolish and replace existing VCT and base (on all walls).
4. Prime (all new gyp board) and paint (2 coats latex) all gyp board. Prime and paint (2 coats latex) door frames. Stain (2 coats) doors.



THE  
GORDIAN  
GROUP



## Sample Detailed Scope of Work



### Division 10

1. Replace surface mounted mirrors above vanity countertops with 48"x36" mirror.

### Division 15

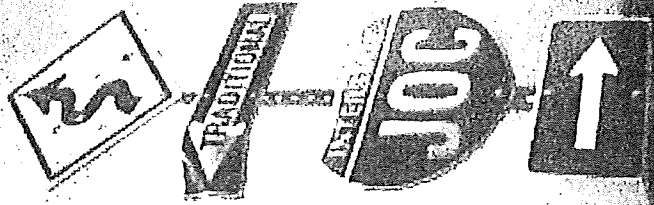
1. Install new vitreous china counter top lavatories with center set faucets. Demo and replace existing plumbing (copper supply lines, PVC waste lines/vents, traps, shut off valves, etc) as required to return sinks to proper functioning condition.

### Division 16

1. Demo and replace wall mounted and ceiling mounted fluorescent lights (with electronic ballasts). Replace conduit, wiring and boxes as necessary to return lighting, switches and outlets to proper function. Utilize existing circuit/breaker. Replace all switches and duplex outlets. Use GFI outlets as required by code.



THE  
GORDIAN  
GROUP





# Miami-Dade County Public Schools

*giving our students the world*

*Superintendent of Schools*  
Alberto M. Carvalho

*Miami-Dade County School Board*

*Dr. Solomon C. Stinson, Chair*

*Dr. Marta Pérez, Vice Chair*

*Agustin J. Barrera*

*Renier Díaz de la Portilla*

*Dr. Lawrence S. Feldman*

*Perla Tabares Hantman*

*Dr. Wilbert "Tee" Holloway*

*Dr. Martin Kerp*

*Ana Rivas Logan*

*Office of School Facilities*  
*Chief Facilities Officer*  
Jaime G. Torrens

*Administrative Director*  
*Office of Compliance and Business Services*  
Rose Barefield-Cox, J.D.

October 19, 2009

Ms. Rita Hernandez, President  
EPIC Construction, Inc.  
6845 S.W. 144th Street  
Palmetto Bay, FL 33158

RE: Contractor Prequalification Certificate Expiration

Dear Ms. Hernandez:

On 12/10/2009 your Contractor Prequalification Certificate will expire. M-DCPS' Board Rule 6Gx13-7D-1.05, Prequalification of Contractors for Educational Facilities Construction, Section V.A.1 mandates, with specificity, the renewal process which states:

"A prequalified contractor may apply to renew its certification if its certification is current, and no significant changes have occurred in the control, management, or ownership of the company. A contractor, whose certificate has expired, must re-apply, (as if the contractor had not been prequalified by the Board)."

Failure to renew your certificate in a timely manner will render it invalid, and your company will be ineligible to bid on future School Board projects. Procedurally, you are hereby required to complete the enclosed Statement of Contractor's Qualification Renewal form, and return the original, with a copy of valid state trade license, qualified business license and occupational license, as well as two (2) copies to: Attention: Ms. Sharon Hire-Miller, Supervisor, Contractor Qualifications, 1450 NE 2nd Ave., Suite 226A, Miami, Florida 33132. If you have any questions or concerns, please contact me at (305) 995-1420.

Sincerely,

Sharon Hire-Miller, Supervisor  
Contractor Prequalification

SHM/ro  
L2582  
Enclosure

cc: Dr. Rose Barefield-Cox

EXH A2

STATEMENT OF CONTRACTORS QUALIFICATION RENEWAL APPLICATION  
AFFIDAVIT

STATE OF Florida

COUNTY OF Dade

I hereby declare and affirm that I am the President  
of ELC Construction Inc (Title)  
(Firm)

That I am duly authorized to execute the foregoing Statement of Contractor's Qualification Renewal Application, and that the contents of said document(s) are complete, true, and correct, to the best of my knowledge and belief. I hereby certify that the application and supporting documents include all of the material information necessary to validate the status of the company for prequalification renewal purposes. Further, the undersigned is notified of his/her responsibility to notify the Division of Business Development and Assistant within fifteen (15) days and provide a notarized statement whenever a change occurs in the ownership, management, or financial condition of the company. Any prequalification applicant, including it's principal(s), director(s), and any affiliate, who is a party to any misrepresentation to obtain business or contracts with the District, pursuant to Florida State statutes, Florida State administrative rules, and School Board rule shall be declared delinquent and have its certificate suspended and/or revoked and will be subject to debarment and any other penalty prescribed by law.

(Corporate Seal), if appropriate

Rita Hernandez  
Name of Owner or Officer (Printed)  
Rita Hernandez  
Owner or Officer (Signature)

On this 9th day of December 2009, personally appeared before me, the undersigned officer who is authorized to administer oaths, Rita Hernandez, known to be the person described in the foregoing affidavit, who acknowledged that he/she executed the same in the capacity stated and for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

(Notary Seal)



M. Cristina Castro  
Notary Public

My Commission Expires: 03/26/2010

AC# 3969443

STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
CONSTRUCTION INDUSTRY LICENSING BOARD

SEQ# L08090301389

DATE BATCH NUMBER LICENSE NUMBER

09/03/2008 088054095 CB01251847

The BUILDING CONTRACTOR

Named below IS CERTIFIED

Under the provisions of Chapter 489 FS

Expiration date: AUG 31, 2010

HERNANDEZ, MIGUEL JR  
EPIC CONSTRUCTION INC  
6845 SW 144 STREET  
MIAMI FL 33158

CHARLIE CRIST  
GOVERNOR

CHARLES W. DRAGO  
SECRETARY

DISPLAY AS REQUIRED BY LAW

VILLAGE OF PALMETTO BAY  
LOCAL BUSINESS TAX RECEIPT: 2009/10  
This receipt expires on September 30, 2010  
Receipt #: 2009/10-0845

In consideration of the sum of \$30.00 paid to the Village of Palmetto Bay, Miami-Dade County, State of Florida,

EPIC CONSTRUCTION INC  
6845 SW 144 ST  
PALMETTO BAY FL 33158

is hereby permitted to engage in or manage the occupation of SUB-GENERAL BUILDING CONTRACTOR (1-50 employees

In accordance with Village Ordinance 03-10, the Village of Palmetto Bay provides this receipt for the period beginning October 01, 2009 and ending September 30, 2010, subject to the provisions of all Ordinances enacted. Additionally, the Village expressly reserves the right to revoke or cancel this receipt in accordance with the provisions of Ordinance 03-10, Section 1.6 (a).

Category RENEWAL

*Meghan Rader*  
Meghan Rader, CMC, Village Clerk



*The School Board of Miami-Dade County, Florida*

*Certificate of Contractor Prequalification*

is issued to

**EPIC Construction, Inc.**

Name of Company

You are hereby prequalified to submit bids for Miami-Dade County Public Schools projects in accordance to the following prequalification dates and bid limits:

Approved Date	Expiration Date	Single Bid Limit	Aggregate Bid Limit	Type of Work
2/10/2010	2/10/2011	\$2,000,000	\$50,000,000	General

*Rose Barefield-Cox*

Rose Barefield-Cox, J.D., Administrative Director  
Office of Compliance and Business Services

Licensure Certification (Submit with Bid)



I, Miguel Hernandez, Jr., hereby certify in accordance with the laws of the State of Florida, for this project no. JOC 10-C3 MDCPS (name of facility) I as General Contractor shall insure that all construction on Board owned property under my contract including volunteer or service organization projects, shall be performed by state certified or licensed general contractors and subcontractors, or locally registered subcontractors where applicable. Locally registered subcontractors shall only provide services to the Board where their registration is valid. Where mandated by local ordinance, I shall ensure that all occupational licenses are secured for services on project # JOC10-C3 of the Miami-Dade County School Board.

Construction Manager/Contractor shall execute and provide one (1) of the following:

- signature, corporate seal, attesting secretary; or
- signature, two (2) witnesses; or
- signature, Notary.

[Signature]  
 Attest Secretary or Witness

[Signature]  
 Witness

EPIC Construction, Inc.  
 Name of Firm

[Signature] (SEAL)  
 President, Owner/Partner  
 (Sign as on contract)

State of Florida  
 County of Miami-Dade

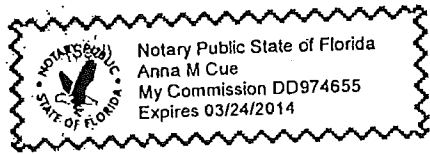
On this 4th day of October, 20 10, Rita Hernandez  
 Print name(s) of signer(s)

personally appeared before me, as the signer(s) of the attached instrument, and he/she/they acknowledged that he/she/they signed the instrument voluntarily for the purpose expressed in it, who is personally known to me or has produced

\_\_\_\_\_ Type of Identification ID#/Expiration Date

[Signature]  
 Signature of Notary

Anna M. Cue  
 Printed Name of Notary



TO BE SUBMITTED WITH BID

**ADCOX GROUP, INC.**

Dr. John W. Adcox Jr. CPC  
President  
john@adcoxgroup.com

8746 McKenna Drive  
Jacksonville, Florida  
32226  
904 – 534-5731 ( Work/Cell )

**February 12, 2014**

Alexander Angueira, Esq.  
Alexander Angueira, P.L.L.C.  
Plaza 57, 7301 S.W. 57th Court  
Suite 515  
South Miami, FL 33143  
Office: (305) 357-9031  
Cell: (305) 915-0475  
Fax: (305) 357-9050

William Hernandez  
11705 SW 69th Avenue  
Pinecrest, FL 33156  
Cell: 305-479-1010

Company info:  
Epic Construction Inc.  
11705 SW 69th Avenue  
Pinecrest, FL 33156  
305-971-7811  
[www.epicconstructioninc.com](http://www.epicconstructioninc.com)  
CBC 1251847

**Re: Epic Construction Inc. ----- Miami Dade County School Board**

**Subject: Expert Opinion and Report of the term "General Contractor " in the State of Florida, Epic Construction qualifications, Miami Dade County School Board Certification**

*I have been qualified and accepted as an expert in construction cases from construction defects, OSHA standards, ADA standards, construction standards, contracts, estimating, design, contract qualifying and qualifications in Florida etc. since 1980.*

Expert Opinion/Report will address the following concerns:

- What does the term " General Contractor " mean in government contracts, in usage in the construction industry in the State of Florida and nation, by definition.
- What does the term "Certified General Contractor ' mean by the State of Florida's Construction Industry Licensing Board ( hereafter CILB )
- What does the term " Certified Building Contractor" mean by the CILB
- Why does Epic Construction Inc. qualify as a General Contractor by the School Board of Miami-Dade.



The following data was reviewed:

- ✓ Email from Alexander Angueira, Esq. dated February 10, 2014
- ✓ Means Illustrated Construction Dictionary definition of General Contractor and Contractor ( copy attached )
- ✓ Wikipedia definition and description of General Contractor ( attached )
- ✓ The 2013 Florida Statutes – 489.105 Definitions of General Contractor, Building Contractor, Contractor, Certified ( attached )
- ✓ Florida Department of Business & Professional Regulation experience for building or general contractor's license ( attached )
- ✓ Certificate of Contractor Prequalification issued to EPIC Construction, Inc. dated July 12, 2006 to July 12, 2007 ( attached )
- ✓ Certificate of Contractor Prequalification issued to EPIC Construction, Inc. dated September 5., 2007 to September 5, 2008 ( attached )
- ✓ Certificate of Contractor Prequalification issued to EPIC Construction, Inc. dated 12/10/2008 to 12/10/2009 ( attached )
- ✓ Certificate of Contractor Prequalification issued to EPIC Construction, Inc. dated 2/10/2010 to 2/10/2011( attached )
- ✓ Certificate of Contractor Prequalification issued to EPIC Construction, Inc. dated 4/13/2011 to 4/13/2012( attached )
- ✓ Copy of State of Florida Contractor License number for William Hernandez (attached )
- ✓ Copy of State of Florida Contractor License number for Miguel Hernandez (attached )
- ✓ Copy of three building permits issued by Miami – Dade school board 2012 – 2014(attached )
- ✓ Copy of Bid Notices and RFP's for School Board of Miami – Dade 2014 (attached )
- ✓ Copy of Dr. John W. Adcox Jr. CPC vita ( attached )

#### **Background:**

Epic Construction Inc. is a General Contractor and maintains a State Certified Building Contractor license. The State Certified Building License allows them to provide services as General Contractors on commercial buildings, single and multiple dwelling residential buildings which do not exceed three stories in height. They are also allowed to perform remodeling, repair, or improvement of any size building if the services do not affect the structural members of the building. Epic Construction Inc. has been issued a certificate of contractor prequalification as a "General Contractor" since 2006 and are currently so certified.

#### **Factual Comments and Observations :**

- What does the term " General Contractor " mean in government contracts, in usage in the construction industry in the State of Florida and nation, by definition.

*The definition of a Genral Contractor as defined by the Means Illustrated Construction Dictionary is:*

For an inclusive construction project, the primary contractor who oversees and is responsible for all the work performed on the site, and to whom any subcontractor on the same job is responsible.

*The definition of a Genral Constractor as defined by the Wikipedia is:*

The general contractor is a manager, and possibly a tradesman, employed by the client on the advice of the architect, engineer or the architectural technologist or the client him/herself if acting as the manager. A general contractor is responsible for the overall coordination of a project.<sup>[3]</sup> A general contractor must first assess the project-specific documents (referred to as bid, proposal or tender documents). In the case of renovations, a site visit is required to get a better understanding of the project. Depending on the project delivery method, the contractor will submit a fixed price proposal or bid, cost plus price or an estimate. The general contractor considers the cost of home office overhead, general conditions, materials and equipment as well as the cost of labor to provide the owner with a price for the project

*The definition of a Genral Contractor and Building Contractor as defined by the State of Florida 2013 Florida Statutes 489.105 is:*

(a) "General contractor" means a contractor whose services are unlimited as to the type of work which he or she may do, who may contract for any activity requiring licensure under this part, and who may perform any work requiring licensure under this part, except as otherwise expressly provided in s. 489.113.

(b) "Building contractor" means a contractor whose services are limited to construction of commercial buildings and single-dwelling or multiple-dwelling residential buildings, which do not exceed three stories in height, and accessory use structures in connection therewith or a contractor whose services are limited to remodeling, repair, or improvement of any size building if the services do not affect the structural members of the building.

Using the accepted definition by the State of Florida, Nation and accepted construction standards, Epic Construction Inc. is a General Contractor. Their only limit in the State of Florida is by the Certified Building License. This license qualifies them to perform all the work they are bidding and performing for the School Board of Miami- Dade.

- What does the term "Certified General Contractor" mean by the State of Florida's Construction Industry Licensing Board ( hereafter CILB )

The answer to this statement is defined by the Florida Statutes 2013 – 489.113

(a) "General contractor" means a contractor whose services are unlimited as to the type of work which he or she may do, who may contract for any activity requiring licensure under this part, and who may perform any work requiring licensure under this part, except as otherwise expressly provided in s. 489.113

"Certified contractor" means any contractor who possesses a certificate of competency issued by the department and who shall be allowed to contract in any jurisdiction in the state without being required to fulfill the competency requirements of that jurisdiction.

"Contractor" means the person who is qualified for, and is only responsible for, the project contracted for and means, except as exempted in this part, the person who, for compensation, undertakes to, submits a bid to, or does himself or herself or by others construct, repair, alter, remodel, add to, demolish, subtract from, or improve any building or structure, including related

improvements to real estate, for others or for resale to others; and whose job scope is substantially similar to the job scope described in one of the paragraphs of this subsection. For the purposes of regulation under this part, the term "demolish" applies only to demolition of steel tanks more than 50 feet in height; towers more than 50 feet in height; other structures more than 50 feet in height; and all buildings or residences. Contractors are subdivided into two divisions, Division I, consisting of those contractors defined in paragraphs (a)-(c), and Division II, consisting of those contractors defined in paragraphs (d)-(q):

Thus the term "Certified General Contractor" represents a specific type of contractor as defined by the State of Florida. This term should not be confused with the term General Contractor. The only need for a Certified General Contractor license in the State of Florida is primarily for Commercial Buildings over 4 stories in height. A "Certified Building Contractor" can perform all commercial work except as noted in the definition above. All contractors in the State of Florida could be called "General Contractor" if they meet the definition as noted above.

➤ What does the term " Certified Building Contractor" mean by the CILB

The Certified Building Contractor is a general contractor who is only limited by the State of Florida Statutes 2013 – 489.113

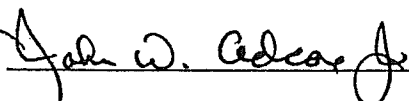
(b) "Building contractor" means a contractor whose services are limited to construction of commercial buildings and single-dwelling or multiple-dwelling residential buildings, which do not exceed three stories in height, and accessory use structures in connection therewith or a contractor whose services are limited to remodeling, repair, or improvement of any size building if the services do not affect the structural members of the building.

➤ Why does Epic Construction Inc. qualify as a General Contractor by the School Board of Miami-Dade.

Epic Construction Inc. qualifies as a General Contractor because they are General Contractor by definition from the State of Florida, the Standards in the Construction Industry and by the work they perform. Epic Construction Inc. has been prequalified as General Contractors by the School Board of Miami-Dade every year since 2006.

***Expert opinion and Conclusions***

It is my expert opinion based on my experience, research, and factual review of submitted information Epic Construction Inc. should not be removed from the School Board of Miami – Dade to perform General Contracting work as defined by their Bid Notices and RFP's. There is no financial, bidding edge or any other advantage from being a Certified General Contractor or a Certified Building Contractor in the State of Florida. The cost of permitting, company operation, licensing, state, federal or any other requirements are not an advantage by either type of contracting license. The ability to perform the work is not affected by either license, the work standard, quality of work, and job requirement would be the same for both.

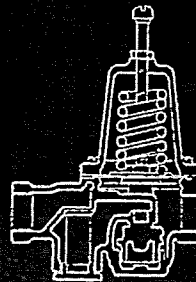
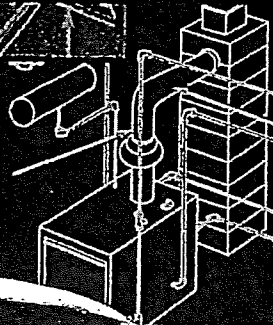
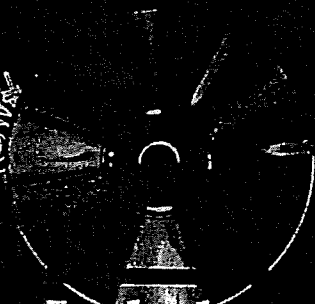
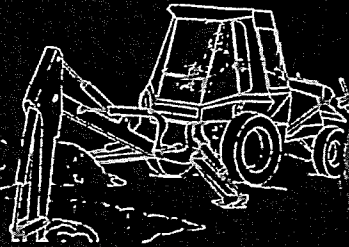
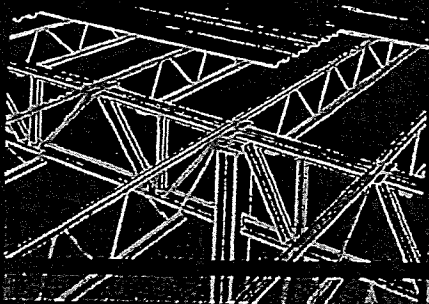
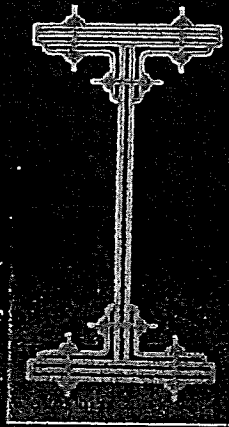
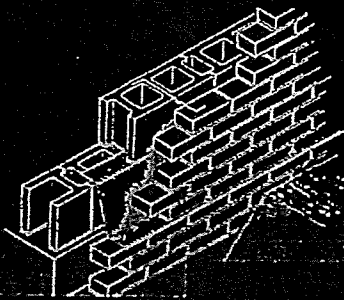
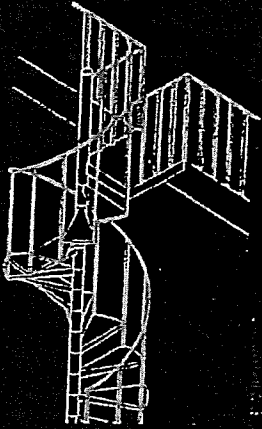


DATE 2/12/2013

Dr. John W. Adcox Jr. CPC  
President

# MEANS ILLUSTRATED CONSTRUCTION DICTIONARY

*Third  
Edition,  
Unabridged*



**Includes  
CD-ROM!**

gemel window A two-bayed window.

General Agreement on Tariffs and Trade (GATT) A specialized agency of the United Nations that seeks to ease the barriers of international trade.

general conditions The portion of the contract document in which the rights, responsibilities, and relationships of the involved parties are itemized.

general contract In a single contract system, the documented agreement between the owner and the general contractor for all the construction for the entire job.

general contractor For an inclusive construction project, the primary contractor who oversees and is responsible for all the work performed on the site, and to whom any subcontractors on the same job are responsible.

general diffuse lighting Lighting from units that direct 40%–60% of their emitted light upward, and the remainder downward.

general drawing A drawing that illustrates structural cross-sections, main dimensions, elevation plans, substructural borings, and other basic details of a construction project.

general foreman The general contractor's on-site representative, often referred to as the *superintendent* on large construction projects. It is the responsibility of the general foreman to coordinate the work of various trades and to oversee all labor performed at the site.

general industrial occupancy The designation of a conventionally designed building that can be used for all but high-hazard types of manufacturing or production operations.

general lighting Lighting designed to produce a fairly consistent level of illumination over an entire area.

general obligation bonds Instruments of obligation which, by permission of the public through referendum, are issued to investors by a subdivision of government. These bonds promise incremental payment of principal and interest from revenues collected annually by the government. In return, funds are supplied by investors and are used to pay for the construction of publicly owned buildings or other public works projects.

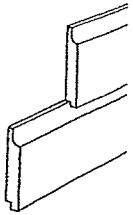
general partnership An association of two or more people to conduct business for profit as co-owners. The participants in a general partnership, called *general partners*, share all aspects of the business including assets, profits/losses, liability, and management responsibility.

general-purpose branch circuit An electrical circuit that supplies a number of outlets.

general requirements The designation or title of Division 1 (the first of 16) in the Construction Specifications Institute's Uniform System. General requirements usually include overhead items and equipment rentals.

generator (1) A mechanical or electromechanical device that converts mechanical energy into electrical power, as an alternator producing alternating current or a dynamo producing direct current. (2) A person, firm, or entity whose activities create a hazardous waste.

generic A term used to generally describe a material, product, assembly, or piece of equipment, as in the descriptive specification, rather than naming it by a specific

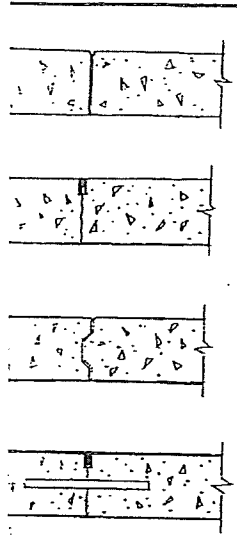


Gemel



gin t





contraction joints

include the agreement between the owner and contractor, all conditions of the contract including general and supplementary conditions, the specifications and drawings, any changes to the specifications and drawings, any changes to the original contract, and any other items specifically itemized as being part of the contract documents.

**contract for construction** An agreement between owner and contractor whereby the contractor agrees to construct the owner's project in accordance with the contract documents, within a specified amount of time, and for consideration to be paid by the owner as mutually agreed.

**contracting officer**

The representative of a government agency with authority to bind the government in contract matters.

**contracting officer's decision**

The contracting officer's final ruling regarding a properly submitted claim.

**contraction joint (control joint)**

A formed, sawed, or tooled groove in a concrete structure. The purpose of the joint is to create a weakened plane and to regulate the location of cracking resulting from the dimensional change of different parts of the structure.

**contract modification** Any unilateral or bilateral written alteration of the contract in accordance with the governing regulations and contract clauses.

**contractor** A constructor who is a party to the contract for construction, pledged to the owner to perform the work of construction in accordance with the contract documents.

**contractor's option** As laid out in the contract documents, the ability

of the contractor to select predetermined materials, methods, or systems, at his or her option, with no change in the contract sum.

**contractor's qualification statement**

A statement of the contractor's qualifications, experience, financial condition, business history, and staff composition. This statement, together with listed business and professional references, provides evidence of the contractor's competence to perform the work and assume the responsibilities required by the contract documents.

**contract sum** An amount

representing the total consideration in money to be paid the contractor for services performed under the contract for construction.

**contract type** The specific pricing

arrangements employed for the performance of work under contracts. These arrangements include firm fixed-price, fixed-price incentive, cost-plus-fixed fee, cost-plus-incentive fee, and several others.

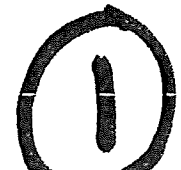
**contraflexure point** See point of inflection.

**contributory negligence** A term used to describe legal responsibility for an error or fault by one or more parties who have allegedly contributed in whole or in part to a loss or damage suffered by another party as a result of a specific occurrence.

**control factor** The ratio of the minimum to the average compressive strength of a material.

**control joint** See contraction joint.

**controlled fill** A backfilling or embankment operation in which the moisture content, depth of lift, and compaction equipment are closely regulated by specification and inspection.



# General contractor

From Wikipedia, the free encyclopedia

A **general contractor** (main contractor, prime contractor)<sup>[1]</sup> is responsible for the day-to-day oversight of a construction site, management of vendors and trades, and communication of information to involved parties throughout the course of a building project.<sup>[2]</sup>

## Contents

- 1 Description
- 2 Responsibilities
- 3 UK and Commonwealth usage
- 4 Licensing requirements
- 5 Licensing qualifications
- 6 As a business owner
- 7 General contractor example
- 8 See also
- 9 References

## Description

The general contractor is a manager, and possibly a tradesman, employed by the client on the advice of the architect, engineer or the architectural technologist or the client him/herself if acting as the manager. A general contractor is responsible for the overall coordination of a project.<sup>[3]</sup> A general contractor must first assess the project-specific documents (referred to as bid, proposal or tender documents). In the case of renovations, a site visit is required to get a better understanding of the project. Depending on the project delivery method, the contractor will submit a fixed price proposal or bid, cost

plus price or an estimate. The general contractor considers the cost of home office overhead, general conditions, materials and equipment as well as the cost of labor to provide the owner with a price for the project.

Contract documents include drawings, project manual (including general, supplementary and/or special conditions and specifications), addendum or modifications issued prior to proposal/ bidding and prepared by a design professional such as an architect. The general contractor may be the construction manager or construction manager at risk.

## Responsibilities

A general contractor is responsible for providing all of the material, labor, equipment (such as engineering vehicles and tools) and services necessary for the construction of the project. The general contractor hires specialized subcontractors to perform all or portions of the construction work.

Responsibilities may include applying for building permits, securing the property, providing temporary utilities on site, managing personnel on site, providing site surveying and engineering, disposing or recycling of construction waste, monitoring schedules and cash flows, and maintaining accurate records.<sup>[4]</sup>

## UK and Commonwealth usage

In the United Kingdom and some British Commonwealth countries the term 'general contractor' was gradually superseded by 'main contractor' during the early twentieth century. This was the term used by major professional, trade, and consumer organizations when issuing contracts for construction work, and thus the term 'general contractor' fell out of use except in large organizations where the term main contractor is the top manager and a general contractor shares responsibilities with professional contractors.

General contractors that conduct work for government agencies are typically referred to as prime contractors.



Select Year:  

## The 2013 Florida Statutes

---

### Title XXXII

### Chapter 489

### [View Entire Chapter](#)

#### REGULATION OF PROFESSIONS AND OCCUPATIONS CONTRACTING

#### 489.105 Definitions.—As used in this part:

- (1) “Board” means the Construction Industry Licensing Board.
- (2) “Department” means the Department of Business and Professional Regulation.

(3) ~~“Contractor”~~ means the person who is qualified for, and is only responsible for, the project contracted for and means, except as exempted in this part, the person who, for compensation, undertakes to, submits a bid to, or does himself or herself or by others construct, repair, alter, remodel, add to, demolish, subtract from, or improve any building or structure, including related improvements to real estate, for others or for resale to others; and whose job scope is substantially similar to the job scope described in one of the paragraphs of this subsection. For the purposes of regulation under this part, the term “demolish” applies only to demolition of steel tanks more than 50 feet in height; towers more than 50 feet in height; other structures more than 50 feet in height; and all buildings or residences. Contractors are subdivided into two divisions, Division I, consisting of those contractors defined in paragraphs (a)-(c), and Division II, consisting of those contractors defined in paragraphs (d)-(q):

~~(a) “General contractor”~~ means a contractor whose services are unlimited as to the type of work which he or she may do, who may contract for any activity requiring licensure under this part, and who may perform any work requiring licensure under this part, except as otherwise expressly provided in s. 489.113.

~~(b) “Building contractor”~~ means a contractor whose services are limited to construction of commercial buildings and single-dwelling or multiple-dwelling residential buildings, which do not exceed three stories in height, and accessory use structures in connection therewith or a contractor whose services are limited to remodeling, repair, or improvement of any size building if the services do not affect the structural members of the building.

(c) “Residential contractor” means a contractor whose services are limited to construction, remodeling, repair, or improvement of one-family, two-family, or three-family residences not exceeding two habitable stories above no more than one uninhabitable story and accessory use structures in connection therewith.

(d) “Sheet metal contractor” means a contractor whose services are unlimited in the sheet metal trade and who has the experience, knowledge, and skill necessary for the manufacture, fabrication, assembling, handling, erection, installation, dismantling, conditioning, adjustment, insulation, alteration, repair, servicing, or design, if not prohibited by law, of ferrous or nonferrous metal work of U.S. No. 10 gauge or its equivalent or lighter gauge and of other materials, including, but not limited to, fiberglass, used in lieu thereof and of air-handling systems, including the setting of air-handling equipment and reinforcement of same, the balancing of air-handling systems, and any duct cleaning and equipment sanitizing that requires at least a partial disassembling of the system.

(e) "Roofing contractor" means a contractor whose services are unlimited in the roofing trade and who has the experience, knowledge, and skill to install, maintain, repair, alter, extend, or design, if not prohibited by law, and use materials and items used in the installation, maintenance, extension, and alteration of all kinds of roofing, waterproofing, and coating, except when coating is not represented to protect, repair, waterproof, stop leaks, or extend the life of the roof. The scope of work of a roofing contractor also includes skylights and any related work, required roof-deck attachments, and any repair or replacement of wood roof sheathing or fascia as needed during roof repair or replacement and any related work.

(f) "Class A air-conditioning contractor" means a contractor whose services are unlimited in the execution of contracts requiring the experience, knowledge, and skill to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, central air-conditioning, refrigeration, heating, and ventilating systems, including duct work in connection with a complete system if such duct work is performed by the contractor as necessary to complete an air-distribution system, boiler and unfired pressure vessel systems, and all appurtenances, apparatus, or equipment used in connection therewith, and any duct cleaning and equipment sanitizing that requires at least a partial disassembling of the system; to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, piping, insulation of pipes, vessels and ducts, pressure and process piping, and pneumatic control piping; to replace, disconnect, or reconnect power wiring on the load side of the dedicated existing electrical disconnect switch; to install, disconnect, and reconnect low voltage heating, ventilating, and air-conditioning control wiring; and to install a condensate drain from an air-conditioning unit to an existing safe waste or other approved disposal other than a direct connection to a sanitary system. The scope of work for such contractor also includes any excavation work incidental thereto, but does not include any work such as liquefied petroleum or natural gas fuel lines within buildings, except for disconnecting or reconnecting changeouts of liquefied petroleum or natural gas appliances within buildings; potable water lines or connections thereto; sanitary sewer lines; swimming pool piping and filters; or electrical power wiring. A Class A air-conditioning contractor may test and evaluate central air-conditioning, refrigeration, heating, and ventilating systems, including duct work; however, a mandatory licensing requirement is not established for the performance of these specific services.

(g) "Class B air-conditioning contractor" means a contractor whose services are limited to 25 tons of cooling and 500,000 Btu of heating in any one system in the execution of contracts requiring the experience, knowledge, and skill to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, central air-conditioning, refrigeration, heating, and ventilating systems, including duct work in connection with a complete system only to the extent such duct work is performed by the contractor as necessary to complete an air-distribution system being installed under this classification, and any duct cleaning and equipment sanitizing that requires at least a partial disassembling of the system; to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, piping and insulation of pipes, vessels, and ducts; to replace, disconnect, or reconnect power wiring on the load side of the dedicated existing electrical disconnect switch; to install, disconnect, and reconnect low voltage heating, ventilating, and air-conditioning control wiring; and to install a condensate drain from an air-conditioning unit to an existing safe waste or other approved disposal other than a direct connection to a sanitary system. The scope of work for such contractor also includes any excavation work incidental thereto, but does not include any work such as liquefied petroleum or natural gas fuel lines within buildings, except for disconnecting or reconnecting changeouts of liquefied petroleum or natural gas appliances within buildings; potable water lines or connections thereto; sanitary sewer lines; swimming pool piping and filters; or electrical power wiring. A Class B air-conditioning contractor may

test and evaluate central air-conditioning, refrigeration, heating, and ventilating systems, including duct work; however, a mandatory licensing requirement is not established for the performance of these specific services.

(h) "Class C air-conditioning contractor" means a contractor whose business is limited to the servicing of air-conditioning, heating, or refrigeration systems, including any duct cleaning and equipment sanitizing that requires at least a partial disassembling of the system, and whose certification or registration, issued pursuant to this part, was valid on October 1, 1988. Only a person who was registered or certified as a Class C air-conditioning contractor as of October 1, 1988, shall be so registered or certified after October 1, 1988. However, the board shall continue to license and regulate those Class C air-conditioning contractors who held Class C licenses before October 1, 1988.

(i) "Mechanical contractor" means a contractor whose services are unlimited in the execution of contracts requiring the experience, knowledge, and skill to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, central air-conditioning, refrigeration, heating, and ventilating systems, including duct work in connection with a complete system if such duct work is performed by the contractor as necessary to complete an air-distribution system, boiler and unfired pressure vessel systems, lift station equipment and piping, and all appurtenances, apparatus, or equipment used in connection therewith, and any duct cleaning and equipment sanitizing that requires at least a partial disassembling of the system; to install, maintain, repair, fabricate, alter, extend, or design, if not prohibited by law, piping, insulation of pipes, vessels and ducts, pressure and process piping, pneumatic control piping, gasoline tanks and pump installations and piping for same, standpipes, air piping, vacuum line piping, oxygen lines, nitrous oxide piping, ink and chemical lines, fuel transmission lines, liquefied petroleum gas lines within buildings, and natural gas fuel lines within buildings; to replace, disconnect, or reconnect power wiring on the load side of the dedicated existing electrical disconnect switch; to install, disconnect, and reconnect low voltage heating, ventilating, and air-conditioning control wiring; and to install a condensate drain from an air-conditioning unit to an existing safe waste or other approved disposal other than a direct connection to a sanitary system. The scope of work for such contractor also includes any excavation work incidental thereto, but does not include any work such as potable water lines or connections thereto, sanitary sewer lines, swimming pool piping and filters, or electrical power wiring. A mechanical contractor may test and evaluate central air-conditioning, refrigeration, heating, and ventilating systems, including duct work; however, a mandatory licensing requirement is not established for the performance of these specific services.

(j) "Commercial pool/spa contractor" means a contractor whose scope of work involves, but is not limited to, the construction, repair, and servicing of any swimming pool, or hot tub or spa, whether public, private, or otherwise, regardless of use. The scope of work includes the installation, repair, or replacement of existing equipment, any cleaning or equipment sanitizing that requires at least a partial disassembling, excluding filter changes, and the installation of new pool/spa equipment, interior finishes, the installation of package pool heaters, the installation of all perimeter piping and filter piping, and the construction of equipment rooms or housing for pool/spa equipment, and also includes the scope of work of a swimming pool/spa servicing contractor. The scope of such work does not include direct connections to a sanitary sewer system or to potable water lines. The installation, construction, modification, or replacement of equipment permanently attached to and associated with the pool or spa for the purpose of water treatment or cleaning of the pool or spa requires licensure; however, the usage of such equipment for the purposes of water treatment or cleaning does not require licensure unless the usage involves construction, modification, or replacement of such equipment. Water treatment that does not require such equipment does not require a license. In addition, a license is not required for the

cleaning of the pool or spa in a way that does not affect the structural integrity of the pool or spa or its associated equipment.

(k) "Residential pool/spa contractor" means a contractor whose scope of work involves, but is not limited to, the construction, repair, and servicing of a residential swimming pool, or hot tub or spa, regardless of use. The scope of work includes the installation, repair, or replacement of existing equipment, any cleaning or equipment sanitizing that requires at least a partial disassembling, excluding filter changes, and the installation of new pool/spa equipment, interior finishes, the installation of package pool heaters, the installation of all perimeter piping and filter piping, and the construction of equipment rooms or housing for pool/spa equipment, and also includes the scope of work of a swimming pool/spa servicing contractor. The scope of such work does not include direct connections to a sanitary sewer system or to potable water lines. The installation, construction, modification, or replacement of equipment permanently attached to and associated with the pool or spa for the purpose of water treatment or cleaning of the pool or spa requires licensure; however, the usage of such equipment for the purposes of water treatment or cleaning does not require licensure unless the usage involves construction, modification, or replacement of such equipment. Water treatment that does not require such equipment does not require a license. In addition, a license is not required for the cleaning of the pool or spa in a way that does not affect the structural integrity of the pool or spa or its associated equipment.

(l) "Swimming pool/spa servicing contractor" means a contractor whose scope of work involves, but is not limited to, the repair and servicing of a swimming pool, or hot tub or spa, whether public or private, or otherwise, regardless of use. The scope of work includes the repair or replacement of existing equipment, any cleaning or equipment sanitizing that requires at least a partial disassembling, excluding filter changes, and the installation of new pool/spa equipment, interior refinishing, the reinstallation or addition of pool heaters, the repair or replacement of all perimeter piping and filter piping, the repair of equipment rooms or housing for pool/spa equipment, and the substantial or complete draining of a swimming pool, or hot tub or spa, for the purpose of repair or renovation. The scope of such work does not include direct connections to a sanitary sewer system or to potable water lines. The installation, construction, modification, substantial or complete disassembly, or replacement of equipment permanently attached to and associated with the pool or spa for the purpose of water treatment or cleaning of the pool or spa requires licensure; however, the usage of such equipment for the purposes of water treatment or cleaning does not require licensure unless the usage involves construction, modification, substantial or complete disassembly, or replacement of such equipment. Water treatment that does not require such equipment does not require a license. In addition, a license is not required for the cleaning of the pool or spa in a way that does not affect the structural integrity of the pool or spa or its associated equipment.

(m) "Plumbing contractor" means a contractor whose services are unlimited in the plumbing trade and includes contracting business consisting of the execution of contracts requiring the experience, financial means, knowledge, and skill to install, maintain, repair, alter, extend, or, if not prohibited by law, design plumbing. A plumbing contractor may install, maintain, repair, alter, extend, or, if not prohibited by law, design the following without obtaining an additional local regulatory license, certificate, or registration: sanitary drainage or storm drainage facilities, water and sewer plants and substations, venting systems, public or private water supply systems, septic tanks, drainage and supply wells, swimming pool piping, irrigation systems, and solar heating water systems and all appurtenances, apparatus, or equipment used in connection therewith, including boilers and pressure process piping and including the installation of water, natural gas, liquefied petroleum gas and related venting, and storm

and sanitary sewer lines. The scope of work of the plumbing contractor also includes the design, if not prohibited by law, and installation, maintenance, repair, alteration, or extension of air-piping, vacuum line piping, oxygen line piping, nitrous oxide piping, and all related medical gas systems; fire line standpipes and fire sprinklers if authorized by law; ink and chemical lines; fuel oil and gasoline piping and tank and pump installation, except bulk storage plants; and pneumatic control piping systems, all in a manner that complies with all plans, specifications, codes, laws, and regulations applicable. The scope of work of the plumbing contractor applies to private property and public property, including any excavation work incidental thereto, and includes the work of the specialty plumbing contractor. Such contractor shall subcontract, with a qualified contractor in the field concerned, all other work incidental to the work but which is specified as being the work of a trade other than that of a plumbing contractor. This definition does not limit the scope of work of any specialty contractor certified pursuant to s. 489.113(6), and does not require certification or registration under this part of any authorized employee of a public natural gas utility or of a private natural gas utility regulated by the Public Service Commission when disconnecting and reconnecting water lines in the servicing or replacement of an existing water heater. A plumbing contractor may perform drain cleaning and clearing and install or repair rainwater catchment systems; however, a mandatory licensing requirement is not established for the performance of these specific services.

(n) "Underground utility and excavation contractor" means a contractor whose services are limited to the construction, installation, and repair, on public or private property, whether accomplished through open excavations or through other means, including, but not limited to, directional drilling, auger boring, jacking and boring, trenchless technologies, wet and dry taps, grouting, and slip lining, of main sanitary sewer collection systems, main water distribution systems, storm sewer collection systems, and the continuation of utility lines from the main systems to a point of termination up to and including the meter location for the individual occupancy, sewer collection systems at property line on residential or single-occupancy commercial properties, or on multioccupancy properties at manhole or wye lateral extended to an invert elevation as engineered to accommodate future building sewers, water distribution systems, or storm sewer collection systems at storm sewer structures. However, an underground utility and excavation contractor may install empty underground conduits in rights-of-way, easements, platted rights-of-way in new site development, and sleeves for parking lot crossings no smaller than 2 inches in diameter if each conduit system installed is designed by a licensed professional engineer or an authorized employee of a municipality, county, or public utility and the installation of such conduit does not include installation of any conductor wiring or connection to an energized electrical system. An underground utility and excavation contractor may not install piping that is an integral part of a fire protection system as defined in s. 633.102 beginning at the point where the piping is used exclusively for such system.

(o) "Solar contractor" means a contractor whose services consist of the installation, alteration, repair, maintenance, relocation, or replacement of solar panels for potable solar water heating systems, swimming pool solar heating systems, and photovoltaic systems and any appurtenances, apparatus, or equipment used in connection therewith, whether public, private, or otherwise, regardless of use. A contractor, certified or registered pursuant to this chapter, is not required to become a certified or registered solar contractor or to contract with a solar contractor in order to provide services enumerated in this paragraph that are within the scope of the services such contractors may render under this part.

(p) "Pollutant storage systems contractor" means a contractor whose services are limited to, and who has the experience, knowledge, and skill to install, maintain, repair, alter, extend, or design, if not

prohibited by law, and use materials and items used in the installation, maintenance, extension, and alteration of, pollutant storage tanks. Any person installing a pollutant storage tank shall perform such installation in accordance with the standards adopted pursuant to s. 376.303.

(q) "Specialty contractor" means a contractor whose scope of work and responsibility is limited to a particular phase of construction established in a category adopted by board rule and whose scope is limited to a subset of the activities described in one of the paragraphs of this subsection.

(4) "Primary qualifying agent" means a person who possesses the requisite skill, knowledge, and experience, and has the responsibility, to supervise, direct, manage, and control the contracting activities of the business organization with which he or she is connected; who has the responsibility to supervise, direct, manage, and control construction activities on a job for which he or she has obtained the building permit; and whose technical and personal qualifications have been determined by investigation and examination as provided in this part, as attested by the department.

(5) "Secondary qualifying agent" means a person who possesses the requisite skill, knowledge, and experience, and has the responsibility to supervise, direct, manage, and control construction activities on a job for which he or she has obtained a permit, and whose technical and personal qualifications have been determined by investigation and examination as provided in this part, as attested by the department.

(6) "Contracting" means, except as exempted in this part, engaging in business as a contractor and includes, but is not limited to, performance of any of the acts as set forth in subsection (3) which define types of contractors. The attempted sale of contracting services and the negotiation or bid for a contract on these services also constitutes contracting. If the services offered require licensure or agent qualification, the offering, negotiation for a bid, or attempted sale of these services requires the corresponding licensure. However, the term "contracting" shall not extend to an individual, partnership, corporation, trust, or other legal entity that offers to sell or sells completed residences on property on which the individual or business entity has any legal or equitable interest, or to the individual or business entity that offers to sell or sells manufactured or factory-built buildings that will be completed on site on property on which either party to a contract has any legal or equitable interest, if the services of a qualified contractor certified or registered pursuant to the requirements of this chapter have been or will be retained for the purpose of constructing or completing such residences.

(7) "Certificate" means a certificate of competency issued by the department as provided in this part.

~~(8) "Certified contractor"~~ means any contractor who possesses a certificate of competency issued by the department and who shall be allowed to contract in any jurisdiction in the state without being required to fulfill the competency requirements of that jurisdiction.

(9) "Registration" means registration with the department as provided in this part.

(10) "Registered contractor" means any contractor who has registered with the department pursuant to fulfilling the competency requirements in the jurisdiction for which the registration is issued. Registered contractors may contract only in such jurisdictions.

(11) "Certification" means the act of obtaining or holding a certificate of competency from the department as provided in this part.

(12) "Local construction regulation board" means a board, composed of not fewer than three residents of a county or municipality, which the governing body of that county or municipality may create and appoint to maintain the proper standard of construction of that county or municipality.

(13) “Business organization” means any partnership, corporation, business trust, joint venture, or other legal entity which engages or offers to engage in the business of contracting or acts as a contractor as defined in this section.

(14) “Financially responsible officer” means a person other than the primary qualifying agent who with the approval of the board assumes personal responsibility for all financial aspects of the business organization.

(15) “Structural component” means any vertical or horizontal load-bearing member of a structure which supports dead or live loads in addition to its own weight and includes, but is not limited to, a foundation, an exterior or interior load-bearing wall, a column, a column beam, a floor, and a roof structure.

(16) “Arbitration” means a process whereby a neutral third person or panel, called an arbitrator or arbitration panel, considers the facts and arguments presented by the parties and renders a decision which is binding on the parties.

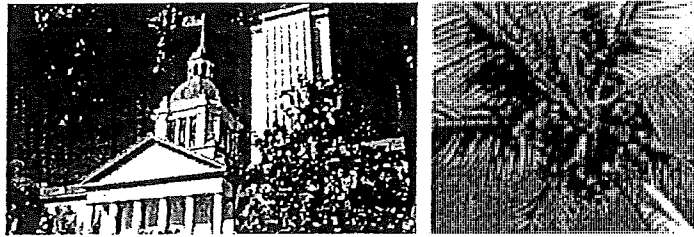
(17) “Pollutant storage tank” means a tank, together with associated piping or dispensing facilities, which is or could be used for the storage or supply of pollutants as defined in s. 376.301 and which is required to be registered under chapter 17-761, Florida Administrative Code.

(18) “Tank” means any container other than one which is aboveground and either elevated or situated upon an impermeable surface, or which is located in an accessible underground area and either elevated or situated upon an impermeable surface therein, in such manner that any leak in such container may be readily detected.

(19) “Initial issuance” means the first time a certificate or registration is granted to an individual or business organization, including the first time an individual becomes a qualifying agent for that business organization and the first time a business organization is qualified by that individual.

History.—ss. 2, 17, ch. 79-200; ss. 1, 3, ch. 80-85; s. 367, ch. 81-259; ss. 2, 3, ch. 81-318; ss. 28, 49, ch. 82-179; s. 1, ch. 83-140; s. 5, ch. 83-160; s. 1, ch. 85-290; ss. 27, 31, ch. 86-159; s. 6, ch. 87-374; ss. 3, 20, 21, ch. 88-156; s. 2, ch. 89-343; s. 30, ch. 89-374; ss. 33, 34, ch. 90-228; ss. 35, 66, ch. 91-137; s. 4, ch. 91-429; s. 1, ch. 92-55; s. 10, ch. 92-115; s. 57, ch. 92-149; s. 4, ch. 93-154; s. 2, ch. 93-166; s. 256, ch. 94-119; s. 184, ch. 94-218; s. 1, ch. 96-365; s. 1126, ch. 97-103; s. 8, ch. 98-170; ss. 23, 59, ch. 98-419; s. 33, ch. 2000-372; s. 6, ch. 2005-30; s. 4, ch. 2008-191; s. 30, ch. 2008-240; s. 26, ch. 2009-195; s. 14, ch. 2011-222; s. 9, ch. 2012-13; s. 15, ch. 2012-72; s. 144, ch. 2013-183.

Florida Department of  
Business  
Professional  
Regulation



## Do I have to demonstrate any special experience for a building or general construction contractor's license?

Published 12/14/2010 04:19 PM | Updated 06/04/2012 11:09 AM

Do I have to demonstrate any special experience for a building or general construction contractor's license?

Yes. You have to demonstrate experience in four of the following seven categories:

- Foundations/Slabs in excess of 20,000 square feet
- Masonry walls
- Steel erection
- Elevated slabs
- Pre-cast concrete structures
- Column erection
- Formwork for structural reinforced concrete

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Under Florida law, email addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact the office by phone or by traditional mail. If you have any questions, please contact 850.487.1395. \*Pursuant to Section 455.275(1), Florida Statutes, effective October 1, 2012, licensees licensed under Chapter 455, F.S. must provide the Department with an email address if they have one. The emails provided may be used for official communication with the licensee. However email addresses are public record. If you do not wish to supply a personal address, please provide the Department with an email address which can be made available to the public.

Please see our [Chapter 455](#) page to determine if you are affected by this change.






The School Board of Miami-Dade County, Florida  
Certificate of Contractor Prequalification

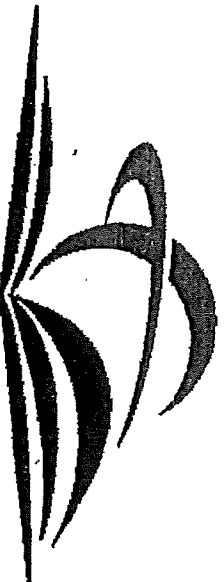
Issued to

**EPIC Construction, Inc.**

Name of Company

You are hereby prequalified as a General Contractor to bid for Miami-Dade County Public Schools projects effective July 12, 2006 to July 12, 2007. The company's bid limit for single projects is \$2,000,000.00 and the aggregate bid limit is \$10,000,000.00.

  
Patricia Freeman, Director  
Business Development and Assistance



Miami-Dade County Public Schools  
giving our students the world


The School Board of Miami-Dade County, Florida  
Certificate of Contractor Prequalification

Issued to

**EPIC Construction, Inc.**

Name of Company

You are hereby prequalified as a General Contractor to bid for Miami-Dade County Public Schools projects effective September 5, 2007 to September 5, 2008. The company's bid limit for single projects is \$2,000,000.00 and the aggregate bid limit is \$15,000,000.00.

  
Patricia Freeman, Director  
Business Development and Assistance



The School Board of Miami-Dade County, Florida  
**Certificate of Contractor Prequalification**  
is issued to

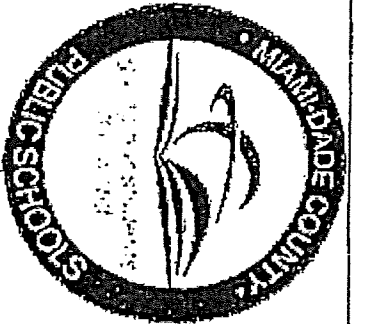
EPIC Construction, Inc.

Name of Company

You are hereby prequalified as a General Contractor to bid for Miami-Dade County Public Schools projects effective 12/10/2008 to 12/10/2009. The company's bid limit for single projects is \$2,000,000 and the aggregate bid limit is \$15,000,000.

*Rose Barefield-Cox*

Rose Barefield-Cox, J.D., Administrative Director  
Office of M/WBE and Related Services



*The School Board of Miami-Dade County, Florida*

*Certificate of Contractor Prequalification*

is issued to

**EPIC Construction, Inc.**

*Name of Company*

*You are hereby prequalified to submit bids for Miami-Dade County Public Schools projects in accordance to the following prequalification dates and bid limits:*

<i>Approved Date</i>	<i>Expiration Date</i>	<i>Single Bid Limit</i>	<i>Aggregate Bid Limit</i>	<i>Type of Work</i>
2/10/2010	2/10/2011	\$2,000,000	\$50,000,000	General

*Rose Barefield-Cox*

*Rose Barefield-Cox, J.D., Administrative Director  
Office of Compliance and Business Services*



*The School Board of Miami-Dade County, Florida*  
*Certificate of Contractor Prequalification*

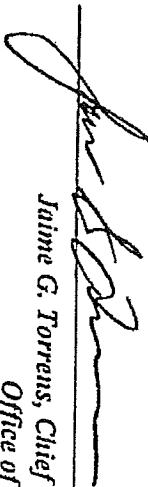
is issued to

**EPIC Construction, Inc.**

*Name of Company*

*You are hereby prequalified to submit bids for Miami-Dade County Public Schools projects in accordance to the following prequalification dates and bid limits:*

<i>Approved Date</i>	<i>Expiration Date</i>	<i>Single Bid Limit</i>	<i>Aggregate Bid Limit</i>	<i>Type of Work</i>
4/13/2011	4/13/2012	\$2,000,000	\$50,000,000	General

  
 Jaime G. Torrens, Chief Facilities Officer  
 Office of School Facilities



**The School Board of Miami-Dade County, Florida**  
**Certificate of Contractor Prequalification**  
is issued to

**EPIC Construction, Inc.**

*You are hereby prequalified to submit bids for Miami-Dade County Public Schools projects in accordance with the following dates and bid limits:*

<u>6-19-2013</u>	<u>6-19-2014</u>	<u>\$2,000,000</u>	<u>\$50,000,000</u>	<u>Building Contractor</u>
<u>Effective Date</u>	<u>Expiration Date</u>	<u>Single Bid Limit</u>	<u>Aggregate Bid Limit</u>	<u>Type of Work</u>

  
Brian A. Williams, Esq.  
Office of Economic Opportunity

Attachment 2

1566801

STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
CONSTRUCTION INDUSTRY LICENSING BOARD

SEQ# L04082603263

DATE	BATCH NUMBER	LICENSE NBR
2/26/2004	040186696	CBC056077

The BUILDING CONTRACTOR  
Named below IS CERTIFIED  
Under the provisions of Chapter 489, F.S.  
Expiration date: AUG 31, 2006

BERNANDEZ, WILLIAM  
PIC CONSTRUCTION  
6845 SW 144TH STREET  
MIAMI

FL 33158



JEFF BUSH  
GOVERNOR

DISPLAY AS REQUIRED BY LAW

DIANE CARR  
SECRETARY

Attachment 1

10/13/05

Note: We are in the process of changing our Qualifier.  
Our new Qualifier will be Miguel Hernandez, Jr.  
CBC 1251847 Expiration date: 8/31/06  
this will be effective Nov/2005.

AC# 1415195

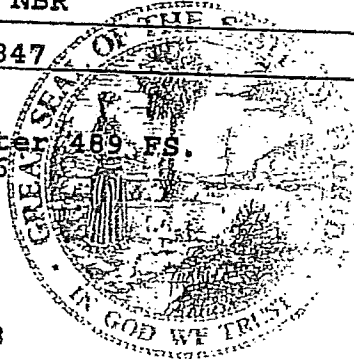
STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
CONSTRUCTION INDUSTRY LICENSING BOARD

SEQ# L04051900179

DATE	BATCH NUMBER	LICENSE NBR
5/19/2004	030584335	CBC1251847

The BUILDING CONTRACTOR  
Named below IS CERTIFIED  
Under the provisions of Chapter 489, FS.  
Expiration date: AUG 31, 2006



HERNANDEZ, MIGUEL JR  
MH SOLUTIONS INC  
6845 SW 144 STREET  
MIAMI

FL 33158

JEB BUSH  
GOVERNOR

DIANE CARR  
SECRETARY

DISPLAY AS REQUIRED BY LAW

6



M-DCPS Office of Educational Facilities Code Compliance Date Issued: 01/07/2014

**BUILDING PERMIT**

PERMIT NUMBER: BP90414213

Facility Name: Miami Southridge SHS

M-DCPS Project #: 01203200

Address: 19355 SW 114th Avenue

A/E: N/A

DCP:

City: Miami

Zip: 33157

Region: 6

Loc #: 7731

Prime Contractor: Epic Construction

Permit Types

Qualifier: Miguel Hernandez

BCC: EFCC

check all that apply:

Demolition:	Structural Shell:	Roofing		
Gen. Building: <b>X</b>	Mechanical:	Gas:	Threshold Bldg:	Coastal:
Earthwork:	Electrical:	Paint:	Temporary Bldg	Removal Date:
Foundation	Plumbing	Other		

Code Inspection Record: FBC2010

Multiphase Project **NO**

Copy Permit Form for Multiphase Projects

FOR PHASE: OF: WHICH INCLUDES:

Building		
Earthwork	Inspector	Date
De-Mucking & Compaction		
Termite Treatment		
<b>FINAL</b>		
Foundation		
Stem Wall		
Monolithic Slab on Grade		
Piling / Pile Caps		
Footers / Grade Beams		
<b>FINAL</b>		
<b>Framing:</b>		
Window / Door framing		
Columns / Vertical filled cells		
Tie Beams / Lintels		
Framing / Bracing / Connectors		
Trusses / Straps / Anchors		
Draft Stops / Fire Blocking		
Curtain Wall Framing		
Energy Insulation		
Accessibility		
<b>Sheathing:</b>		
Wall Sheathing / Drywall		
Sheathing Fasteners/Finishers		
Firewall & Penetrations		
<b>Roofing</b>		
Dry-In		
Roof Sheathing & Insulation		
Roof Coverings / Overflow Scuppers		
Flashing / Fasteners / Ponding		
<b>FINAL</b>		
<b>Paint</b>		
<b>FINAL</b>		
<b>Demolition:</b>		
Asbestos Abatement		
Utility Disconnect / Securing		
<b>FINAL</b>		
Coastal Inspector Final (If Required)		
Threshold Inspector Final (If Required)		
<b>BUILDING / STRUCTURAL FINAL</b>		

Electrical		
	Inspector	Date
Temporary Service		
Exterior Rough-In / Slab / Underground		
Interior Rough-In		
Permanent Electrical Service		
<b>FINAL</b>		
<b>P/A / CCTV / Intrusion Detection</b>		
Rough-In		
<b>FINAL</b>		
<b>Plumbing</b>		
Temporary Water		
Underground		
Rough-In		
Sewer		
Note: See FBC Section 312. Volume II for required tests.		
<b>FINAL</b>		
<b>Mechanical</b>		
Underground		
Exterior Rough-In		
Interior Rough-In		
<b>FINAL</b>		
<b>Gas</b>		
Exterior Rough Piping		
Interior Rough Piping		
Final Piping/ Tanks/ Valves/ Tests		
<b>FINAL</b>		
<b>Fire</b>		
Extinguishing System		
Fire Alarm System		
Fire Sprinkler System		
Emergency Lights / Generator / Signs		
Fire Doors / Closers / Dampers		
<b>FINAL</b>		
<b>Site</b>		
Emergency (Fire) Lanes / Site Access		
Fire Lane		
Sidewalks / Parking / Signs		
Well / Landscape Irrigation		
Stormwater System		
<b>FINAL</b>		

Notes: POST & PROTECT this Building Permit on the Job until finals are approved. No work shall be covered until inspected and passed. No inspection will be made unless Building Permit is Displayed and Reviewed & Stamped plans are available to Inspector on the Job. Copy Permit Form for Multiphase Projects. Permanent Electrical Service will be energized ONLY after all other Finals are made. FOR INSPECTION REQUESTS CALL ASSIGNED B.C.C. FIRM 48 HOURS IN ADVANCE. See back of permit for important Notices.

M-DCPS Office of Educational Facilities Code Compliance Date Issued: 02/22/2013

**BUILDING PERMIT** PERMIT NUMBER: BP90403213

Facility Name: Redland MS M-DCPS Project #: 01046300

Address: 16001 SW 248 Street A/E: Mohammad Hajjar DCP:

City: Homestead Zip: 33031 Region: 6 Loc #: 6761 Prime Contractor: Epic Construction

Permit Types Qualifier: Miguel Hernandez BCC: EFCC

check all that apply:

Demolition:	Structural Shell:	Roofing	Threshold Bldg:	Coastal:
Gen. Building: <input checked="" type="checkbox"/>	Mechanical:	Gas:	Temporary Bldg	Removal Date:
Earthwork:	Electrical: <input checked="" type="checkbox"/>	Paint:	Foundation	Other

Code Inspection Record: FBC2010 Multiphase Project NO Copy Permit Form for Multiphase Projects

FOR PHASE: OF: WHICH INCLUDES:

Building		
Earthwork	Inspector	Date
De-Mucking & Compaction		
Termite Treatment		
FINAL		
Foundation		
Stem Wall		
Monolithic Slab on Grade		
Piling / Pile Caps		
Footers / Grade Beams		
FINAL		
Framing:		
Window / Door framing		
Columns / Vertical filled cells		
Tie Beams / Lintels		
Framing / Bracing / Connectors		
Trusses / Straps / Anchors		
Draft Stops / Fire Blocking		
Curtain Wall Framing		
Energy Insulation		
Accessibility		
Sheathing:		
Wall Sheathing / Drywall		
Sheathing Fasteners/Finishers		
Firewall & Penetrations		
Roofing		
Dry-In		
Roof Sheathing & Insulation		
Roof Coverings / Overflow Scuppers		
Flashing / Fasteners / Ponding		
FINAL		
Paint		
FINAL		
Demolition:		
Asbestos Abatement		
Utility Disconnect / Securing		
FINAL		
Coastal Inspector Final (If Required)		
Threshold Inspector Final (If Required)		
<b>BUILDING / STRUCTURAL FINAL</b>		

Electrical		
	Inspector	Date
Temporary Service		
Exterior Rough-In / Slab / Underground		
Interior Rough-In		
Permanent Electrical Service		
FINAL		
PIA / CCTV / Intrusion Detection		
Rough-In		
FINAL		
Plumbing		
Temporary Water		
Underground		
Rough-In		
Sewer		
Note: See FBC Section 312, Volume II for required tests.		
FINAL		
Mechanical		
Underground		
Exterior Rough-In		
Interior Rough-In		
FINAL		
Gas		
Exterior Rough Piping		
Interior Rough Piping		
Final Piping/ Tanks/ Valves/ Tests		
FINAL		
Fire		
Extinguishing System		
Fire Alarm System		
Fire Sprinkler System		
Emergency Lights / Generator / Signs		
Fire Doors / Closers / Dampers		
FINAL		
Site		
Emergency (Fire) Lanes / Site Access		
Fire Lane		
Sidewalks / Parking / Signs		
Well / Landscape Irrigation		
Stormwater System		
FINAL		

Notes: POST & PROTECT this Building Permit on the Job until finals are approved. No work shall be covered until Inspected and Passed. No Inspection will be made unless Building Permit is Displayed and Reviewed & Stamped plans are available to inspector on the Job. Copy Permit Form for Multiphase Projects. Permanent Electrical Service will be energized ONLY after all other Finals are made. FOR INSPECTION REQUESTS CALL ASSIGNED B.C.C. FIRM 48 HOURS IN ADVANCE. See back of permit for important Notices.

M-DCPS Office of Educational Facilities Code Compliance Date Issued: 07/06/2012

**BUILDING PERMIT** PERMIT NUMBER: BP90341612

Facility Name: Kinloch Park MS M-DCPS Project #: 00887000

Address: 4340 NW 3rd Street A/E: N/A DCP:

City: Miami Zip: 33126 Region: 4 Loc #: 6331 Prime Contractor: Epic Construction

Permit Types Qualifier: Miguel Hernandez BCC: EFCC

check all that apply:

Demolition:	Structural Shell:	Roofing	Threshold Bldg:	Coastal:
Gen. Building:	Mechanical: X	Gas:	Temporary Bldg	Removal Date:
Earthwork:	Electrical: X	Paint:	Foundation	Plumbing
Foundation	Plumbing	Other		

Code Inspection Record: FBC2007 Multiphase Project NO Copy Permit Form for Multiphase Projects

FOR PHASE: OF: WHICH INCLUDES:

Building		
Earthwork	Inspector	Date
De-Mucking & Compaction		
Termite Treatment		
FINAL		
Foundation		
Stem Wall		
Monolithic Slab on Grade		
Piling / Pile Caps		
Footers / Grade Beams		
FINAL		
Framing:		
Window / Door framing		
Columns / Vertical filled cells		
Tie Beams / Lintels		
Framing / Bracing / Connectors		
Trusses / Straps / Anchors		
Draft Stops / Fire Blocking		
Curtain Wall Framing		
Energy Insulation		
Accessibility		
Sheathing:		
Wall Sheathing / Drywall		
Sheathing Fasteners/Finishers		
Firewall & Penetrations		
Roofing		
Dry-In		
Roof Sheathing & Insulation		
Roof Coverings / Overflow Scuppers		
Flashing / Fasteners / Ponding		
FINAL		
Paint		
FINAL		
Demolition:		
Asbestos Abatement		
Utility Disconnect / Securing		
FINAL		
Coastal Inspector Final (If Required)		
Threshold Inspector Final (If Required)		
<b>BUILDING / STRUCTURAL FINAL</b>		

Electrical		
	Inspector	Date
Temporary Service		
Exterior Rough-In / Slab / Underground		
Interior Rough-In		
Permanent Electrical Service		
FINAL		
P/A / CCTV / Intrusion Detection		
Rough-In		
FINAL		
Plumbing		
Temporary Water		
Underground		
Rough-In		
Sewer		
Note: See FBC Section 312. Volume II for required tests.		
FINAL		
Mechanical		
Underground		
Exterior Rough-In		
Interior Rough-In		
FINAL		
Gas		
Exterior Rough Piping		
Interior Rough Piping		
Final Piping/ Tanks/ Valves/ Tests		
FINAL		
Fire		
Extinguishing System		
Fire Alarm System		
Fire Sprinkler System		
Emergency Lights / Generator / Signs		
Fire Doors / Closers / Dampers		
FINAL		
Site		
Emergency (Fire) Lanes / Site Access		
Fire Lane		
Sidewalks / Parking / Signs		
Well / Landscape Irrigation		
Stormwater System		
FINAL		

Notes: POST & PROTECT this Building Permit on the Job until finals are approved. No work shall be covered until Inspected and Passed. No Inspection will be made unless Building Permit is Displayed and Reviewed & Stamped plans are available to inspector on the Job. Copy Permit Form for Multiphase Projects. Permanent Electrical Service will be energized ONLY after all other Finals are made. FOR INSPECTION REQUESTS CALL ASSIGNED B.C.C. FIRM 48 HOURS IN ADVANCE. See back of permit for important Notices.

WARNING TO OWNER:  
YOUR FAILURE TO RECORD A NOTICE OF  
COMMENCEMENT MAY RESULT IN YOUR  
PAYING TWICE FOR IMPROVEMENTS TO YOUR  
PROPERTY. IF YOU INTEND TO OBTAIN  
FINANCING, CONSULT WITH YOUR LENDER OR  
AN ATTORNEY BEFORE RECORDING YOUR  
NOTICE OF COMMENCEMENT.

Per FBC, 104.1.9

NOTICE:  
IN ADDITION TO THE REQUIREMENTS OF THIS  
PERMIT, THERE MAY BE ADDITIONAL  
RESTRICTIONS APPLICABLE TO THIS  
PROPERTY THAT MAY BE FOUND IN THE  
PUBLIC RECORDS OF THIS COUNTY AND  
THERE MAY BE ADDITIONAL PERMITS  
REQUIRED FROM OTHER GOVERNMENTAL  
ENTITIES SUCH AS WATER MANAGEMENT  
DISTRICTS, STATE AGENCIES OR FEDERAL  
AGENCIES.

Per FBC, 104.4.1.4

NOTICE:  
PERMITS FOR, OR WHICH INCLUDE  
DEMOLITION AND/OR REMODELING OF AN  
EXISTING STRUCTURE SHALL REQUIRE THE  
OWNER TO COMPLY WITH THE PROVISIONS  
OF s.469.003 F.S. AND TO COMPLY WITH THE  
DEPARTMENT OF ENVIRONMENTAL  
PROTECTION REQUIREMENTS TO REMOVE  
ASBESTOS WHEN APPLICABLE IN  
ACCORDANCE WITH STATE AND FEDERAL  
LAW.

Per FBC, 104.1.10

Category: Bid Notices and RFPs

Adnumber: 2231733

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA LEGAL ADVERTISEMENT COVERING THE OPENING OF BIDS JOB ORDER CONTRACT FOR MDCPS MAINTENANCE OPERATIONS FOR JOB ORDER CONTRACT (JOC) 14 1) JOB ORDER CONTRACT/14 OPEN MARKET 1 FOR ALL REGIONS OF THE MDCPS MAINTENANCE OPERATIONS CONTRACT # JOC140-C1 2) JOB ORDER CONTRACT/14 OPEN MARKET 2 FOR ALL REGIONS OF THE MDCPS MAINTENANCE OPERATIONS CONTRACT # JOC140-C2 3) JOB ORDER CONTRACT/14 OPEN MARKET 3 FOR ALL REGIONS OF THE MDCPS MAINTENANCE OPERATIONS CONTRACT # JOC140-C3 This contract is only open to those bidders which have been pre-qualified as General Contractors by The School Board of Miami-Dade County, Florida. Cone of Silence: A Cone of Silence is applicable to this competitive solicitation. Any inquiry, clarification or information regarding this bid must be in requested in writing by FAX or e-mail to: Mr. Michael Krtausch, Director Maintenance Operations FAX: 305-995-7964 E-mail: mkrtausch@dadeschools.net Pursuant to School Board Policy 6325, a Cone of Silence is enacted beginning with issuance of the Legal Advertisement and ending at such time as the Superintendent of Schools submits a written recommendation to award or approve a contract, to reject all bids or responses, or otherwise takes action which ends the solicitation and review process. Any violation of the Cone of Silence may be punishable as provided for under School Board Policy 6325, in addition to any other penalty provided by law. All written communications must be sent to Director, Mr. Michael Krtausch, and a copy filed with the Clerk of The School Board at 1450 NE 2nd Avenue, Room 268, Miami, Florida 33132. This Policy can be found at <http://www.dadeschools.net/schoolboard/rules/>. Sealed bids will be received by The School Board of Miami-Dade County, Florida, (hereinafter called the "Board") from bidders for the contract hereinafter set forth at and until 2:00 P.M. local time according to the following schedule: **Set Description Aside Contract # Day Date Job Order Contract N/A JOC140-C1 Tuesday 3/18/2014 Job Order Contract N/A JOC140-C2 Tuesday 3/18/2014 Job Order Contract N/A JOC140-C3 Tuesday 3/18/2014** Sealed bids will be received by The School Board of Miami-Dade County, Florida, for the contract listed herein, until 2:00 P.M. local time, Tuesday, the 18th day of March 2014, at 1450 N.E. Second Ave, Room 351, Miami, Florida, following which time and place, or as soon thereafter as the Board can attend to the same, the said bids will be publicly opened, read and tabulated in the Board Auditorium, Miami-Dade County School Board Administration Building, by an authorized representative of the Board. Award of the contract will be made to the lowest, pre-qualified responsible and responsive bidder for the actual amount bid as listed in the bidding documents. The Board will award the contract based upon the results of the tabulations as covered by applicable laws and regulations. Pursuant to School Board Policy 6320.05, when a responsive, responsible non-local business submits the lowest price bid, and the bid submitted by one or more responsive, responsible local businesses is within five percent (5%) of the price submitted by the non-local business, then each of the aforementioned local businesses shall have the opportunity to submit a best and final bid equal to or lower than the amount of the low responsible, responsive bid submitted by the non-local business. Contract award shall be made to the responsive, responsible business submitting the lowest best and final bid. In the case of a tie bid in the best and final bid between the local businesses, the tie shall be broken as delineated in School Board Policy 6320. This advertisement is for the award of three (3) Job Order Contracts (hereinafter called "JOC"). A JOC is a competitively bid, firm fixed priced indefinite quantity contract. It includes a collection of detailed repair and construction tasks with specifications that have established unit prices. It is placed with a Contractor for the accomplishment of repair, alteration, modernization, maintenance, rehabilitation, construction, etc., of buildings, structures, or other real property. Ordering is accomplished by means of issuance of individual Lump Sum Work Orders against the Contract. Under the JOC concept, the Contractor furnishes all management, incidental scope documentation services as required, labor, materials and equipment needed to perform the work. The JOCs awarded under this solicitation will have a minimum value of \$50,000 for all contracts. The maximum initial values for JOC140-C1, JOC140-C2 and JOC140-C3 are \$2,000,000 with two (2) possible extensions of \$2,000,000 each within each term. The terms of all contracts will be for Twelve (12) Months and may include two (2) renewal options for one (1) additional year each. It is the current intention of the Board to award three (3) Job Order Contracts under this solicitation. The Board reserves the right to award to multiple bidders on this solicitation. The Bidder will hold its adjustment factors for one hundred eighty (180) days and the Board reserves the right to make additional awards under this solicitation for a period of one hundred eighty (180) days after the opening of bids. DAVIS-BACON ACT LABOR

STANDARDS: Some Work Orders under this Job Order Contract may be funded in whole or in part by Federal funding programs. Therefore, the Bidder shall comply with all applicable provisions of 40 U.S.C. § 276a-276a-7, the Davis-Bacon Act, as supplemented by the Department of Labor regulations (29 C.F.R., part 5 "Labor Standards Provisions Applicable to Contracts Governing Federally Financed and Assisted Construction"). Accordingly, the Bid for this Contract shall be in full compliance with the aforementioned provisions as further described in the Contract Documents and all bids shall be calculated in compliance with the Davis-Bacon Act wage determination applicable to this Contract. Under the Davis-Bacon Act, contractors are required to pay laborers and mechanics not less than the minimum wages specified in a wage determination made by the Secretary of Labor, which wage determination will be attached to and incorporated into the Construction Bid documents. The award of a construction contract is conditioned upon the Bidder accepting the wage determination. Bidders must be pre-qualified by the Board for the actual amount bid and may not exceed pre-qualified amounts for a single project and/or aggregate prior to submitting their bid in response to this solicitation. Bids which exceed the pre-qualified amounts shall be declared non-responsive to the solicitation. Job Order Contracts JOC140-C1, JOC140-C2 and JOC140-C3 are limited to those bidders which have been pre-qualified as a General Contractor by the School Board of Miami-Dade County, Florida, for a single dollar value of \$2,000,000 prior to submitting a bid under this solicitation. This contract is for MDCPS Maintenance Operations for work occurring in all areas of the Miami-Dade County Public School District. The Board reserves the right to award and use multiple Job Order Contracts within the same region. Intending bidders must attend a mandatory Pre-Bid conference to be held at the Miami Dade County School Maintenance Operations Building in Room 215 2nd Floor Training Room at 12525 N.W.28th Avenue Miami, Florida, beginning promptly at 9:00 a.m. local time on Tuesday, March 4th, 2014 for the purpose of discussing the JOC concept and documents, answering questions and discussing JOC from the contractor's perspective. **Note that persons arriving after 9:15 a.m. will not be admitted to the meeting and will be considered non-responsive for bidding.** Each bidder must submit two Adjustment Factors to be considered responsive. These same Adjustment Factors must apply to all the work tasks listed in the contract documents. The first Adjustment Factor will be applied to that work which the construction is anticipated to be accomplished during normal business hours. The second Adjustment Factor will be applied to that work which the construction is anticipated to be accomplished on an overtime basis. The estimated percentage of work by category is as follows: normal hours construction - 90% and overtime construction - 10%. Jessica Lunsford Act: The successful Bidder shall fully comply with the Jessica Lunsford Act and all related Board Policies and procedures as applicable. Intending Bidders may obtain one set of the bid and contract documents on a CD, February 11th thru March 18th, 2013 at 12525 NW 28th Avenue, Miami, FL 33167 2nd Floor, Maintenance Operations or at the Pre-Bid Conference at no cost. The Board reserves the right to waive informalities and to reject any and all bids. Notice & Protest procedures: Failure to file a protest within the time prescribed and in the manner specified in School Board Policy 6320, and in accordance with § 120.57(3), Fla. Stat. (2002), shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. Any person who is adversely affected by the agency decision or intended decision shall file with the agency a notice of protest in writing within 72 hours after the posting of the notice of decision or intended decision. Failure to file a notice of protest or failure to file a formal written protest within the time permitted shall constitute a waiver of proceedings. With respect to a protest of the terms, conditions, and specifications contained in a solicitation, including any provisions governing the methods of ranking bids, bids, or replies, awarding contracts, reserving rights of further negotiation, or modifying or amending any contract, the notice of protest shall be filed in writing within 72 hours after the posting of the solicitation. In either event, the protest must include a bond in accordance with the provisions of F.S. 255.0516 and School Board Policy 6320. The formal written protest shall be filed within 10 days after the date the notice of protest is filed. The formal written protest shall state with particularity the facts and law upon which the protest is based. Saturdays, Sundays, and state holidays shall be excluded in the computation of the 72-hour time periods established herein. The School Board of Miami-Dade County, Florida strongly encourages the participation of local, certified SBE's, MBE's and M/WBE's on all School Board projects as prime contractors and sub-consultants. The Board adheres to a policy of non-discrimination in educational programs/activities and employment and strives affirmatively to provide equal opportunity for all. Refer to Board Policy 6320.02 for Small/Micro Business Enterprise Program & M/WBE Certification. Pursuant to Board Policy 6320.02, the Board has applied a mandatory subcontracting assistance level of twenty percent (20%) for SBE/MBE firms to Job Order Contracts JOC140-C1, JOC140-C2 and JOC140-C3 to encourage participation by SBE/MBE and/or M/WBE firms. Vendors certified as an SBE, MBE or M/WBE with any entity or agency other than the School Board of Miami-

## VITA

**NAME** John W. Adcox, Jr. EdD CPC

**ADDRESS** Residence/Office  
8746 McKenna Drive  
Jacksonville, Florida 32226  
904-534-5731 Cell - Business  
[john@adcoxgroup.com](mailto:john@adcoxgroup.com)

**PRESENT POSITION** Self employed – Adcox Group, Inc.  
[www.adcoxgroup.com](http://www.adcoxgroup.com) – Created and authored an on line continuing education web site for contractors, and engineers. Expert witness and consulting

**EDUCATION** Ed.D. University of Florida, Gainesville, Florida, 1983, Curriculum and Instruction, Technical Education  
M.Ed. Mississippi State University, Mississippi State, Mississippi, 1974, Industrial Education  
B.S. Mississippi State University, Mississippi State, Mississippi, 1973, Industrial Technology

**TEACHING/ UNIVERSITY/ COMMUNITY COLLEGE EXPERIENCE** Florida Community College Jacksonville (2005 - 2008 ) Program Manager, Construction Management and Building Trades (Electrical, HVAC, Plumbing, Carpentry, Welding)  
University of North Florida –(1978 – 2005). ( Tenured, Professor Associate )  
Chairman / Construction Management Program- University of North Florida (1995 - 2001) College of Computing Sciences and Engineering.  
Chairman/ Department of Industrial Technology - University of North Florida – (1988 - 1995), College of Education and Human Services.

Faculty / Division of Technology - University of North Florida - ( 1978 - 1988).

Northeast Florida Builders Association and Florida Junior College, Jacksonville, Florida (1975). Instructor of second and fourth year apprentice carpenters.

Duval County School Board, Jacksonville, Florida (1974 - 1978) High School - Building Construction teacher. Developed and taught house building program.

Graduate teaching assistant / Mississippi State University, Mississippi State, Mississippi (1974 - 1974). Courses taught Vocational Psychology and General Metals.

## **CONSTRUCTION MGT EXPERIENCE**

**Adcox Group, Inc. 1987 – Present** : President / Owner Construction Management Consultant, Jacksonville, Florida (1981-present). (This company writes seminars, construction courses, teaches classes for contractors, operates an on line web site for continuing education courses for Contractors and Professional Engineers, and performs expert witness work in construction areas from safety, contracts, construction standards, construction consulting, construction methodology, ADA, and other construction services.)

**Adcox Construction Company, Inc. (President) 1974 – 1999.** General Contractors: Commercial and Industrial Projects, Commercial and Residential Remodeling Projects and Custom Residential Homes. Employed from 5 to 60 employees. Annual volume – 2 to 6 Million.

**Diamond Builders, Inc. (Vice –President) 1996-1999.** General Contractor, commercial, commercial remodeling, and Custom residential. Annual volume – 1 to 3 million.

**Load King Manufacturing Company, consultant/ manger of 70 Employees.** Woodworking operation constructing check out Counters for Winn Dixie and Publix food markets. 1976 – 1978.



**President / Owner – Adcox’s Installer Service,**  
Starkville, Ms.  
Residential remodeling work. ( 1971- 1974).

**Bo Brothers,** developers/builders, frame carpenter and  
Foreman.1972-1973

**Adcox Construction Company,** project manager,  
foreman, and carpenter for my father’s construction  
business. (1963 – 1969).

## **MILITARY**

Staff Sargent, **Ranger** (Honor Graduate) - Fort Benning,  
Georgia (1969) Vietnam tour - Platoon Leader and  
Platoon Sergeant (1970-1971).

## **CERTIFICATIONS**

State Certified General Contractor ( Florida- inactive,  
CGCA025025 )  
State Certified Roofing Contractor (Florida- inactive )  
Certified Professional Constructor ( No. 086)  
Florida Performance Measurement System – Certified  
Observer (For evaluating teaching)  
OSHA 500 Certified Instructor – ( 1992 – present )  
OSHA 10 hour Construction Safety and Health  
Qualified Stormwater Management Inspector  
NEC Code Electrical Class ( Feb. 07, 2010 )

## **TEACHING**

Summary of Courses Taught at UNF.

Upper Division Courses:

BCN 4561C Mechanical Systems in Buildings

ETI 4772 Hydraulic Design

ETI 4905 Independent Study

BCN 3562 Functional Systems in Buildings

BCN 4220 Construction Methods and Materials

BCN 3610 Construction Cost Estimating

BCN 4616 Advanced Estimating

BCN 3760 Building Design and Codes ( ADA  
included )

BCN 4752 Site Analysis and Development

BCN 4712 Managing Building Construction

BCN 4012 History of Construction

SUR 3001 Construction Surveying

BCN 4720 Construction Scheduling

BCN 4284 Surveying: Construction Layout

BCN 4931 Seminar on Residential  
Const.Management

BCN 4944 Construction Management Internship

EDG 3620 General Methods and Curriculum 1  
EDG 4621 General Methods and Curriculum 2

Master Level Courses:

EDG 5935 General Curriculum  
BCN 6228 High Rise Construction ( Invited to  
teachfor the University of Florida BCM  
school).

**NEW COURSES DEVELOPED AND  
OTHER EFFORTS TO IMPROVE AND  
ENHANCE THE CURRICULUM**

BCN 1999 Construction and Culture: A Built  
Environment  
EDG 5935 General Curriculum  
SUR 3001 Construction Surveying  
BCN 4772 Risk Supervision  
BCN 4708 Construction Documents and Contracts  
BCN 4616 Advanced Construction Estimating  
BCN 4720 Construction Scheduling  
BCN 4475 Structural Systems Methods  
BCN 4943 Seminar - Managing Residential  
Construction  
BCN 4944 Internship  
BCN 1210 - Construction Materials  
BCN 1252 - Construction Drawing I  
BCN 2405 - Construction Mechanics  
BCN 3223 - Construction Techniques I  
BCN 3224 - Construction Techniques II  
BCN 4012 - History of Construction  
BCN 4730 - Construction Safety  
BCN 4284 - Surveying: Construction Layout

Significant Curriculum Development:

1989 --Completely revised the Construction Management curriculum and changed degree from a Bachelor of Technology to a Bachelor of Science in Industrial Technology.

1996 --Completely revised the Construction Management curriculum again involving changing the degree to a Bachelor of Science in Building Construction Management, changing the program name, developing and adding 6 new courses, and updating 3 old courses.

2007 – Completely revised the Construction Management curriculum at Florida Community College to reflect all BCN course designation and creation of new courses.

## **PUBLICATIONS ( 30) / SCHOLARLY WORK**

**Adcox, John W. Jr., Editor**, refereed journal *ASC Southeast Journal Of Construction Education, Curriculum, Law And Industry*, November 1999 to May 2001, first volume published August 2000.

**Adcox, John W. Jr., Editor**, ASC Southeast regional proceeding, published November 1999 and November 2000.

**Adcox, John W. Jr.**, Reviewer for the refereed ASC ( Associated Schools of Construction) *Journal of Construction Education* and The ASC International Review Board for the National Proceeding. (1996 – present).

**Adcox, John W. Jr.**, Reviewer for the American Institute of Constructors refereed journal *The American Professional Constructor*, November 1996 - present.

## **REFEREED**

**Adcox, John W. Jr.**, "Quality Assurance in Residential Foundations and Construction Surveying Techniques in the Southeastern United States" *The American Professional Constructor*, April 2007, Vol 31, Number 1, pp 28-32.

**Adcox, John W. Jr.**, "Teaching and Learning the Foundation of Construction Estimating," *The American Professional Constructor*, April 2004.

**Adcox, John W. Jr.**, "Framework For Construction Estimating," *The American Professional Constructor*, December 2003.

**Adcox, John W. Jr.** "Preparing Instructional Objectives and Educational Goals for Construction Management Courses", *Journal of Construction Education, Spring 2003, Vol 8, No. 1, pp 38 – 46.* ([www.ascweb.org/publications.asp](http://www.ascweb.org/publications.asp))

**Adcox, John W. Jr. & Woods, W. Ronald**, "A General Characterization of Pavement System Failures, with Emphasis on a Method for Selecting a Repair Process", *The American Professional Constructor, October 2002, Vol.26, No.2, pp 36-38.*

**Adcox, John W. Jr.**, "Achieving Postive Media Relationships For the Construction Industry " , *The American Professional Constructor*, June 2001 , p. 28..

**Adcox, John W. Jr. & Woods, W. Ronald**, "What is Durable Concrete?" *The American Professional Constructor*, June 2001 , p. 28..

**Adcox, John W. Jr.**, "Measuring Complex Achievement: The Construction Management Internship", *Journal of Construction Education*, Summer 2000, web journal – see web site – [ascweb.org/jce/00vol14/n02/current.htm](http://ascweb.org/jce/00vol14/n02/current.htm)

**Adcox, John W. Jr.**, "Implementing A Job Costing System Into A Small General Contracting Operation" , *ASC Southeast Journal Of Construction\_Education, Curriculum, Law And Industry*, August 2000.

**Adcox, John W. Jr.**, "Measuring Complex Achievement: The Construction Management Internship", ASC International, - National Proceeding, March 29 – April 1, 2000, pp 49- 57.

**Adcox, John W. Jr.**, "Residential Construction Management Internship," *The American Professional Constructor*," June 1996, pp 7-10.

**Adcox, John W. Jr.**, "Surety Bonding in Construction Today," *The American Professional Constructor*, March 1995, p. 9.

**Adcox, John W. Jr.**, "A Synopsis of the Methodology Used in the Development and Teaching of a Senior Level Seminar Which Manages the Construction of a Residential House, From Design to Closing," Associated Schools of Construction-National Proceedings, April 1994, pp 17-27.

**Adcox, John W. Jr.**, "Construction Advisory Committee by the Year 2000," Associated Schools of Construction-National Proceedings, April 1993, pp 7-11.

**Adcox, John W. Jr.**, "Accreditation Process for Industrial Technology Baccalaureate Degree Programs in the United States," National Association of Industrial Technology Proceedings, 1983, pp 33-57.

### **NON-REFEREED**

**Adcox, John W. Jr.**, "Achieving Postive Media Relationships For the Construction Industry " , Associated Schools of Construction Southeast Regional Proceeding, Atlanta, Ga. November 2000.

**Adcox, John W. Jr.,** "Measuring Complex Achievement: The Construction Management Internship " , Associated Schools of Construction Southeast Regional Proceeding, Jacksonville, Fl, November 1999.

**Adcox, John W. Jr.,** "Framework For Construction Estimating," Associated Schools of Construction Southeast Regional Proceeding, November, Atlanta , Ga. November, 1998.

**Adcox, John W. Jr & W. Ronald Woods.,** "Durable Concrete - The Final Product," Associated Schools of Construction Southeast Regional Proceeding, Atlanta, Ga. November, 1998.

**Adcox, John W. Jr.,** "Construction Lien Law," Associated Schools of Construction Southeast Regional Proceedings, Atlanta, Ga. November, 1997.

**Adcox, John W. Jr.,** "Construction Expert Witness," Associated Schools of Construction-Southeast Regional Proceedings, Atlanta, Ga. November 1996.

**Adcox, John W. Jr.,** "Residential Layout and Foundations in the Southeastern United States," Associated Schools of Construction-Southeast Regional Proceedings, November 1995.

**Adcox, John W. Jr.,** "Recognizing Soil Hazards in Residential Construction," Associated Schools of Construction-Southeast Regional Proceedings, November, 1995.

**Adcox, John W. Jr.,** "Education and Management: Effectively Managing the Workforce 2000," Associated Schools of Construction- Southeast Regional Proceedings, November 1995.

**Adcox, John W. Jr.,** "Construction Estimating: Implementing Computer Estimating Into An Undergraduate Curriculum," Associated Schools of Construction-Southeast Regional Proceedings, February 1995, pp 9-28.

**Adcox, John W. Jr.,** "Surety Bonding in Construction-Risk and Requirements," Associated Schools of Construction-Southeast Regional Proceedings, November 1993, pp 1-11.

**Adcox, John W. Jr.** "The Linchpin of Undergraduate Construction Education," Associated Schools of Construction-Southeast Regional Proceedings, November 1992, p. 9.

**Adcox, John W. Jr.** & Singleton, Roy "Are Reading Skills for Vocational Students the Same as for Academic Students?" *Florida Vocational Journal*, 1982.

**Adcox, John W. Jr.**, "The Project Approach or Method in Teaching: Alive and Well Today," *Florida Vocational Journal*, October 1982.

**Adcox, John W. Jr.**, "Residential Foundations and Layout Techniques," Gluepot, October 1982, p. 4, vol.1.

**Adcox, John W. Jr.**, "Building Construction Curriculum Course Guide," Duval County School Board, Carpentry, 1978.

**Adcox, John W. Jr.**, "Building Trades Boom at Southside," Florida Vocational Journal, July-August 1977, pp 1-40

## **PROFESSIONAL TEACHING MANUALS / PUBLICATIONS**

**Adcox, John W. Jr.**, Authored a 1hour course "2010 Advanced Code" taught on line. ( 2013 ) site. <http://www.adcoxgroup.com/>

**Adcox, John W. Jr.**, Authored a 5 hour course "**Transformers, Circuits & Grounding**" taught on line. ( 2012 ) site. <http://www.adcoxgroup.com/>

**Adcox, John W. Jr.**, Authored two seven hour contractor continuing education courses for live classes to be taught to Florida Contractors. ( 2012 ) site. <http://www.adcoxgroup.com/>

**Adcox, John W. Jr.**, Authored over 21 safety, technical, and business internet courses for Adcox Group, Inc on line continuing education web site. <http://www.adcoxgroup.com/> ( 2007 – 2014 )

**Adcox, John W. Jr.**, Authored 1 seven hour internet course on Florida Chapter 489 for Titan Continuing Education.( 2007 ).  
<http://www.titance.com/>

**Adcox, John W. Jr.**, Authored a 14 contact hour contractor continuing course for Miami – Dade College. ( 2007 )

**Adcox, John W. Jr.**, Authored 14 internet courses below for Titan Continuing Education.( 2006- 2007). <http://www.titance.com/>

**Adcox, John W. Jr.**,"Basic Concrete." A National Correspondent Study Course for Professional Engineers and Architects., March 2005.

**Adcox, John W. Jr.**,"Introduction to CPM Scheduling." A National Correspondent Study Course for Professional Engineers and Architects., November 2004.

**Adcox, John W. Jr.**,"Estimating: A linchpin for Engineers, Architects and Constructors". A National Correspondent Study Course for Professional Engineers and Architects., October 2004.

**Adcox, John W. Jr.**,"Contractor Safety." A teaching manual for seminars., November 1996- 2004.

**Adcox, John W. Jr.**, & Woods, W. Ronald, "Pavement System Failure – An overview for the Construction Manager ", A teaching manual. 1999.

**Adcox, John W. Jr.** & Woods, W. Ronald, "Pavement Quality and Evaluation" and "Introduction to Roof Inspection". Two teaching manuals May and March 1999.

**Adcox, John W. Jr.**, "UNF -- Building Construction Management Internship Handbook" A curriculum / teaching manual, (December 1996 with editing each semester thru present).

## **BOOK MANUSCRIPT REVIEWS**

Carpentry On line Program  
Course Development Project Manager, Academic &  
Professional Group  
Cengage Learning (2009 -2010 )  
519 Water Garden Ct., Irmo, SC 29063  
Glencoe/Mcgraw-Hill. Carpentry and Building  
Construction.2007  
Prentice-Hall, Inc. Construction Law, 1994.  
Prentice-Hall, Inc. Principles and Practices of Light  
Construction, 1991.  
West Educational Publishing, Construction Estimating,  
Jerry Westby, 1990.  
Prentice-Hall, Inc. Survey Fundamentals, 2nd Edition,  
McCormac, 1990.

## **SCHOLARSHIP IN**

## PROGRESS

Professional Correspondent Courses and on line courses for the Construction and Professional Engineering industry. ( several in process )

## PRESENTATIONS / INVITED PRESENTATIONS / SEMINARS

Presentation/Speaker to the ABC ( Associated Builders and Constructors ) luncheon May 25, 2007. Topic – Construction Education.

“Business Management and Advanced Building Codes” ( 7 hours ) and “Project Management and Safety” ( 7 hours ); Seminars authored and taught for Titan Continuing Education. (2005 – 2007). Approved courses for State of Florida Contractors.

“Contractor Course # 1 & # 2 “ Seminars ( 14 hours ) taught for Titan Continuing Education. 2004 & 2005.

"Construction Safety and OSHA" Seminars taught for Paul Davis System. Taught 3 times a year, 1996-2004.

“Measuring Complex Achievement: The Construction Management Internship”, Presented at the Associated Schools of Construction International, National Proceeding, West Lafayette, Indiana, March 29 – April 1, 2000.

“Achieving Positive Media Relationships for the Construction Industry”, Presented at the Associated Schools of Construction Southeast Regional Proceeding, Atlanta, Ga., November 1999.

“Measuring Complex Achievement: The Construction Management Internship”, Presented at the Associated Schools of Construction Southeast Regional Proceeding, Jacksonville, Florida, November 1999.

"Framework For Construction Estimating," Presented at the Associated Schools of Construction Southeast Regional Meeting, Atlanta, Georgia, November 5,6,&7, 1998.

“Construction Lien Law.” Presented at the Associated School of Construction Southeast Regional Meeting, Atlanta, Georgia,



November 6, 7, & 8, 1997.

"Construction Expert Witness." Presented at the Associated Schools of Construction Southeast Regional Meeting, Atlanta, Georgia, November 14 & 15, 1996.

"Residential Layout and Foundations in the Southeastern United States." Presented at the Associated Schools of Construction Southeast Regional Meeting, Atlanta, Georgia, November 17 & 18, 1995.

"Education and Management: Managing the Workforce 2000." Presented at the Associated Schools of Construction Southeast Regional Meeting, Atlanta, Georgia, November 17&18, 1995.

"Construction Estimating: Implementing Computer Estimating Into An Undergraduate Curriculum." Proceedings of the Associated Schools of Construction Southeast Regional Meeting, Atlanta, Georgia. February 10 & 11, 1995.

" A Synopsis of the Methodology Used in the Development and Teaching of a Senior Level Seminar Which Manages the Construction of a Residential House, From Design to Closing." Proceedings of the National Convention of Associated Schools of Construction, Bradley University, Peoria, Illinois. April 7 - 9, 1994.

"Construction Advisory Committee by the Year 2000." Proceedings of the Associated Schools of Construction 29th Annual Conference, hosted by Colorado State University, Fort Collins, Colorado. April 15-17, 1993.

"A Synopsis of the Methodology Used in the Development and Teaching of a Senior Level Seminar Which Manages the Construction of a Residential House, From Design to Closing." Proceedings of the Associated Schools of Construction Southeast Regional Meeting, Atlanta, Georgia.  
November 12 & 13, 1993.

"Surety Bonding in Construction - Risk and Requirements." Proceedings of the Associated Schools of Construction Southeast Regional Meeting, Atlanta, Georgia. November 12 & 13, 1993.

"Accreditation Process for Industrial Technology Baccalaureate Degree Programs in the United States." National Association of Industrial Technology 16th Annual Conference at Bowling Green State University, Bowling Green, Ohio, October 27, 1983.

Developed and Taught "Partnering Workshop" for Dicky Smith & Company, Inc. and Navy on March 08, 2001.

Developed and Taught (14 hours) seminars for State of Florida Contractors License renewal every year. ( 1995 – 1999) The topics are as follows:

" Current Construction Techniques and Materials" --- Aug.1999

"Current Construction Techniques and Materials" ---Aug 1998

"Current Legal Issues" ---Aug 1997

Developed and Taught 8 hour seminar for the U.S. Navy The topics are as follows:

"Roofing Systems and Inspection" ----- July1999

"Pavement Systems and Maintenance" ---- May 1999

"Construction Safety and OSHA" Seminars taught for Paul Davis System. Taught 3 times a year, 1996-present.

"Current Construction Techniques & Materials," 14 hour seminar for Florida's Contractor's License renewal. UNF, August 20-21, 1998.

"Building Construction Seminar for Teachers in Construction Programs," Duval County Public Schools, Mandarin High School, August 18, 1995.

"The Safe Erection and Understanding of Roof Trusses." University of North Florida Continuing Education for Professional Contractors in Florida, July 1995.

"Computer and Current Techniques in Residential and Commercial Estimating." University of North Florida Continuing Education for Professional Contractors in Florida, July 1994.

"Current Construction Techniques and Materials." University of North Florida Continuing Education for Professional Contractors in Florida, July 1994.

"The Linchpin of Undergraduate Construction Education." Proceedings of the Southeast Regional Meeting of the Associated Schools of Construction, St. Augustine, Florida, November 5-6, 1992.

"Construction Education." Presented at the Northeast Florida ASHRAE monthly meeting, March 5, 1991.

Invited panel expert on Project Management conference by the University of Florida, held at AGC office in Jacksonville, Florida, March, 1990.

Invited Seminar speaker on "Operating and Managing a Construction Business for UNF Small Business Development Center minority program, August 1990.

"The Safe Erection of Roof Trusses." Presented at three locations, Jacksonville, Florida, September 13, 1990, Tallahassee, Florida, October 4, 1990, South Daytona, Florida, October 11, 1990.

"Asbestos: Old Dangers, New Laws." Presented at Northeast Florida Builders Association, Jacksonville, Florida, September 1, 1989.

"Asbestos: Old Dangers, New Laws." Presented at Northeast Florida Builders Association, Jacksonville, Florida, September 1988.

"Project Management." Manual for Jacksonville, Mechanical Contractors Association, 1987.

"Construction Estimating and Project Management." Presented to the M.E.D. Workshop for the Jacksonville Urban League Economic Development Corporation, Inc. October, 1985.

"Construction Cost in Residential Construction." Presented to Watson Realty Corp. 1985.

"Review Course for the State of Florida General Contractors License." University of North Florida Continuing Education, 1982, 1983, 1984.

"Planning and Scheduling." Associated General Contractors, Northeast Florida Chapter, 1983.

"Project Management." Associated General Contractors, Northeast Florida Chapter, 1982.

Invited speaker for a project management seminar sponsored by the Jacksonville Urban League Economic Development Corporation, Inc. , presented at Edward Waters College, May 1982.

"Built Up Roofing Seminar." University of North Florida, Jacksonville, Florida, 1982.

"Starting and Managing a Construction Company." Small Business Development Center, University of North Florida, Presented at Florida Junior College, 1981.

"Review Course for State of Florida Mechanical, Air Conditioning, A, B, & C Exam." University of North Florida Continuing Education, 1980-1981.

"Managing and Organizing a Small Construction Company." Presented at FCCJ's Small Business Development Center, 1981.

"Construction Estimating for Engineers." Naval Air Station, Jacksonville, Florida, 1980.

## **GRANTS AND CONTRACTS**

Project Director:

Florida Community College at Jacksonville (FCCJ), Florida Construction Institute Program (Project), Agreement# CB-15934-07-60-A-12 dated January 18, 2007, herein providing quarterly reporting for period beginning January 1, 2007 and ending March 31, 2007. Any questions regarding the information provided herein should be directed to Dr. John W. Adcox, Jr., CPC, Program Manager at FCCJ, 101 W. State Street, Room A1176, Jacksonville, Florida 32202 or by telephoning at (904) 633-8261. Summary of General Grant Activities

FCCJ launched the Implementation Strategy outlined in the grant agreement and hosted an initial Advisory Board meeting in February 2007 wherein an overview of the grant was presented with a key focus being place on the importance of the Advisory Committee to the overall success of meeting the grant objectives. Also completed as part of the Implementation Strategy were the position descriptions for the Project Coordinator, Advisor III and Administrative Assistant I positions. These positions were posted on FCCJ's employment website in February 2007 with a closing date of April 12, 2007. Additionally, a purchase requisition was issued for the purchase of a van to be retrofitted and used as a mobile classroom. Lastly, plans were developed and put in place to conduct a Summer Camp during the month of June 2007. ( Value \$1,900,000.00)

Project Director:

"BUILDING TODAY'S WORKFORCE FOR TOMORROW"  
U.S. DEPARTMENT OF LABOR GRANT  
Grant Number: AF-14527-05-60 ( Value \$90,000.00)

This agreement is made on September 26, 2005 by and between Florida Community College at Jacksonville, for the benefit of its Downtown Campus,

(FCCJ), having its principal offices and place of business at 101 West State Street, Jacksonville, Florida 32202 (herein after referred to as FCCJ)

and

Home Builders Institute Incorporated (HBI), having its principal offices and place of business at 1201 15<sup>th</sup> Street, N.W. Washington, D.C. 20005-2800 (hereinafter referred to as HBI).

Project Director and Principal Investigator:

SEMINARS ON THE SAFE ERECTION OF ROOF TRUSSES.

This grant was a collaborative effort between the DOE, Building Construction Industry Advisory Board and UNF. The major goal was to provide a series of construction safety seminars around the state of Florida to alert the industry of construction safety in this area and provide solutions for preventing these accidents, 1991.

Project Director and Principal Investigator:

A DESCRIPTION ANALYSIS OF BUILDING CODES IN FLORIDA, PHASE ONE AND TWO.

This research grant was a collaborative effort between the state of Florida, Building Construction Advisory Board and UNF to identify existing building codes in Florida and to recommend a uniform code for statewide use, 1985.

Project Director and Principal Investigator:

BUILT-UP ROOFING - A WORKSHOP ON SPECIFICATION, CONSTRUCTION AND NON-DESTRUCTIVE TESTING.

This grant was a collaborative effort between the professionals in the construction industry, local engineers and UNF. The major goal of this project was to provide for local construction professionals an opportunity to share current trends and changes in the industry, 1982.

## **ACADEMIC AND CAREER ADVISEMENT**

Florida Community College Jacksonville, advisor to student in the department. (2005-present).

Division of Technology, Bulding Construction Track, Advisor, 1979-1989 (Construction Technology Program)( 69 – 100 students in program).

College of Education and Human Services, Building Construction Management Program, Advisor, 1988 – 1995,( 89 – 100 students in program).

College of Computing Sciences and Engineering, Bulding Construction Management Program, Advisor - 1996, - present,( 100 – 130 student in program).

Florida Community College Jacksonville, advisor to student in the department.  
(2005-present ).

## **PROFESSIONAL MEMBERSHIPS**

American Council of Construction Education, 1991 – 2005.

Associated Schools of Construction , 1989 – 2005.

American Institute of Constructors, 1995- Present.  
Certified Professional Constructor No. 086 (CPC).

Phi Kappa Phi. University of North Florida Chapter (Charter Member). First  
Vice President (1983-1984) President (1984-1986). Current Member.

Phi Delta Kappa. Mississippi State Chapter, 1984.

Iota Lambda Sigma (Alpha Omicron Chapter) life member.  
Past President, University of North Florida Chapter.  
Faculty advisor, 1985-1987.

American Vocational Association - life member

National Association of Industrial Technology - Past Region III Director  
(member) (1980-1987)

ASCD American Society of Curriculum Development (member), 1993.

CSI Construction Specification Institute (member). Educational Chairman for  
local chapter (1982-1983); Chapter President, 1983-1984.

National Association of Home Builders (member). Board of Directors for  
Construction Program for Universities (national), 1990-1992.

Associated General Contractors (member). Education Committee (national),  
1987-1990.

## **PROFESSIONAL COMMITTEES AND ORGANIZATION WORK**

National Executive Committee for The National Association of  
Schools of Constructions, May 1999 – 2003.

Region 2 director of the Associated Schools of Construction,

1999 – 2003.

Development Committee, American Council For  
Construction Education, 1995-present.

Chairman of the Southeast Regional Student Estimating Competition for  
the Southeast Regional Meeting of  
Associated Schools of Construction, 1995, 1996, 1997,  
1998, 1999.

Regional Director (III) for the National Association of Industrial  
Technology, 1980-1981.

#### Local/State

FCCC – (Director – 2005 – present.)

Member of NEFBA apprenticeship advisory committee.  
(2005 – present )

Florida Construction Institute –Directors.  
(2005 – present )

Northeast Florida Builders Association – Board of Directors  
member for Apprenticeship. ( 2005 – present ).

Heckscher Drive Community Club – Board member ( chair),  
1999.

Jacksonville Country Day School - Board member, 1988 - 1995.  
Girls Club of Jacksonville Member of Executive Board and Facilities  
Chairman, 1983 – 1992.

Florida Junior College Carpentry Program Advisory Committee Member, 1978  
– 1979.

Duval County School Board Carpentry Advisory Committee Member (1978 -  
1979), Chairman (1983 - present).

VICA (Vocational Industrial Clubs of America) Advisor and State Chairman  
for Carpentry Program (1976), VICA Judge, Carpentry, Cabinetry (1976-  
present).

Kiwanis Science Fair Judge, 1981-1985.

## FRATERNITIES

Lambda Chi Alpha Fraternity – Honorary, 1995-present.

## HONORS

**“National Teaching Award” selected by the National Association Schools of Construction, 2000.**

Elected Regional Director for the Associated Schools of Construction Southeast Region for 1999 - 2003.

Granted the **CPC - Certified Professional Constructor’s** Award by American Institute of Constructors, 1997, #086.

Nominated for Associated Schools of Construction’s Outstanding Educator Award, January 31, 1997.

Nominated for American Institute of Constructors 1997 W.A. Klinger Construction Education Award, December 15, 1996.

Nominated for UNF’s Outstanding Professor Award, 1995.

Nominated for UNF’s Distinguished Professor Award, 1993.

**National "Outstanding Educator" for the National Association of Home Builders, 1993.**

Nominated for National Association of Home Builders, Outstanding National Construction Educator, 1991.

Nominated for UNF’s Outstanding Teacher Award, 1990.

Nominated for UNF’s Distinguished Professor Award, 1985.

**Duval County Teacher of the Year, 1977-1978.**



# ACORD CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
12/9/2009

PRODUCER ANDYS ASSURANCE AGENCIES 1441 W Flagler St Miami, FL 33135 (305) 642-8407		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
INSURED EPIC CONSTRUCTION, INC.  6845 SW 144TH STREET MIAMI, FL 33158 (305) 271-7868		INSURERS AFFORDING COVERAGE INSURER A: Colony Ins. Co. INSURER B: NATIONAL UNION FIRE INS. INSURER C: Progressive Ins.Co. INSURER D: INSURER E:	NAIC#

**COVERAGES**

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	ADD'L INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A		GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMSMADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> \$1000 Ded Per Claim GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	GL 3856008	10/29/09	10/29/10	EACH OCCURRENCE \$ 1,000,000
		DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 1,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 1,000,000 PRODUCTS - COMPI/OP AGG \$ 1,000,000				
C		AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS	04301874-9	03/12/09	03/12/10	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000
		BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$				
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
		EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMSMADE <input type="checkbox"/> DEDUCTIBLE RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
B		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below	WC 001-00-9655	07/11/09	07/11/10	WC STATU-TORY LIMITS <input checked="" type="checkbox"/> OTH-ER
		E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000				
		OTHER				

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS  
 General Contractor.

EXH F2

**CERTIFICATE HOLDER**

MIAMI DADE COUNTY PUBLIC SCHOOLS  
 THE SCHOOL BOARD OF MIAMI DADE COUNTY, FLORIDA  
 1450 NE 2ND AVENUE  
 MIAMI, FLORIDA 33132

**CANCELLATION**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.  
 AUTHORIZED REPRESENTATIVE

# **Miami-Dade County Public Schools Office of the Inspector General**

## **Appendix B**

**Management's Response to the Draft Report**  
(5 pages)

**Final Report**  
**SB1314-1001**

# **MANAGEMENT RESPONSE**

## **OIG Draft Report of Investigation on Epic Construction**

**September 2014**

### Introduction

Two parties clearly bear principal responsibility in this matter: Epic Construction (Epic) for misrepresenting their credentials in the bid documents submitted to the District and Ms. Sharon Hire Miller, former Supervisor, Contractor Prequalification for knowingly and repeatedly misrepresenting Epic's credentials to the Board's Administrator, its designees and the School Board.

When the issue of Epic's credentials was brought to management's attention, immediate action was taken. Agenda Items F-50 and F-51 were withdrawn prior to the June 19, 2013 School Board meeting and advice was sought from the School Board Attorney's office regarding potential liability to the District from work performed by Epic under prior contracts. It was subsequently determined in consultation with the School Board Attorney and the Florida Department of Education that as a Building Contractor Epic was qualified to perform the type of work specified under the terms of the Job Order Contracting (JOC) bid; nevertheless, Epic did not comply with the bid requirement to possess a General Contractor license. It is important to note that Epic did not perform any work related to the General Obligation Bond and the firm is no longer doing business with the District.

### Historical

The actions eight years ago of a single District employee is the root cause leading up to the current unfortunate situation relating to Epic. While the motive behind that employee's original misrepresentation regarding Epic's license is unknown, it is clear from the evidence in the Inspector General's Draft Report (Report) that the employee knew the firm did not possess a General Contractor license and that no action to remedy the error was taken by her or her immediate supervisor at the time. Moreover, this employee failed to alert senior management and/or her subsequent direct supervisors of this error, thereby concealing said error and allowing Epic to continue to renew their prequalification status as a General Contractor. Upon the realization by senior management of the error, the employee was subsequently removed from her position in the Contractor Prequalification office in November of 2013<sup>1</sup>, and ultimately terminated by the District.

In addition, the Report notes that Epic continued to file prequalification renewal applications and obtain a prequalification certificate as a "General Contractor despite its known status as a Building Contractor. At no point following its 2006

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<sup>1</sup> The OIG Draft Report states that Ms. Hire-Miller was a member of the Contractor Prequalification Staff until as recent as May 2014.

application, did Epic seek to alert M-DCPS staff that it had received an improper certificate. As such, Epic also bears fault for the improper designation.

### Opinion of Management

It is management's opinion that the Report does not adequately emphasize the significance of the original actions in 2006, by a sole employee and presumably her immediate supervisor, and the subsequent obfuscation of an important prequalification predicate i.e. type of license, by that employee, when in fact it was due to her actions that Epic was granted subsequent competitive solicitations under the General Contractor status.

Management concurs that different properly prequalified firms would have otherwise performed approximately \$3M worth of work performed by Epic during the term of their contracts with the District.

However, since 2007, the District has awarded job order contracts to 21 firms and issued 497 work orders with expenditures totaling over \$68M; 95.1% of JOC work was performed by other properly prequalified firms while work performed by Epic represents only 4.9% of this total. The actual distribution of work does not reflect that Epic was favored.

In the Report section titled "Subsequent Contracting Decisions Benefitting EPIC," the OIG mischaracterized statements by Chief Facilities Officer Jaime Torrens<sup>2</sup> regarding a meeting with Assistant Superintendent Carl Nicoleau and Assistant School Board Attorney Paul Washington following the withdrawal of Agenda Items F-50 and F-51. The purpose of that meeting was not to discuss Epic's responsiveness to the bid solicitations, rather, it was specifically convened to discuss the more serious issue of whether Epic had violated Florida Statutes or SREF by performing work for which it was not licensed. If such a violation had in fact occurred, it would have triggered immediate remedial/corrective action to mitigate potential liability to the District.

In addition to consulting with the Board Attorney, Mr. Torrens directed Mr. Harry Munoz, Building Official, to seek an opinion from the Florida Department of Education (FLDOE) regarding the eligibility of Epic, as a licensed Building Contractor, to perform JOC work for the District. FDLOE confirmed the Board Attorney's opinion that a Building Contractor could properly perform such work in accordance with SREF which governs prequalification of contractors.

With the licensure issue clarified, the project at Miami Southridge Senior High was then addressed at the meeting. Staff had assigned the project to Epic and had been working with the firm since April defining the scope and materials needed for

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<sup>2</sup> The OIG Draft Report states: According to Chief Facilities Officer Torrens, the issue of whether EPIC was non-responsive just didn't come up.

repairs as well as assessing existing conditions at the school, intending to start the project during the summer. When asked, Mr. Washington opined that it was appropriate for Epic to perform that work since it was already “in the pipeline” but that the District should refrain from any new assignments to Epic. Since the Maintenance Department is the only District office that utilizes JOC contracts, this collective decision provided clear direction to Mr. Nicoleau that no other work be assigned to Epic.

In hindsight, Epic’s assignment on the Miami Southridge project under their existing contract should have been cancelled regardless of staff’s stated intention to expedite repairs at this school. Epic’s replacement with another JOC firm irrespective of potentially adverse impact on the project schedule would have been the preferred course of action at the time. However, it must be reiterated that this was an isolated incident and there is no evidence presented in the Report that involves staff in other contracts.

The OIG makes reference to Paragraph D of School Board Policy 7101, Building Permits and the Code Enforcement Office and questions expanding eligibility to licensed Building Contractors for bidding on JOC solicitations; however, Paragraph D also refers to Florida Statute and SREF which pre-date and supersede Board Policy 7101. The District’s decision to include licensed Building Contractors is supported by the opinion of the Board Attorney and the FLDOE regarding eligibility of such firms to perform JOC work.

SREF clearly promotes the inclusion of all qualified licensed contractors, not only General Contractors, in competitive solicitations. As such, a Building Contractor “meets uniform criteria established in this section.” Upon becoming aware that an entire category of duly licensed contractors was being excluded from participation in JOC solicitations, staff considered that expanding future advertisements to allow licensed Building Contractors to compete for work was supported by guidance in SREF and in the best interest of the District. This action is also consistent with the District’s emphasis on expanding opportunities in its Capital Program under the new Small/Micro Business Enterprises Program led by the Office of Economic Opportunity.

Once staff confirmed that licensed Building Contractors were statutorily qualified to perform JOC work, it was determined that a more inclusive bid specification (as prescribed in SREF Section 4.1(1)(b)(2)) could encourage broader participation in future solicitations, potentially reducing costs to the District.

Although the OIG questioned staff’s decision to recommend rejecting all bids and re-advertising (Report Exhibit 10) this is not an uncommon event and is an option explicitly reserved in every Board solicitation. In fact, the results of this re-advertised bid resulted in lower prices than the original bids (Report Exhibit 16). Further, staff clearly noted on Attachment A of Agenda Item F-50 (Report Exhibit 16) that “Epic Construction, Inc. does not have a current General State Contractor

License,” effectively disqualifying their bid. Consequently, staff’s decisions<sup>3</sup> in this matter did not benefit Epic in any way, directly or indirectly.

The Report correctly states that Mr. Williams, upon being made aware of the issue regarding Epic’s licensure status and under authority by SREF as the Board’s Administrator representative and Board Policy 6334, corrected the prequalification renewal certificate to properly reflect the appropriate designation of Epic as a Building Contractor.

Board Policy issues authority to the Superintendent, that execution would be through the administration of the Superintendent and/or his designee. Since, the OEO falls under the Superintendent’s administration, then OEO is operating under the Superintendent’s authority to renew applications. This information is further explained in the Prequalification Training Manual (Manual) dated August 25, 2011, which is used to train District staff and the Contractor Prequalification Review Committee (CPRC). The section in the Manual regarding “Renewals” specifically states, “Does not require board approval. Authority is given by the Superintendent or his designee.” The Report implies that Mr. Williams performed this action “unilaterally”, however, as stated above this action was done so in accordance with Board policy and SREF with the intent of preventing the continued misrepresentation of Epic as a General Contractor.

### Resolution and Conclusion

The OIG revealed that Epic Construction misrepresented its credentials and thereby obtained contracts under fraudulent circumstances. Furthermore, the actions and obfuscation of a lone District staff member enabled the fraudulent contracting opportunity to occur and persist for seven years.

Employee sanctions in this matter included termination of employment for Ms. Hire-Miller and revocation of Epic Construction’s prequalification status with M-DCPS as a General Contractor. Additionally, the District is pursuing debarment of Epic based on inaccurate or misleading statements made under oath in Epic’s response to bids JOC13-C1 and JOC13-C2. Epic does not currently have any contracts nor is the firm performing any work for the District.

While this was an isolated instance there is a heightened need to strengthen the role and responsibility of the CPRC as reflected by the OIG findings. In an effort to further minimize the potential for a re-occurrence, more consistent prequalification procedures for renewals have been implemented by the Office of Economic Opportunity, the office now charged with Contractor Prequalification, to specifically verify the licensing status of a vendor prior to the issuance of renewal certificates. In particular, all renewals will be reviewed by the CPRC effective October 2014.

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<sup>3</sup> The OIG Draft Report states: We question why Facilities didn’t declare Epic non-responsive/ineligible. All of these decisions directly benefitted Epic...

Additionally, the CPRC will be asked to review the Epic prequalification records to determine if action can be taken to revoke Epic's prequalification certificate based on inaccurate or misleading information contained in Epic's prequalification documents.