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July General Meeting

The Florida Keys Contractors Association held our 2nd Qtr General Meeting on Thursday, July 22, 2010 at Castaway Restaurant in Marathon.

NEW candidates running for County Commissioner and Marathon City Council along with **incumbents** running for reelection were our special guest speakers.

With the open forum members were able to hear a little about them as well as a question and answer session. The Association wishes to thank our guest speakers for taking the time out of their busy schedules to speak at our meeting.

Photos from the meeting are on pages 7 and 8 of this issue.

Welcome New Members

We welcome all new members into our organization by acknowledging them in our newsletter with a brief description of what services and products they offer.

This month we welcome:



Organic Accents Inc
Timothy Trivett, Landscape Contractor
PO Box 431602
Big Pine Key, FL 33043
305-872-9185



Songer Construction LLC
David Songer General Contractor
PO Box 1062
Tavernier, FL 33070
305-522-4289



Permit Extension Notice - Press Release

ATTENTION MONROE COUNTY CONTRACTORS AND PROPERTY OWNERS

PERMIT EXTENSION NOTICE

The Florida Legislature (Sec.46, Chapter 2010-147) has authorized the extension of permits and other authorizations by 2 years, provided permit holders apply to the authorizing agency by **December 31, 2010** if they wish to obtain the extension. This **authorization takes affect beginning July 1, 2010**. In order for the extension to be processed in Monroe County, **a completed application with payment of a fee (\$250 for building permits), must be received by the County on or before 4 p.m. on December 31, 2010.**

This authorization of a two year permit extension is for any development order or building permit issued by local government (county or municipality), Department of Environ-

mental Protection, or water management district. In order to be eligible for this extension, the permit must have an expiration date between September 1, 2008 and January 1, 2012. The two-year extension also applies to build out dates for developments of regional impact (DRIs) under Florida Statutes § 380.06(19)(c). A holder of a permit that expires between the dates listed above must notify the authorizing agency in writing of the intention to utilize the two-year extension by December 31, 2010. There are certain permits for which a two-year extension may not apply such as those issued by the Army Corp of Engineers or issued by DEP or a water management district that is not pursuant to part IV of chapter 373, Florida Statutes. Also not covered by this extension are permits determined to be in significant non-compliance with the conditions of the permit as established through action by the authorizing agency or a permit that if granted an extension would delay or prevent compliance with a court order.



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Landscape Contractor
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Army Corps Enforcement Actions

The articles below are recent enforcement actions taken by the ACOE in the Florida Keys. Please help the environment by reporting unlicensed and non-permitted work to Robert Kirby, who heads up the ACOE enforcement for the Florida Keys. His contact information is as follows.

Robert Kirby
Enforcement Section
U.S. Army, Corps of Engineers
Jacksonville District
9900 SW 107 Ave, #203
Miami, FL 33176
tel (305) 779-6050
fax (305) 526-7184
Kirby, Robert J SAJ [Robert.J.Kirby@usace.army.mil]

U.S. Army Corps of Engineers assesses Administrative Penalty for non-compliance with Department of the Army Permit

Jacksonville, Fla. -- The U.S. Army Corps of Engineers, Jacksonville District's Regulatory Division has completed an enforcement action against Mr. and Mrs. Frederick Frey of Key Largo, due to their non-compliance with a Department of the Army permit that authorized construction of a residence and dock. The Freys were assessed an Administrative Penalty of \$1,000.00.

Under the Clean Water Act of 1972, the Corps issues Department of the Army permits to allow dredging and filling in waters of the United States, including wetlands. The Corps' goal is to make fair, flexible decisions that balance both economic and environmental needs.

Administrative penalties may be assessed to address activities within the Corps' jurisdiction that are conducted outside of the project authorized under the permit. Penalty amounts are based on evaluation of the significance of the non-compliance, its impact on the integrity of the Regulatory program and the environmental harm caused.

The Corps determined that wetland areas on Harbor Island Drive, Ocean Reef Club, Key Largo were filled outside of the authorized project footprint. In addition to the \$1,000 penalty for permit non-compliance, restoration of the affected wetland area is also required.

Jacksonville District has an ongoing permit compliance inspection program throughout Florida, Puerto Rico, and the U.S. Virgin Islands.

For more information on Jacksonville District and the Regulatory and enforcement programs, visit www.saj.usace.army.mil and click on Regulatory Division.

U.S. Army Corps of Engineers assesses Administrative Penalty for non-compliance with Department of the Army Permit

Jacksonville, Fla. -- The U.S. Army Corps of Engineers, Jacksonville District's Regulatory Division has completed an enforcement action against Mr. Marvin Barrett of Key Largo, due to non-compliance with a Department of the Army permit that authorized construction of a dock. Barrett was assessed an Administrative Penalty of \$750.00.

Under the Clean Water Act of 1972, the Corps issues Department of the Army permits to allow dredging and filling in waters of the United States, including wetlands. The Corps' goal is to make fair, flexible decisions that balance both economic and environmental needs.

Administrative penalties may be assessed to address activities within the Corps' jurisdiction that are conducted outside of the project authorized under the permit. Penalty amounts are based on evaluation of the significance of the non-compliance, its impact on the integrity of the Regulatory program and the environmental harm caused.

Barrett was issued a permit to construct a dock on Ellen Drive in Key Largo. The Corps determined wetland areas outside of the authorized footprint were impacted, violating the conditions of the permit. In addition to the \$750 administrative penalty, Barrett must also restore the affected wetland area.

Jacksonville District has an ongoing permit compliance inspection program throughout Florida, Puerto Rico, and the U.S. Virgin Islands.

For more information on Jacksonville District and the Regulatory and enforcement programs, visit www.saj.usace.army.mil and click on Regulatory Division.



Mark your calendar for the
Florida Keys Contractors Association

2nd Annual
Poker Run

October 16, 2010

COME BY LAND OR SEA

First Prize of \$1,000.00

Early registration beings August 15, 2010

For more information, please email admin@floridakeyscontractosassoc.com

**Florida Keys Contractors Association
2nd Annual Poker Run
Saturday, October 16, 2010**

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SPONSOR NAME: _____

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Drop dead date for advertising is Thursday, September 30, 2010

\$750.00 Title Sponsor: Company Logo on sleeve of T-shirt
Includes prominent logo placement on t-shirts, banners and all advertising; plus
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PAYMENT PLAN FOR ADVERTISING IS AVAILABLE

FOR MORE INFORMATION EMAIL admin@floridakeyscontractorsassoc.com

MAIL CHECKS AND SPONSOR FORM TO:

FKCA, PO Box 522797, Marathon Shores, FL 33052

PROCEEDS FROM POKER RUN SUPPORT THE FKCA SCHOLARSHIP FUND

THANK YOU FOR YOUR SUPPORT



**Florida Keys Contractors Association
2nd Annual Poker Run
Saturday, October 16, 2010**



ENTRY FORM

PLEASE COMPLETE AN ENTRY FORM FOR EACH PERSON

Name: _____

Address: _____ **City** _____ **State** _____ **Zip** _____

Phone #: _____ **Email:** _____ **T-shirt Size:** _____

If boating/name of boat & FL #: _____

WAIVER: In consideration of the entry being accepted, and of being allowed to participate in the Florida Keys Contractor's Association Poker Run, I hereby, and for my minor child, heirs, executors, and administrators, waive, release and forever discharge, and save harmless from any and all claims for damages and causes of action which may occur, including consequential damages, I may have against the Florida Keys Contractors Association, their representatives, successors, and all other organizers and sponsors and assigns for any and all injuries and damages suffered by me or my child at this event, whether caused by the negligence of the organizers or otherwise. I certify that I am, or my child is, an amateur athlete. I further certify that I or my minor child has trained sufficiently to participate in this event. I am, or my child is, in good physical condition and this has been verified by a physician within the past six months. I also give permission for the free use of my name and or photos in any broadcast, telecast or other account of this event. My signature indicates my agreement to assume all risks and abide by the rules and decisions of the event committee and organizers.

Signature: _____ **Date:** _____
(Must be 18 years of age to participate)

REGISTRATION

CHECKS ONLY-NO CASH OR CREDIT CARDS

Early registration \$40 per person until 6pm on Friday, October 8, 2010

Early registration must be received by October 8, 2010.

\$50 per person from October 8th until day of the event

You **WILL** be able to register at the Safety Meeting

Additional Cards and T-Shirts will be available for purchase at the
Kick-off Party and Safety Meeting

**Make checks payable to FKCA & Mail Check with Entry Form to
PO Box 522797, Marathon Shores, FL 33052**

For Questions please visit our website at floridakeyscontractorsassoc.com
or email admin@floridakeyscontractorsassoc.com





HELPFUL CONTACTS:

Monroe County Code Enforcement; Ronda Norman, Director; Norman-Ronda@MonroeCounty-FL.Gov
 City of Marathon Code Compliance; Cynthia McPherson, Code Supervisor; mcpersonc@ci.marathon.fl.us
 Department of Business and Professional Regulation (DBPR); Bill Tejada; Guillermo.tejada@dbpr.state.fl.us
 Division of Worker's Compensation, John Kulha, Compliance Investigator; john.kulha@myfloridacfo.com

Army Corps Regulatory Program:

USACE Home Page: www.saj.usace.army.mil

Permit Listing: www.saj.usace.army.mil/regulatory/permitting_gp.htm

Code Compliance Information

Upper Keys Office: 305-453-8806

Upper Keys Sr. Inspector: Allen White, 305-453-8809

Middle Keys Office: Vilma Peacock, 305-289-2810

Director: Ronda Norman, 305-289-2520

Lower Keys Office: Sylvia Atwell, 305-292-4495

Lynn Tsouchios: 305-289-2528

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Safety Matters

T.R. Jones & Company: Your construction workplace safety partner

No Extra Riders on Equipment!

You operate heavy machinery on a regular basis, so you know many of the hazards you face. You may not realize, though, that letting an extra person ride on equipment intended to transport only one person is asking for an accident.

It is important that everyone on the job site is familiar with the dangers of extra riders on equipment, so that we can ensure everyone's safety and protection.

Hazards of Extra Riders

- The operator may not be able to see his or her surroundings as easily.
- Access to crucial operating levers or controls on the equipment may be obstructed.
- The operator could become distracted by the rider's presence.
- There is increased risk of the extra rider being thrown from the equipment because they lack protection from safety belts and rollover features.
- If the extra rider is outside the cab, he/she is being exposed to potentially harmful dust, noise and chemicals.
- It increases the risk of a multiple-injury accident.

Alternative Solutions

- Use a car or truck to transport co-workers to remote work areas.
 - Make sure you have safe transportation back from the remote area at the end of the day so you are not tempted to catch a ride as an extra passenger on equipment.
 - Plan your work assignments in advance so you can secure safe

transportation to and from the location.

- Only use seats that were installed by the equipment manufacturer. Do not use makeshift seats on equipment. Just because the extra rider is sitting does not mean he or she is safe from harm – allowing an extra passenger is always a hazard.
- An enclosed cab does not mean the extra rider is protected. In an overturn, this will not protect the extra passenger from harm.
- Even if the equipment has a training seat, it should only be used by people who are legitimately being trained.
- Familiarize yourself with Aultman Construction Co., Inc's extra rider policy. It is strictly enforced, so set a good example for one another!

It is important that everyone understand the dangers of extra riders on equipment, so we can keep everyone on the job site safe and injury-free.

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Safety Matters

T.R. Jones & Company: Your construction workplace safety partner

Take Precautions to Prevent Heat Illness

Working outside, you know that the weather can have an impact on your day. Hot weather, especially when combined with strenuous physical labor, can cause your body temperature to rise to unsafe levels. Normally, your body cools itself through sweating, but in hot and humid weather, sweating is not enough and the result can be a dangerous heat illness.

Staying Cool

Follow the suggestions below to stay cool when working in hot weather:

- Wear loose, light-colored clothing when possible, along with a hard hat.
- Take short breaks to rest in the shade. If wearing outer protective gear, remove during your break.
- Gradually build up to heavier work.
- Avoid overexerting yourself during peak temperature periods (midday).
- Drink liquids frequently, even if you don't feel thirsty - at least eight ounces every 20 to 30 minutes. Choose water, fruit juice or sports drinks and stay away from liquids containing caffeine, which can dehydrate you.

Recognizing the Symptoms

There are three forms of heat illness, each with its own distinct symptoms:

- **Heat Cramps** – severe muscle spasms in the back, stomach, arms and legs, which are attributed to the loss of body salt and water during periods of heavy perspiration
- **Heat Exhaustion** – heavy sweating, cool or pale skin, nausea, headache, weakness, vomiting and fast pulse
- **Heat Stroke** – high body temperature, sweating stops, red and often dry skin, rapid breathing and pulse, headache, nausea, vomiting, diarrhea, seizures, confusion or unconsciousness

Providing Treatment

It is essential to treat heat illness as soon as possible. If you are feeling any of the above symptoms, inform a co-worker and ask for help. If you suspect that a fellow worker has any of these conditions, follow the first-aid suggestions below:

- **Heat Cramps** – Move the victim to a cooler area and allow them to drink approximately six ounces of water every 15 minutes. Follow up with a medical examination.
- **Heat Exhaustion** – Move the victim to a cooler area and keep him/her lying down with legs slightly elevated. Cool his/her body by fanning and applying cool, wet towels. If conscious, allow the victim to drink approximately six ounces of water every 15 minutes. Follow up with a medical examination.
- **Heat Stroke** – You or a bystander should immediately call an ambulance. Meanwhile, move the victim to a cooler area, remove any outer clothing, immerse him/her in cool water or apply cool, wet towels or cloths to the body. Do NOT give the victim liquids. If medical help is delayed, call the hospital for further instructions while waiting. Heat stroke is life-threatening, so it's important to move quickly!

Safety Reminder

The risk of heat illness increases with age, poor diet, being overweight, insufficient liquid intake, poor physical condition and/or when taking medication. Never take salt tablets without your doctor's approval.

Be aware of expected weather conditions each day so that you can be prepared with appropriate clothing and beverages. If you are on a job and start to feel any adverse symptoms due to heat, inform your supervisor and take a break.

Hot weather, especially when combined with strenuous physical labor, can cause your body temperature to rise to unsafe levels.

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MARK YOUR CALENDAR FOR THESE UPCOMING MEETINGS OF THE BOCC, COUNTY PLANNING COMMISSION, CEB, BOAF AND MEETINGS FOR THE CITY OF MARATHON, CITY OF KEY COLONY BEACH AND ISLAMORADA, VILLAGE OF ISLANDS
AUGUST & SEPTEMBER 2010

DATE	TIME	TYPE OF MEETING	LOCATION
8/3 (Tue)	5:30pm	Marathon City Council Budget Workshop	Marathon Fire Station #14 (8900 O/S Hwy)
8/10 (Tue)	10:00am	Marathon City Council Meeting Staff Agenda Briefing Workshop	Marathon Fire Station #14 (8900 O/S Hwy)
8/10 (Tue)	9:30am 5:00pm	CEB City of Marathon Televised Meeting	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)
8/10 (Tue)	5:30pm	Marathon City Council Meeting	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)
8/11 (Wed)	9:30am	KCB Code Enforcement Board	City Hall Key Colony Beach
8/11 (Wed)	5:30pm	Village Council Budget Workshop Final review of proposed budget Islamorada, Village of Islands	Founders Park CC (87000 O/S Hwy)
8/11 (Wed)	6:00pm	Marathon City Code Board Meeting	Marathon Fire Station #14 (8900 O/S Hwy)
8/12 (Thu)	9:30am	KCB City Commission Meeting	City Hall Key Colony Beach
8/12 (Thu)	5:30pm	Village Regular Council Meeting Islamorada, Village of Islands	Founders Park CC (87000 O/S Hwy)
8/16 (Mon)	5:30pm	Marathon City Planning Commission Meeting	Marathon Fire Station #14 (8900 O/S Hwy)
8/17 (Tue)	1:30pm	Village Code Compliance Hearing Islamorada, Village of Islands	Admin/Public Safety HQ, 3 rd Floor (86800 O/S Hwy)
8/18 (Wed)	9:30am	KCB Planning & Zoning	City Hall Key Colony Beach
8/18-8/19 (Wed/Thu)	9:00am	BOCC	Murray E Nelson Govt Ctr (102050 O/S Hwy, MMI02)
8/19 (Tue)	5:30pm	Marathon City Council Budget Workshop	Marathon Fire Station #14 (8900 O/S Hwy)
8/24 (Tue)	10:00am	Marathon City Council Meeting Staff Agenda Briefing Workshop	Marathon Fire Station #14 (8900 O/S Hwy)
8/24 (Tue)	5:30pm	Marathon City Council Meeting	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)
8/26 (Thu)	9:30am	KCB City Commission Meeting	City Hall Key Colony Beach

(cont'd on p. 13)

DATE	TIME	TYPE OF MEETING	LOCATION
8/26 (Thu)	5:30pm	Village Regular Council Meeting Islamorada, Village of Islands	Founders Park CC (87000 O/S Hwy)
9/6 (Mon)		ALL COUNTY & CITY OFFICES CLOSED FOR LABOR DAY	
9/8 (Wed)	9:30am	KCB Code Enforcement Board	City Hall Key Colony Beach
9/8 (Wed)	10:00am	MC Planning Commission Meeting	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)
9/8 (Wed)	6:00pm	Marathon City Code Board Meeting	Marathon Fire Station #14 (8900 O/S Hwy)
9/9 (Thu)	9:30am	KCB City Commission Meeting	City Hall Key Colony Beach
9/9 (Tue)	5:30pm	Marathon City Council Meeting 1 st Public Budget Hearing	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)
9/14 (Tue)	9:30am 5:00pm	CEB City of Marathon Televised Meeting	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)
9/14 (Tue)	10:00am	Marathon City Council Meeting Staff Agenda Briefing Workshop	Marathon Fire Station #14 (8900 O/S Hwy)
9/14 (Tue)	5:30pm	Marathon City Council Meeting	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)
9/14 (Tue)	5:30pm	Marathon City Council Meeting FINAL Public Budget Hearing	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)
9/15-9/16	9:00am	BOCC	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)
9/15 (Wed)	9:30am	KCB Planning & Zoning	City Hall Key Colony Beach
9/21 (Mon)	5:30pm	Marathon City Planning Commission Meeting	Marathon Fire Station #14 (8900 O/S Hwy)
9/22 (Wed)	10:00am	MC Planning Commission Meeting	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)
9/23 (Thu)	9:30am	KCB City Commission Meeting	City Hall Key Colony Beach
9/28 (Tue)	10:00am	Marathon City Council Meeting Staff Agenda Briefing Workshop	Marathon Fire Station #14 (8900 O/S Hwy)
9/28 (Tue)	5:30pm	Marathon City Council Meeting	Marathon Gov. Center (2798 O/S Hwy, 2 nd Floor)



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Member Rates:
Business card size Ad - \$14.59 per month
 ¼ page ad - \$25.00 per month
 ½ page ad - \$47.92 per month
Non-Members are welcome to advertise, however Non-Member Rates are considerably higher.



Allstate Insurance has approved
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 Members should contact Keys Insurance Services
 for information on receiving a **10% discount**
 on your business auto insurance.



Keys Insurance Services

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Chris Gratton, President
General Contractor, Wastewater Specialist

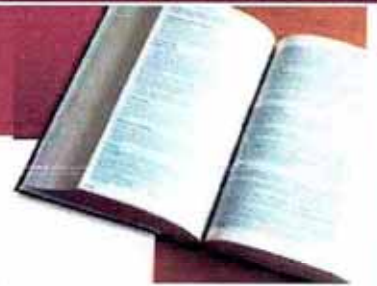
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Lien Law Seminars

August 5, 2010 and August 10, 2010

ICPC of Florida presents our 2010 seminars on
Construction Liens and Bond Claims



This seminar is designed to assist anyone who isn't an expert in lien law matters. A great workshop for beginners or anyone who wants to brush up on the basics.

Topics Covered

Protecting & Perfecting Your Rights to Recovery

- How to prepare & serve Notices to Owner.
- Using the proper forms to protect your rights.
- Where to obtain the information you need.
- Demands for Sworn Statements of Account.
- Consulting your Attorney.
- Lien and bond law time periods.
- Recording a Claim of Lien, what happens next?
- Protecting your payment rights with Lien & Bond Waivers.

Sponsored By

Florida's Improved Construction Practices Committee (ICPC)

The Improved Construction Practices Committee (ICPC) is a group of delegates drawn from the membership ranks of NACM of Florida, Inc. (SACM) and NACM-Tampa. Our primary purpose is to promote good, sound and equitable legislation, as it pertains to the construction and credit industry. ICPC has taken on the task of defeating bills that would significantly weaken the Florida Construction Lien Law and this task is ongoing throughout the entire year. Through the efforts of the ICPC and our lobbyist, numerous improvements are made to our state laws. The results produce substantial savings for us all in the protection of our companies' assets. The funding for this effort is provided by voluntary contributions of NACM members along with contributions from the two NACM offices.

Seminar Locations

~~August 5, 2010~~ 8:30 am - 12:30 pm
Holiday Inn Ft. Lauderdale Airport

2905 Sheridan Street
Hollywood, FL 33029

August 10, 2010 8:30 am - 12:30 pm

Dubsread Country Club

549 W Par Street
Orlando, FL 32804

*Changed to Wednesday
October 13, 2010*

Seminar Registration

Registration can be done online at www.sacm.us.com/registration/

Member Rate: \$99.00

Non-Member Rate \$115.00

prices include continental breakfast.

For additional information contact:

Southeastern Association of Credit Management
6290 Edgewater Drive
Orlando, Florida 32810

or contact Miles McDonnell @ 407-299-7491 X 107

Attorney Spotlight

[Robert B. Worman](#) is an attorney and Florida Supreme Court Certified Circuit Mediator whose offices are located in Orlando, Florida. Mr. Worman limits his practice to the representation of businesses and individuals employed in construction activities throughout Central Florida. Mr. Worman's practice includes representing clients engaged in all aspects of the construction process including banks, developers, general contractors, subcontractors, materialmen, building material manufacturers and manufacturer's representatives, architects and engineers.

Attorney Spotlight

[Scott Steven Sheffler](#)
Mr. Sheffler focuses his practice on representation of businesses involved in a wide range of industries and on issues including business litigation, commercial collection, business strategy and contract negotiation. Additionally, Mr. Sheffler represents clients in the construction industry throughout Florida on issues involving Florida's Construction Lien law, payment bond claims and varied construction related matters.



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MARK MILNES
 President

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To report unlicensed activity, please call the DPBR's
 Unlicensed Activity Hotline at 1.866.532.1440,
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 or e-mail the information to ULA@dbpr.state.fl.us.

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MEMBERSHIP APPLICATION

Application for Membership is hereby made for a

Business Name: _____ C.C.#: _____

Mailing Address: _____

Physical Address: _____

Business Telephone: _____ Fax: _____ Cell: _____

Type of Business: _____

Applicant or Representative: _____

Email: _____

Membership Dues: Dues for Membership Application are \$300.00

Application is hereby made for membership in the Florida Keys Contractor's Association, Inc. Application will be reviewed by the Board of Directors and applicant will be notified in writing. If approved, applicant will abide by the Association's Charter and Bylaws will support its objectives and pay all established dues.

Date: _____ Signed: _____

Applicant sponsored by: _____

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The above application is hereby approved by the Board of Directors for membership on

this _____ day of _____, 20__.

Membership dues in the amount of \$_____ received.

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Phone: 305-743-9409

**Florida Keys Contractors
Association**

For information, please contact the FKCA at:

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Tel. 305-743-9409

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