



Ditchmen

Online

Underground Utility Contractors of Florida, Inc.

FEBRUARY 2013

Paid Sick Leave Update *(See page 4 for details)*

UUCF Board Meeting and Walk the Halls of the Capitol *(See page 12 for details)*





Doubletree by Hilton Tallahassee
101 South Adams Street
Tallahassee, Florida

Underground Utility Contractors of Florida
April 1 – 2, 2013

UUCF has secured a block of rooms at the Doubletree by Hilton Tallahassee on the nights of Sunday, March 31, 2013 and Monday, April 1, 2013.

Run of the House Guest Room — \$129.00 (Single/Double Occupancy)
Choose from either a King Bed or two double beds. *(All requests are subject to availability).*

*The above room and room rate is based on availability and
does not include applicable taxes (subject to change) at 12.5%.*

*One night's deposit or a credit card number is required to guarantee accommodations. Deposit is refundable if reservation is canceled 24-hours prior to arrival and cancellation number must be obtained. Please return reservation and deposit as soon as possible.

Reservations can be made by either the following:

- Call reservations at (800) 222-8733 (be sure to ask for the Underground Utility room block), or
- Go on-line to <http://www.tallahassee.doubletree.com>. Enter arrival and departure date. Scroll down and click on "Add special rate codes." Type in UCF next to Group code and click check availability. Follow the instructions to complete a new reservation.

The UUCF room block expires on Friday, March 8, 2013. After Friday, March 8, 2013, UUCF cannot guarantee hotel accommodations or the group room rate at the Doubletree by Hilton Tallahassee. Check-in time is 3:00 p.m., and check-out time is 12:00 noon.

.....
TEAR ALONG DOTTED LINE

Underground Utility Contractors of Florida
April 1 – 2, 2013

Please make ____ reservation(s) for the UUCF Executive Committee Meeting on Monday, April 1, 2013 from 10:00 a.m. - 12:00 noon at the Governors Club.

Name(s) of those attending _____

Please make ____ reservation(s) for the UUCF Conference Committee Meeting on Monday, April 1, 2013 from 10:00 a.m. - 12:00 noon at the Governors Club.

Name(s) of those attending _____

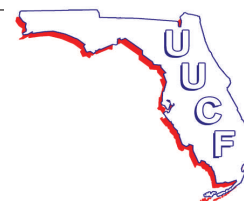
Please make ____ reservation(s) for the lunch at 12:00 noon and the UUCF Board of Director's Meeting on Monday, April 1, 2013 from 12:30 p.m. - 4:00 p.m. at the Governors Club.

Name(s) of those attending _____

Name _____ Telephone # (____) _____
Company _____ FAX # (____) _____
Address _____ City/State/Zip _____

Please complete and mail to UUCF no later than Friday, March 8, 2013:

UUCF
231 West Bay Avenue
Longwood, FL 32750-4125
Phone: (407) 830-1880 • FAX: (407) 260-1582





**Underground Utility Contractors
of Florida, Inc.**
231 West Bay Avenue
Longwood, FL 32750-4125
(407) 830-1880
Bruce Kershner,
Executive Vice President

Officers

Bruce Wendorf, President
Lauren Atwell, President Elect
Kim Bryan, Vice President Convention
Tom Woodward, Treasurer
Paula Lieser, Secretary
Bill Lee, Immediate Past President

Directors

NUCA of North Florida

Lauren Atwell Kim Bryan
Ryan Schmitt Alt: Mike Woodall

NUCA of Northwest Florida

Lee Brown Bill Lee
Paula Lieser Alt: Bill Davis

NUCA of Southwest Florida

Scott Horn Chris Stewart
Bruce Wendorf Tim Wise

SUCA

Tom Butler Larry Falls
Tom Woodward Alt: David Runyan

District 3

Scott Johnson

Sunshine 811 Representative

Mark Sweet

NUCA of North Florida

P. O. Box 16810
Jacksonville, FL 32245
(904) 296-1230
Kathy Blackman,
Executive Director

Officers

Mike Woodall, President
Open, President Elect
Bill Bocchino, Vice President I
Anthony Zebouni, Vice President II
Ed Porter, Secretary/Treasurer
Kim Bryan, Immediate Past President

Board of Directors

Grant Adams Mike Kivlin
Wayne Atkinson Joe Maguire
Tripp Brown Brian Pate
Rick Erickson Rob Pinkston
Mike Gruber Robert Rowley
William Hood, III Jennifer Setzer
Todd Howell Alt: Lauren Atwell
Elliott Jones Alt: Jon Woodall

NUCA of Northwest Florida
P. O. Box 18472
Pensacola, FL 32523-8472
Paula Lieser,
Executive Director
(850) 434-8328

Officers

Gabe Jackson, President
Jordan Lee, President Elect
Crayton Brogdon, Vice President
Chris Dixon, Secretary/Treasurer

Board of Directors

Michael Brinkley Ben Joyner
Shain Cheney Bill Lee
Bill Davis Chad Tubbs
Matt Hall Rick Waters

NUCA of Southwest Florida

P. O. Box 62207
Fort Myers, FL 33906-2207
Rhonda Cason,
Executive Director
(239) 939-1952

Officers

Brett Eckenrode, President
Jeff Boyd, President Elect
Bob Russell, Vice President
Jerry Haas, Treasurer
Chris Stewart, Secretary
Tim Wise, Immediate Past President

Board of Directors

Pres Bliss Jim Murphy
Aaron Hunt Branch Kirk Richmond
Heath Draper Mike Sappah
Frank Gibson David Scafidi
Scott Horn Peter Walters
Mike McDonnell Bruce Wendorf
Mark McFalls John Wirka

Suncoast Utility

Contractors Association
P. O. Box 2740
Zephyrhills, FL 33539-2740
Misty McKendree,
Executive Director
(813) 355-4879

Officers

David Wirth, Chairman
Tom Butler, Vice Chairman
Tom Woodward, Secretary
Penny Kanielecki, Treasurer
Ken Wachman, Immediate Past Chairman

Board of Directors

Charles Bass Darryl Kehoe
Mike Beukema Kevin McLaughlin
Bill Cammann Casey Pieczonka
Tim Carmichael Wally Quigg
Curt Hinson Robert Van Valin
Scott Huber Chris Wilhelm
Wayne Jensen Scott Williams

In This Issue

UUCF Tallahassee Hotel and Board Meeting Reservation Form	2
Paid Sick Leave Update	4
DBPR Update	6
George Spofford article.....	8
Brian Pratt article	10
UUCF to Hold Board and Committee Meetings in Tallahassee	12
Contractor Member of the Month: Layne Heavy Civil, Inc.....	13
Not a Member of UUCF?	14
President's Message.....	15
Division of Workers' Compensation Offers Free Classes.....	19
Calendar of Events	20
Sunshine 811 Calendar of Events	21
FDOT Letting Dates	21
NUCA Now Accepting Scholarship Applications	21
Chapter News	22

Index of Advertisers

GrayRobinson, P.A.	25
HD Supply Waterworks.....	23
Holland Pump.....	9
Linder Industrial Machinery Company	29
Mabey Bridge & Shore, Inc.	7
MWI Corporation.....	19
Nortrax	28
Oldcastle Precast, Inc.	6
Professional Shoring & Supply 11 Reduced Business Card Ads.....	12, 15 & 16
R. H. Moore & Associates.....	13
Sunshine 811	27
The Blue Book.....	14
Thompson Pump & Mfg. Co., Inc.....	4
Trench Shoring Services.....	17
United Concrete Products, LLC.....	18





Paid Sick Leave Update

On August 8, 2012, UUCF joined in support of several local and statewide business organizations in filing a legal injunction against the Citizens for a Greater Orange County (CGOC) political committee relating to the CGOC's petition drive to place a paid sick leave measure on the November 6, 2012 ballot in Orange County. The petition would have required all Orange County businesses with 15 or more employees to provide up to 56 hours per year of sick pay to employees. Employers with less than 15 employees would not have to meet the above requirement; however, the employer cannot retaliate against a person who takes sick time.

On September 17, 2012 the Circuit Court issued a procedural writ effectively saying the county has twenty (20) days to respond to the suit. Tuesday, September 18, 2012, was the deadline to print the ballots. This decision by the courts made it impossible for the Orange County Petition Drive for "Paid Sick Leave" to go before the Voters of Orange County on November 6, 2012.

On September 12, 2012, Orange County commissioners voted 4-3 to hire an outside attorney to suggest revisions to the proposal's title and summary and to bring it back to the board October 16, almost a month past the printing deadline for the ballot — a decision that kept the measure off the November 6 ballot.

After a short legal battle the Co-Plaintiffs and Interveners prevailed, and the measure was not placed on the ballot in November.

In a ruling issued Friday, February 15, 2013, three Orange-Osceola judges found that the Orange County Commission "failed to act as its charter requires." Because of this

ruling, the commissioners will now need to do what the county charter and the judges say, and put the initiative on the next ballot in 2014.

On Tuesday, February 26, 2013, the Orange County Commissioners voted 6-1 to put the paid sick-time measure on the August 2014 ballot. Commissioner Edwards was the sole no vote stating that the panel should have rewritten the ballot title and summary, arguing that the current language is misleading. However, Mayor Jacobs stated that the board should stick with the current language because to change it would be viewed as "suspect" by the public. She agreed with the concerns about the language but said that she thought the court ruling directed commissioners to use the original petition wording.

Back in October 2012, we told you to look for this to be a legislative issue during the 2013 Legislative Session. On February 7, 2013, Representative Steve Precourt filed **HB 655**. On February 8, 2013, Senator David Simmons filed **SB 726**. **HB 655** was referred to two committee references (Local & Federal Affairs and State), and **SB 726** was referred to three committee references (Community Affairs; Health Policy and Judiciary). These bills would preempt such ordinances. On February 20, 2013, **HB 655** passed the House Local & Federal Affairs Committee on February 20, 2013 on a vote of 10-7. The bill now goes to its final committee reference, State Committee.

In 2003, the Florida Legislature

The Leader In Bypass Pumping And Wellpoint Dewatering For Over 40 Years

Experience Thompson Pump's Innovation with

- Rotary pumps for sock and wellpoint dewatering
- Sewer bypass and lift station backup pumps
- Hydraulic submersible pumps
- Silent Knight® units
- Rentals, sales, and service
- 8 Florida locations
- 24/7 service support



THOMPSON PUMP
EXPERIENCE INNOVATION

Contact us for a branch location near you.
1-800-767-7310
www.thompsonpump.com





prohibited political subdivisions from establishing minimum wage levels in their individual jurisdictions. This law did not limit the authority of a local government to establish a minimum wage for its own employees, employees of its contractors, or employers to which it provides direct tax abatements or subsidies.

HB 655 amends current law to further restrict political subdivisions from requiring an employer to provide employment benefits not required by state or federal law. This bill also specifically prohibits a political subdivision from requiring a minimum wage or employment benefits for the employees of its contractors and employers receiving tax abatements or subsidies, or awarding contract preferences based on the wages or benefits provided to employees. However, the bill does not limit the authority of a political subdivision to establish a minimum wage or provide employment benefits not otherwise required under state or federal law for its own employees. The bill has no fiscal impact on the state. If this passes, it will take effect July 1, 2013.

In the Senate, **SB 726** which provide that a political subdivision may not require an employer to provide family or medical leave benefits to an employee and may not otherwise regulate such leave. For purposes of uniform application of this section throughout the state,

with the exception of family or medical leave benefits regulated under federal law or regulations, the regulation of family and medical leave benefits is expressly preempted to the state. In addition to any family or medical leave benefits available to an employee pursuant to applicable federal or state laws, an employee who has worked for an employer in this state for a total of 12 months and has worked a minimum of 1,250 hours over the previous 12 months, is entitled to the following rights:

- (a) An employee may be absent from his or her employment for up to 5 days during a calendar year, without risk of termination, in the event of the illness of the employee or a dependent child of the employee which is documented by a signed letter from a licensed medical professional.
- (b) An employee may, without risk of termination, leave work for up to 1 day during a calendar year due to a medical emergency involving the employee, a dependent child of the employee, the employee's spouse, or a member of the household which is documented by a signed letter from a licensed medical professional which attests to the existence of a medical emergency.

- (c) An employee may, in consultation with his or her employer, obtain an adjustment of the employee's work schedule in order to accommodate up to a total of five doctor or dentist appointments each calendar year for the employee or a dependent child of the employee. The employee shall provide reasonable notice to his or her employer of the appointments.

- (d) As a condition of receiving the benefits specified in paragraphs (a)–(c), an employer may provide, and require an employee to participate in, a wellness or preventive health care program.

This bill does not limit the authority of a political subdivision to establish family or medical leave benefits for the employees of the political subdivision or prohibit a federally authorized and recognized tribal government from requiring family or medical leave benefits for a person employed within a territory over which the tribe has jurisdiction. If this bill passes, it will take effect upon becoming law.

UUCF will keep its members up-to-date on this issue with its weekly Legislation Reports. The Pre-Legislative Session Report will be posted on the website on March 4.

State Certified Underground Utility & Excavation Exam

April 16–17, 2013
June 18–19, 2013
August 20–21, 2013
October 15–16, 2013
December 10–11, 2013
February 25–26, 2014
April 15–16, 2014
June 17–18, 2014

Applications may be obtained by logging on to
www.proftesting.com

Do Business with a Member!





UUCF

UUCF 2013 Conference

**July 25–28, 2013
Boca Raton Resort & Club
Boca Raton, FL**

**Platinum Sponsors:
GrayRobinson, P.A.**

**Gold Sponsors:
HD Supply Waterworks
Linder Industrial Machinery Company**

Mark your calendar now for the UUCF 2013 Annual Conference. The UUCF 2013 Conference Chairperson is Kim Bryan with Petticoat-Schmitt Civil Contractors, Inc. in Jacksonville, FL.

***Watch for information on the 2013 Conference
in future issues of the Ditchmen.***

DBPR Update

ADVERTISING: Signs to Social Media, License Numbers Required!

Advertising is important to Florida contractors and can make the difference between a great business year and just making ends meet. Florida contractors have many new ways of promoting their businesses with the increased use of internet websites and the advent of social media technologies. As advertising evolves, it is important for Florida contractors to remember that their license number must be included in all offers of service, bids, business proposals, contracts or advertisements, regardless of the medium. Pursuant to **Rule 61G4-12.011, F.A.C.**, advertisements include any electronic media including Internet sites. So please remember to include your license number on your websites, social media pages and other advertisements.

If you have any questions regarding advertising requirements please review the Construction Industry Licensing Board's **FAQs** or you may contact the Department's Customer Contact Center at (850) 487-1395.

Certification of Registered Contractor's Licenses (Grandfathering)

House Bill 897, which passed during the 2012 legislative session, was approved by Governor Rick Scott on May 4, 2012. This bill will re-open and extend the time period

(Continued on Page 7)



oldcastleprecast.com

5 FLORIDA LOCATIONS: Cape Coral | Jacksonville | Marianna | Medley | Orlando



custom structures
fuel tanks
lamp bases
short span bridges
small boxes
split box culverts
transformer pads
utility vaults





(DBPR Update Continued from Page 6)

for contractors to request that their registered contractor's license be grandfathered to a state wide certified contractor's license. The time period requesting grandfathering of registered licenses has been extended until November 1, 2015. The re-opening of the grandfathering time period took effect on October 1, 2012. Registered contractors may submit their application for grandfathering of their licenses beginning October 1, 2012.

Please see our **Grandfathering FAQs** for more information.

Re-activation of Inactive Licenses House Bill 517 passed during the 2012 Legislative Session and was approved by Governor Rick Scott on April 6, 2012. This bill reduces the number of continuing education credits an inactive or delinquent contractor licensee must complete prior to reactivating his or her license. Effective July 1, 2012, an inactive or delinquent licensee will only need to complete

the continuing education requirements for the renewal cycle immediately preceding license reactivation.

APPLICATIONS AND LICENSURE: Streamlined Applications Released

In an effort to assist applicants through the licensure process and to reduce the number of deficient applications, the Department of Business and Professional Regulation and the Construction Industry Licensing Board conducted a complete review and revision of construction applications. The new application forms provide clearer instructions, reduce paperwork and provide clear criteria to establish financial stability/responsibility and work experience.

The Construction Industry Licensing Board began accepting the Department's new streamlined applications on April 13, 2012.

If you would like more information on the new bonding form or the required credit score, please visit the Department's financial responsibility

and stability website by clicking the following link: **Contractor Financial Responsibility and Stability**.

EXAMINATION AND RE- EXAMINATION: Board Increases Time Limit to Pass of All Examination Parts.

The Construction Industry Licensing Board has amended Rule 61G4-16.009, Florida Administrative Code, to grant candidates more time to complete all portions of the initial licensure examination. Beginning November 1, 2011, examination candidates are permitted four years from the date he or she initially sat for the initial licensure examination to pass all portions of the examination and will not be limited in the number of times they may re-take a test during the four year period. If you have any question regarding the Board's change, you may visit www.myfloridalicense.com/dbpr/pro/cilb/index.html or call (850) 487-1395 for more information.

(Continued on Page 16)

mabey

rent the right way



**Underground.
Under control.**

**A leader in construction rentals throughout Florida.
1.800.956.2239 | mabey.com**





Florida Supreme Court — “An Unlicensed Contractor Has No Rights or Remedies for the Enforcement of a Contract” By — George E. Spofford, IV

Gray Robinson, P.A.
Florida Offices Statewide
george.spofford@gray-robinson.com

Earlier this year in the Earth Trades, Inc. v. T & G Corporation case, the Florida Supreme Court issued a decision making it clear that unlicensed contractors simply cannot enforce a contract for which they lack the proper license.

You may be thinking, “So what? I have a license.” That may well be true, but ask yourself if you have ever done a small piece of work that you were qualified to do, but didn’t really have the correct license? By doing that work as part of the larger contract for which you did have a license, you could be putting your entire contract at risk.

So, what happened in the Earth Trades case and why is it important?

In 2004, T&G Corporation was the prime contractor on a parking garage project. T&G subcontracted the site work to Earth Trades, Inc. Earth Trades was not licensed to perform the work required by the contract. The parties had a dispute and Earth Trades filed suit against T&G for nonpayment. T&G counterclaimed that Earth Trades had breached the contract and sued Earth Trades’ surety to enforce Earth Trades’ performance bond.

At trial T&G argued that Earth Trades could not sue for breach of contract, because Florida Statutes, Section 489.128 prohibited an unlicensed contractor from enforcing the contract for which the claimant was not licensed. Earth Trades and

the surety countered by arguing that because T&G had willingly entered into the contract with an unlicensed contractor, T&G was equally at fault (*in pari delicto* for anyone out there that took Latin in high school). In other words, Earth Trades argued that because T&G was equally at fault by choosing to do business with an unlicensed contractor, T&G also could not enforce the contract against Earth Trades or the surety.

In some situations and in some parts of the state, that defense would have worked. Unfortunately for Earth Trades, the suit was brought within the jurisdiction of the 5th District Court of Appeals where the *in pari delicto* defense was not allowed. In contrast, in the 3rd District Court of Appeals, the *in pari delicto* defense had been recognized as a viable defense in similar circumstances. The District Courts of Appeal are usually the place where appeals end, but when the District Courts of Appeal are in disagreement, the Florida Supreme Court can weigh in and resolve the disagreement.

In Earth Trades, because there was disagreement between the 5th and the 3rd District Courts of Appeal, the Florida Supreme Court resolved the dispute and held that even if the other party is aware that the contractor is unlicensed, that will not prevent the other party from enforcing the contract, and the unlicensed contractor may not enforce its contract. In other words, the *in pari delicto* defense could not be used by an unlicensed

contractor to prevent the other party from suing the contractor or the contractor’s surety. The Florida Supreme Court also stated that it mattered not whether the other party was a consumer or a contractor, or whether the unlicensed party was a prime contractor, subcontractor or sub-subcontractor.

The statute governing the dispute provided in part, “[a]s a matter of public policy, contracts entered into on or after October 1, 1990, by an unlicensed contractor shall be unenforceable in law or in equity by the unlicensed contractor.” § 489.128(1), Fla. Stat. (2005).

The Florida Supreme Court recognized that the applicable statute, 489.128, had gone through several revisions affecting the rights of the parties to a construction contract when the contractor lacks a proper license.

For example, the 1991 version stated that if the contractor was unlicensed, the contract was unenforceable in law, but equitable relief was permitted, i.e. neither can enforce at law, but can possibly enforce if it would be equitable to do so. In 1999 the statute was revised to provide that such a contract was unenforceable in law or equity, i.e. neither party could enforce in law or equity. Then, in 2003, the statute was revised to state that such a contract was unenforceable in law or equity by the unlicensed contractor, i.e. only the unlicensed contractor was

(Continued on Page 9)





(Florida Supreme Court — “An Unlicensed Contractor Has No Rights or Remedies for the Enforcement of a Contract” Continued from Page 8)

precluded from enforcing the contract in law or equity, but the other party could enforce the contract.

Under the two prior versions of the statute, neither party had the power to sue for breach of contract if the contract was with an unlicensed contractor, but under the later version of the statute applicable in *Earth Trades*, only the unlicensed contractor had no right of contract enforcement.

What’s more, usually the statutes in effect at the time a contract is entered into are the statutes that govern the parties, even if the statutes later change. In other words, if *Earth Trades*’ contract had been entered into in 2002, then the version of the statute in effect at that time (the 1999 version) normally would apply even though the lawsuit was filed sometime after 2004. T&G would not have been

able to recover from *Earth Trades* for breach because under the 1999 version, neither party had the right to enforce a contract. But here, the 2003 statute expressly states that the new statute applies to all contracts entered into on or after October 1, 1990. Thus, it didn’t matter whether *Earth Trades*’ contract was entered into prior to the current statute (2003 version) or afterwards, because the new statute would apply retroactively. Retroactive application of a new statute does not happen often, but when it does, it can be a game changer.

The Florida Supreme Court rejected the *in pari delicto* argument made by *Earth Trades* recognizing that while T&G’s alleged knowledge of *Earth Trades*’ lack of a license made both parties wrongdoers, they were not equally at fault. The Court illustrated the different degrees of fault between the unlicensed contractor, *Earth Trades*, and the other party, T&G, which merely had knowledge of the lack of license, by pointing out that the Department of Business and Professional Regulation (DBPR) may

issue a cease and desist notice to and impose fines of up to \$5,000 on anyone who knowingly hires an unlicensed contractor. § 455.228(1)–(2), Fla. Stat. (2005). Therefore, because T&G had contracted with an unlicensed contractor, T&G was indeed a wrongdoer. However, unlicensed contracting is a crime for which a first offense is a first-degree misdemeanor and a second is a third-degree felony. § 489.127(1)–(2), Fla. Stat. (2005). In addition, DBPR may impose a fine of \$10,000 on any person found guilty of unlicensed contracting. § 489.13(3), Fla. Stat. (2005). And, as explained above, the Legislature in 2003 amended Section 489.128, removing language that made contracts with unlicensed contractors unenforceable by either party and declaring instead that only the unlicensed contractor had no enforceable contract or lien rights with regard to the contract. Therefore, while T&G was a wrongdoer, *Earth Trades* was a worse wrongdoer. They were not equal wrongdoers and the *in*

(Continued on Page 16)

Help Wanted

Holland Pump is seeking a **Rentals & Sales Pump Consultant** for their **Tampa, Florida** office. Utilize individual technical, communication and product skills to solve customer fluid handling problems and increase company business through the development of Holland pumping systems and related pumping products, particularly as related to the rental of pumps in **sewer bypass applications**. The position also involves assisting other branches when expertise is required. Contacting and meeting with potential clients, tracking projects, designing and bidding dewatering systems. Analyzes, assesses, recommends and designs pumping systems. Execute job by deploying Holland resources and supervising logistics. Use judgment to supervise job on site from start to finish depending on location of job and other Holland resources available. Generate sales reports, bids, proposals and quotes. Be point man with customers for **after-hours emergency sewer bypass response**. Competitive Salary, Commission, Bonus and Benefits available. Please e-mail resume to Eugene Lant, eugene@hollandpump.com, or fax resume to 561.683.7247.





A Disciplined Subcontractor Risk Management Strategy will Help Protect Your Business

By — Brian Pratt

Insurance Advisor at
Frank H. Furman, Inc.
brian@furmaninsurance.com

Many underground utility professionals are experiencing an increase in sales. The challenge of increased production faced by some contractors is a shortage of experienced labor personnel. As a result, some underground utility professionals who historically have performed their own work for the vast majority of their projects are now seeking labor-only subcontractors to help them meet schedules. Using a subcontractor, without a disciplined risk management approach represents increased risk for a underground utility professional. Contractors at the highest risk are those who rely on a hand shake or purchase order instead of executing a written contract. Without a contractual agreement that holds subcontractors accountable, the losses stemming from their actions can have a severe impact on the prime underground utility contractor's balance sheet. The absence of a written contract leaves the greatest burden of risk on the prime contractor, not the subcontractor. A disciplined risk management strategy that allows contractual risk to flow downstream is essential. This transfer can be achieved when the prime underground utility contractor contractually obligates subcontractors to assume their share of the risk. Through our experience in the underground utility industry, serving as insurance advisors for many underground utility professionals, we recommend that prime contractors insist on a formal executed subcontract agreement with all lower-tier subcontractors regardless of the contract size or scope of work.

Here are five additional considerations

that prime underground utility contractors should include in their risk management disciplines:

1. Additional Insured – Subcontractors must name the prime trade contractor as an additional insured on the subcontractor's General Liability insurance policy.
2. Indemnification & Hold Harmless Agreement – it is important to contractually flow your risk downstream. The provisions under a Hold Harmless Agreement will minimize the risk of being part of litigation or allow the prime contractor to pursue a claim for indemnity if a subcontractor or his employees get hurt or cause property damage to a third party. It is highly recommended that contracts and contractual obligations be reviewed with a construction-focused attorney.

OSHA Compliance – As a prime trade contractor, you have a duty under the multi-employer rule to maintain a safe and OSHA-compliant worksite. We occasionally find subcontractors being cut loose to work on projects by the prime trade contractor with little discipline and weak direction from an OSHA compliance perspective. Remember, the actions of your subcontractor will likely flow to you under the Multi-employer OSHA ruling. We recommend that you insist that all subcontractors be OSHA competent. OSHA competency centers around a subcontractor's

ability to identify hazards and then proactively contain hazards that expose employees to injuries. For a copy of the OSHA Multiemployer Ruling e-mail brian@furmaninsurance.com.

3. Workers Compensation – Many smaller labor-only subcontractors utilize the service of a professional employer organization (PEO) or leasing company. It is very important for the prime contractor to request an employee roster from the subcontractor confirming that all employees on the prime contractors' job site, are listed on the leasing company's payroll register. If the labor subcontractor employs a worker that is not listed on payroll register, the prime contractor is considered the employer at risk. Profit margins in the underground utility industry are too thin to absorb a loss from a labor subcontractor. Can your balance sheet take a hit? A claim from a subcontractor may cause the prime contractor to forfeit a safety bonus from its workers' compensation carrier.
4. The benefit of a construction focused attorney with underground utility /contracting expertise – Modest investment in legal counsel to effectively manage contractual risk will improve your legal position. In general, when attorneys draft a contract, they can stand behind the provisions of that contract.

(Continued on Page 24)



PROFESSIONAL SHORING & SUPPLY

Your Complete Rental Resource!



steel trench shield



manhole shield



slide rail system



quicksheet™ guideframe



gas monitors



build-a-box™ modular



hydraulic vertical shores



Cherne® pipe plugs

ORLANDO
11128 Boggy Creek Rd
Orlando, FL 32824
Office: 407-854-9949
Fax: 407-854-9917

TAMPA
7532 Malta Lane
Tampa, FL 33637
Office: 813-248-2495
Fax: 813-248-2489

JACKSONVILLE
2750 Imeson Road
Jacksonville, FL 32220
Office: 904-527-2534
Fax: 904-527-2539



Other Supplies:

- steel road plate
- stone mizer®
- bedding boxes
- porta-tank™
- pipe pullers & lasers
- blowers/hoses
- fall protection
- manhole brace

EFFICIENCY
PRODUCTION, INC.
America's Trench Box Builder
Equipment Distributor



UUCF to Hold Board and Committee Meetings in Tallahassee

The 2013 Legislative Session will begin on March 5. The Underground Utility Contractors of Florida (UUCF) Board of Director's and Committee Meetings will be held in Tallahassee while the state legislature is in session. The date is Monday, April 1, 2013. As with every board meeting, UUCF members are invited to attend. However, this is a special invitation to all UUCF members to attend this "legislative session" Board of Director's Meeting.

The UUCF Executive and Convention Committee Meetings and Board of Director's Meeting

will be held on Monday, April 1, 2013 at the Governors Club located at 202 South Adams Street in Tallahassee. The Executive and Convention Committee Meetings will be held from 10:00 a.m. – 12:00 noon, lunch will start at 12:00 noon and the Board of Director's Meeting and Legislative Briefing will be held from 12:30 p.m. – 4:00 p.m.

On Tuesday, April 2, 2013, attendees are encouraged to walk the halls of the Capitol and meet with their local representatives and senators. Attendees will be briefed on the issues to discuss with their legislators during the Legislative

Briefing on Monday, April 1, 2013.

UUCF has secured a block of rooms at the Doubletree by Hilton Tallahassee. The rate is \$129.00 single/double occupancy. Information, along with a Hotel Reservation Form, is included on **Page 2** in this issue of the *Ditchmen*. Please contact the hotel directly at (800) 222-8733. The room block will expire on Friday, March 8, 2013, so make your room reservation now. Tallahassee is busy this time of year.

Don't forget to make appointments with the senators and representatives from your district on Tuesday, April 2, 2013.

Finish faster with
HOLLAND PUMP
Finish faster

Jacksonville, FL (904) 880-0010 | Ft. Myers, FL (239) 267-4100
Orlando, FL (407) 855-7109 | Pensacola, FL (850) 437-3300
Tampa, FL (813) 626-0599 | West Palm Beach, FL (561) 697-3333
Georgia (912) 466-0304 | South Carolina (843) 538-2214

Manufacturing • Sales • Rentals • Service
888-997-PUMP Toll Free • (912) 466-0086 Fax
sales@hollandpump.com • www.hollandpump.com

PROFESSIONAL SHORING & SUPPLY

Kevin Chandler
Branch Manager

7532 Malta Lane, Tampa, FL 33637
(O) 813-248-2495 • (M) 813-777-0998
Email: kchandler@professionalshoring.com
www.professionalshoring.com

Bouchard Insurance
Client First

Richard Caligiuri, CIC
Vice President

8191 College Parkway, Suite 202
Fort Myers, FL 33919
www.bouchardinsurance.com
richardcaligiuri@bouchardinsurance.com

Direct 239-985-4501
Mobile 239-572-6769
Fax 239-489-1084

Safety Training & Consulting

Ben Rice; CMSP, CHCM
President; Principal Safety Consultant

Bus: 877-782-2670 x 3
Cell: 863-581-7750
Fax: 813-737-5543
Email: brice@stcsafety.com

P.O. Box 5770
Lakeland, FL 33807-5770
www.stcsafety.com

Your Business Card Could Be Here!

Call (407) 830-1880

HORSES FIRST INC.
before the cart!

203 N. PARSON AVE
BRANDON, FL 33510

CPM Scheduling Services
Phone: 813-662-5020
Fax: 813-662-5040
Cell: 813-393-6868
kcoffey@horsesfirstinc.com

KATHLEEN A. COFFEY, PSP
PRESIDENT

Planners Schedulers Consultants
Together the Winning Team

PROFESSIONAL SHORING & SUPPLY

Wayne Agamie
General Manager

11128 Boggy Creek Rd., Orlando, FL 32824
(O) 407-854-9949 • (M) 407-902-3920
Email: wagamie@professionalshoring.com
www.professionalshoring.com

SUN SOUTH CAPITAL INC.
A SUBSIDIARY OF SUN SOUTH BANK • ESTABLISHED 1954

JOHN W. CASH
PRESIDENT

Phone: 850.654.4880
Fax: 850.654.9817
Cell: 850.258.1084
Email: jcash@sunsouthbank.com

136 SOUTH HOLIDAY ROAD • SUITE D
DESTIN, FLORIDA 32550

PROFESSIONAL SHORING & SUPPLY

Brandon Strout
Operations Manager

7532 Malta Lane, Tampa, FL 33637
(O) 813-248-2495 • (M) 813-408-1000
Email: bstrout@professionalshoring.com
www.professionalshoring.com

ALL FACETS OF WATER, SEWER, GAS CONSTRUCTION
AERIAL • UNDERGROUND • FIBER OPTICS

QCFS Inc.
"QUALITY YOU CAN COUNT ON"

Frederick Shehadi
Operations Manager

3326 North "W" Street
Pensacola, FL 32505
fred@qcfs-gccs.com

Office: (850) 432-2082
Fax: (850) 478-2362
Cell: (850) 232-6888

TELE-VAC SOUTH, INC.

Dennis Simmons

221 NE 13th Street
Pompano Beach, FL 33060
Licensed & Insured
#93-OU551

Laser Profiling
Sewer T.V. & Lateral Inspection
Leak Sealing
Tunneling
High Velocity Sewer Cleaning
& Vacuum Removal

Bus: (954) 782-6997
Fax: (954) 782-4130

GUIGNARD COMPANY
SURETY BONDS

BID, PERFORMANCE & PAYMENT BONDS

1904 Boothe Circle • Longwood, FL 32750
407-834-0022 phone • 407-260-1767 fax
888-220-3780 • 888-220-3228

www.GuignardCompany.com

A N U N C O M M O N B O N D





Contractor Member of the Month: Layne Heavy Civil, Inc.

Layne is a global Water Management, Construction and Drilling company, providing responsible solutions for water, mineral and energy resources.

Our experts collaborate across divisional, functional and geographic lines to deliver total solutions for the world's toughest water, mineral and energy challenges. This integrated approach ensures streamlined communications, expedited timelines, a constant focus on safety and sustainability, and allows us to offer more than the sum of our individual services.

Since our founding in 1882 as a regional water resource provider, Layne has grown and evolved to operations in over 100 locations, on five continents (North America,



South America, Europe, Africa and Australia). Our customers include government agencies, investor-owned utilities, industrial companies, global mining companies, consulting engineering firms, heavy civil construction contractors, oil and gas companies, power companies and agribusiness.

Layne, one word kept emerging over and over – solutions.

We invent solutions. We propose solutions. We deliver solutions.

For a company previously known as a service provider, this is an important distinction. Our solutions give clients a single point of

In defining a path forward for

(Continued on Page 26)

Best Management Practices

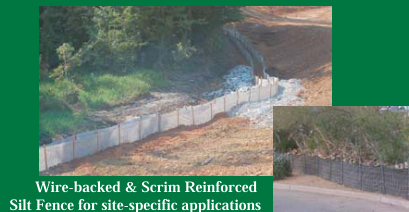
Erosion and pollution control practices employed during construction to protect surface waters and wetlands from construction activities



Rolled Straw & Wattles as silt fence alternative, perimeter & sediment filtration on slopes



Orange & Green Barrier/Safety Fence for high visibility perimeter control & tree barricades



Wire-backed & Scrim Reinforced Silt Fence for site-specific applications



Floating & Staked Turbidity Barrier for controlling sediment transport in waterways, streams & creeks



Turbidity Reducing Polymers



Hydroseeding Mulches & Additives for temporary erosion control and permanent turf establishment



Curb Inlet Devices used for stormdrain protection



Dewatering Bag for containment of filtered sediment



Grate & Drop Inlet Devices for stormwater run-off



R. H. Moore & Associates, Inc.

7834 Depot Lane, Tampa, FL 33637 (813) 988-0200 Fax (813) 985-4533 www.rhmooreassociates.com





Not a Member of UUCF?

Is your company located in one of the following counties?

UUCF District 1

Brevard, Indian River, St. Lucie, Volusia County (East of I-95)

UUCF District 2

Lake, Orange, Osceola, Polk, (East of Lakeland),
Seminole, Volusia (West of I-95)

UUCF District 3

Broward, Dade, Martin, Monroe, Palm Beach

UUCF At Large

Alachua, Columbia, Dixie, Gilchrist, Hamilton, Jefferson,
Lafayette, Levy, Madison, Marion, Suwannee, Taylor

Did you know that UUCF does not have an affiliated chapter in these counties? Did you know that membership with UUCF is only \$200 per year, per district?

For a list of What We Have Done For You, ***please click here***. If you are interested in joining UUCF, ***please click here*** for a Membership Application.

Registered Contractor License Renewal Reminder

Just a reminder that the Registered Contractor licenses from the Department of Business and Professional Regulation (DBPR) are up for renewal on August 31, 2013. Current law requires licenseholders to obtain 14 hours of continuing education with at least one hour in workplace safety, one hour in workers' compensation, one hour in business practices, one hour in the advance building code module, one hour in laws and rules (Chapter 489) and one hour in wind mitigation (this requirement only affects general, residential, building, roofing and glass and glazing contractors).

Don't forget to notify the DBPR office of any address change. Section 489.124(2) gives sole responsibility to the licensee for notifying DBPR in writing of the licensee's current mailing address and phone number.

Failure to notify the department of a change of address shall constitute a violation of this section. In addition, if your address changes and you do not notify the department, you may not receive important mailings from the department such as your renewal notice.

Thank You for Making Us Part of Your Team for Over a Century.

This year, as *The Blue Book Building and Construction Network* celebrates its 100th Anniversary, we feel privileged to have played a part in the industry's growth over the last ten decades. We are indebted to the millions of industry professionals who put us to work and continue to rely on our products to help build the relationships needed for their projects...from design through post-construction.

From our earliest print directory to the digital solutions found at thebluebook.com, the tools we have developed are designed to enhance your workflow – not change it. Our deployment of technology has remained careful and focused. Whether it's increasing productivity for our users, or providing exposure and project opportunities for our customers, *The Blue Book Network's* mission has remained constant:

Bring the construction industry together through information.



Our sincere thanks for making *The Blue Book Network* part of *your team*. We look forward to providing you with the information solutions you need for the next 100 years!

For information on *The Blue Book Network's* workflow solutions, visit thebluebook.com or call us at 855-805-2560 and let's talk about *how our team can best support yours today*.



THE BLUE BOOK Building & Construction
NETWORK®
An Employee-Owned Enterprise www.thebluebook.com





President's Message



If you're going to the UUCF Tallahassee Summit on April 2, please raise your hand. Now,

look around and see who doesn't have their hand raised. Now, put your hand down and go ask them why they are not attending the most important UUCF function of the entire year. All members have paid for this "access in numbers" through their dues and large numbers actually mean something to legislators.

Our elected officials are literally bombarded by issues during session, and the best way to cut through the noise is to be the loudest. We have



only a few very important issues on our legislative agenda this year that we want to focus on. The most important one is the

elimination of "public's best interest" clause in Florida Statute 255.20 – Competitive Bid. This clause pretty much allows public officials to declare that because doing underground utility work with in-house forces is in the public's best interest. It doesn't matter what the cost of the project is. That means we are competing with public sector

utility departments for our work. We really think we have a chance of getting this clause eliminated from current statute, but we need your help. We need your attendance in Tallahassee. Please spread the word among other members in your chapter. Let's have a great turnout and get some legislation past the finish line this session. To make a hotel reservation and notify the UUCF office of your attendance at this meeting, please go to **Page 2**. The deadline to make your hotel reservation is March 8. Hope to see you there.

Sincerely,
Bruce Wendorf,
UUCF President

<p>Manufacturer of HDPE & Concrete Pipe Products</p>  <p>QUALITY CULVERT[®] INCORPORATED</p> <p>25750 CR561 • P.O. Box 435 • Astatula, FL 34705 (866) 343-8488 • www.qualityculvert.com</p>	<p>Greg Knotts Sales 352-742-2333 352-742-0799 fax 352-406-0870 cell 800-482-6225 toll free gknotts@mackconcrete.com</p>  <p>MACK CONCRETE INDUSTRIES, INC. 23902 County Road 561 Astatula, FL 34705 www.mackconcrete.com</p>	<p>SHENANDOAH[®] CONSTRUCTION</p> <p>PIPELINE CLEANING, VIDEO INSPECTION, TRENCHLESS REPAIRS</p> <p>24 HR. SERVICE 1888 NW 22nd Street Pompano Beach, FL 33069 (954) 975-0098 Fax: (954) 975-9718</p>
 <p>ASPHALT BLACK CONCRETE</p> <p>CUTTING CONTRACTORS, INC. 1571 Main Street, Atlantic Beach, FL 32233 JONTHAN "CHIP" BOYD (904) 246-1656 • FAX (904) 246-7084 • TOLL FREE 1-888-254-9751</p> <p>www.abcutting.com aspblkcon@aol.com</p>	<p>Sunshine811 Always call 811 before you dig</p>  <p>11 Plantation Road DeBary, FL 32733 (800) 638-4097 www.sunshine811.com</p> <p>MAKING FLORIDA THE SAFEST PLACE TO DIG</p>	<p>YOUR SOLUTIONS PROVIDER</p> <ul style="list-style-type: none"> • N-12" Pipe • Low Head Irrigation Pipe • SaniTite[®] Pipe • Arc[™] Leachfield Chambers • Nyloplast[®] • Geosynthetics • StormTech[®] • MEGA GREEN[™] Recycled Pipe  <p>1-800-821-6710 www.ads-pipe.com</p>
 <p>ATLANTIC TNG LLC Manufacturer of Precast Underground Utility Structures and Accessories</p> <p>MEGAN DITCHER P.O. Box 729 • Sarasota, Florida 34230 941-355-2988 • Mobile: (941) 302-8340 mditcher@atlantictng.com</p>	<ul style="list-style-type: none"> • Jet/Vac Service • Video Pipe Inspections • Mandrel-Swab <p>Cloud 9 (407) 481-2750</p>	<p>PROFESSIONAL SHORING & SUPPLY</p> <p>Brian Campbell Shoring and Shielding Specialist 7532 Malta Lane, Tampa, FL 33637 (O) 813-248-2495 • (M) 813-777-8435 Email: bcampbell@professionalshoring.com www.professionalshoring.com</p> 
<p>OFFICE: (800) 346-5971 FAX: (561) 798-2113 MOBILE: (561) 722-6191</p> <p>JOHN RAKOCZY PRESIDENT</p>  <p>"PROFESSIONAL SERVICE WITH PRIDE AND INTEGRITY" St. Lic. #CU-C057091 www.rangeline.com</p>	<p>BRIAN MACNAMARA PRESIDENT</p>  <p>State Certified CU C048358 Contractor V 37621100012001</p> <p>P.O. Box 568912 Orlando, FL 32856 Phone: (407) 468-0557 FAX: (407) 895-1437</p> <p>*Wet Taps *Line Stops</p>	<p>xylem Let's Solve Water</p> <p>Frank Jones Branch Manager</p> <p>Xylem, Inc. 2152 Sprint Blvd., Apopka, FL 32703 Office 407.880.2900 Fax 407.880.2962 frank.jones@xylem.com</p>  <p>a xylem brand www.xylem.com</p>





(DBPR Update Continued from Page 7)

Florida Homeowners' Construction Recovery Fund Experiencing Funding Shortfall

Due to a shortfall in funding, there are not sufficient funds available to pay claims received by the Florida Homeowners' Construction Recovery Fund at this time. The Department will monitor revenues for the Recovery Fund and make payments as funds become available.

The Department will continue to process claims until the claims are complete and ready for review by the Construction Industry Licensing Board. The Department will then present claims to the Board, in the order they are completed, as funds become available. The Department will notify claimants by mail when the claims are complete and when they are ready for

Board review. For more information, please refer to the Frequently Asked Questions regarding the status of the Recovery Fund or contact the Department's Customer Contact Center at (850) 487-1395.

(Florida Supreme Court — "An Unlicensed Contractor Has No Rights or Remedies for the Enforcement of a Contract" Continued from Page 9)

pari delicto defense was not viable.

So, the lesson to be learned from the Earth Trades case is – don't do work for which you are not licensed. Do so, and you may be working for free, and you also risk criminal and DBPR sanctions.

George Spofford is a shareholder in the Tampa office of the GrayRobinson law firm. Spofford has represented the

construction industry since 1985 and serves as General Counsel to UUCF. GrayRobinson, P.A. (www.gray-robinson.com) is a full-service business law firm with over 275 attorneys and 10 offices across Florida. If any member has specific questions relating to this topic or any topic they would like to see addressed in future editions, please feel free to contact George at (813) 273-5000 or george.spofford@gray-robinson.com.

The information provided in this article is for informational purposes only and not for the purpose of providing legal advice. You should contact your attorney to obtain advice with respect to any particular issue or problem. Use of this information does not create an attorney-client relationship between the author and the reader. The opinions expressed in this article are the opinions of the individual author and may not reflect the opinions of the firm.

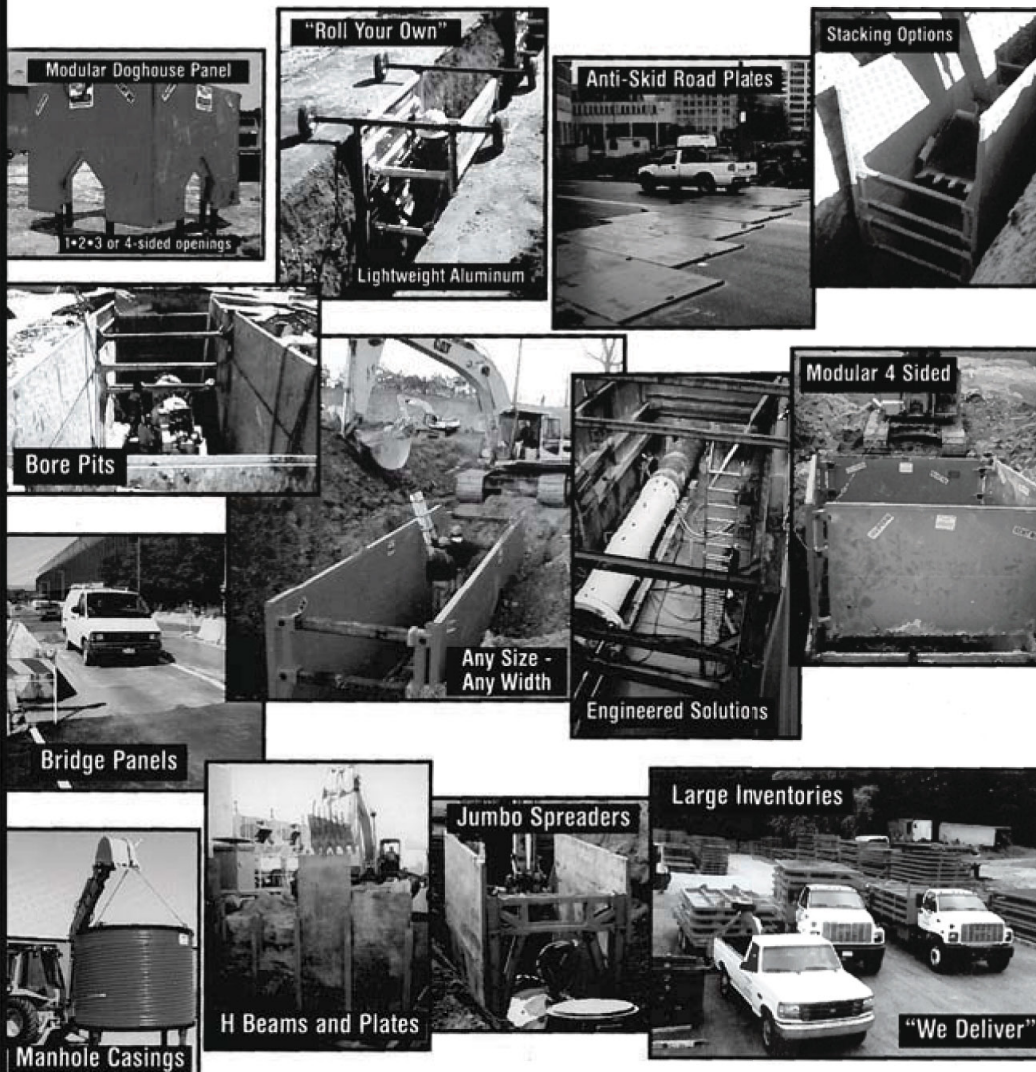
<p>Linkhorst & Hockin, P.A. Attorneys at Law</p> <p>ADAM C. LINKHORST Board Certified Construction Law Attorney</p> <p>4495 Military Trail, Suite 106 Jupiter, FL 33458 Tel. 561-626-8880 Fax. 561-626-8885</p> <p>Tel. 954-776-5990 Cell. 954-562-9199 ac@FloridaHardhatLaw.com www.FloridaHardhatLaw.com</p>	<p>PROFESSIONAL SHORING & SUPPLY</p> <p>Mike Ciotta Field Sales Professional</p> <p>11128 Boggy Creek Rd., Orlando, FL 32824 (O) 407-854-9949 • (M) 407-718-2444 Email: mciotta@professionalshoring.com www.professionalshoring.com</p>	<p>Don't adjust your manholes with bricks anymore! Use precast concrete grade rings! Do the job faster- easier! Call for pricing! Delivery Available!</p> <p>SCP</p> <p>3702 OLSON DRIVE DAYTONA BEACH, FL 32124</p> <p>OFFICE 386-238-6020 FAX 386-258-3788</p> <p>SOUTHEAST CONSTRUCTION PRODUCTS</p>
<p>T&R TAPPING SERVICE, INC.</p> <p></p> <p>Bob Parker Taps & Linestops P.O. Box 300985, Fern Park, Florida 32730 0985 Tel (407) 339 3685 1-800-776-0685 Fax(407) 830-4345</p>	<p>Independent Insurance Agent</p> <p>Labrato INSURANCE & BONDING, INC.</p> <p>Phone: (904) 398-6440 Fax: (904) 425-3021 ins@labrato.com</p> <p>PRESIDENT JOSEPH LABRATO</p> <p>6161 ARLINGTON EXPRESSWAY JACKSONVILLE, FLORIDA 32211</p>	<p>PROFESSIONAL SHORING & SUPPLY</p> <p>Cory Hachmeister Operations Manager</p> <p>11128 Boggy Creek Rd., Orlando, FL 32824 (O) 407-854-9949 • (M) 407-408-6152 chachmeister@professionalshoring.com www.professionalshoring.com</p>
<p>NORTRAX www.nortrax.com</p> <p>S. E. Regional Office Tampa, FL (813) 635-2300</p> <p>Find your John Deere, Hitachi, Bomag, Morbark and Tiger equipment at any of our locations.</p>	<p>Castille Company, Inc.</p> <p>SLABS • CURB • INLETS EXTRUDED CURB • SLIP FROM CURB</p> <p>SINCE 1983</p> <p>MAITLAND, FL 407-830-8431 1-800-650-9980</p>	<p>BONDS ONLY, INC.</p> <p>BID, PERFORMANCE & PAYMENT BONDS CONSTRUCTION SURETY SPECIALISTS</p> <p>PETER A. KESSLER PRESIDENT</p> <p>1515 CR 210 WEST, STE. 211 JACKSONVILLE, FL 32259 PETER@SURETY-BONDING.COM WWW.SURETY-BONDING.COM</p> <p>PHONE: (904) 733-8885 (800) 576-8087 FAX: (904) 733-9995 CELL: (904) 635-5556</p>
<p>PROFESSIONAL SHORING & SUPPLY</p> <p>Paul Strazzulla Shoring and Shielding Specialist</p> <p>7532 Malta Lane, Tampa, FL 33637 (O) 813-248-2495 • (M) 813-951-2416 Email: pstrazzulla@professionalshoring.com www.professionalshoring.com</p>	<p>Your Business Card Could Be Here!</p> <p>Call (407) 830-1880</p>	<p>NUCA REPRESENTING UTILITY & EXCAVATION CONTRACTORS SOUTHWEST FLORIDA</p> <p>Sharon Fugatt Executive Director Mobile: (239) 872-9222 sharonswfuca@comcast.net Visit us at www.SWFUCA.com</p> <p>Serving: Charlotte Hardy Collier Hendry Desoto Highlands Glades Lee</p> <p>NUCA of SW FL - Office 8431 Casa Del Rio Fort Myers, FL 33919 Phone: (239) 939-1952 Fax: (239) 939-0414</p> <p>Members doing business with members since 1996</p>





SHORING HEADACHES ?

Take two aspirin or... give us a call.



We Rent Solutions *By the Day, Week or Month*

Still "The Original"
TRENCH SHORING
SERVICES

Playing In The Dirt Since 1972

DENVER • COLORADO SPRINGS • GRAND JUNCTION • PROVO
ALBUQUERQUE • SALT LAKE CITY • PITTSBURGH
BIRMINGHAM • ATLANTA • NORTH METRO ATLANTA
ORLANDO • JACKSONVILLE

For the facility nearest you,
call toll-free our nationwide menu

1-800-SHORING
www.SHORING.com

Serving the Southeast Region

Road Plates • Delivery • Engineering Services • Bedding Boxes • Cofferdams



Have a Trench Drain on your project? Go Precast!



Project: Port of Palm Beach Slip 3 Advanced Drainage Improvements.

Contractor: Rosso Paving & Johnson-Davis, Inc.

Product: Aircraft Loading Trench-Drain, with Slots for Tie-Back conflicts. Installed in 1 day!



From Driveways , Heavy Duty Truck Traffic to even Aircraft Loading!

- * Optional Mitered Ends.
- * Various Pipe Connections.
- * Multiple Grating options.
- * Optional connecting methods.
- * Precast Invert Systems!



Product: Driveway Trench Drain, with optional Mitered End Sections

Please contact our Sales Representatives to assist with the design of your next project.

800-325-6861 (Medley, Fl.)

800-272-2343 (West Palm Beach, Fl.)



Division of Workers' Compensation Offers Free Classes

The Florida Department of Financial Services, Division of Workers' Compensation, is offering free classes regarding Florida's workers' compensation laws and workplace safety to business owners, licensed contractors and employers.

Workers' compensation topics covered include:

- Review of Key Statutory Definitions
- Contractor Responsibilities
- Exemptions
- Insurance Coverage Requirements
- Enforcement Provisions

Workplace safety topics presented by OSHA (U.S. Dept. of Labor, Occupational Safety and Health Administration) include:

- Direct and Indirect Costs
- Inspections
- Florida Fatalities

The following is a list of class dates and times for future sessions:

March 6, 2013

2:00 p.m. – 3:00 p.m. EST
Workers' Compensation
WEB Based class

March 7, 2013

2:00 p.m. – 3:00 p.m. EST
Workplace Safety
WEB Based class

March 12, 2013

Orlando
9:00 a.m. – 12:00 noon
State Office Building
Hurston Complex, 400 West
Robinson Street, South
Tower, Conference Room N-101
Orlando, FL 32801

March 19, 2013


Miramar
9:00 a.m. – 12:00 noon
Miramar Pembroke Pines Regional
Chamber of Commerce
Ana G. Mendez University System
3520 Enterprise Way
Miramar, FL 33025

March 21, 2013

Tallahassee
9:00 a.m. – 12:00 noon
Hartman Building
2012 Capital Circle S.E., Room 102
Tallahassee, FL 32399

April 9, 2013

Jacksonville
9:00 a.m. – 12:00 noon
Florida Department of
Law Enforcement
921 North Davis Street, Building E,
Training Room
Jacksonville, FL 32209



**MWI
PUMPS**

**THE LEADER IN PUMPING SYSTEMS
FOR OVER 85 YEARS**

- Sewage By-Pass
- Flood Control
- Construction
- Agriculture
- Irrigation
- Drainage

Deerfield Beach (954) 427-2206	Tampa (813) 899-2863	Orlando (407) 854-3378	Miami (305) 751-0270
Ft. Myers (239) 337-4747	Vero Beach (772) 770-0004	Jacksonville (904) 425-6741	Melbourne (321) 723-0897

WWW.BIGPUMPRENTALS.COM

April 10, 2013

2:00 p.m. – 3:00 p.m. EST
Workers' Compensation
WEB Based class

April 11, 2013

2:00 p.m. – 3:00 p.m. EST
Workplace Safety
WEB Based class

April 18, 2013

Miami
9:00 a.m. – 12:00 noon
State of Florida Office Building
401 N.W. 2nd Avenue, North
Tower,
Suite N-423
Miami, FL 33128

April 23, 2013

Fort Myers
9:00 a.m. – 12:00 noon
State of Florida Office Building
42295 Victoria Avenue,
Room 165A
Fort Myers, FL 33901

(Continued on Page 26)





Calendar of Events

UUCF

Mar. 1-2 UUCF/ASJMSF Annual Bass Fishing
Tournament, Lake Toho, Kissimmee
Apr. 1 Board of Director's Meeting, Tallahassee
Apr. 2 Walk the Halls of the Capitol, Tallahassee
June 7 Board of Director's Meeting, Orlando
July 25 Board of Director's Meeting,
Boca Raton Resort & Club, Boca Raton
July 25-28 Annual Conference,
Boca Raton Resort & Club, Boca Raton
Sept. 27-29 President's Cup Golf Tournament
Nov. 1 Board of Director's Meeting, Orlando

NUCA of North Florida

Mar. 12 Executive Committee Meeting
Mar. 18 Golf Tournament
Mar. 28 General Membership Meeting
Apr. 9 Executive Committee Meeting
May 14 Executive Committee Meeting
May 23 Jacksonville Suns Baseball
June 11 Executive Committee Meeting
July 9 Executive Committee Meeting
July 18 General Membership Meeting
Aug. 13 Executive Committee Meeting
Sept. 10 Executive Committee Meeting
Sept. 19 General Membership Meeting
Sept. (TBA) Clay Shoot, WW Sporting Clay
Oct. 8 Executive Committee Meeting
Oct. (TBA) Fishing Tournament
Nov. 5 Executive Committee Meeting
Nov. 21 Election of Officers
Dec. 10 Executive Committee Meeting
Dec. (TBA) Holiday Party

NUCA of Northwest Florida 2013

Mar. 15 Clay Shoot
Apr. (TBA) Confined Space Entry Program
June 15 In Shore Fishing Tournament
Aug. (TBA) General Membership Meeting
Oct. 12 Equipment Rodeo, Equestrian Center

2014

Feb. (TBA) Annual Meeting, Museum of Commerce

NUCA of Southwest Florida

Mar. 21 Board of Director's Meeting,
Holiday Inn Airport, Gulf Coast Town Center
Apr. 18 Board of Directors/General Membership
Meetings

May 4 Golf Tournament
May 16 Board of Director's Meeting
June 20 Board of Directors/General Membership
Meetings/Scholarship Awards
July 18 Board of Director's Meeting
Aug. 15 Board of Directors/General Membership Meetings
Sept. 20-21 Fishing Tournament
Sept. 26 Board of Director's Meeting
Oct. 17 Board of Directors/General Membership Meetings
Nov. 21 Board of Director's Meeting
Dec. 7 Holiday Party & Installation of Officers

National Utility Contractors Association (NUCA)

May 7-9 Washington Summit,
Crowne Plaza Old Town Alexandria, VA, Capitol Hill
Oct. 2-4 Fall Board of Directors and Leadership
Meeting, El Conquistador in Las Croabas, Puerto Rico

Sunshine 811 Meetings

Mar. 12-14 CGA Excavation Safety Conference
& Expo, West Palm Beach
Mar. 14 811 Safety Day, West Palm Beach
Mar. 12-14, 2013 CGA Conference and Expo,
Palm Beach County Convention Center,
West Palm Beach
Mar. 14 811 Safety Day, Palm Beach County
Convention Center, West Palm Beach
Apr. 3 Damage Prevention Forum,
Homewood Suites by Hilton, Miami
Apr. 19 Executive Committee Meeting, Conference Call
May 22 Committee Meetings, Call Center, DeBary
May 23 Annual Membership/Board Meeting,
Call Center, DeBary
May 24 Sunshine 811 Golf Tournament,
DeBary Golf & Country Club, DeBary
June 21 Executive Committee Meeting, Conference Call
July 17-19 Strategic Planning, Committee Meetings
and Board Meeting, TBA
Oct. 18 Executive Committee Meeting, Conference Call
Nov. 14-15 Committee & Board of Director's Meetings,
Call Center, DeBary

Construction Industry Licensing Board (CILB) Meetings

Mar. 13-15 TBA
Apr. 10-12 Mission Inn Resort & Club,
Howey-in-the-Hills
May 8-10 Hyatt Regency Jacksonville Riverfront
June 12-14 Embassy Suites - Fort Lauderdale
July 10-12 TBA
Aug. 14-16 The Ritz-Carlton Sarasota
Sept. 11-13 TBA
Oct. 9-11 TBA
Nov. 13-15 TBA





NUCA Now Accepting Scholarship Applications

The NUCA Scholarship Application is now available. The following scholarships are anticipated to be awarded at the following values in 2013.

- D.A. Foster Memorial Scholarship
\$8,000 award (\$2,000/year over four years)
- William & Shirley Burgett Scholarship
\$2,000 one-time award
- NUCA \$4,000 Scholarship
\$4,000 award (\$1,000/year over four years)
- NUCA \$1,000 Scholarship
\$1,000 award (\$500/year over two years for those enrolling in two-year programs)

Any high school senior whose parent or legal guardian is employed by a NUCA member company in good standing at the time of the application deadline may apply. Student employees, including part-time employees, are also eligible, as are dependents of NUCA Chapter Executive Directors. The applicant must be graduating from high school in 2013 and enrolling full time in an accredited two- or four-year college or university for their freshman year beginning in the fall of 2013.

Complete application forms and all required supporting documentation must be received in the NUCA office no later than 6:00 p.m. eastern time, Friday, May 24, 2013. Supporting documentation may be sent separately. Incomplete and improper applications will not be considered. Please address to: NUCA Foundation Scholarship Committee, 3925 Chain Bridge Road, Suite 300, Fairfax, VA 22030. Emails and faxes will not be accepted. NUCA staff will endeavor to advise applicants of incomplete applications only if, in staff's judgment, the incomplete information can be reasonably expected to be resolved and missing information received before the deadline.

Applications will be judged and winners announced by Friday, June 28, 2013, and notified by letter shortly after. If you have questions regarding the application and review process, please contact NUCA at (703) 358-9300.

The **scholarship application** describes the scholarships, criteria and deadline.

Sunshine 811 Holiday Calendar

Memorial Day	05/27/13
Independence Day	07/04/13
Labor Day	09/02/13
Thanksgiving Day	11/28/13
Day after Thanksgiving Day	11/29/13
Christmas Eve	12/24/13
Christmas Day	12/25/13

Sunshine 811's business hours are Monday through Friday from 7:00 a.m. to 5:00 p.m. **Please keep the above dates in mind when calling for locates two business days prior. The law now requires two full business days prior to digging.**



2013 FDOT Letting Date

March 27	April 24
May 22	June 19
July 31	August 28
September 25	October 30
December 4	

2014 FDOT Letting Date

January 29	February 26
March 26	April 30
May 21	June 18





Chapter News

NUCA of North Florida

The NUCA of North Florida Annual Golf Tournament will be held on Monday, March 18 at St. John's Golf & Country Club. Jon Woodall, John Woody, Inc., is this year's Golf Chairman. Sponsorships are available beginning at \$260 for Tee/Green to \$600 Vendor Showcases. The cost for players is \$125. Contact the office at (904) 296-1230 to register or for additional information. We appreciate the following sponsors who have already signed up: **Vendor Showcase:** All Pro Asphalt, Beard Equipment Company, Cecil W. Powell & Company, Custom Fab, Duval Asphalt Products, Ferguson Waterworks, Fortiline Waterworks and United Rentals Trench Safety. **Event Sponsors:** Godwin Pumps, HD Supply Waterworks, Linder Industrial Machinery, Professional Shoring &

Supply, Sigma, Standard Precast and U.S. Pipe. **Tee/Green Sponsors:** Barney's Pumps, Blue Book, Ford Meter Box Company, John Woody, Inc., Layne Heavy Civil, Porter Associates, Star Pipe Products and Sunshine 811. Don't miss out on the fun! This is one of our big fundraisers of the year and everyone always has a great time.

I just returned from the NUCA National Convention in Phoenix, AZ. Although the number of attendees was down, NUCA provided a very robust program, from excellent keynote speakers, Former CEO of Southwest Airlines Howard Putnam and Columnist Gene Marks, to Bootcamps on various topics, Special presentations, NUCA Committee meetings, Case Study presentations, Yellow Bird Hoop Dancers, and a

Corn Hole tournament, there was truly something for everyone. The next NUCA event will be the Washington Summit which will be held May 7-9. Mark your calendar and plan to attend.

Do you have a student who will be entering college this fall? If so, the 2013 NUCA Scholarship form is now available on the NUCA website. NUCA offers four scholarships annually based on merit. Forms are due by May 24, and winners will be announced in late June.

Have you made your plans yet to attend the UUCF Legislative visits in Tallahassee April 1-2? Don't miss this great opportunity to meet with our local delegations to push our legislative issues. We will be staying at the Doubletree by Hilton Tallahassee. Room rate is \$129 per night. Make



UNDERGROUND UTILITY CONTRACTORS OF FLORIDA DITCHMEN ADVERTISEMENT SIZES & RATES

Full page (inside front or back cover) (7" w x 9 3/4" h).....	\$275.00 net/month
Full page (7" w x 9 3/4" h).....	\$225.00 net/month
Half page (back cover) (7" w x 4 3/4" h).....	\$175.00 net/month
Half page (7" w x 4 3/4" h).....	\$125.00 net/month
Quarter page (3 3/8" w x 4 9/16" h).....	\$75.00 net/month
Business Card (3 1/2" w x 2" h).....	\$60.00 net/month
Business Card (reduced 75%) – 12 month.....	\$125.00 net/year
Business Card (reduced 75%) – 6 months.....	\$85.00 net/six months

Advertisements will be printed in color or black and white and must be submitted as a .pdf document. All .pdf documents can be sent via e-mail to julie@uucf.com. When sending as a .pdf, the document, please save to at least a 300 dpi with imbedded fonts. All advertisements must be submitted by the first day of the month in order to be placed in that month's issue.

To place an advertisement in the Ditchmen, please contact the UUCF office at the following:

UUCF
231 West Bay Avenue
Longwood, FL 32750-4125
Phone: (407) 830-1880 – FAX: (407) 260-1582





your reservations soon as there is only limited availability.

NUCA of Northwest Florida

NUCA of Northwest Florida and Sunshine 811 will host a Contractor's Luncheon on February 28, 2013. It will be held at the Pensacola Bay Center from 9:00 a.m. until 1:00 p.m. Brad Martin, with Sunshine 811, will be covering a course on Five Steps to Safer Digging and Florida Department of Highway Safety and Motor Vehicles will be covering the Current Rules and Regulations. You can go online to Sunshine 811 and register for this event.

We will be holding our Annual Sporting Clay Shoot Tournament on March 15. It will be held at the Santa Rosa Shooting Center in Pace, Florida. For sponsorships or registration please contact our office at (850) 434-8328.

NUCA of Southwest Florida

The NUCA of Southwest Florida Annual Scholarship Golf Tournament will be held Saturday, May 4 at

Old Corkscrew Golf Club, which is the number 1 rated golf course in Southwest Florida. Our scholarship awards are based solely on the proceeds from our Annual Spring Scholarship Golf Tournament. Please contact the NUCA of Southwest Florida office at nucaswfl@gmail.com or (239) 939-1952 for additional information. Sponsorship and registration forms will be available on the website at www.nucaswfl.com.

The NUCA Foundation for Education and Research 2013 Scholarship Application is now available for any high school student whose parent or legal guardian is employed by a NUCA member company. Applications must be received by May 24, 2013, recipients will be announced late June 2013.

The Associated Builders and Contractors Florida Gulf Coast Chapter is hosting a breakfast, "Ready to Rebound: The Commercial Construction Industry," on Thursday March 7 at 8:00 a.m. – 9:00 a.m.

at the Perkins Restaurant in Bonita Springs. There is no charge to attend. RSVP by e-mail to rickmartin@abcflgulf.org.

Spring Forward – Daylight savings time begins 2:00 a.m. on Sunday, March 10. Set your clocks ahead one hour.

SUCA

SUCA is now accepting credit card payments for all services. Visa, MasterCard, American Express and Discover are accepted. If paying membership dues via credit card, there will be a 3% transaction fee added.

Speaking of membership dues, thank you to the many members who have continued their support of the associations by renewing their dues for 2013. Please keep in mind that dues were due in January. For your company to appear in the UUCF and NUCA membership directories, your dues must be paid before March 15. If you are not sure whether you have renewed, please contact the SUCA office.



You Can Make It Happen

With the Right Sources & Services

When you have all the right parts in the right place at the right time, the most impossible tasks fall into line. **HD Supply Waterworks** is the right source for all of your water, sewer and storm supplies. Plus, we have industry proven services—**Customer Advantage Programs**—to keep you on the job and out of the office. Let HD Supply Waterworks help you make it happen.

Florida Representatives

FT. MYERS PH: 239-334-1997 FX: 239-334-6957	PENSACOLA PH: 850-478-6372 FX: 850-478-4323	TAMPA PH: 813-623-3343 FX: 813-664-0442
JACKSONVILLE PH: 904-268-7007 FX: 904-268-4764	SARASOTA PH: 941-364-8909 FX: 941-951-7543	



Industry's Top 10 Services

- Payments Online
- Invoices by Email
- Statements by Email
- Proof of Delivery by Email
- Job Management Services
- Estimating Software
- Material Management Online
- Reports On Demand
- Inventory Services
- Database Support



Local Service, NationwideSM

waterworks.hdsupply.com





SUCA's Annual Family Barbecue is scheduled for Saturday, February 16, 2013 at Lupton's Boggy Bottom Ranch in Plant City. This event is a long time favorite attended by over 300 people each year. Bring your family, guests and employees out to enjoy all you can eat ribs and chicken. Kids will have a blast with the bounce house, power jumper, caricature artist, choo-choo train, face painting clown and playground. The adults may participate in the horseshoe tournament to win cash prizes, sponsored by Ajax Paving Industries of Florida. Bragging rights are also up for grabs in the pie eating contest and the tug-of-war contest between contractors and associates. Door prizes, sponsored by Professional Shoring & Supply, include tickets to the upcoming Kenny Chesney concert, The Zac Brown Band concert, movie tickets, gift cards and much, much more! Thank you to the following companies for their general sponsorship of the BBQ: Acme Barricades, All South Underground, Associated Construction Products, Inc., Dallas 1 Construction & Development, Ferguson Waterworks, HD Supply Waterworks, Lane Construction, MWI Pump Rental, Stuart Angelo & Co., CPA's, National Trench Safety, Ring Power Corp. and Woodruff & Sons, Inc. Ten BBQ tickets were be mailed to all member firms. Be sure to return any unwanted tickets to the SUCA office by February 11 to avoid being charged. Contact Misty McKendree if you are interested in sponsoring this event or to request any additional tickets.

SUCA will be hosting a Red Cross Adult CPR, First Aid & AED (Automated External Defibrillator) training class on Friday, February 22 at Ring Power in Riverview. Red Cross certification cards will be issued to participants completing the course and certifications are valid for 2 years. The cost is \$25 per person for members and \$35 per person for non-members. Please contact the SUCA office to register for the course.

SUCA Scholarship applications will be mailed to members in March. The scholarship is offered to the children of SUCA members who are

seniors in high school this year and will be attending college in the fall. SUCA's Scholarship committee chair Tom Woodward of David Nelson Construction Co. recently announced that SUCA will now be awarding two scholarships each year. The first place award will be in the amount of \$6,000 (4 installments of \$1,500) and the second award will be in the amount of \$2,000 (4 installments of \$500). In addition to SUCA's scholarship, UUCF and NUCA have programs available to members as well. Keep an eye out for the scholarship packages in the mail, and please ensure your employees are aware of this great member benefit.

All SUCA members are encouraged to travel to Tallahassee April 1-2, 2013 for the UUCF Board Meeting, Legislative Briefing and Capitol visits. This is your golden opportunity to meet your legislators one-on-one to informally discuss industry issues. UUCF has secured a block of rooms at the Doubletree by Hilton Tallahassee for \$129 per night. Please make your reservations early and remember the UUCF room block expires on Friday, March 8. Contact Misty McKendree at the SUCA office if you are interested in attending.

If you are interested in SUCA's projects or events, please contact our office at (813) 355-4879 or visit our website at www.suca.org.

(A Disciplined Subcontractor Risk Management Strategy will Help Protect Your Business Continued from Page 10)

Subcontract agreements should be thoroughly reviewed at least every 24 months. If you engage subcontractors on a recurring basis, a "master contract" can be drafted by a construction-focused attorney and then purchase orders used for future projects that refer to the master contract.

Another strategy to manage subcontractor risk is to use the State of Florida's diary system to track the subcontractor's insurance expiration date. The diary system can be found on the Florida Department of Financial

Services website at www.fldfs.com/wc Click on "Databases" (left column), click on "Proof of Coverage Database (Compliance)" under Workers' Compensation Databases and enter the name of the corporation and city of the subcontractor's location. When the database returns a list of companies, click on the company name and then "View Locations" to find the company's workers' comp effective date.

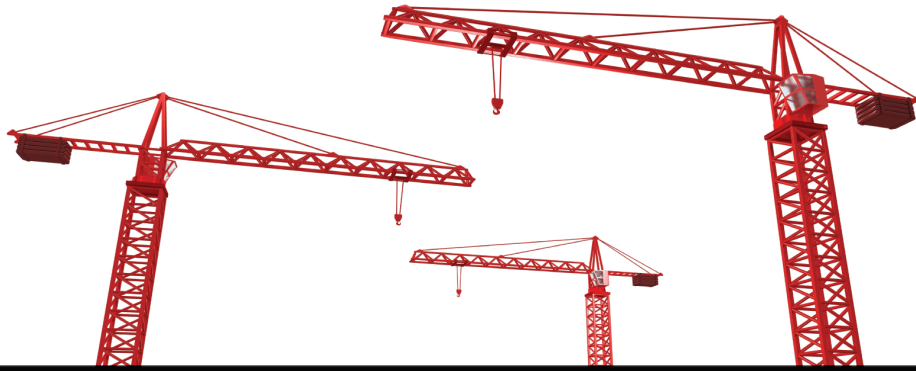
In addition to the diary system, the prime contractor should have their insurance advisor review subcontractor's insurance policies to ensure that the contractual obligations match the scope of work with little or no pitfalls in coverage that could flow back to the prime contractor in case of litigation. It is fairly common to have exclusions in General Liability policies that may expose the prime contractor's balance sheet with inadequate coverage on behalf of the subcontractor.

In 20-plus years of experience in the contracting industry, we have witnessed some very severe claims created by labor-only subcontractors. At the same time, we recognize that there are some very reputable, well run, labor-only subcontracting firms that exercise care in their practices as well as display a desire to comply with OSHA standards. At the end of the day, it is the prime contractors and their balance sheets that will absorb a significant amount of risk for their subcontractors.

In conclusion, our message is to implement the strict controls and recommendations outlined in this article to contain your risk when subcontracting portions of your underground utility projects.

Brian Pratt serves as an insurance advisor at Furman Insurance. Furman Insurance encourages UUCF members to request a review of your company's subcontracting procedures and associated risks. For more information, contact Brian Pratt at (800) 344-4838, ext. 401 or brian@furmaninsurance.com.





CONSTRUCTION LAWYERS

Serving owners, sureties, suppliers, developers, contractors and subcontractors
on private and government projects throughout Florida in litigation, bid protests,
transactions, and OSHA matters.

- Board Certified by The Florida Bar in Construction Law
- Florida Supreme Court Certified Mediator
- AV® Peer Review Rated, Martindale-Hubbell Law Directory



CONTACT:

George E. Spofford, IV
george.spofford@gray-robinson.com

Andrew J. Mayts, Jr.
andy.mayts@gray-robinson.com

Phone: 813-273-5000
401 E. Jackson Street, Suite 2700, Tampa, FL 33602

GRAY | ROBINSON
ATTORNEYS AT LAW

FORT LAUDERDALE | JACKSONVILLE | KEY WEST
LAKELAND | MELBOURNE | MIAMI | NAPLES
ORLANDO | TALLAHASSEE | TAMPA

www.gray-robinson.com





**(Contractor Member of the
Month: Layne Heavy Civil, Inc.
Continued from Page 13)**

accountability for even the most complex projects, and enable us to deliver high levels of both quality and economic efficiency through our six (6) Divisions that include: Water Resources, Geoconstruction, Mineral Exploration, Energy Services, Inliner and Heavy Civil.

Heavy Civil Division

The Heavy Civil Division of Layne delivers sustainable solutions to government agencies and industrial clients by overseeing the design and construction of critical water and wastewater treatment facilities and pipeline installation.

Heavy Civil designs and builds integrated water supply and wastewater treatment facilities, provide filter media and membranes as well as collector wells, surface water intakes, pumping stations and groundwater pump stations – all in support of the world's water infrastructure. Beyond water solutions, our Heavy Civil Division designs and constructs biogas facilities (anaerobic digesters) for the purpose of generating and capturing methane gas, an emerging renewable energy resource.

We are the responsible growth company.

Responsible growth is both our strategy and our commitment. It's what drives us to continually do the right thing for our people, the environment, our company and the clients we serve everyday. It means we hold ourselves accountable for the safety of every individual who works with us, for the well-being and sustainability of the environments and communities around us, the integrity of our employees and their actions, and for the overall excellence of our work. We continually strive to achieve growth and success for our

clients, while leaving the individuals and places we touch better off for their interaction with us. While our services are impeccable, it is our solutions that make us truly remarkable.

For more information about Heavy Civil, or any of the other solutions we provide please visit us at www.layne.com.

**(Division of Workers'
Compensation Offers Free
Classes
Continued from Page 19)**

May 7, 2013

Pensacola
9:00 a.m. – 12:00 noon
Division of Workers' Compensation
610 East Burgess Road
Pensacola, FL 32504

May 8, 2013

2:00 p.m. – 3:00 p.m. EST
Workers' Compensation
WEB Based class

May 9, 2013

2:00 p.m. – 3:00 p.m. EST
Workplace Safety
WEB Based class

May 14, 2013

Tampa
9:00 a.m. – 12:00 noon
State Office Building
1313 North Tampa Street, Suite 605
Tampa, FL 33603

May 16, 2013

Lantana
9:00 a.m. – 12:00 noon
Gold Coast Schools
6216 South Congress Avenue
Lantana, FL 33462

June 4, 2013

Orlando
9:00 a.m. – 12:00 noon
State Office Building
Hurston Complex, 400 West
Robinson Street, South
Tower, Conference Room N-101
Orlando, FL 32801

June 5, 2013

2:00 p.m. – 3:00 p.m. EST
Workers' Compensation
WEB Based class

June 6, 2013

2:00 p.m. – 3:00 p.m. EST
Workplace Safety
WEB Based class

June 11, 2013

Tallahassee
9:00 a.m. – 12:00 noon
Hartman Building
2012 Capital Circle SE, Room 102
Tallahassee, FL 32399

July 10, 2013

2:00 p.m. – 3:00 p.m. EST
Workers' Compensation
WEB Based class

July 11, 2013

2:00 p.m. – 3:00 p.m. EST
Workplace Safety
WEB Based class

August 7, 2013

2:00 p.m. – 3:00 p.m. EST
Workers' Compensation
WEB Based class

August 8, 2013

2:00 p.m. – 3:00 p.m. EST
Workplace Safety
WEB Based class

The Division of Workers' Compensation is an authorized provider (Provider Number: 0004354) for continuing education purposes through the CILB. Course Number: 0010118 – one hour satisfies the workers' compensation requirement and Course Number: 0010630 – one hour satisfies the workplace safety requirement.

The form is available on the Division's website at www.myfloridacfo.com/WC. For additional information, e-mail bocseminars@MyFloridaCFO.com, or call (813) 221-6518.





Take damage prevention to the next level with these 3 tools

1 Positive Response

No marks, no utilities? Not always. Utilities are required to use the Positive Response System, and you're required to check it before digging. Why? To verify if utilities are cleared, marked or not marked, and if you need to provide more information. Enter your ticket and contact numbers online or call (800) 852-8057.*

2 Safety Matters

Get your damage prevention questions answered in Safety Matters. It's Sunshine 811's one-hour online course. You get real life examples and relevant content to help you make good decisions before putting your shovel in the ground.*

3 Internet Ticket Entry

ITE makes it easy to:

- Create tickets online 24/7
 - Search and manage tickets
 - E-mail or print tickets
 - Check positive response
- Plus, we now offer webinar training for new ITE users. Complete your application today!*

* For more details or to download an ITE application visit www.Sunshine811.com.



Safe digging is no accident. Always call 811 before you dig. Sunshine 811 raises awareness and educates Florida on preventing digging damages to underground utilities. The goal is to make Florida the safest place to dig through a series of five steps that begin with "Call 811 Before You Dig." Learn more at www.Sunshine811.com.



STRONG-ARM TACTICS



JOHN DEERE



Delivering the exceptional power, smoothness, and control you've come to expect from John Deere, this highly capable 35-metric ton excavator is bigger and stronger than ever. Tougher, too, with a beefier undercarriage, an even more efficient cooling system, and a rugged Tier 3 diesel. Contact your Nortrax representative for a demo today. Nobody goes further, digs deeper or tries harder to keep you productive and profitable, **every day.**

NORTRAX

www.nortrax.com

Nortrax proudly supports the UUCF.

Lutz, FL **813.995.0841**
Riverview, FL **813.621.4902**
Sarasota, FL **941.752.1300**

Fort Myers, FL **239.334.3627**
Miami, FL **305.592.5740**
Pompano Beach, FL **954.977.9541**

West Palm Beach, FL **561.848.6618**
West Melbourne, FL **321.729.8944**
Orlando, FL **407.299.1212**



A proud supplier to Florida's Utility Contractors



www.linderco.com
www.facebook.com/linderindustrialmachinery



KOMATSU

ESCO
Engineered Products

EXODUS
MACHINES

VÖGELE

Etnyre

**Superior
Broom**

Valmet
Komatsu Forest

GENESIS

HENSLEY

Wirtgen

HAMM

KLEEMANN

JRB
PALADIN
HEAVY CONSTRUCTION



**Your half page
advertisement
could be here!**

\$175.00 per month

**Call the UUCF office
at (407) 830-1880**

WWW.UUCF.COM

UNDERGROUND UTILITY CONTRACTORS OF FLORIDA, INC.

**231 West Bay Avenue
Longwood, Florida 32750-4125**

**Please contact the UUCF office
for advertising rates and specifications.**

*The Ditchmen is published monthly by the Underground Utility
Contractors of Florida. Ideas, opinions and view expressed
herein are not necessarily those of the Underground Utility
Contractors of Florida.*