

# Ditchmen Online Magazine

August 2014

Issue 61



Photo by Lauren Atwell, NUCA of Florida President

*Iron Bridge Dome Setting*

# List of Members

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# Contents

Cover .....	1	Upcoming CILB Meetings.....	14
List of Members .....	2	Gubernatorial Candidate Crist	
Contents & Advertisers.....	3	Proposes Busy First Day .....	16
Mike Woodall Letter .....	5	Petticoat-Schmitt Civil Contractors	
President's Cup Registration Form .....	6	Expands Into Water And Wastewater	
President's Cup Sponsor Registration		Treatment Plant Construction.....	16
Form .....	7	Bruce Kershner Photo .....	18
Sunshine 811 Report .....	9	Sydney Phillips Profile.....	18
Office Issues Orders Terminating Certain		NUCA of Northwest Florida Chapter	
Cat Fund Emergency Assessments .	11	News .....	20
NUCA of Central Florida Calendar of		NUCA of Florida Thanks our	
Events .....	13	Contractor's Dynasty Sponsors! ...	20
NUCA of North Florida Calendar of		Contractor Dynasty Photos.....	21
Events .....	13	When Not To Pay a Local Business Tax.	27
NUCA of Northwest Florida Calendar of		NUCA North Florida Chapter News ....	29
Events .....	13	Lee Brown Member Profile Questions .	29
NUCA of Southwest Florida Calendar of		Charitable Contribution Form .....	31
Events .....	14	We Need Cover Photos! .....	33
SUCA Calendar of Events.....	14		

# Advertisers

BlueBook.....	17
Business Card Ads.....	15
Efficiency Shoring & Supply .....	19
GrayRobinson Flyer .....	26
HD Supply & Waterworks.....	10
Mabey Bridge & Shore .....	8
MWI Pumps.....	12
Nortrax.....	8
Oldcastle Precast .....	17
R. H. Moore & Assoc.....	12
Sunshine 811 .....	28
Thompson Pump.....	12
Trench Shoring Services .....	30
United Concrete Products.....	25





# NUCA of Florida Presidents Cup Golf Tournament

**Date:** September 26-28, 2014

**Place:** PGA National Resort and Spa

*Early registration ends August 31, 2014.*

There will be prizes for first and second place each day, as well as longest drive, closest to the pin, and putting contest.

## *SPONSORSHIP OPPORTUNITIES*

- Hospitality Suite Gold Sponsor | \$1,000
- Hospitality Suite Silver Sponsor | \$500
- Hospitality Suite Bronze Sponsor | \$250
- Beverage Cart Sponsor | \$350
- Cigar Sponsor | \$250
- Mulligan Sponsor | \$100
- Putting Contest Sponsor | \$100



Send in your completed registration form to the NUCA of Florida office at  
113 E. College Avenue, Suite 200, Tallahassee, FL 32301  
or to Sydney Phillips at [sphillips@wilsonmgmt.com](mailto:sphillips@wilsonmgmt.com)



P.O. Box 60218 Jacksonville, Florida 32236

Phone: (904) 783-2411

Fax: (904) 695-0881

To all fellow golfers and NUCA members,

It is getting close to that time of year, "PRESIDENT'S CUP TIME"!!!  
I cordially invite you and your friends to participate with my son Jon and I at this  
years tournament. As you know we are back at The PGA National. The golf courses  
are great and the resort is first class.

I know business has picked up some and we are all working HARD, that is  
why we need to take a deep breath, splurge a little with that hard earned money and  
play some golf and relax for a weekend.

Please remember this is not another one of those darn NUCA fundraisers.  
This is a time for you, friends, fun, and lots of golf. If we make any money it goes  
to the legal defense fund.

Again I ask you to join us. I wish you good health, good business, and a low  
handicap!!

Sincerely,

Michael Woodall



# 2014 NUCA of Florida Presidents Cup Golf Tournament Registration Form

PGA National Resort and Spa ♦ Palm Beach Gardens, Florida  
September 26- 28, 2014



☐ Name \_\_\_\_\_ Company Name \_\_\_\_\_  
Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Email \_\_\_\_\_ Handicap \_\_\_\_\_

☐ Name \_\_\_\_\_ Company Name \_\_\_\_\_  
Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Email \_\_\_\_\_ Handicap \_\_\_\_\_

☐ Name \_\_\_\_\_ Company Name \_\_\_\_\_  
Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Email \_\_\_\_\_ Handicap \_\_\_\_\_

☐ Name \_\_\_\_\_ Company Name \_\_\_\_\_  
Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Email \_\_\_\_\_ Handicap \_\_\_\_\_

## **Registration Fees:**

### **Resort Double:**

Registration: \_\_\_\_\_ people at **\$643.40** each (before August 31, 2014) for a total of \$ \_\_\_\_\_.  
or  
\_\_\_\_\_ people at **\$693.40** each (after September 1, 2014) for a total of \$ \_\_\_\_\_.

Survival Kit: \_\_\_\_\_ at **\$160.00** each for a total of \$ \_\_\_\_\_.

Sunday Option Skins: \_\_\_\_\_ team(s) at **\$50.00**.

### **Cottage Quad:**

Registration: \_\_\_\_\_ people at **\$605.40** each (before August 31, 2014) for a total of \$ \_\_\_\_\_.  
or  
\_\_\_\_\_ people at **\$654.40** each (after September 1, 2014) for a total of \$ \_\_\_\_\_.

Survival Kit: \_\_\_\_\_ at **\$160.00** each for a total of \$ \_\_\_\_\_.

Sunday Option Skins: \_\_\_\_\_ team(s) at **\$50.00**.

☐ Mail a check made out to **NUCA of Florida** to:

**113 E. College Avenue, Suite 200  
Tallahassee, FL 32301**

☐ Please email me an invoice at \_\_\_\_\_.

If you have any questions please contact Sydney Phillips at (850) 727-0628 or [sphillips@wilsonmgmt.com](mailto:sphillips@wilsonmgmt.com).



2014 NUCA of Florida Presidents Cup Golf Tournament  
Sponsor Registration Form  
PGA National Resort and Spa ♦ Palm Beach Gardens, Florida  
September 26- 28, 2014



The NUCA of Florida Presidents Cup Golf Tournament will be held at PGA National Resort & Spa in Palm Beach Gardens, Florida from September 26-28, 2014. NUCA of Florida has several sponsorship opportunities.

The following sponsorship opportunities are available:

- ☐ Hospitality Suite Gold Sponsor- \$1,000
  - Sponsors will be recognized on signage located in the Hospitality Suite throughout the tournament. The Hospitality Suite Sponsor will also be permitted to display their company's promotional items in the Hospitality Suite throughout the tournament.
- ☐ Hospitality Suite Silver Sponsor- \$500
  - Sponsors will be recognized on signage located in the Hospitality Suite.
- ☐ Hospitality Suite Bronze Sponsor- \$250
  - Sponsors will be recognized on signage located in the Hospitality Suite and throughout the tournament.
- ☐ Beverage Cart Sponsor- \$350
  - Sponsors will be recognized on signage on the beverage cart during tournament play.
- ☐ Cigar Sponsor- \$200
  - Tournament attendees will each receive a cigar on Saturday during play at the tournament. All sponsors will be recognized on signage located at hole number one.
- ☐ Mulligan Sponsor- \$100
  - Sponsors will be recognized on signage located at registration each day throughout the tournament.
- ☐ Putting Contest Sponsor- \$100
  - Sponsors will be recognized on signage located at registration each day throughout the tournament.

Name: \_\_\_\_\_

Company: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip: \_\_\_\_\_

Phone: \_\_\_\_\_ Email Address: \_\_\_\_\_

Payment Options:

☐ **Check**

Please make payable to NUCA of Florida and mail to:

**NUCA of Florida**  
113 East College Avenue  
Suite 200  
Tallahassee, FL 32301

☐ **Credit Card**

Name on Card: \_\_\_\_\_

Card Number: \_\_\_\_\_

Security Code: \_\_\_\_\_

Expiration: \_\_\_\_\_

☐ **Invoice** (sent via email)

If you have any questions please contact Sydney Phillips at (850) 727-0628 or [sphillips@wilsonmgmt.com](mailto:sphillips@wilsonmgmt.com).



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Making Florida the Safest Place to Dig

July 2014 Report to NUCA of Florida

### **Upcoming Roundtables**

Aug 13 – Panama City Beach  
Aug 14 – Pensacola  
Aug 21 – Jacksonville  
Aug 26 – Crystal River  
Aug 28 – Ocala  
Sept 09 – Kissimmee  
Sept 16 – Bartow  
Sept 17 – Bradenton  
Sept 18 – Fort Myers  
Sept 23 – Hollywood  
Sept 24 – West Palm Beach  
Sept 25 – Okeechobee

***Be part of the solution!***

### **SAVE THE DATE**

- **March 10-12, 2015:** CGA Excavation Safety Conference & Expo, Rosen Shingle Resort, Orlando.
- **March 12, 2015:** FREE Safety Day hosted by Sunshine 811, Rosen Shingle Resort, Orlando.

### **August 11 is “811 Day”**

We'll be busy in August for 811 Day!

- Look for a 15-second video to run in a Regal movie theater near you,
- Watch for “811” behind home plate at one of the nine Major League Baseball games on August 11<sup>th</sup>. For you Florida fans, the Marlins play the St. Louis Cardinals and the Rays play at Texas Rangers.
- Are you a radio listener? We'll be running public service announcements August 9-11 on some of the 100+ radio stations covering Florida's 67 counties!
- You'll also see our message splashed across six radio station web pages on August 11<sup>th</sup> as we orchestrate a home page take-over. Here are the stations: Pensacola WTKX, Panama City WPAP, West Palm WOLL, Miami WBGW, Sarasota WSRZ and Orlando WMGF.
- And if gardening is your thing, check out the August 9<sup>th</sup> *Better Lawns & Gardens* radio show featuring Tom MacCubbin and our own damage prevention liaison Kathy Thrash. Get your landscaping and digging questions ready for prime time!
- Want to get in on the action? Order a shirt for your crew. Then post a photo promoting safe digging in a unique way to our Facebook page: <http://facebook.com/sunshine811>. And while you're there, “like” us!
- Remember, always call 811 before digging. Stay safe in the field!

### **FLORIDA EXCAVATION SAFETY GUIDE**



Thank you NUCA of Florida and its chapters for your partnership in our Florida Excavation Safety Guide mailing. Because of your efforts, more than 4,500 contractors in Florida received the Guide with the DVD, *5 Steps to Safe Digging*, provided in Spanish and English. If you missed out on the mailing and know of some contractors who would benefit from this magazine, please order from our online store at [sunshine811.com](http://sunshine811.com). **YOUR FEEDBACK NEEDED!** Please complete the brief reader survey on page 59 of the Guide or complete it online at [excavationsafetyguide.com](http://excavationsafetyguide.com). The first 100 to take the survey will receive a \$10 gift card to a gourmet coffee shop!

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### **CALL CENTER STATISTICS FOR JUNE 2014 (Fiscal year runs June 1<sup>st</sup> through May 31<sup>st</sup>)**

- Incoming ticket volume up 14% from previous year, up 14% for fiscal year-to-date (FYTD) and down 1% from May.
- Outgoing transmission volume up 13% from previous year, up 13% for FYTD, and down 1% from May.
- Average answer speed at 61 seconds for the month and 61 seconds for FYTD.
- Incoming ticket volume at 64% ITE (down 2% for FYTD) and 36% phone (down 2% for FYTD).
- Sunshine 811 total membership at 957 primary and 368 associate.

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International ..... 561-840-6855  
Jacksonville ..... 904-268-7007  
Miami ..... 786-573-3401  
Miami Irrigation ..... 305-468-1475  
Ocala ..... 352-351-8144  
Oakland Park..... 954-772-7343  
Orlando ..... 407-291-1545

Pensacola..... 850-478-6372  
Riviera Beach ..... 561-848-4396  
Sarasota ..... 941-364-8909  
Tallahassee ..... 850-576-3617  
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## Florida Office of Insurance Regulation - News from the Office

### Contact Info:

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Amy Bogner

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# Office Issues Orders Terminating Certain Cat Fund Emergency Assessments

TALLAHASSEE, Fla. – The Florida Office of Insurance Regulation (Office) today issued Orders to insurance companies terminating a 1.3% assessment on most property insurance policies that has been used to pay off past hurricane claims. The assessment will be eliminated on policies issued or renewed on or after January 1, 2015 - 18 months ahead of schedule, due to an early payoff of the bonds used to pay the claims.

The Florida Hurricane Catastrophe Fund (Cat Fund) emergency assessment applied to all premiums on property and casualty insurance policies in Florida, including surplus lines, but excluded those lines specifically exempted by law. The charge began at 1% in 2007 and was increased to 1.3% in 2011. The \$2.9 billion collected through May 31, 2014 was used to reimburse insurance companies for claims from the series of eight hurricanes that hit Florida in 2004 and 2005.

The Cat Fund currently has \$12.95 billion available, which is made up of a projected 2014 year-end fund balance of \$10.95 billion and \$2 billion in pre-event bonds, with additional borrowing ability to pay future claims - its highest level in recent years.

Both Orders, one to [property and casualty insurers](#) and the second, to the [Florida Surplus Lines Service Office \(FSLSO\)](#) and [surplus lines agents](#) give specific guidance as to the types of insurance affected and related information on reporting requirements. An [Informational Memoranda](#) was also issued, providing further guidance.

Pursuant to the Orders, all policies issued or renewed on or after January 1, 2015, will no longer be subject to the Cat Fund emergency assessment. The assessment will continue to apply to the direct written premium on all related transactions including, but not limited to, endorsements, policy cancellations, and audit premiums related to policies issued or renewed prior to January 1, 2015 at the applicable percentage below:

- Policies issued or renewed on or after January 1, 2015: emergency assessment is 0%
- Policies issued or renewed January 1, 2011 – December 31, 2014: emergency assessment is 1.3%
- Policies issued or renewed January 1, 2007 – December 31, 2011: emergency assessment is 1%
- Policies issued or renewed prior to January 1, 2007: emergency assessment is 0%

For more information, visit the Office's "Assessments" webpage at: [www.floir.com/Sections/PandC/Assessments.aspx](http://www.floir.com/Sections/PandC/Assessments.aspx).

### About the Florida Office of Insurance Regulation

The Florida Office of Insurance Regulation has primary responsibility for regulation, compliance and enforcement of statutes related to the business of insurance and the monitoring of industry markets. For more information about the Office, please visit [www.floir.com](http://www.floir.com) or follow us on Twitter [@FLOIR\\_comm](#) and [Facebook](#).

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# NUCA of Central Florida Calendar of Events

August 1-3	Friends & Family Weekend Vero Beach & Spa
August 21	Board of Directors Meeting
September 18	Board of Directors Meeting
September 26	Fall Golf Tournament
October 23	Board of Directors Meeting
November 20	Board of Directors Meeting
December 5	NUCA Central Florida Christmas Party

# NUCA of North Florida Calendar of Events

August 12	Executive Committee Meeting
September 18	Board Meeting  September General Meeting
September 27	Fishing Tournament Northeast Florida Marlin Association, St. Augustine
October 7	Executive Committee Meeting
November 11	Executive Committee Meeting
November 13	Sporting Clay Challenge
November 20	Boar Meeting  Election of Officers Meeting
December 11	Building Industry Holiday Party

# NUCA of Northwest Florida Calendar of Events

August 14	Monthly Board Meeting Franco's
September 11	Monthly Board Meeting Franco's
September 18	General Membership Meeting with EUCA
October 9	Monthly Board Meeting Franco's
October 10	Clay Shoot
November 13	Monthly Board Meeting Franco's

# NUCA of Southwest Florida Calendar of Events

September 19-20	<b>Annual Fishing Tournament</b> Tween Waters Inn, Captiva Island
October 16	<b>Membership Meeting</b>  <b>Contractor Roundtables</b>
November 19-20	<b>“Racing for Success” Membership Recruitment</b>
December 6	<b>Holiday Party &amp; Installation of Officers</b>

## SUCA Calendar of Events

August 7	<b>SUCA Tradeshow</b> DoubleTree Hotel, Tampa
September 11	<b>Membership Dinner Meeting with Guest Speaker Representative Dana Young</b> Maggiano's, Tampa
September 19	<b>SUCA Fish Fry</b> Al Lopez Park, Tampa
October 31	<b>Clay Shoot</b> Tampa Bay Sporting Clays, Land O Lakes
December 5	<b>SUCA Installation Banquet</b> Glazer Children's Museum, Tampa

## Upcoming CILB Meetings

<b>August 13-15</b>	Orlando	<b>October 8-10</b>	Tampa
<b>September 10-12</b>	Palm Beach	<b>November 12-14</b>	Altamonte Springs



**MEGAN DITCHER**

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mditcher@atlanticconcrete.com



**PETER A. KESSLER**  
PRESIDENT

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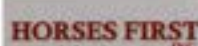
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# Gubernatorial Candidate Crist Proposes Busy First Day

Former Gov. Charlie Crist vowed July 29, 2014, that if he is elected, he will issue five executive orders on his first day in office.

They will target discrimination against gay and transgender employees and force state-hired contractors to pay employees at least \$10.10 an hour.

Other executive orders would deal with public records, equal pay for women and discrimination. One would require state agencies, where legally possible, to use Florida-based businesses in contracts.

The proposals from Crist echo several steps taken at the federal level by President Barack Obama. They represent another

effort by the former Republican to boost his credentials with Democratic voters.

Republican legislative leadership issued a joint statement about the proposals.

"Charlie Crist says he is a 'man of the people' but his actions don't match his rhetoric. Crist is lifting a dangerous page from President Obama's playbook, saying he will do an end-run around the people's elected representatives and single-handedly mandate policies through executive order. Such declarations should give Floridians great concern."



## Petticoat-Schmitt Civil Contractors Expands Into Water And Wastewater Treatment Plant Construction

JACKSONVILLE, FL. (July 28, 2014) – Petticoat-Schmitt Civil Contractors, Inc., has expanded their services to include water and wastewater treatment plant construction. This expansion will supplement their current services of water and wastewater mainline construction, site development and roadway construction.

Serving as Petticoat-Schmitt's new Vice-President and leader of the treatment plant effort is NUCA of North Florida two time past-president and current NUCA of Florida president, Lauren Atwell. Lauren brings over 30 years of construction experience with most of his time spent as the senior leader specializing in treatment plant construction. Lauren also brings with him another tested professional in the treatment plant construction field, John Chase. John's role with Petticoat-Schmitt is Senior Project Manager.

"We are very excited to have Lauren and John join our team," said Petticoat-Schmitt President Ryan Schmitt. "I've known Lauren for many years largely through NUCA events and have seen first hand his quality leadership."

Prior to joining Petticoat-Schmitt, Lauren was the Senior Vice-President of the Plant Division for Layne Christensen. John Chase worked with Lauren at Layne where he served as the District Manager for the Plant Division. Both Lauren and John have degrees in civil engineering from Clarkson University and Georgia Tech, respectively.

"Our decision to expand into the treatment plant field creates opportunities for diversification and growth while taking advantage of the investment we have made in our personnel and processes over the last few years," comments Ryan Schmitt. "We are all on board to implement the next phase of our growing company."

About Petticoat-Schmitt Civil Contractors, Inc.

Petticoat-Schmitt Civil Contractors, Inc. is one of Northeast Florida's leading construction companies specializing in the civil contracting industry. Owned and operated by Ryan Schmitt, the 2011 and 2012 chairman of the National Utility Contractors Association (NUCA), the company performs water and wastewater mainline construction, site development, treatment plant and roadway construction for public and private entities in Florida and Georgia.

Petticoat-Schmitt Civil Contractors, Inc. was ranked in the fastest 50 growing companies in Jacksonville in 2010 and 2011. Petticoat-Schmitt was also named to the fastest growing 500 companies by Inc. Magazine in 2011. In 2009 and 2012, Petticoat-Schmitt was awarded the William H. Feather Safety Award by NUCA as one of the safest companies in the nation. NUCA also recognized Petticoat-Schmitt with the National Community Service Award for charitable work its employees performed at Seamark Ranch.

For more information call (904) 751-0888.

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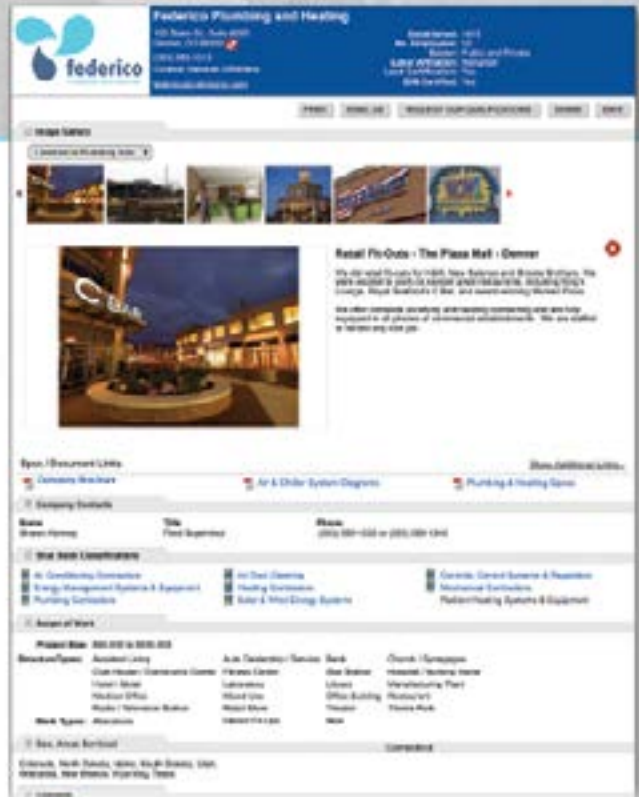
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*NUCA FL lobbyist Bruce Kershner delivers NUCA FL PAC check to Rep. Tom Goodson, a road construction contractor from Brevard County*

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## Get to Know your Wilson & Associates Team

### Sydney Phillips Profile

#### 1. What brought you to Wilson & Associates?

I have always been interested in event planning. I started at Wilson & Associates as an intern in November 2013, and when a full-time meeting planner position opened up it was a perfect fit!

#### 2. What is your educational background?

I graduated from Flagler College in May with a B.A. in Business Administration.

#### 3. Do you have any pets?

I have 2 black labs, Persie and Knight.

#### 4. What was the first car you drove?

A 1990 Toyota Corolla.

#### 5. What is your favorite college or pro team?

The Florida State Seminoles.

#### 6. What was your first job?

I wrapped Christmas gifts at a gun and sporting goods store.

#### 7. What is your favorite travel location?

I love visiting my best friend in Austin, Texas.

#### 8. What are you currently reading?

Gone Girl By Gillian Flynn

#### 9. What is your favorite movie?

Goodfellas

#### 10. Do you have any "guilty pleasure" TV Shows?

If I am watching cartoons with my nieces I usually don't mind My Little Pony.



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## NUCA of Northwest Florida Chapter News

Our "Hooked on Digging" Fishing Tournament was held on July 26th, at the Shoreline Pavilion in Gulf Breeze. We ended up with 29 anglers and the winners were:

### Junior Division

1st place Jason Hayes, Jr. with a 10.72 lb. King Mackerel

### Ladies Division

1st place Mya Light with a 3.21 lb. Red Fish

1st place Ashley Thompson with a 5.98 lb. King Mackerel

1st place Mya Light with a 22.3 combined weight for our Trash Can Slam

### Trout Category

1st place Chris Waller with a 2.25

2nd place Chris Waller with a 1.94

### Red Fish Category

1st place Jeff Pfeiffer with a 6.33

2nd place Jeff Pfeiffer with a 6.30

### Trash Can Slam Category

1st place Danny Hobbs with a combined weight of 25.3lbs

Thanks goes to our Committee Jordan Lee and Trysha Scott for putting on a great tournament this year. A percentage of our proceeds were donated to the Cystic Fibrosis Foundation.

A big Thank You to our Sponsors this year:

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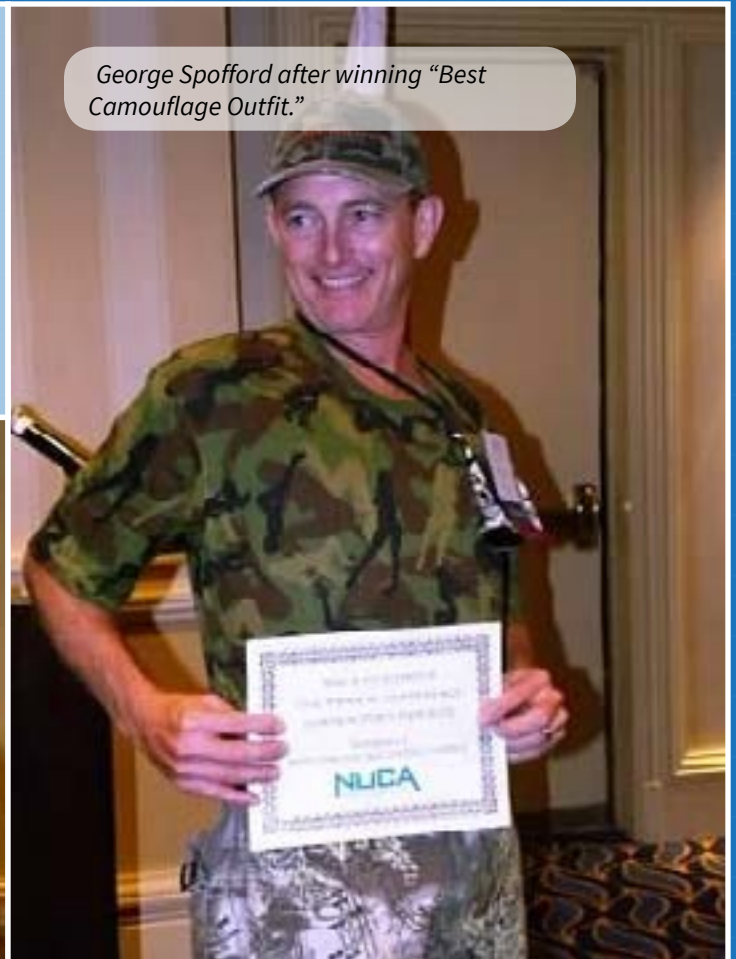


## Contractor Dynasty Photos

*Trysha Scott picks up her Basket Raffle winnings!*



*George Spofford after winning "Best Camouflage Outfit."*



*Raising money for NUCA's PAC by shaving the President's beard!*



*Kim Bryan and Rebecca Zebouni pose with Uncle Si.*







NUCA of Florida President, Lauren Atwell, wins "Best Real Beard!"



J. Mitchell Ellington Award recipient, Mike Woodall, accepting his award from NUCA of Florida President, Lauren Atwell.



Jarrod Wolford shows off his skills playing cornhole and other fun games.



The Woodall family poses before dinner and games on Saturday night.



Bruce Wendorf, Larry Falls, Ryan Schmit, Lauren Atwell, and Jarrod Wolford relaxing at a reception.



Daniel Stewart won the most sought after basket in the Basket Raffle!



Chris & Susan Stewart with their son Daniel.





Bruce Wendorf and Suzy Harrison had the winning tickets for the second Duck Dynasty Basket and a basket containing items from Cigar City Brewery.



Centerpieces for Saturday's Duck Dynasty dinner!



President Lauren Atwell with Brad Martin of Sunshine 811



Andrew J. Matys Award Recipient, Brian Hunsicker, poses with NUCA of Florida President Lauren Atwell



Saturday night décor.



Big thanks to the Conference Committee Co-Chairs, Chris Stewart and Kathy Blackman, for all their hard work in organizing Contractor's Dynasty!





NUCA of Northwest Florida members pose in the Contractors Dynasty photo booth.



Joe and Camille Hamilton from David Nelson Construction.



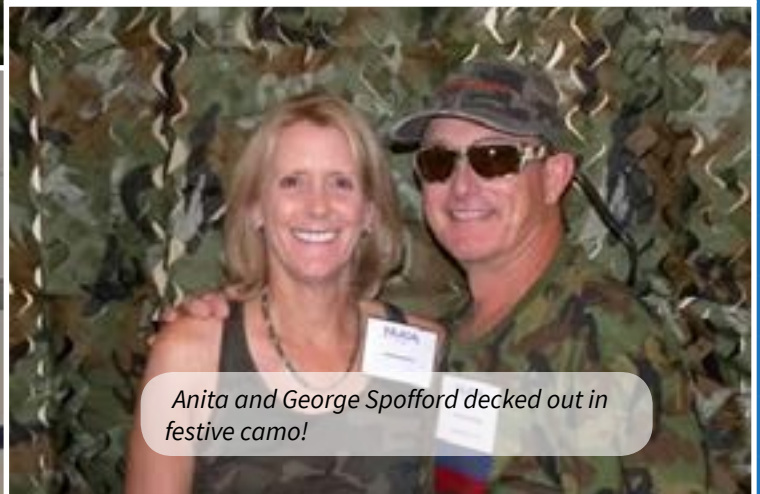
NUCA of Southwest Florida Executive Director, Rhonda Cason and her husband, Mike.



Trysha Scott, Chris Stewart, and Kathy Blackman



Gary D. Sawyer Award recipient, Daniel Te Young and NUCA of Florida President, Lauren Atwell



Anita and George Spofford decked out in festive camo!



Ryan Schmitt wins the Duck Dynasty Basket!



Paul and Kathy Blackman pose with Tony "Uncle Si" Zebouni, winner of the "Best Duck Dynasty Look-a-Like."



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# When Not To Pay a Local Business Tax

By R. Bruce Kershner

NUCA of Florida Director of Governmental Affairs



A Local Business tax is a miscellaneous tax imposed by local governments in Florida. Payment of the Local Business Tax allows you the right to do business in that county or municipality and is paid annually with the fiscal year beginning October 1 through September 30. This is a tax, not a license or competency card.

Many contractors throughout the state may be unwittingly paying for a local business tax when they don't have to. The following will give you a history of the tax as well as exemptions from taxation for certain businesses.

Chapter 205, Florida Statute, provides that the governing body of a county may levy, by appropriate resolution or ordinance, a business tax for the privilege of engaging in or managing any business, profession or occupation within its jurisdiction. Most counties and municipalities in Florida elected to collect Local Business Taxes (formerly known as Occupational License) when the state turned it over to local governments in 1972. In 2006, the Florida legislature renamed the Local Occupational License Tax to Local Business Tax (Chapter Law 2006-152). The change was made because the legislature found the reference to an occupational license was confusing to consumers and was not the correct characterization of the tax. It further found that unscrupulous persons presented a local occupational license to consumers as proof of competency to perform various repairs and service. Consumers were being victimized by these representations. By changing the name of the tax issued by local governments, the legislature believed it would go a long way in eliminating some fraudulent misrepresentation of this tax.

In 1992, s. 205.065, F.S., was created which provided that the local jurisdictions could not charge businesses regulated under the Department of Business and Professional Regulation (DBPR) a local business tax simply because the business was performing work in that jurisdiction. Instead, the ability to charge a local business tax was to be conditioned on having a place

of business located within that jurisdiction. This means that an underground utility & excavation contractor, for instance, located in Orange County, could not be charged a business tax by Seminole County simply because the contractor performs work in that jurisdiction. In 1999, the Florida legislature further amended that section of law (Chapter Law 99-254) to provide that a contractor who has been subjected to an unlawful levy of a business tax may challenge the local government's actions. If the contractor prevails, they are entitled to recover his or her reasonable attorney's fees.

In conclusions, be sure you're not paying local governments a local business tax that they are not entitled to under Florida law. Don't be coerced by local governments that demand you pay before you play . . . know the law.

Below is a copy of s. 205.065, F.S., for your reference.

205.065 Exemption; nonresident persons regulated by the Department of Business and Professional Regulation.—If any person engaging in or managing a business, profession, or occupation regulated by the Department of Business and Professional Regulation has paid a business tax for the current year to the county or municipality in the state where the person's permanent business location or branch office is maintained, no other local governing authority may levy a business tax, or any registration or regulatory fee equivalent to the business tax, on the person for performing work or services on a temporary or transitory basis in another municipality or county. Work or services performed in a place other than the county or municipality where the permanent business location or branch office is maintained may not be construed as creating a separate business location or branch office of that person for the purposes of this chapter. Any properly licensed contractor asserting an exemption under this section who is unlawfully required by the local governing authority to pay a business tax, or any registration or regulatory fee equivalent to a business tax, has standing to challenge the propriety of the local government's actions, and the prevailing party in such a challenge is entitled to recover a reasonable attorney's fee.





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# NUCA North Florida Chapter News

We had a great turnout for our Scholarship night last month. The J. Richard Baker Scholarship winner is Taylor Nicole Aguayo, daughter of Vincent and Kim Aguayo. Vincent is employed by Linder Industrial Machinery. Taylor graduated from Bartram Trail High School where she played softball for four years. She worked in the Bartram's front office and volunteered with disabled children at Field of Dreams. Taylor was also involved in Beta Club, Junior ladies, and senior women. She received letter in academics in 2013 and 2014. Taylor will be attending the University of North Florida where she will be studying exercise science with a goal of becoming an occupational therapist. This year our association is please to present the Mike Allen Scholarship award to Brooke Elizabeth Woodall, daughter of Flo & Mike Woodall, John Woody, Inc. Brooke attends the University of Alabama Honors College where she will be a senior this year. Brooke is a Pi Beta Phi National Angel Scholar where she has maintained a 4.0 GPA for seven semesters. Her extra-curricular activities include College Republicans State Convention Ambassador, Best Buddies, and Student Council for Exceptional Students, National Convention Ambassador. Congratulations to

Taylor and Brooke.

Glo Smith, a candidate for Florida's Fifth Congressional district was our guest speaker at our July meeting. She has an incredible story and is a very inspirational speaker. Please visit her website at <http://gloforcongress.org/> for more information on her history and federal policy initiatives.

Great plans are underway for NUCA of North Florida Annual Fishing Tournament on Saturday, September 27th at our new location, the Northeast Florida Marlin Association, 3030 Harbor Drive, St. Augustine. Cost is \$75 per angler. Sponsorship opportunities begin at \$125 and continue to \$1,500. Kids 14 & under fish for free with a paid adult angler. Thank you to the following companies who have agreed to sponsors this event: H.D. Supply Waterworks – Sleeve Sponsor, Port Consolidated – Sleeve Sponsor, Beard Equipment Company – Grand Prize Sponsor, Fortiline Waterworks - Trophy Sponsor, A.W.A. Contracting Co.- \$600 Sponsor, Bobcat of Jacksonville - \$600 Sponsor, Ritchie Bros. Auctioneers - \$600 Sponsor. Please contact the office at (904) 296-1230 for additional information.

We appreciate our monthly sponsors: Platinum Sponsor: Beard Equipment Company, Gold Sponsor: United Rentals Trench Safety Silver Sponsors: Layne Heavy Civil, Efficiency Shoring & Supply, Standard Precast, Inc. Bronze Sponsors A.J. Johns, Inc., Ellis & Associates, Petticoat-Schmitt Civil Contractors.

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## Lee Brown Member Profile Questions

### 1. Tell us about the services your company provides.

As a State of FL Certified General Contractor, Certified Underground Utility and Excavation Contractor and a Contractor V (5) Fire Sprinkler Contractor, Brown Construction of NWFL, Inc. provides services necessary for the installation, replacement, retrofitting and repair of all associated features for Storm Drainage and Sanitary Sewer Collection & Transfer Systems; Potable Water, Reclaim Water & Fire Main Distribution Systems; Gas Main Distribution Systems and Power Conduit Piping.

### 2. What is your business philosophy?

Provide the necessary level of effort and intensity to obtain the highest of confidence and integrity in the utility construction industry.

### 3. What are your hobbies or interests outside of work?

Fishing, hunting, and being a sports fan.

### 4. What is your favorite travel location?

Gulf Coast

### 5. If you could have dinner with anyone, living or deceased, who would it be and why?

I would eat with my family.

### 6. What are you currently reading?

I enjoy reading the news.

### 7. Grill master or reservations?

Both

### 8. What attracted you to the underground utility business?

Opportunity, and fulfillment.

### 9. What is your educational background?

College Degree; BS in Management

### 10. What is your favorite college or pro team?

LSU and Saints

### 11. Do you have any "guilty pleasure" TV Shows?

Lifetime Movies

### 12. What would be your dream vacation?

Key West

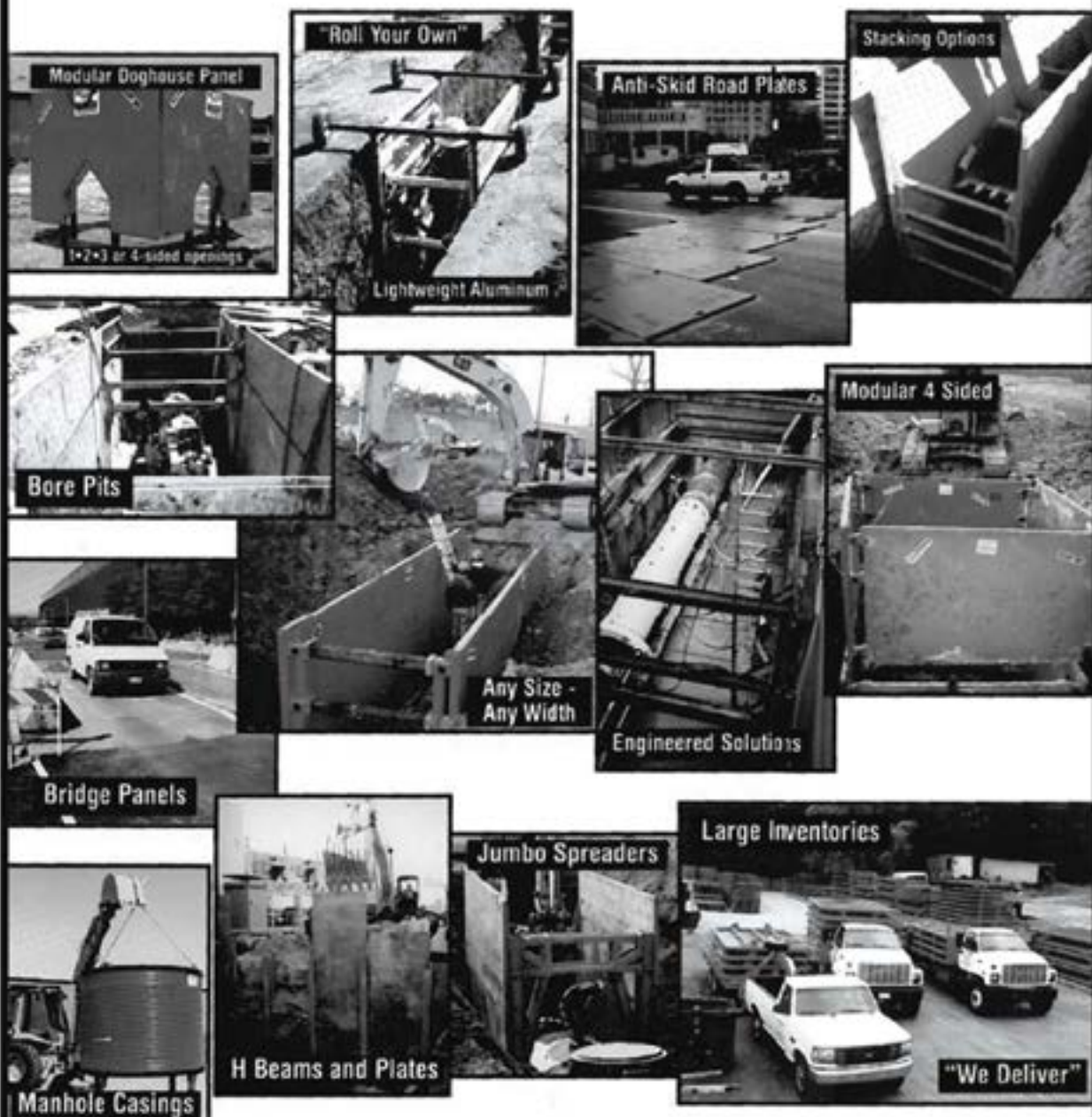
### 11. What was the first car you drove?

69 Corvair



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## NUCA of Florida & Andrew Scott Johnson Memorial Scholarship Foundation



# Charitable Contribution Form

Looking for a business or personal charitable contribution for this year? Why not contribute to the NUCA of Florida/Andrew Scott Johnson Memorial Scholarship Foundation? The foundation has been approved as a non-profit corporation under section 501(c)(3) of the Internal Revenue Code.

Since its inception in 2000, the NUCA of Florida/Andrew Scott Johnson Memorial Scholarship Foundation has awarded \$245,500 in scholarships to very deserving individuals. The foundation's only current source of revenue is its Annual Bass Tournament which is held each spring.

The NUCA of Florida/Andrew Scott Johnson Memorial Scholarship Foundation, Inc. was established in memory of the son of two-time Past President of NUCA of Florida, Scott Johnson (Johnson-Davis, Inc.). On December 28, 1999, Scott and Robin Johnson's son Andrew "Andy" Scott Johnson was tragically killed in an automobile accident at the age of 19. At the time of his death, Andy was a sophomore at Vanderbilt University studying Civil Engineering with hopes of entering the family business.

In less than three years since its formation, the foundation, through the generous gifts of family, friends and a concerned industry, has established a scholarship fund that will hopefully serve the association's membership to enable college bound students and forever memorialize a bright young man. Please consider taking this opportunity to continue funding the foundation by making a contribution today.

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Please accept my charitable contribution in the amount of \$\_\_\_\_\_ for the NUCA of Florida/Andrew Scott Johnson Memorial Scholarship Foundation, Inc.

Name: \_\_\_\_\_  
Company Name: \_\_\_\_\_  
Mailing Address: \_\_\_\_\_  
City/State/Zip: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_

Please complete form and return with check made payable to NUCA of Florida/Andrew Scott Johnson Memorial Scholarship Foundation and mail to:

113 East College Avenue, Suite 200  
Tallahassee, FL 32301

Contributions to the NUCA of Florida/Andrew Scott Johnson Memorial Scholarship Foundation, Inc. help support its scholarship. Your support of the NUCA of Florida/Andrew Scott Johnson Memorial Scholarship Foundation, Inc. qualifies as a charitable contribution and is deductible for federal income tax purposes to the maximum extent provided by law. A COPY OF THE OFFICIAL REGISTRATION AND FINANCIAL INFORMATION MAY BE OBTAINED FROM THE DIVISION OF CONSUMER SERVICES BY CALLING TOLL-FREE 1-800-435-7352 WITHIN THE STATE. REGISTRATION DOES NOT IMPLY ENDORSEMENT, APPROVAL, OR RECOMMENDATION BY THE STATE.

**DON'T  
MISS OUT**

NUCA of Florida Presidents  
Cup Golf Tournament

**Sept. 26-28, 2014**

At the newly-renovated Champions  
course at the  
**PGA National Resort & Spa**

**The tournament is open to the first 60 teams. Hurry and send your completed registration form to the NUCA of Florida office at  
113 E. College Avenue, Suite 200, Tallahassee, FL 32301**



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