

CF Industries, Inc. vs. Department of Environmental Protection; Case No.: 10-1193RP; Rule No.: 62-304.610(11); Withdrawal

Okaloosa County, Florida, and Nassau County, Florida (Petitioners) and Bay County and Pinellas County (Intervenors) vs. Department of Juvenile Justice (Respondent) and Miami-Dade County (Intervenor); Case No.: 12-0891RX; Rule Nos.: 63G-1.011, 63G-1.013, 63G-1.016, 63G-1.017; Invalid

Disability Rights Florida, Inc. vs. Agency for Persons with Disabilities; Case No.: 12-1550RP; Rule No.: 65G-2.016; Withdrawal

Peter R. Brown Construction vs. Department of Financial Services; Case No.: 12-1357RX; Rule No.: 69I-40.103; Invalid

Teamsters Local Union No. 2011 vs. Department of Corrections; Case No.: 12-1122RU; Dismissed

Premier Group Insurance Company vs. Office of Insurance Regulation and the Financial Services Commission; Case No. 12-1201RU; Invalid

Renaissance Charter School, Inc. vs. Leon County School Board; Case No.: 12-2071RU; Dismissed

Orlando Health Inc. vs. Agency for Health Care Administration; Case No. 11-0441RU; Dismissed

Citizens for Pets in Condos, Inc.; and M.B.F. vs. Florida Commission on Human Relations; Case No.: 11-6398RU; Dismissed

**Section IX**  
**Notices of Petitions and Dispositions**  
**Regarding Non-rule Policy Challenges**

**NONE**

**Section X**  
**Announcements and Objection Reports of**  
**the Joint Administrative Procedures**  
**Committee**

**NONE**

**Section XI**  
**Notices Regarding Bids, Proposals and**  
**Purchasing**

**DEPARTMENT OF EDUCATION**

**NOTICE OF CHANGE**

Pre Qualification Criteria and Public Bid of an 800-Bed  
Dormitory Project at FAMU

Project #BR FM326 – Construction Budget 40 Million Dollars  
**SUMMARY**

It is the intent of the University to employ a professional construction firm which will accept the existing conditions, provide a competitive bid for completion, propose the most qualified staff, be prepared to schedule the project out to completion, manage all aspects of the project up to project finalization and ready for student occupancy. Any items listed above should be clearly and thoroughly explained so that the University Review Staff has all of your pertinent information to make an informed decision as to the LOWEST and BEST QUALIFIED firm.

The University reserves the right to waive minor technicalities which appear to be in the best interest of the project and the University.

**I. Bid Instructions**

**1. Date and Time**

- The bid shall be submitted in a separate envelope and marked "BID" at the same time as the RFQ.
- 2. The bid and RFQ are due on October 23, 2012, 2:00 p.m., Office of FAMU Facilities, Suite 100, 2400 Wahnish Way, Tallahassee, Florida.

**3. Location:**

- All bids will be opened and read aloud in Conference Room 214C, Office of Procurement Services, FAMU, 2400 Wahnish Way, Tallahassee, FL 32307-6400.

**4. Plans & Specifications:**

- Will be available on September 21, 2012, DAG Architects, Inc., 612 S. Copeland Street, Tallahassee, Florida 32304.
- Deposit on a full set of plans and specifications is \$750.00 per set with a maximum of (2) sets per General Contractor. All plans and specifications returned in good condition within (10) days after receipt of bids will be eligible for a full refund.

**II. Pre-Qualifications of Construction Team Submitting Qualified Bids.**

1. All bidders must comply with the criteria for the 800 Bed University Student Housing Project per the requirements outlined in the RFQ below.
2. All bidders must have completed at a minimum a 400 Bed University Dormitory Student Housing Project.
3. All bidders must provide required documents specifically but not limited to:

- a. Proof of compliance with Board of Governor’s (BOG) regulation 14.021.
- b. Proof of Insurance.
  - Liability
  - Workers Comp
  - Ability to obtain Builder’s Risk.
- Letter from a bonding entity (rated A or better by AM Best) stating its agreement to bond your submitted bid proposal.
- Your company’s ability to manage the tax free savings purchases that are applicable should the University decide to use this method.
- Ability to obtain payment and performance bond.
- 4. In addition to the mandatory site visit, all perspective bidders may visit the site prior to submitting a bid and acknowledge acceptance of all existing conditions. Acceptance will be in the written form and certified to by the appropriate management of the submitting company.
- 5. A mandatory site walk thru will be on October 2, 2012, at 2:00 p.m. Any additional individual walk thru may be requested in writing to the Owner’s Representative and scheduled at the Owner’s discretion. It must be understood that certain portions of the work have already been performed and it is the University’s desire that the company’s visiting the site give clear definition in their response to the RFQ of their understanding and acceptance of the work in place as it exists.
- 6. A total staffing outline shall be submitted in the proposal identifying by name the staff that will be utilized on the facility outlining their relative experience, length of time with the company, names of previous projects with name and telephone numbers of the applicable Owners. Please be comprehensive in the staff which you identify (superintendents, foreman, in and out of office management, project managers, etc.).
- 7. Bidders must provide all proposed sub-contractors in a separate sealed envelope.

Proposed Schedule

- Mandatory Pre-Bid Conference: October 2, 2012, 2:00 p.m., at Project Site, corner of Gamble and Perry Streets, Tallahassee, Florida.
- Deadline to submit Bids: Tuesday, October 23, 2012, 2:00 p.m. (EST)
- All bids and RFQ’s should be to the attention of Craig Talton, Office of Facilities Planning and Construction, FAMU, 2400 Wahnish Way, Suite 100, Tallahassee, FL 32307-6400. Bid opening will immediately follow in Conference Room.
- Open Bids: Tuesday, October 23, 2012, 2:15 p.m., 2380 Wahnish Way, Suite 214, Conference Room 214C, Tallahassee, FL 32307.
- The University will open the submitted bids, read them

aloud and go into a review process to determine the lowest and best proposal.

MISCELLANEOUS

1. Local vendors, joint partner minority ventures and disadvantage and women owned are encouraged.
2. Any significantly skewed low bids will be further reviewed and the University reserves the right NOT to consider those bids.
3. Bidders are NOT allowed to have any communication with any entities associated with the University unless it is in writing. Any vendor having contact with University personnel associated with this project that is not in writing will be subject to disqualification. All inquiries shall be in writing and a written response shall be submitted to all plan and specification holders.

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Construction Management – Continuing Services  
NOTICE TO PROFESSIONAL CONSULTANTS

Florida Atlantic University, on behalf of its Board of Trustees, announces that Professional Services in the discipline of Construction Management will be required for minor projects.

Project (s): All Construction Minor Projects

Project (s) Location: All Florida Atlantic University Campuses  
The construction manager will be a single point of responsibility for performance of multiple construction contracts up to \$2,000,000.00 individually, functioning as an independent contractor, publicly bidding trade contracts. Six construction management contracts will be awarded, for an initial period of one year with an option to renew for two additional one year extensions.

Selection of finalists for interview will be made on the basis of Construction Manager qualifications including experience and ability; record keeping; project administration; scheduling; cost estimating; cost control; quality control; and qualification of the firm’s personnel. Finalists will be provided with a copy of a list of the final interview evaluation criteria, and a copy of the standard Florida Atlantic University construction manager agreement for minor projects. The final ranking for each category shall be determined based on the oral presentation and references.

The selection committee may reject all proposals and stop the selection process at any time.

INSTRUCTIONS:

The university’s Sole Point of Contact for this project is Mr. Henry Kraft, Facilities Planning Project Manager, phone: (561)297-2869, Fax: (561)297-2260, email: ekraft2@fau.edu. From the date of issuance of this Notice until a final selection of a Construction Manager is made or a notice of cancellation is posted, the Construction Manager must not make available or discuss its proposal, or any part thereof, with any member of the Selection Committee, unless permitted by the Sole Point of Contact, in writing, for purposes of clarification only, as set

forth herein. Any individual associated with a Construction Manager who contacts members of the Selection Committee, regarding any aspect of this project, whether such contact be in person, telephone, or through electronic or written correspondence, may be determined to have violated the terms and conditions of this solicitation. If that determination is made, any proposal received from such an individual OR their company may be rejected as non-responsive and not subject to evaluation. If there are any changes or additions to the Sole Point of Contact information at any time in the process, participating Construction Manager's will be notified via an addendum to the Notice.

Questions regarding the Notice and/or process should be submitted via fax or email to the Sole Point of Contact. No oral communications shall be considered as a change to the Notice. FAU may respond to questions deemed by the University to be material in nature via a written addendum to the Notice. Interpretation of the wording of this document shall be the responsibility of FAU and that interpretation shall be final.

All postings referred to in this Notice will be posted electronically on the FAU Facilities website: <http://fau.edu/facilities/uavp/AE-CM-advertise-home.php>. At all times it shall remain the responsibility of the Construction Manager participating in this solicitation to check the website for postings of addenda, short lists, and award decisions. No further notice will be given.

The Selection Committee may reject all proposals and stop the selection process at anytime. The Construction Manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Firms desiring to provide Construction Management services for the project shall submit a letter of application and a completed "Florida Atlantic University Construction Manager Qualification Supplement" (FAUCMPQS Revised January 2004). Proposals must not exceed 40 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages must be numbered consecutively. Submittals that do not comply with these requirements or do not include the requested data will not be considered. No submittal material will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a Construction Management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected Construction Management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of

\$20,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Six (6) bound sets of the required proposal data shall be submitted and addressed to: Office of Facilities Planning, Florida Atlantic University, 777 Glades Road, Campus Operations Building #69, Room 101, Boca Raton, Florida 33431 by 5:00 p.m., Thursday, October 25, 2012. Facsimile (FAX) submittals are not acceptable and will NOT be considered.

**PROJECT FACT SHEET  
CONSTRUCTION MANAGEMENT FOR MINOR  
PROJECTS**

Florida Atlantic University

**PROJECT DESCRIPTION**

The construction manager will be the single point of responsibility for performance of multiple construction contracts up to \$2,000,000 individually, functioning as an independent contractor, publicly bidding trade contracts. Up to six Construction Management teams may be selected to provide continuing services for all FAU campuses, for an initial period of one year with an option to renew for two additional one year extensions.

**SELECTION CRITERIA**

Firms will be evaluated in the following areas: experience and ability; record-keeping, project administration ability, scheduling; cost estimating; cost control; quality control; and qualification of the firm's personnel.

Experience and ability scores will be based on the following criteria:

1. Experience with projects of similar size and scope.
2. Experience in working with Universities.
3. Ability to manage the projects efficiently.

**SELECTION COMMITTEE:**

Tom Donaudy, University Architect & Vice President for Facilities

Azita Dashtaki Dotiwala, Associate Vice President for Facilities

Jim Baker, Director of Engineering & Utilities

Robert Richman, Director of Facilities Planning

Scott Baruch, Associate Director of Facilities Planning (Northern Campuses)

Vince Cucchiella, Associate Director of Facilities Planning (Broward Campuses)

**SELECTION SCHEDULE:**

The anticipated schedule for selection, award, and negotiation is as follows:

Submittal Due:	Thursday, October 25, 2012
Shortlist Meeting:	TBD
Final Interviews:	TBD
Contract Negotiation:	TBD

**GENERAL INFORMATION**

1. The University is not liable for any costs incurred by the Applicants prior to the issuance of an executed contract.
2. In order to minimize the possibility of unethical pressures or influences on the recommendation of the Selection Committee, no verbal or written communication is permitted between the applicants and the members of the Selection Committee. Any questions or requests for project information must be in writing to (Sole Point of Contact: Henry Kraft, Florida Atlantic University, Boca Raton Campus, Phone: (561)297-2869, Fax: (561)297-2260 and email: ekraft2@fau.edu).
3. All applicants will be notified of the results of the shortlist in writing. Finalists will be informed of the interview date and time and will be provided with additional project information, if available.
4. The Selection Committee will make a recommendation to the President of the University. All finalists will be notified in writing of the President's action. Upon approval by the President, negotiations will be conducted in accordance with Section 287.055, Florida Statutes.

**DEPARTMENT OF MANAGEMENT SERVICES**

**PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES CONTINUING CONTRACTS FOR ASBESTOS, LEAD, INDOOR AIR QUALITY, MOLD AND INDUSTRIAL HYGIENE CONSULTING SERVICES  
CENTRAL FLORIDA REGION**

The State of Florida, Department of Management Services (DMS), Division of Real Estate Development and Management, requests qualifications from asbestos licensed consulting firms that are also accredited to provide lead, indoor air quality, mold and industrial hygiene consulting services primarily in the Central Florida Region. These services may be used for projects anywhere in the State of Florida, however, it is anticipated that the firms selected during this process will be activated for projects in the Central part of the State. The Central Region is defined as all counties south of Levy, Marion, and Volusia and all counties north of Charlotte, Glades, Palm Beach, Martin, and St. Lucie. Projects will vary in size up to \$2,000,000.00 for (construction) and up to \$200,000.00 for (planning or study fees). Firms considered for selection must have a professional engineer licensed to do business in Florida on staff.

Response Due Date: Tuesday, October 23, 2012, by 4:00 p.m. (Local Time)

Please visit the Department's website: [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu) and click on "Search Advertisements" – "Division of Real Estate Development and Management" Look for "Opportunities for Design and Construction Firms" and click on link.

**PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES CONTINUING CONTRACTS FOR ASBESTOS, LEAD, INDOOR AIR QUALITY, MOLD AND INDUSTRIAL HYGIENE CONSULTING SERVICES  
NORTHEAST FLORIDA REGION**

The State of Florida, Department of Management Services (DMS), Division of Real Estate Development and Management, requests qualifications from asbestos licensed consulting firms that are also accredited to provide lead, indoor air quality, mold and industrial hygiene consulting services primarily in the Northeast Florida Region. These services may be used for projects anywhere in the State of Florida, however, it is anticipated that the firms selected during this process will be activated for projects in the Northeast part of the State. The Northeast Region is defined as all counties north of and including Levy, Marion and Volusia and east of Taylor and Madison. Projects will vary in size up to \$2,000,000.00 for (construction) and up to \$200,000.00 for (planning or study fees). Firms considered for selection must have a professional engineer licensed to do business in Florida on staff.

Response Due Date: Wednesday, October 24, 2012, by 4:00 p.m. (Local Time)

Please visit the Department's website [http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu) and click on "Search Advertisements" – "Division of Real Estate Development and Management" Look for "Opportunities for Design and Construction Firms" and click on link.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Notice of Application Period for

Preapproved Advanced Cleanup Program (PAC)

The Department of Environmental Protection announces, in accordance with Section 376.30713, F.S., that it will accept PAC applications submitted between November 1, 2012 and on or before 5:00 p.m. on December 31, 2012. Public opening of timely submitted applications shall be on January 4, 2013, 9:00 a.m., Department of Environmental Protection, 2600 Blair Stone Road, Room 458N, Tallahassee, Florida. The required application form and instructions for the PAC Program may be obtained at the following internet site: <http://www.dep.state.fl.us/waste/categories/pcp/pages/pac.htm> or by contacting: Roger Rook, Program Administrator, Department of Environmental Protection, Division of Waste Management, Bureau of Petroleum Storage Systems, 2600 Blair Stone Road, MS #4575, Tallahassee, Florida 32399-2400, (850)245-8822.

**FLORIDA HOUSING FINANCE CORPORATION**

Request for Proposals 2012-03 – Investment Manager Services  
The Florida Housing Finance Corporation invites all qualified entities wishing to act as investment managers and to perform services for and on behalf of Florida Housing Finance Corporation to submit proposals for consideration. Florida

Housing plans to select one or more providers for these services. Proposals shall be accepted until 2:00 p.m. (Eastern Time), Tuesday, October 23, 2012, to the Attention: Sherry Green, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact: Sherry Green, (850)488-4197 or [sherry.green@floridahousing.org](mailto:sherry.green@floridahousing.org). To obtain a copy of the Request for Proposals, which outlines selection criteria and offeror's responsibilities, please submit your request to the attention of Sherry Green, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site: <http://www.floridahousing.org/Home/BusinessLegal/Solicitations/RequestForProposals.htm>.

Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

#### RFP 2012-04 Extremely Low Income Households

The Florida Housing Finance Corporation invites all qualified Applicants to submit proposals for consideration in accordance with the terms and conditions set forth in Request for Proposals 2012-04.

Florida Housing is soliciting sealed proposals from qualified Applicants that commit to set aside additional units for ELI Households by converting units at or above the 50 percent Area Median Income (AMI) committed to in their LURA or EUA down to the ELI AMI level in accordance with the terms and conditions of this RFP, applicable laws, rules, and regulations, and Florida Housing's generally applicable construction and financial standards.

Florida Housing expects to have up to \$20,000,000 of uncommitted SAIL monies for the SAIL program. The monies resulted from SAIL interest and principal payments on SAIL loans, and earnings from the investment of SAIL funds. Earlier this year, the Legislature passed a bill that the Governor signed into law authorizing SAIL funding to preserve existing Guarantee Program developments that meet the following criteria;

- (1) The Guarantee Program mortgage note was executed and recorded not later than September 30, 2003;
- (2) The development must commit to provide additional units for extremely-low-income persons; and
- (3) The shareholders, members, or partners of the project owner must have funded deficits in an amount that is not less than 20 percent of the State Apartment Incentive Loan not later than the closing of any financing under this RFP.

The legislation also provided a funding priority for Guarantee Program developments approved by the Board to provide additional units for extremely-low-income persons in calendar year 2011 and a maximum amount of \$2.5 million in new SAIL ELI funding per development.

Proposals shall be accepted until 2:00 p.m., Eastern Time, on Monday, October 8, 2012, to the Attention: Sherry Green, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact: Sherry Green, (850)488-4197 or [sherry.green@floridahousing.org](mailto:sherry.green@floridahousing.org). To obtain a copy of the Request for Proposals, which outlines selection criteria and applicant's responsibilities, please submit your request to the attention of Sherry Green, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site: [http://apps.floridahousing.org/StandAlone/FHFC\\_ECM/AppPage\\_LegalRFPs.aspx](http://apps.floridahousing.org/StandAlone/FHFC_ECM/AppPage_LegalRFPs.aspx).

Any modifications that occur to the Request for Proposals will be posted at the web site and may result in an extension of the deadline.

## Section XII Miscellaneous

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

#### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Garia, Inc., intends to allow the establishment of Jeffrey-Allen, Inc., as a dealership for the sale of low-speed vehicles manufactured by Garia A/S (line-make GARI) at 4401 US Highway 301 North, Tampa (Hillsborough County), Florida 33610, on or after October 21, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Jeffrey-Allen, Inc., are dealer operator(s): Benjamin R. Sverdlow, 4401 US Highway 301 North, Tampa, Florida 33610; principal investor(s): Benjamin R. Sverdlow, 4401 US Highway 301 North, Tampa, Florida 33610.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.