

## DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT the Board of Medicine has received a Petition for Declaratory Statement filed on behalf of Stephen F. Chambers, M.D., on October 30, 2009. The Petitioner is proposing to enter into an employment arrangement with one or more chiropractic physicians licensed in Florida to treat the Petitioner's patients. The Petitioner seeks the Board's opinion as to whether the proposed employment arrangements under the parameters set forth in the Petition would be a violation of Section 456.053, 456.054, 458.331(1)(i), (l) or (n), Florida Statutes. The Board will consider this petition at its meeting scheduled for December 5, 2009, in Orlando, Florida.

Copies of the petition may be obtained by writing: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, FL 32399-3253.

NOTICE IS HEREBY GIVEN THAT the Board of Medicine has received a Petition for Declaratory Statement filed on behalf of H. Lee Moffitt Cancer Center and Research Institute, Inc., on October 28, 2009. The Petitioner requests that the Board find that Section 458.3145, Florida Statutes, allows the holders of Medical Faculty Certificates, to be held by physicians who are employed by the Moffitt Center, so long as they hold full time faculty appointments at one of the academic institutions listed in Section 458.3145(1)(i), Florida Statutes. The Board will consider this petition at its meeting scheduled for December 4, 2009, in Orlando, Florida.

Copies of the petition may be obtained by writing: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, FL 32399-3253.

The Board of Medicine hereby gives notice that it has received a Petition for Declaratory Statement filed by Michael Wycoki, P.A.-C, on October 27, 2009. The Petition seeks the Board's opinion as to the applicability of Rule 64B8-30.012, Florida Administrative Code, as it applies to Petitioner. The Petitioner seeks the Board's interpretation as to whether a physician assistant can perform an intra-articular injection without the physician being physically present. The Board will consider this petition at its meeting scheduled for December 4-5, 2009, in Orlando, Florida.

Copies of the petition may be obtained by writing: Larry G. McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, FL 32399-3253.

## Section VIII

### Notices of Petitions and Dispositions Regarding the Validity of Rules

**Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:**

**NONE**

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

## 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 TO PROFESSIONAL CONSULTANTS:

The University of Florida Board of Trustees announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project: UF-361, IFAS/Extension and Professional Development Center (Main Campus)

The project consists of the construction of a new two story approximately 14,000 GSF conference/office building. This facility will serve the needs for larger quality conferences and meetings, education programs and agricultural community functions. The building will be a multi-purpose facility providing for three individual conference/meeting rooms, but allowing for the area to be opened for use as one large

auditorium or lecture facility. All areas will provide for state-of-the art equipment for distance learning technology. This facility will serve as conference space for statewide centers to come together and share their research.

The estimated construction budget is approximately \$3,700,000.00. The project will be delivered using the Construction Manager At-Risk method. (Gold) LEED (Leadership in Energy and Environmental Design) certification by the U.S. Green Building Council is mandatory.

The selected firm will provide design, construction documents and construction administration services for the referenced project. Blanket professional liability insurance will be required from the applicant and mechanical, electrical, plumbing, fire protection, and structural engineering subconsultants for this project in the amount of \$1,000,000 each, and will be provided as a part of Basic Services. Plans and specifications for University of Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes.

Applicants will be evaluated on the basis of their past performance, experience, personnel, design ability, references, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant and its landscape architectural and engineering consultants must possess current design licenses from the appropriate governing board and be properly registered to practice its profession in the State of Florida. If the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida.

Applicants desiring to provide professional services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be limited to 20 double-sided, consecutively-numbered pages, with no hard covers, and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, design intent, and other goals and considerations as outlined in the Project Fact Sheet and Facilities Program.
2. A completed, project-specific "Professional Qualifications Supplement" (PQS) proposal with signed certification. Applications on any other form will not be considered.
3. Resumes, LEED accreditation, and other pertinent credentials for all proposed staff (applicant and consultants).
4. Proof of the applicant's corporate status in Florida (if applicable) and copies of current licenses for applicant and all engineering and landscape architecture consultants from the appropriate governing board.
5. Proof of the applicant's and all engineering consultants' ability to be insured for the level of professional liability coverage demanded for this project.

As required by Section 287.133, Florida Statutes, an applicant 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 professional must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal, including the project-specific PQS form, instructions, Project Fact Sheet, Facilities Program, UF Design Services Guide, UF Design and Construction Standards, standard University of Florida Owner-Professional agreement, and other project and process information can be found on the Facilities Planning and Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Facilities Planning and Construction office by 3:00 p.m. (Local Time), Tuesday, December 15, 2009. Facsimile (FAX) submittals are not acceptable and will not be considered.

Facilities Planning and Construction  
232 Stadium / P. O. Box 115050  
Gainesville, FL 32611-5050  
Telephone: (352)273-4000; Fax: (352)273-4034  
Internet: [www.facilities.ufl.edu](http://www.facilities.ufl.edu)

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#### NOTICE TO DESIGN BUILD TEAMS

The University of South Florida, announces that Qualifications Based Design/Build Services (QB/DB), for the design and construction of the USF College of Medicine Improvements will be required for the project listed below.

PROJECT NUMBER: 517

PROJECT AND LOCATION: USF College of Medicine Improvements, University of South Florida, Tampa Campus, Tampa, Florida.

#### PROJECT DESCRIPTION:

The project consists of the renovations and improvements to the Anatomy Lab Space, Lecture Halls, Small Group Classrooms, the Auditorium, Wayfinding, Courtyard and Front Entrance. All project design considerations will be in accordance with the 2010 Tampa Campus Master and Wayfinding Plans. The Construction Budget is approximately \$5,000,000.

The Design/Build Team (Design and Construction Services Team/DCST) shall be responsible for the management of the process and project to meet project scope, budget and schedule requirements. The Design/Build Services contract shall be in

compliance with the Qualifications Based Design/Build selection provisions in Section 287.055, F.S. and B.O.G. Regulation 14.0055, including pre-construction fees, construction related service costs and a guaranteed maximum price. It is the University's responsibility to negotiate a fair, competitive, and reasonable compensation per Section 287.055, F.S. A fair, competitive and reasonable compensation shall be evaluated based upon the following information: (1) Compensation on similar projects, (2) other compensation reference data; and (3) after approval of the ranking, proposals requested from the short listed firms based upon a scope of services document to be provided at the time of negotiations. The University will contract with a single contract entity whose Design/Build Team shall provide all services including, but not limited to professional services, budgeting, cost estimating, construction services, labor, materials, and equipment required to design, construct, and furnish the project and shall provide schematic studies for possible future phases. The selected team will be required to provide computer drawings according to the standards of the University of South Florida, including computer record drawings reflecting as-built conditions. Blanket professional design liability insurance will be required for this project in the amount of \$1,500,000 and will be provided as a part of Basic Services. The respondent must be capable of bonding at 100% of the value of the contract with a surety licensed to do business in the State of Florida with a Best rating of A, Class IX. Project development including professional services is contingent upon availability of funds. If additional funding is realized, the University has the option to incorporate additional scope/funding under this contract.

#### INSTRUCTIONS:

Teams desiring to apply for consideration shall submit a Request for Qualifications submittal including a letter of interest, a completed "Design and Construction Services Qualification Supplement form (DCSQS), dated November 2009" with attachments, and additional information required within the proposal limits and format as described in the Request for Qualifications dated November 2009. Applications submitted in any other format may not be considered. The Request for Qualifications dated November 2009 and the Design and Construction Services Qualifications Instructions and Supplement form dated November 2009, which includes project information and selection criteria, may be obtained by contacting: Kathy Bennett, Facilities Planning and Construction, University of South Florida, 4202 East Fowler Avenue, FPC110, Tampa, Florida 33620-7550, e-mail: kbennett@admin.usf.edu, (813)974-3098, Fax: (813)974-3542. All teams must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, or a joint venture, it must be registered by the Department of State to do business in the State of Florida at the time of application. If the applicant is the contract entity and has a consultant to perform the design or construction services,

the contract entity and consultant must have an agreement at the time of application to formally contract for consulting services. Firms applying as "Associations" without a registered joint venture agreement or a contract entity and consultant without an agreement will not be considered. Selection of finalists for interview will be made on the basis of qualifications of the proposed Design/Build Team, including team qualifications, team experience and ability to provide service in meeting the project requirements and the goals and objectives of the University's Strategic Plan. As part of the University of South Florida's strategic plan, USF made a commitment to foster collaboration, open and timely communication, mutual respect, trust and inclusiveness. The University of South Florida is an equal opportunity institution, and, as such, strongly encourages the lawful use of certified Minority and Women-owned Business Enterprises ("MBEs") in the provision of design and construction-related services by providing a fair and equal opportunity to compete for, or for participation in, design and/or construction related services. Applications that do not comply with the above instructions may be disqualified. Submittals are part of the public record and no submittal material will be returned. The plans and specifications for The University of South Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant 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 consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list. Interested teams are invited and encouraged to attend a Pre-Submittal meeting at the University of South Florida, on Monday, November 30, 2009, 2:00 p.m. (Eastern Time), University of South Florida, USF Marshall Center Room 3707 (The Oak Room), Tampa Campus to review the scope and requirements of this project. (Those unfamiliar with the campus may find directions at the Campus Information Center at the Fowler entrance and/or consult a campus map website at: <http://www.usf.edu/Locations/Maps-Directions/tampa.asp>. Requests for meetings by individual firms will not be granted. It shall be noted that no communication shall take place between the applicants and the University of South Florida, except as provided at the Pre-Submittal Meeting, the Pre-Interview Meeting and the request for the RFQ and DCSQS. Requests for any additional information or clarification at any other time than above must be in accordance with the RFQ. Six (6) copies of the required information shall be submitted to: Attention: Project Manager, John T. McCaffrey, Architect, Facilities Planning and Construction, University of South Florida, 4202 East Fowler Avenue, FPC110, Tampa, Florida 33620-7550, by 2:00 p.m. (Eastern Time), Friday, December 11, 2009. Facsimile (FAX)

or electronic submittals are not acceptable and will not be considered. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of Design/Build proposals without obligation to the respondent. The award of this contract is subject to availability of funds.

#### NOTICE TO PROFESSIONAL CONSULTANTS

The University of Central Florida announces that continuing professional services for certain projects are required in the following discipline: Commissioning authority (CxA) services for all new construction, and major renovation projects. The university may enter into a contract with up to three firms. This contract will be for an initial period of one year with an option to renew for an additional two years.

Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis for the fiscal year, August 1, 2008 – June 30, 2009. The consultant receiving the award will not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period.

Firms desiring to provide professional services shall apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Carefully review the Contract and General Condition's documents. Submitting a proposal for this project constitutes complete agreement with and acceptance of the terms and conditions contained within these documents. These documents can be found on our website at [www.fp.ucf.edu](http://www.fp.ucf.edu) with the advertisement.

Attach to each letter of application:

1. The most recent version of the Florida Board of Education "Professional Qualifications Supplement" (PQS) dated 7/03, completed by the applicant. Do not alter the PQS form.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.
3. Exhibits 1-3 for each firm on the team.

Applications which do not comply with the above instructions will not be considered. Application materials will not be returned. Late submissions will not be accepted.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant 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 consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained at website: <http://www.fp.ucf.edu/advertisements/advertisements.html> (click on advertisements) or by contacting: Ms. Gina Seabrook, University of Central Florida, (407)823-2166, Fax: (407)823-5141, Email: [gseabroo@mail.ucf.edu](mailto:gseabroo@mail.ucf.edu).

Five (5) bound copies of the required proposal data shall be submitted to: Ms. Gina Seabrook, Facilities Planning, 4000 Central Florida Blvd., Post Office Box 163020, Orlando, FL 32816-3020, by 5:00 p.m. (Local Time), December 14, 2009. Facsimile (FAX) or email submittals are not acceptable and will not be considered.

#### BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

#### WATER MANAGEMENT DISTRICTS

##### Invitation to Bid #09/10-003RM

The Suwannee River Water Management District (referred to as "District") is inviting sealed bids to construct a stormwater management facility in the area of Vickers Court located in Jasper, Florida, Hamilton County.

The proposed schedule for this invitation to bid is shown below:

- 11/13/09 Release of Invitation to Bid
- 11/23/09 Mandatory pre-bid meeting at 10:00 a.m., District Headquarters\*
- 12/15/09 All sealed bids must be received at District Headquarters, Live Oak, FL, prior to 4:00 p.m., and bid opening will occur at this time.\*

\*Denotes a public meeting.

Any individual or firm desiring to obtain additional information and a copy of the bid package including specifications for this Invitation to Bid may do so by visiting the District's website at: [www.mysuwanneeriver.com](http://www.mysuwanneeriver.com) or by contacting:

Kristel Callahan, Business Resource Specialist II  
Suwannee River Water Management District  
9225 CR 49  
Live Oak, Florida 32060  
Phone: (386)362-1001  
1(800)226-1066 (Florida only)  
Fax: (386)362-1056

Anyone requiring reasonable accommodation as provided for in the Americans with Disabilities Act should contact the District at the above address and phone numbers.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

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#### FLORIDA HOUSING FINANCE CORPORATION

##### RFP 2009-07 Public Housing Mitigation Initiative

The Florida Housing Finance Corporation invites all qualified Public Housing Authorities to submit proposals for consideration in accordance with the terms and conditions set forth in this Request for Proposals (RFP) 2009-07. During the 2009 Legislative Session, Florida lawmakers appropriated \$1,000,000 to be allocated to Public Housing Authorities (PHAs) to serve as a match to the funds that they received through the American Reinvestment and Recovery Act. This funding, to be administered by Florida Housing, is to be used to address the rehabilitation needs of the aging public housing stock.

Proposals shall be accepted until 2:00 p.m. (Eastern Time), on Wednesday, December 2, 2009, 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 at (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 at: [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.

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#### BALFOUR BEATTY CONSTRUCTION LLC

Construction of the Annex adjacent to and the Future Expansion/Renovation of the Main Unit at the Mayo Correctional Institution.

The Work: Water Treatment Equipment and Installation For Treating Ground Water To Potable Water From a 650GPM Well

Balfour Beatty Construction LLC (BBC) will be accepting Sealed bids for all or part of the WTP Work from qualified Subcontractors/Suppliers for the above referenced project no later than 2:00 p.m., Tuesday, November 24, 2009, at the address provided below: Bids will be opened publicly immediately following the 2:00 p.m. cut off.

All questions will be addressed by Kevin Gray/Balfour Beatty (Phone (386)294-3100 or email: [kgray@balfourbeattyus.com](mailto:kgray@balfourbeattyus.com)). The test results from the well are available immediately upon request.

Bid Package will be available at NGI on Tuesday, November 17, 2009. Interested parties can obtain plans, specifications, bid package and prequalification forms at the following location. The estimated cost for the documents is less than \$100.

NGI (Ocala)  
(352)622-5039  
304A Southwest Broadway Street  
Ocala, FL 34474

#### SEALED BIDS AND PREQUALIFICATION FORMS ARE TO BE SENT TO:

Attention Kevin Gray/Balfour Beatty Construction  
804 N. W. Jackson Bluff Rd.  
Mayo, FL 32066

Please note that the project is located in a remote location and each bidder is encouraged to contact their shipping company regarding delivery times to avoid missing the bid cut off.

A pre bid conference will be held at 9:00 a.m., Thursday, November 19, 2009, at the:

Jobsite Construction Trailer  
804 N. W. Jackson Bluff Rd.  
Mayo, FL 32066

Balfour Beatty Construction does not discriminate on the basis of race, color, religion, age, sex, national origin, marital status, handicap or other reason prohibited by law.

LICENSE CGC 05623.

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## HERNANDO COUNTY PLANNING DEPARTMENT

### General Planning Consultant Shortlist

The Hernando County MPO Consultant Evaluation Committee convened on Friday, October 30, 2009, 2:00 p.m., at the Hernando County Planning Department Conference Room, 20 N. Main Street, Room 261, Brooksville, Florida. The purpose of this meeting was to short list three consulting firms based on Letter of Interest submittals.

Of the seven firms that responded to the request for Letters of Interest, the Evaluation Committee selected the following three firms shown in alphabetical order: PBS&J, Renaissance Planning Group, and Tindale Oliver and Assoc., Incorporated. The final meeting of the Consultant Evaluation Committee is scheduled for Friday, December 18, 2009, 2:00 p.m., at: Hernando County Planning Department Conference Room, 20 N. Main Street, Room 261, Brooksville, Florida. At that meeting, the three short listed firms will be ranked for consideration by the MPO Board at its meeting of January 26, 2010.

## Section XII Miscellaneous

### DEPARTMENT OF COMMUNITY AFFAIRS

DCA Final Order No.: DCA09-OR-349

In Re: MONROE COUNTY LAND  
DEVELOPMENT REGULATIONS  
ADOPTED BY MONROE COUNTY  
ORDINANCE NO. 030-2009

### FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to Section 380.05(6), Florida Statutes, and Section 380.0552(9), Florida Statutes (2008), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

### FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.
2. On September 4, 2009, the Department received for review Monroe County Ordinance No. 030-2009 ("Ord. 030-2009"), adopted by Monroe County on August 16, 2009. Ord. No. 030-2009 amends Section 102-20 of the Monroe County Code concerning the appointments and terms of members of the Planning Commission and vacancies thereon.

3. The purpose of Ord. No. 030-2009 is to allow for Planning Commission members to be nominated by the district's Commissioner and to be approved by a vote of at least three members of Board of County Commissioners. Ord. No. 030-2009 deletes removal for cause except as specifically set forth, deletes the requirement for special meetings; removes the requirement for time certain public hearings; and adds a military representative as an ex officio member.

### CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. Section 380.05(6), Florida Statutes, and Section 380.0552(9), Florida Statutes (2008).
5. Monroe County is a local government within the Florida Keys Area of Critical State Concern. Section 380.0552, Florida Statutes (2008) and Rule 28-29.002 (superseding Chapter 27F-8), Florida Administrative Code.
6. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes (2008). The regulations adopted by Ord. 030-2009 are land development regulations.
7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in Section 380.0552(7), Florida Statutes. See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff'd*, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
8. Ord. 030-2009 promotes and furthers the following Principles:
  - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
  - (l) To protect the public health, safety and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique resource.
9. Ord. 030-2009 is consistent with the Principles for Guiding Development as a whole.
10. Ord. 030-2009 furthers Monroe County Comprehensive Plan Goal 1303 to increase involvement of the citizens of Monroe County and government related entities that operate within the County in the comprehensive planning and growth management process. Ord. 030-2009 furthers Objective 1303.1 requiring the County to provide for and facilitate public participation and awareness in the