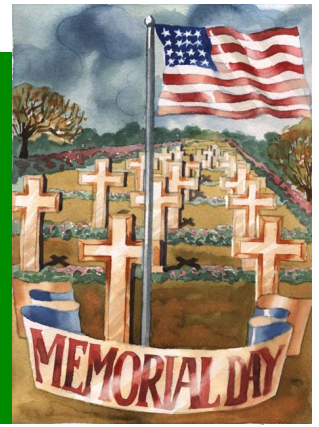


FACERS News

VOLUME 3 EDITION 1

MAY 2010



INSIDE THIS ISSUE:

President's Message	1
Constitution Re-write	2
Invite the Cities	4
Membership Form	5
Mission Statement	6
2010 Annual Conference	7
LPA Website	
Member Spotlight	8
Greenbook Update	9
Board of Directors Mgt Minutes	10
What Were They Thinking ?	13
FAC Annual Conference Information	14
APWA Legislative Report	15

FACERS News

Editor and Chief-
Carolyn Steves



Next Edition
June 2010

Submission Deadline for
the next Issue is 6/1/10



A Message from the President

So is anybody busy out there? Let's see, income tax season is over, whew! The state legislative session is almost over and, oh yeah, budget season is in full swing and everybody has more funding than they know what to do with. There's not much I can do to help you with income taxes except hand over a tissue which you can reuse (sustainable efforts come in all shapes and sizes) while you are crafting your annual budgets. As far as the legislative session goes, I can give you an update on what is going on up on the hill.

First, for all of our engineers and design professionals, the good news is that HB 701/SB 1964 have made it through their various committees, and are being heard on the House and Senate floors. The bills should be passed and sent to the Governor for his signature before the legislative session closes. Why is this important? These bills address the limits of liability of architects, interior designers, landscape

architects, engineers, & surveyors for construction defects resulting from performance of contract; prohibits such contract from limiting liability of design professionals specifies that provisions do not apply to certain claims; provides that act does not apply to contracts or agreements entered into, or professional services performed, before specified date. There currently exists a potential for design professionals, both public and private, to be held personally liable for actions that are governed by contractual agreements. These bills rectify the issue.

Senate Bill 2040, a joint resolution by Community Affairs and Senator Haridopolos, proposes an amendment to the State Constitution to limit state revenues and require approval of new taxes and fees in now in the Finance and Tax Committee. Keep your eye on this one; it could have a significant impact on revenue streams. If it passes, it will be placed on the ballot as a constitutional amendment.

Don't forget Amendment 4 is out there. What is Amendment 4? It is the Hometown Democracy Amendment. I won't go into all the pros and cons but I urge you to educate as many people as possible on the ramifications of this proposed amendment.

The "Sign and Go" initiative that was part of the State Jobs Bill was removed from the Bill by Senator Gaetz. This initiative would have allowed a developer to proceed with a project once the engineer of record signed and sealed the plans. There would still have been regulatory review but the engineer would have assumed the liability for conformance with all applicable rules and regulations. Keep your eye out for this in the future. Again many pros and cons on this issue.

The Transportation Trust Fund is a whole different ball of wax and right now a fair amount of heat is being applied. The Trust Fund was raided last year to balance the budget, thankfully not to the degree initially feared. It is very likely that it will be raided again this year for the same purpose. I appreciate all the tough decisions that must be made to properly fund all the states needs and I hope that sufficient importance will be placed on our transportation infrastructure as these decisions are being made.

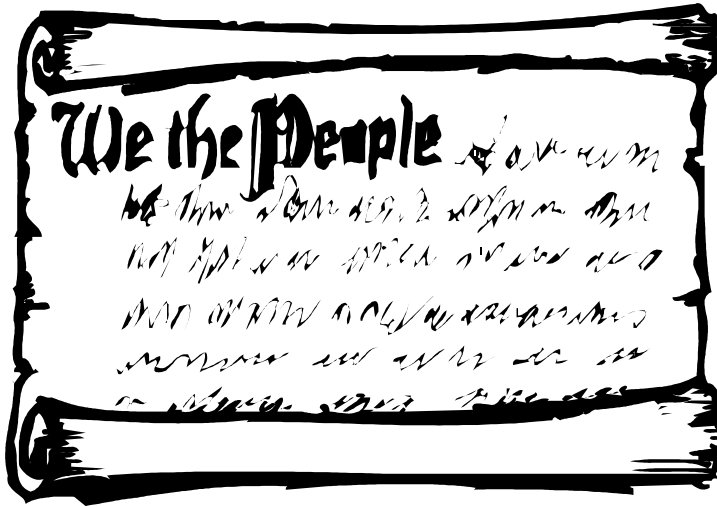
I want to thank Chris Evers with the American Public Works Association (APWA) and Frank Rudd with the Florida Engineering Society for working with us on issues of interest for all our organizations. I truly believe this gives us the strength and power to have our voices heard and to make a positive difference in our communities.

Please make plans to attend FACERS Annual Meeting being held in conjunction with the Florida Association of Counties Annual Meeting at the beautiful Marriott Waterside Hotel in Tampa, Florida, June 29, 2010 through July 2, 2010. The programs will be interesting and the annual social event will be the most fun you've had in a long time.

Danielle

FACERS Constitution

Re-write and update



At the Board of Directors Meeting in January, the Past President was given the task of modifying the FACERS Constitution. The current version was written many years ago and the Board Members felt it needed to be updated and reorganized.

A draft was written and discussed at length at the Board of Directors Meeting on April 15th. Each article was reviewed and revisions were made by the Board Members until we reached a document that was ready to be presented to the General Membership at the June meeting in Tampa.

A very brief recap of the changes are:

- Article I — The Name of the Organization (No change to this article)
- Article II — Purpose of FACERS - This was moved from the end of the current version (Article X) to the beginning of the proposed edition.
- Article III — Affiliations - This was moved from the middle of the current version (Article VII) to the beginning of the proposed version.
- Article IV — Membership - This article was amended to provide for a new membership classification "Municipal". At the November General Membership Meeting, there was a vote to create a new classification to allow our City and municipal counterparts a voice in FACERS. The Constitution had to be modified to allow for this classification.
- Article V — Annual Dues (No change to this article)
- Article VI — Officers and Board of Directors - This is a new article that spells out what pre-qualifications are required for a person to be a candidate for office in FACERS. There is nothing really new here, just formalizing our current policies.
- Article VII — Duties and Powers of the Officers - This article remains basically the same. There are some minor changes to the duties to follow the established policies of FACERS.
- Article VIII — Duties and Powers of the Board of Directors - This article remains basically the same. There are some minor changes to the duties to follow the established policies of FACERS.

FACERS Constitution

(Continued for Page 2)

- Article IX — Replacement of Officers and Directors - This is a new section establishing how an existing Officer or Board Member is to be replaced should that person leave their current job and no longer meet the requirements established in Article VI. In our current economy, changing jobs seems to be much more frequent and unplanned than we have ever experienced.
- Article X — General Membership Meetings - This section remains basically unchanged. There is an addition that will allow for a special General Membership Meeting called by the Board of Directors.
- Article XI — Elections -This section has only one major change. The Board of Directors are proposing to change the term of office from the current two (2) years back to a one (1) year term. Therefore, this article established elections at the June meeting each year.
- Article XII — State Statutes -This is a new section to bring the Florida Statutes governing 501 (3) C corporation and the Articles of Incorporation for FACERS into the Constitution and to ensure future conflicts are resolved.
- Article XIII — Removal of a Member — This is a new article that provides the authority for the Board of Directors to deny membership to any individual that, in the opinion of the Board, demonstrates not acting in the best interest of the organization. This section will most likely never be used, but is included in case that rare occasion does occur sometime in the future.
- Article XIV — Amendment (No change to this article)
- Exhibit I — Recommended Records Retention Schedule has been deleted. The current Constitution was written well before the Florida Sunshine Record laws were enacted. As County employees, the public records statutes control our records retention. Also we are archiving our records electronically now, so retaining records indefinitely becomes no problem.

The revisions to the draft Constitution made by the Board of Directors is currently underway. Once the rewrite is complete, a copy of the proposed Constitution will be included in the next FACERS News, which will be out before the June Conference so everyone will have the opportunity to review the proposed Constitution before the June Conference.

There will be a presentation on the proposed Constitution re-write at the June Conference where everyone will have a chance to discuss the articles in-depth before the members will be asked to vote on the new Constitution during the General Membership Meeting on Friday morning of the conference.

Since the vote on the proposed Constitution is critically important to the FACERS organization now and in the foreseeable future, PLEASE make every effort to attend the June Conference and be a part of the face of FACERS.

MEMBERSHIP CORNER

1 Year New Membership

FREE

FACERS

Invite a new Member to join FACERS

County ~ Municipal ~ Consultant

Good for the 2010 Membership Year

The free, **YES I said FREE!!!**, one year membership is still going on. In an effort to increase membership and reach out to our counterparts in the cities and counties, your Board of Directors has authorized this offer to all new members. This would be the best time to reward your neighboring counterparts, or make a new friend by offering your counterparts this once in a lifetime offer. I don't know how much longer the Board will continue this offer, so why not invite the City Engineers and Public Works Directors as well as your counterparts in your neighboring counties?



F.A.C.E.R.S.

The Florida Association of County Engineers and Road Superintendents

Membership Application 2010

Name

Title

Address

STREET ADDRESS

CITY

STATE

ZIP CODE

Telephone

AREA CODE

PHONE NUMBER

Fax

AREA CODE

FAX NUMBER

E-Mail @

Membership Type (Check One) Please provide your county, city, or company as indicated.

☐ Active Member FACERS (\$60.00)

County
Public Works Employee

☐ Active Member FACERS and NACE (\$170.00)
NACE membership is optional, not required to be a member of FACERS

Your County

☐ Municipal Member FACERS (\$50.00)

City
Public Works Employee

Your City

Other County Employee,
Vendor, Consultant,
University Staff, etc.

☐ Sustaining Membership FACERS (\$50.00)

Your Company

Please mail this form with your check
(made payable to FACERS) to:

Fred Schneider, P.E.
FACERS Treasurer
Lake County Public Works
437 Ardice Avenue
Eustis, Florida 32726

Total Amount Enclosed \$

FACERS

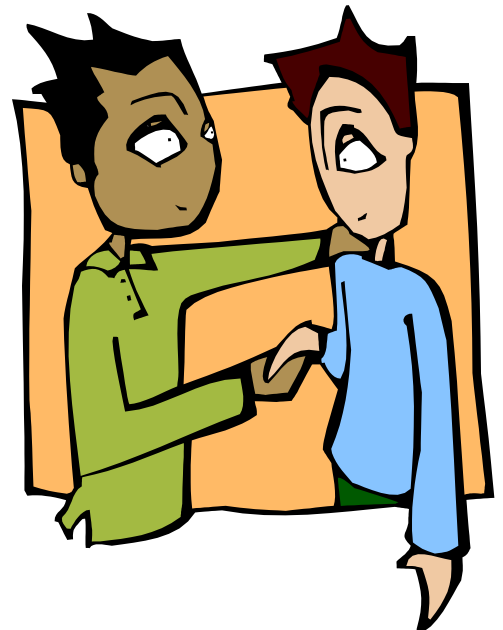
Mission Statement

During the Constitution re-write the Board felt there was also a need for a Mission Statement for FACERS. To that end the following statement will be proposed to the members at the General Membership Meeting during the Friday morning General Membership Meeting at the June Conference.

FACERS, INC. IS AN ORGANIZATION OF CONCERNED COUNTY, MUNICIPAL, AND OTHER PROFESSIONALS THAT IS DEDICATED TO FOSTERING RELATIONSHIPS AMONG THE MEMBERS TO BE ABLE TO:

- *MONITOR RELATED STATE AND NATIONAL LEGISLATION AFFECTING TRANSPORTATION AND PUBLIC WORKS;*
- *CONTRIBUTE TO THE DEVELOPMENT AND/OR REVISION OF STATEWIDE STANDARD SPECIFICATIONS AND GUIDELINE DOCUMENTS;*
- *PROVIDE A FORUM FOR THE EXCHANGE OF IDEAS, TECHNICAL INFORMATION AND BEST PRACTICES; AND*
- *OFFER OPINIONS ON RELATED LOCAL, STATE AND NATIONAL LEGISLATION TO ASSURE EVERY COMMUNITY THE MOST FINANCIALLY FEASIBLE MAINTENANCE, ENGINEERING, AND CONSTRUCTION AVAILABLE.*

Please make it a point to attend the June Conference in Tampa and be a part of shaping FACERS into the future!



June Conference

Agenda

Hector Bertran, Vice President, is in the process of finalizing an exciting agenda for the June Conference. The tentative topics that will be presented on Wed., June 30 through Friday, July 2, 2010 are:

- FACERS Constitution discussion
- Sink Holes and how to deal with them
- Amy Blaida - Social Networking
- John Newton -
- FDOT Statewide Crash Data & Safety Program Update and Panel Discussion
- Roundtable Discussion of Topics brought up by Members.
- General Membership Meeting
- FACERS Awards Presentation
- Election of new Officers and Board of Directors
- Installation of new Officers and Board of Directors

Registration for the Conference is now open on the FAC website www.fl-counties.com.

Local Public Agency (LPA)

Website Launched

FHWA has announced the début of the Local Public Agency (LPA) Public Website at <http://www.fhwa.dot.gov/federalaid/lpa/index.cfm>. The purpose of the website is to provide pertinent information, other Federal Highway Administration (FHWA) public website links, and outside entity links to better assist LPA's and State Transportation Agency (STAs) officials in the administration and oversight of Federal-aid funded projects that are being delivered by LPAs. The site will offer reference information, contact information, training information, etc. as well as other aids to assist public officials in meeting Federal-aid program/project requirements. This Website is envisioned to be an evolving website so your suggestions for improvement will be most welcome. If you have questions or comments on this topic, please direct them to Mr. Robert (Bob) Wright (202-366-4630).

Member Spotlight

John Goodknight, Ph.D., P.E.



Although he was born in Oklahoma and completed his education at Texas A&M University, John thinks of the entire State of Florida as home. He has been employed by FDOT in four different districts, and has worked for counties located in the other three.

John began his career in public service as a rodman for the State Road Department in Vero Beach during the summer of 1961. After completing his civil engineering degree at the University of Florida, he returned to the SRD at the Materials and Research Office in Gainesville. In 1967, after Annette finished her program in education, John and Annette moved to College Station, Texas, for four more years of graduate school and a research position with the Texas Transportation Institute.

1971 was an eventful year. John completed his Ph.D. degree, daughter Suzanne was born, and he returned to Florida to work for the FDOT in Ft. Lauderdale – all within a period of 90 days.

He held various positions in District 4 and after moving to the newly established District 6, served five years as District Engineer. In 1985, he was appointed Assistant Secretary and moved to Tallahassee where he served until 1989. He returned to South Florida to the private sector where he managed the Miami Office of Keith and Schnars and taught at Florida International University.

John's local government service began in 1991 as Transportation Director for Sarasota County. Stormwater and floods, mosquito control, land development regulations, and weekly commission meetings were all new experiences, but helped make the job interesting and exciting. He soon joined FACERS and has continued as a member for the past 18 years.

In 1998, he had the opportunity to return to Gainesville and the University of Florida, and for the next six years served as Director of the Construction Training Qualification Program. He retired from the University of Florida a week before Hurricane Frances struck Florida, and spent the next six months helping Hillsborough County prepare their FEMA/FHWA claims for reimbursement.

In 2005, John joined Marion County as Deputy County Engineer. In addition to his regular responsibilities, he has had the opportunity to serve on an NCHRP project review panel and is currently serving on a committee for FHWA to develop guidelines for safety improvements on rural roads.

Greenbook Update

Billy Hattaway

The Florida Greenbook or “Manual of Uniform Minimum Standards for the Design, Construction and Maintenance for Streets and Highways” is used by many local government staff in the design of their street system and/or for those developments they have regulatory authority over. In recent years there has been a growing demand in the market for Traditional Neighborhood Developments. Greenbook committee members who work for local governments recognized the lack of information available to provide best practices and design guidance for these types of developments. In March of 2007, the Florida Greenbook Committee voted to have a chapter created for Traditional Neighborhood Development due to this growing demand. Chapter 19 of the Florida Greenbook was created in response to the desires of the committee. Since 2007, a working group of members led by the chapter author, Billy Hattaway of VHB MillerSellen, have been through research, the writing process and multiple reviews to arrive at the document which was approved unanimously at the March 24, 2010 meeting.

In order to provide valuable information to designers on best practices and other important information to assist engineers and planners in properly creating TND communities and other important elements, there will also be a TND Handbook which will be available through an Internet link in Chapter 19.

The next steps are:

- Chapter 19 must go through the rulemaking process which is administered by the Department of State. The recently approved chapter must go through a legislative review and then be posted as part of the rulemaking process for additional comment by other interested parties. Assuming there are no major changes, the chapter would likely be approved for use by August, 2010.
- The TND Handbook will continue through development with a goal to have it complete at the same time as the expected approval of Chapter 19.
- There is interest by members in training on the TND Chapter. Information on training will be provided when it becomes available.

Information on the Florida Greenbook including the TND Chapter can be found at the following website link:

<http://www.dot.state.fl.us/rddesign/FloridaGreenbook/FGB.shtm>

For additional information, please contact:

Billy L. Hattaway, P.E.
Managing Director of Transportation—Florida
VHB MillerSellen

225 E. Robinson Street, Suite 300
Landmark Center Two
Orlando, FL 32801

Phone: 407.839.4006 x8005

Mobile: 407.704.0782

E-mail bhattaway@vhb.com

April Board of Directors Minutes

FACERS Board Meeting

Orange County PWD

John Young Parkway, Orlando Florida

April 15, 2010

Board Members Present

Danielle Slaterpryce – President *

Hector Bertran – Vice President *

John Newton – Secretary *

John Goodknight – Director *

Todd Buckles – Director *

Ramon Gavarrete, Director

Alan Holbach – Director *

George Webb – State NACE Director *

Carolyn Steves – RS&H Sustaining Member

Brian Barnes – Past President *

Carolyn Steves – Sustaining Member Director *

Not Present

Fred Schneider – Treasurer *

Gene Calvert – Director *

Also Present

Janet Degner, T2 Square

Bill Steves – RS&H

Billy Hattaway – UHB

* Current Board Members

With a quorum present, Danielle Slaterpryce called the meeting to order at 10:10 a.m. Danielle stated that the first order of business would be the revision of the FACERS Constitution (see By Laws).

Secretary's Report:

John Newton presented the minutes from the FACERS Board Meeting held February 4, 2009 in Orlando, Florida. Minutes were discussed and approved.

Board approved that the FACERS Secretary maintain a separate "log" of all Board approved actions.

Treasurer's Report: Fred Schneider (not present)

Committee Reports:

Membership: Fred Schneider (not present)

Scholarships: Bob Gordon (not present)

Continuing Education:

Bill Steves reported he has made sure FACERS is registered with the Florida Board of Professional Engineers

BoD Minutes (Con't)

By Laws: Brian Barnes (no report)

T Square: Janet Degner

Awards deadline is April 19, 2010

Stated we need Urban and Rural Engineer of the Year submissions

Legislative Conference: Hector Bertran

Summer Annual Conference – Tampa, Florida

Conference Dates: June 28 – July 2, 2010

Conference Site: Marriott Waterside

Hector working on topics and schedule

FACERS tentative schedule is June 30, 2010 starting at 9:00 a.m. ending July 2, 2010 at 12:00 p.m.

Green Book: Fred Schneider (not present)

Billy Hattaway stepped in and provided comments concerning the March 24, 2010 Green Book Meeting

Newsletter: Carolyn Steves/Brian Barnes

Brian needs Newsletter information by April 30, 2010

Plan is to publish Newsletter every other month

Next Newsletter will be published in May

Legislative Issues: Ramon Gavarrete

Danielle Slaterpryce covered many legislative items (see FACERS/FES/APWA)

Ramon covered topics under Old Business

Proposed Constitutional Revision:

Revision of the Constitution will be brought forward in June 2010 to vote on by all members attending the annual conference.

Past President Brian Barnes led the discussion

Board spent three hours reviewing and approving changes to each article

Emphasis was placed on current operational practices without sacrificing the integrity and intent of the original document

Two new articles were added

Brian stated he will have a proposed constitution for all members to review in the next FACERS Newsletter

BoD Minutes (Con't)

FACERS/FES/APWA Issues: Danielle Slaterpryce

Report on HB 701/SB1964

Sign and Go initiative

Tabor Constitutional Amendment

Federal laws and rules to use Federal dollars to partially fund local transportation projects

Old Business:

John Newton presented a business plan where Hillsborough County, Pinellas County and other interested counties could conduct training under the “Umbrella” of FACERS

John Newton requested the Board to review and requested it be an item for discussion and voted on at the next general meeting in June, 2010

Ramon reported on NACE 2014 and what FACERS needs to do if we plan to host the 2014 NACE Convention

Ramon presented a report from the National Center for Pavement Preservation titled “Florida Pavement Preservation Roadmap Proposal” and asked if FACERS wants to be involved

It was recommended the Board review the report and have it as a discussion item for the General Meeting in June, 2010

New Business: No new business

Meeting adjourned at 3:15 p.m.

FACERS Annual Meeting

Remember all roads lead to Tampa June 29 thru July 2. Because that's where we will hold our 2010 Annual Meeting in conjunction with the Florida Association of Counties (FAC). Go to the FAC web site www.fl-counites.com to book your room at the Tampa Marriott Waterside and register for the conference. Don't delay; it will sell out!

See Ya in Tampa!



In this issue of FACERS News, Hector Bertran, sent in the "What Were They Thinking?" picture.

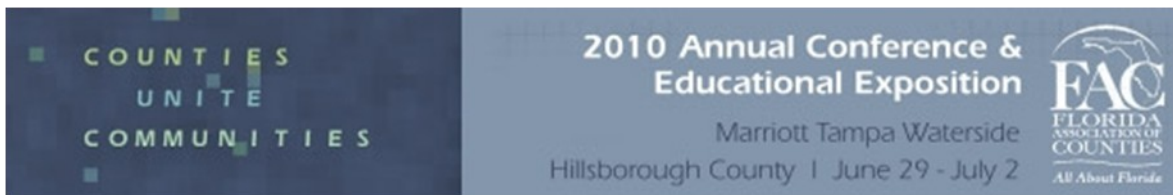
Keep an eye out and send us a picture of a sign you feel somehow just did not quite hit the nail on the head.

carolyn.steves@rsandh.com or brian.barnes@charlottefl.com



According to Hector Bertran, the translation of the message is "Traffic" and the shape is a "One Way" sign. SO let's see...let me get this straight... according to this sign Traffic can only go ONE WAY but that one way can be either direction!!!!

Is it me or does it seem the Caribbean version of the MUTCD have some different standards for the use and installation of those pesky international sign shapes?



Join us at the Marriott Tampa Waterside, June 29 - July 2 for the FAC 2010 Annual Conference & Educational Exposition.

Hundreds of county officials will gather in Hillsborough County to learn, network and share best practices to better serve Florida's counties. From workshops with outstanding speakers to an exposition hall filled with knowledgeable service providers, participants will gain new ideas and practices they can apply on the job.

Registration is OPEN!

FAC has expanded its website to include a new online portal. All online registrations for conferences and events will be submitted through the FAC Portal.



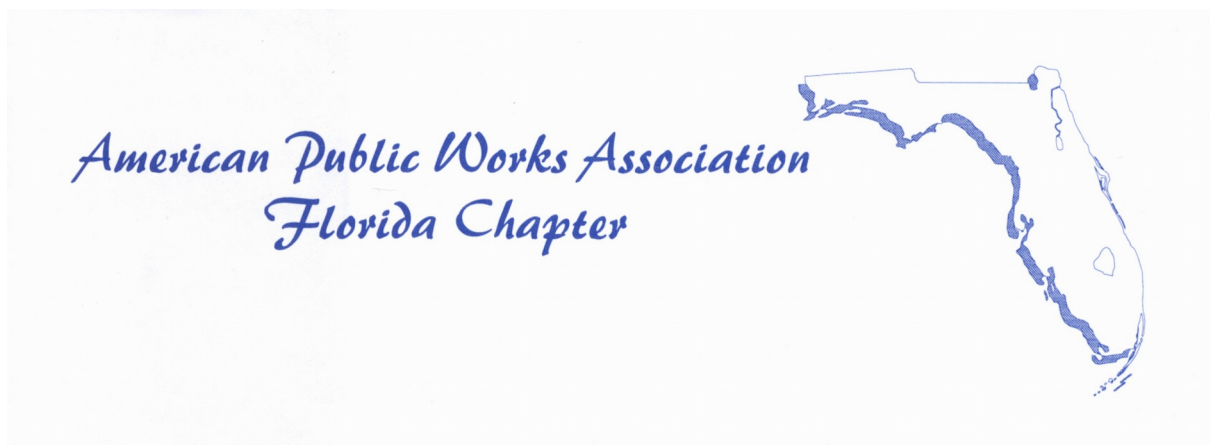
Room Block - BOOK NOW!

Marriott Tampa Waterside
700 South Florida Avenue
Tampa FL, 33602
(800) 228-9290

The block always sells quickly, so **make your reservations ASAP**. Please only reserve the number of rooms you truly need so the hotel is able accommodate as many attendees as possible.

All hotel reservations should be made directly with the Marriott Tampa Waterside by calling (800) 228-9290. FAC has secured a special conference rate of \$145 single/double plus applicable taxes for conference attendees. You must state you are with the Florida Association of Counties to receive this special rate. The official **cut-off date** for the FAC reduced room rate is **Monday, June 7, 2010**.

FACERS, in cooperation with APWA and the Florida Engineering Society, has been monitoring the 2010 Florida Legislative Session. APWA formed a committee, Association Alliance Committee, to track issues pertaining to public works. Attached is a report issued by that committee. Please take a minute to read this report, and if so inclined, please contact your State Legislator to express your point of view on any of these issues.



Item # 20

Association Alliance Committee Report

April 28, 2010

The APWA Association Alliance Committee recently attended the FES Legislative Days in February. Below is a partial list of the legislators and staff we were able to meet with. Also included is a brief description of several bills affecting public works.

Legislators and Staff APWA met with this Legislative Session

Representative Weatherford	Representative Drake
Representative Stargel	Senator Crist
Representative Legg	Senator Peaden
Representative Hooper	Senator Gaetz
Representative Schneck	Senator Fasano
Representative Ford	
Representative Murzin	
Representative Petronis	



Association Alliance Committee Report

Page 2 of 3

Legislation that could negatively impact public works is House Bill 1271, Senate Bill 2362 pushed by the trucking industry. The proposed legislation allows an increase of commercial truck weight by 10% on non-interstate roads (including local roads!). The negative impact to the economy caused by the increased truck weight has been calculated to be \$70M. Eric Poole, from FAC Legislative Affairs, contacted our committee and we provided feedback to help fight this effort. The House Bill passed and the Senate Bill is up for vote Thursday April 29, 2010.

Today the limitation of liability bill (SB 1964) relating to design professionals passed the House 111-2. The Senate passed it 33-4 back in week 7. The next stop is the Governor's desk. Once on the Governor's desk, he has seven days to sign or veto the bill. We will keep you updated on the progress of this final passage.

The State Transportation Trust Fund (STTF) compromise is currently at \$160 million to be taken out of the trust fund compared to the \$460 million originally brought to the table by the House. The same rules apply to this bill with the Governor and we will keep you updated on his action. We could not have done this without your grassroots efforts and partnerships and we must start our veto efforts even before the budget bills are passed and sent his way.

If you email the Governor, put this in subject line: Please VETO cuts to transportation funding

We need you to call, fax in a letter and e-mail Governor Crist and tell him that any cuts to the State Transportation Trust Fund would eliminate Florida jobs.

We need you to ask the Governor to **VETO** this job-killing bill that will decrease transportation funding and potentially put more than 11,000 Floridians out of work. HE WILL LISTEN but he must hear from thousands of us.



Association Alliance Committee Report

Page 3 of 3

Contact Governor Charlie Crist Today!

Ask him to:

1. **VETO** all cuts to transportation funding, and
2. **SAVETHOUSANDS** of Florida JOBS.

Phone: (850) 488-7146

Fax: (850) 487-0801

E-mail: charlie.crist@myflorida.com

TABOR

FCCMA (Florida City and County Management Association) is putting on a special session for their sponsors and exhibitors to explain the effects of Sen. Haridopolos' revenue caps legislation (commonly called TABOR or Smart Caps). FCCMA is also extending the invitation to the Executive Directors or Board representatives of other associations so they can see how FCCMA is offering education on this issue.

They would like for someone from APWA Florida Chapter to attend and would welcome the opportunity to work together to inform our memberships and the companies we deal with about the effects of TABOR on their businesses and Florida's economy as a whole.

Beth Rawlins with FCCMA would also like an opportunity to speak with the Executive Committee in July about what TABOR means to us. She is based out of Clearwater.

That's it for now although it's a pretty fluid environment until the session ends. We'll probably know more next week. Thanks.