

**Date:** June 30, 2009

**To:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

**From:** George M. Burgess  
County Manager

**Subject:** Resolution approving the consent to assignment agreement from FMC Technologies, Inc. to John Bean Technologies Corporation for MDAD Project No. ITN-MDAD-01-06 "Baggage Handling System Operation and Maintenance (BHS O&M)", and authorizing County Mayor to execute same

Agenda Item No. 8(A)(1)(B)

*George M. Burgess*  
**Resolution No. R-906-09**

**RECOMMENDATION**

It is recommended that the Board approve the Resolution authorizing the assignment from FMC Technologies Inc. (FMC) to John Bean Technologies Corporation (JBT) relating to the Baggage Handling System Operation and Maintenance (BHS O&M) Contract, and authorize the Mayor or the Mayor's designee to execute the Assignment attached hereto.

**SCOPE**

Miami International Airport (MIA) is located primarily within District Six.

**FISCAL IMPACT/FUNDING SOURCE**

All of the funding for this project shall be paid from Miami International Airport Operational funds.

**TRACK RECORD/MONITOR**

Capital Improvement Information System (CIIS) does not list or have information on this firm. The Miami-Dade Aviation Department (MDAD) staff member responsible for monitoring this project is Arthur Buck, Superintendent of Contracts and Construction, who reports that FMC has met Departmental performance expectations in a satisfactory manner.

**BACKGROUND**

This project was originally awarded by the Board on May 8, 2007, to FMC Technologies Inc. (FMC). FMC ensures the safe O&M of the BHS for MIA's South Terminal and Concourse F. The contractor is responsible for supporting the operation and maintenance of all systems on a 24-hour, seven-days-a-week basis. Preventive and corrective maintenance is provided, and spare parts inventories are maintained.

John Bean Technologies Corporation (JBT), a publicly listed company on the New York Stock Exchange, spun off from FMC Technologies Inc., as of August 1, 2008. FMC Technologies operational responsibilities involving baggage handling services (BHS O&M), was transferred to the newly created JBT Corporation. As a result, JBT will be performing the required services with the existing staff, absorbed from FMC Technologies.

**PROJECT:** MIA Baggage Handling System Operation and Maintenance (BHS O&M)

**PROJECT NO.:** ITN-MDAD-01-06

**USING AGENCY:** Miami-Dade Aviation Department

**PRIME CONTRACTOR:** John Bean Corporation (NYSE: JBT)

**CONTRACT AMOUNT:** \$37,338,979.39

**TERM:** Three (3) years with two (2) one (1) year options to renew.

**FUNDING SOURCE:** Airport Operational Funds

**CONTRACT MEASURES:** CSBE Goal 19% (\$7,094,406)

**ACHIEVED TO DATE:** 4% (\$1,530,860) at 32% project completion

**SUBCONSULTANTS:** Systems Integration & Maintenance, Inc. 19%  
SBD Certification No. 7797

**COMMUNITY WORKFORCE PROGRAM:** 29% Goal

**COMPANY PRINCIPAL(S):** Charles H. Cannon Jr., Chairman, President, CEO  
Ronald D. Mambu, VP, CFO, Controller

**COMPANY QUALIFIER:** Brian Douglas De Roche  
(Florida License CBC No. 1254819)

**LOCATION OF COMPANY:** 1805 West 2550 South, Ogden, Utah 84401

**YEARS IN BUSINESS:** Eighty years (80) as FMC Technologies, Inc.

**GENDER, ETHNICITY & OWNERSHIP BREAKDOWN:** Publicly Traded

**PREVIOUS EXPERIENCE WITH COUNTY (PAST FIVE YEARS):** MDAD Baggage Handling System O&M  
June 2007 (as FMC Technologies, Inc.)

**USING DEPARTMENT:** Miami-Dade Aviation Department

  
Assistant County Manager



**MEMORANDUM**  
(Revised)

**TO:** Honorable Chairman Dennis C. Moss  
and Members, Board of County Commissioners

**DATE:** June 30, 2009

**FROM:**   
R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Agenda Item No. 8(A)(1)(B)

Please note any items checked.

- "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Bid waiver requiring County Mayor's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 8(A)(1)(B)  
6-30-09

RESOLUTION NO. R-906-09

RESOLUTION APPROVING THE CONSENT TO ASSIGNMENT AGREEMENT FROM FMC TECHNOLOGIES, INC. TO JOHN BEAN TECHNOLOGIES CORPORATION FOR MDAD PROJECT NO. ITN-MDAD-01-06 "BAGGAGE HANDLING SYSTEM OPERATION AND MAINTENANCE (BHS O&M)", AND AUTHORIZING COUNTY MAYOR TO EXECUTE SAME

**WHEREAS**, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that the Board hereby authorizes the Consent to Assignment of Agreement from FMC Technologies, Inc. to John Bean Technologies Corporation, for Baggage Handling System Operation and Maintenance (BHS O&M), MDAD Project No. ITN-MDAD-01-06, said Consent to Assignment Agreement being in substantially the form attached hereto and made a part hereof; authorizes the County Mayor or his designee to execute same on behalf of the County.

The foregoing resolution was offered by Commissioner **Barbara J. Jordan**, who moved its adoption. The motion was seconded by Commissioner **Dorrin D. Rolle** and upon being put to a vote, the vote was as follows:

|                                 |               |                    |               |
|---------------------------------|---------------|--------------------|---------------|
| Dennis C. Moss, Chairman        | <b>aye</b>    |                    |               |
| Jose "Pepe" Diaz, Vice-Chairman | <b>absent</b> |                    |               |
| Bruno A. Barreiro               | <b>absent</b> | Audrey M. Edmonson | <b>aye</b>    |
| Carlos A. Gimenez               | <b>aye</b>    | Sally A. Heyman    | <b>aye</b>    |
| Barbara J. Jordan               | <b>aye</b>    | Joe A. Martinez    | <b>absent</b> |
| Dorrin D. Rolle                 | <b>aye</b>    | Natacha Seijas     | <b>aye</b>    |
| Katy Sorenson                   | <b>absent</b> | Rebeca Sosa        | <b>aye</b>    |
| Sen. Javier D. Souto            | <b>aye</b>    |                    |               |

The Chairperson thereupon declared the resolution duly passed and adopted this **2nd day of July, 2009**. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **DIANE COLLINS**  
Deputy Clerk



Approved by County Attorney as to form and legal sufficiency. *DBM*

Deborah Bovarnick Mastin



AC# 4113669

STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
CONSTRUCTION INDUSTRY LICENSING BOARD

SEQ# L08102

| DATE       | BATCH NUMBER | LICENSE NBR |
|------------|--------------|-------------|
| 10/27/2008 | 080034757    | CBC1254819  |

The BUILDING CONTRACTOR  
Named below IS CERTIFIED  
Under the provisions of Chapter 489 FS.  
Expiration date: AUG 31, 2010

DEROCHE, BRIAN DOUGLAS  
JOHN BEAN TECHNOLOGIES CORPORATION  
1805 WEST 2550 SOUTH  
OGDEN UT 84401

CHARLIE CRIST  
GOVERNOR

CHARLES W. DRAGC  
SECRETARY

DISPLAY AS REQUIRED BY LAW

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## Our Legacy

JBT Corporation has a long history of leadership in the industries we serve. Food industry machinery was the foundation of the original Bean Spray Pump Company founded by John Bean in the 1880s. The Bean Spray Pump technology was also at the foundation of our first airport product when a John Bean Spray Pump was adapted to become an aircraft deicer in the 1960s. The Bean Spray Pump Company is the foundation on which FMC Corporation, FMC Technologies and now JBT Corporation are built.



## JBT FoodTech

- In the early 1880 John Bean invents a continuous spray pump to battle scale in his almond orchards. Neighboring growers clamor for the innovative device and a new business is born. The company grows and at the beginning of 1900 David Crummey, John's son-in-law, incorporates the Bean Spray Pump Company and begins large-scale manufacturing.
- During the 1920s, mergers add canning and fruit packaging businesses to the company's portfolio. John Bean stock (FMC) is introduced on the San Francisco Stock Exchange. John Bean Mfg. Company becomes Food Machinery Corporation, and citrus packing, fruit handling and treating companies are added.
- In the 1930s, FMC's Al Thompson invents the mechanical peach pitter. Peerless Pumps, a West Coast manufacturer of deep-well turbine pumps is acquired. FMC becomes the world's largest manufacturer of equipment for handling fruits, vegetables, milk, fish and meat and is now the industry leader in turbine pump sales. Its pumps are used in water projects during the Great Depression.
- With the acquisition of the Westvaco Chemical Corporation in 1948, FMC's name changes to Food Machinery and Chemical Corporation, to more accurately reflect the company's expansion into the chemical business.
- In the post-war boom, FMC introduces continuous freezers, providing for assembly-line production of pre-packaged frozen foods, and makes strides in the sterilization of canned foods.
- During the 1950s, FMC creates a citrus juicer that revolutionizes the citrus industry.
- In 1961 the diverse global company changes its name to FMC Corporation and, in 1966, its sales top \$1 billion. By the early 1970s, FMC has 42,000 employees and a new Chicago headquarters. Throughout the 1980s, 1990s and into the 21st century, the company pursues new businesses.
- In 1970, corporate offices relocate to Chicago. The corporate trademark is created and launched.

provider.

- In 2000, FMC purchases the North American leader in bakery freezing, Northfield Freezing Systems. FMC announces plans to restructure the company into two separate, publicly traded companies - a machinery business (FMC Technologies) and a chemicals business (FMC Corporation).
- In 2001, FMC Technologies, Inc. begins trading on the New York Stock Exchange – ticker symbol: FTI. FMC Technologies becomes a totally separate independent company on December 31.
- In 2008, John Bean Technologies (JBT Corporation) is founded and introduced on the New York Stock Exchange – ticker symbol: JBT. FMC FoodTech becomes JBT FoodTech, an integral part of the JBT Corporation.

## JBT AeroTech

- Evolving from work with the military and agriculture pressure spraying, FMC Corporation entered the aircraft support industry over 40 years ago.
- In the early 1960s, in San Jose, California, FMC develops a cargo handling system for the new containerized generation of jet aircraft. The most successful product is the Flite-Line loader, used by 13 major airlines. Self-propelled and operated by one person, the system unloads a plane's full cargo of containerized baggage in just 15 minutes.
- Concurrent with development of the cargo loader, FMC develops a deicing system – a self-propelled vehicle that sprays a heated mixture of glycol and water onto the aircraft's exterior surfaces. The Flite-Line Deicer can deice the largest jet liner in just 10 minutes.
- By the mid 1970s, FMC's Airline Equipment Division container and pallet loaders are used by 35 airlines throughout the world to speed freight- and baggage handling on wide-bodied jet aircraft.
- In 1982, a purpose built facility in Orlando, Florida begins producing airline equipment products.
- In 1985, FMC acquires its Airline Equipment division's second dedicated manufacturing facility, in Madrid, Spain. The facility produces belt loaders, loaders, baggage tractors and carts.
- In 1991, FMC acquires the well-established deicer manufacturer Trump, and the first 20 FMC Trump deicers roll off the Orlando production line.
- In 1994, to enhance the range of equipment manufactured by the Airline Equipment division, Jetway Systems is acquired – based in Ogden, Utah. Jetway® is the original creator of Apron Drive Passenger Boarding Bridges, and the world's leading manufacturer of bridges, solid state 400Hz inverters and fixed PCAir.
- With our comprehensive range of manufactured products, and expertise in dedicated airline markets, our natural progression is to further improve after sales support, which leads to the establishment of our Airport Services business. Formed in 2000, Airport Services offers dedicated maintenance to Airlines and Airports, handling equipment and facilities maintenance, as well as offering airport planning and apron management systems.
- In 2001, FMC Airport Systems re-enters the military market with the design and development of the Halvorsen loader, selected by the USAF to replace all its existing 25K cargo loaders.

on the New York Stock Exchange – ticker symbol: JBT. FMC Airport Systems becomes JBT AeroTech, an integral part of the JBT Corporation. JBT AeroTech remains a world leader in the supply of airport equipment and services, focused on teaming up with customers to align products, research and development and after sales support to customers' needs.

## John Bean Technologies Corporation (JBT Corporation) emerges

- In 2000, FMC announces a plan to restructure into two companies: a machinery and equipment business (FMC Technologies), and a chemicals business (FMC Corporation).
- In June 2001, FMC Technologies, Inc. is listed on the New York Stock Exchange, with an initial public offering of approximately 17 percent of its stock.
- In autumn 2007, FMC Technologies decides to spin off FMC FoodTech and FMC Airport Systems, and focus solely on its energy businesses.
- In early 2008, John Bean Technologies Corporation (JBT Corporation) is formed, and becomes a publicly listed company on the New York Stock exchange on August 1, 2008.

Printed From <http://jbtcorporation.com/our-company/our-legacy.aspx>

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### **About JBT Corporation**

JBT Corporation (NYSE: JBT) is a leading technology solutions provider to the food processing and air transportation industries. The Company designs, manufactures, tests and services technologically sophisticated systems and products for regional and multi-national industrial food processing customers through its JBT FoodTech segment and for domestic and international air transportation customers through its JBT AeroTech segments. For more information please visit [www.jbtcorporation.com](http://www.jbtcorporation.com).



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**Licensee Details**

**Licensee Information**

Name: **HERRMANN, BARBARA HALL** (Primary Name)  
**JOHN BEAN TECHNOLOGIES CORPORATION** (DBA Name)  
Main Address: **1805 W 2550 S**  
**OGDEN Utah 84401**

License Mailing:

License Location:

**License Information**

License Type: **Construction Financial Officer**  
Rank: **Fin Officer**  
License Number: **FRO3861**  
Status: **Current**  
Licensure Date: **10/27/2008**  
Expires:

**Special Qualifications**      **Qualification Effective**

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**Licensee Details**

**Licensee Information**

Name: **JOHN BEAN TECHNOLOGIES CORPORATION (Primary Name)**  
(DBA Name)  
Main Address: **1805 W 2550 SOUTH  
OGDEN Utah 84401**

License Mailing:

License Location:

**License Information**

License Type: **Construction Qualified Business**  
Rank: **Qualified Org**  
License Number: **QB63820**  
Status: **Current**  
License Date: **10/27/2008**  
Expires: **08/31/2009**

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## Detail by Entity Name

### Foreign Profit Corporation

JOHN BEAN TECHNOLOGIES CORPORATION

### Filing Information

**Document Number** F03000002326  
**FEI Number** 911650317  
**Date Filed** 05/08/2003  
**State** DE  
**Status** ACTIVE  
**Last Event** NAME CHANGE AMENDMENT  
**Event Date Filed** 06/20/2008  
**Event Effective Date** NONE

### Principal Address

200 EAST RANDOLPH DRIVE  
CHICAGO IL 60601

### Mailing Address

200 EAST RANDOLPH DRIVE  
CHICAGO IL 60601

### Registered Agent Name & Address

C T CORPORATION SYSTEM  
1200 SOUTH PINE ISLAND ROAD  
PLANTATION FL 33324 US

### Officer/Director Detail

#### **Name & Address**

Title VP

ARVIDSSON, TORBJORN  
200 E. RANDOLPH DR.  
CHICAGO IL 60601

Title PD

CANNON, CHARLES H JR.  
200 E. RANDOLPH DR.  
CHICAGO IL 60601

Title VP/T

MAMBU, RONALD  
200 EAST RANDOLPH DRIVE  
CHICAGO IL 60601

Title VP

LEE, JOHN  
200 EAST RANDOLPH DRIVE  
CHICAGO IL 60601

Title AT

IWANSKI, DONNA  
200 EAST RANDOLPH DRIVE  
CHICAGO IL 60601

Title S

MARVIN, JAMES  
200 E. RANDOLPH DR.  
CHICAGO IL 60601

## Annual Reports

### Report Year Filed Date

|      |            |
|------|------------|
| 2007 | 01/17/2007 |
| 2008 | 01/03/2008 |
| 2008 | 10/10/2008 |

## Document Images

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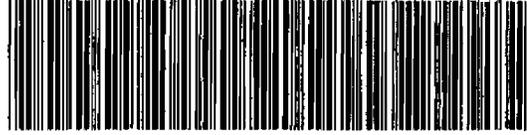
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TALLAHASSEE, FLORIDA

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TB

6/23/08

15

**COVER LETTER**

**TO:** Amendment Section  
Division of Corporations

**SUBJECT:** FMC FoodTech, Inc.  
(Name of Corporation)

**DOCUMENT NUMBER:** F03000002326

The enclosed Amendment and fee are submitted for filing.

Please return all correspondence concerning this matter to the following:

Teddi Norton  
(Name of Contact Person)

FMC Technologies, Inc.  
(Firm/Company)

200 E. Randolph Dr.  
(Address)

Chicago, IL 60601  
(City/State and Zip Code)

For further information concerning this matter, please call:

Teddi Norton at ( 312 ) 861-6174  
(Name of Contact Person) (Area Code & Daytime Telephone Number)

Enclosed is a check for the following amount:

- \$35.00 Filing Fee       \$43.75 Filing Fee & Certificate of Status       \$43.75 Filing Fee & Certified Copy (Additional copy is enclosed)       \$52.50 Filing Fee, Certificate of Status & Certified Copy (Additional copy is enclosed)

**Mailing Address:**  
Amendment Section  
Division of Corporations  
P.O. Box 6327  
Tallahassee, FL 32314

**Street Address:**  
Amendment Section  
Division of Corporations  
Clifton Building  
2661 Executive Center Circle  
Tallahassee, FL 32301

16

**PROFIT CORPORATION**  
**APPLICATION BY FOREIGN PROFIT CORPORATION TO FILE AMENDMENT TO**  
**APPLICATION FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA**  
(Pursuant to s. 607.1504, F.S.)

**SECTION I**  
(1-3 MUST BE COMPLETED)

F03000002326  
(Document number of corporation (if known))

**FILED**  
2008 JUN 20 AM 11:25  
SECRETARY OF STATE  
TALLAHASSEE, FLORIDA

1. FMC FoodTech Inc.  
(Name of corporation as it appears on the records of the Department of State)

2. Delaware  
(Incorporated under laws of)

3. May 8, 2003  
(Date authorized to do business in Florida)

**SECTION II**  
(4-7 COMPLETE ONLY THE APPLICABLE CHANGES)

4. If the amendment changes the name of the corporation, when was the change effected under the laws of its jurisdiction of incorporation? APRIL 22, 2008

5. John Bean Technologies Corporation  
(Name of corporation after the amendment, adding suffix "corporation," "company," or "incorporated," or appropriate abbreviation, if not contained in new name of the corporation)

(If new name is unavailable in Florida, enter alternate corporate name adopted for the purpose of transacting business in Florida)

6. If the amendment changes the period of duration, indicate new period of duration.

\_\_\_\_\_  
(New duration)

7. If the amendment changes the jurisdiction of incorporation, indicate new jurisdiction.

\_\_\_\_\_  
(New jurisdiction)

8. Attached is a certificate or document of similar import, evidencing the amendment, authenticated not more than 90 days prior to delivery of the application to the Department of State, by the Secretary of State or other official having custody of corporate records in the jurisdiction under the laws of which it is incorporated.

\_\_\_\_\_  
(Signature of a director, president or other officer - if in the hands of a receiver or other court appointed fiduciary, by that fiduciary)

Ronald Mambu *Ronald Mambu*  
(Typed or printed name of person signing)

Vice President  
(Title of person signing)

# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THAT THE SAID "FMC FOODTECH INC.", FILED A RESTATED CERTIFICATE, CHANGING ITS NAME TO "JOHN BEAN TECHNOLOGIES CORPORATION", THE TWENTY-EIGHTH DAY OF APRIL, A.D. 2008, AT 12:17 O'CLOCK P.M.



2402299 8320

080675003

You may verify this certificate online  
at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6645594

DATE: 06-09-08

18

**CONSENT TO ASSIGNMENT OF AGREEMENT BETWEEN  
MIAMI-DADE COUNTY, FLORIDA AND FMC TECHNOLOGIES, INC.  
FOR BAGGAGE HANDLING SYSTEM OPERATION AND MAINTENANCE AT  
MIAMI-DADE AVIATION DEPARTMENT**

**THIS CONSENT TO ASSIGNMENT OF THE AGREEMENT BETWEEN MIAMI-DADE COUNTY, FLORIDA AND FMC TECHNOLOGIES INC.** is hereby made and entered into to be effective the \_\_\_\_ day of \_\_\_\_\_, 2009 (the "Effective Date"), by and between MIAMI-DADE COUNTY, a political subdivision of the State of Florida ("hereinafter County"), FMC TECHNOLOGIES INC. (hereinafter "FMC"), and JOHN BEAN TECHNOLOGIES CORPORATION, a foreign corporation authorized to transact business in the State of Florida (hereinafter "JBT"), (collectively referred to as the "Parties").

**W I T N E S S E T H**

WHEREAS, on May 8, 2007, the Board of County Commissioners of Miami-Dade County, Florida (the "Board"), passed and adopted Resolution No. R-545-07 which authorized an agreement between the County and FMC Technologies Inc., for the provision of baggage handling system operation and maintenance (BHS O&M) (the "Contract"); and

WHEREAS, FMC has agreed to assign, and JBT has agreed to accept, assignment, upon the terms and conditions contained herein, of any and all rights, title, obligations, and interests FMC may have in and to the Agreement;

WHEREAS, the Agreement includes provisions, that allows for the assignment of the Agreement with the consent of the Owner.

NOW, THEREFORE, in consideration of the premises contained herein, the Parties hereto agree as follows:

1. County consents to the assignment of all of FMC's rights and obligations as Contractor under the Agreement to JBT, and agrees that JBT shall be deemed the Contractor under the Agreement.
2. JBT assumes all of the rights and obligations of Contractor under the Agreement.
3. All compensation due and payable under the Agreement after the date of this Consent to Assignment shall be made payable to JBT.
4. JBT shall assume any and all liability to County for any claim arising under the Agreement. JBT shall indemnify, defend and hold harmless the County from any and all claims by FMC or third parties, arising out of FMC's performance under the Agreement.

5. Except for the aforementioned modifications, and in all other respects, the Agreement shall remain in full force and effect in accordance with the terms and conditions specified therein.
6. This Consent to Assignment shall become effective as of the date first written above.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK.]

IN WITNESS WHEREOF, the parties hereto have caused this Consent to Assignment to be executed on their behalf as of the date first written above.

MIAMI-DADE COUNTY, FLORIDA, a political subdivision of the State of Florida

HARVEY RUVIN, CLERK

BY ITS BOARD OF COUNTY COMMISSIONERS

By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Mayor

(MIAMI-DADE COUNTY SEAL)

Approved as to form and legal sufficiency:

By: DBM  
Assistant County Attorney  
21 March 2009

FMC TECHNOLOGIES, INC.

(Corp. Seal)

By: [Signature]  
Signature  
Jeffery W Carr  
Print Name/Title  
V.P., General Counsel & Sec

Attest: [Signature]  
Secretary  
ELIZABETH A. COOK  
Print Name

JOHN BEAN TECHNOLOGIES CORPORATION

(Corp. Seal)

By: [Signature]  
Signature  
VP-GC  
Print Name/Title

Attest: [Signature]  
Secretary  
JAMES L. MARVIN  
Print Name

APPENDIX \_\_\_\_\_

**MIAMI-DADE COUNTY**  
**MIAMI-DADE AVIATION DEPARTMENT SINGLE EXECUTION AFFIDAVITS**

This sworn statement is submitted for:

PROJECT TITLE Baggage Handling System Operation and Maintenance

PROJECT NUMBER ITN-MDAD-01-06

COUNTY OF Weber

STATE OF Utah

Before me the undersigned authority appeared Barbara H. Herrmann (Name), who is personally known to me or who has provided as identification and who (did or did not) take an oath, and who stated:

That he/she is the duly authorized representative of

John Bean Technologies Corporation, JBT AeroTech Services  
(Name of Entity)

1805 West 2550 South; Ogden, Utah 84401  
(Address of Entity)

9 / 1 - 1 / 6 / 5 / 0 / 3 / 1 / 7  
Federal Employment Identification Number

hereinafter referred to as the contracting Entity being its

General Manager  
(Sole Proprietor)(Partner)(President or Other Authorized Officer)

and as such has full authority to make these affidavits and say as follows.

**PUBLIC ENTITY CRIMES  
SWORN STATEMENT UNDER SECTION 287.133(3)(a),  
FLORIDA STATUTES**

1. I understand that a "public entity crime" as defined in Paragraph 287.133(1) (g), **Florida Statutes**, means a violation of any state or federal law by a person with respect to and directly related to the transaction of business with any public entity or with an agency or political subdivision of any other state or with the United States, including, but not limited to any bid, proposal, reply, or contract for goods or services, any lease for real property, or any contract for the construction or repair of a public building or public work, involving antitrust, fraud, theft, bribery, collusion, racketeering, conspiracy, or material misrepresentation.

2. I understand that "convicted" or "conviction" as defined in Paragraph 287.133 (1)(b), **Florida Statutes**, means a finding of guilt or a conviction of a public entity crime, with or without an adjudication of guilt, in any federal or state trial court of record relating to charges brought by indictment or information after July 1, 1989, as a result of a jury verdict, nonjury trial, or entry of a plea of guilty or nolo contendere.

3. I understand that an "affiliate" as defined in Paragraph 287.133(1)(a), **Florida Statutes**, means:

- 1 A predecessor or successor of a person convicted of a public entity crime: or
2. An entity under the control of any natural person who is active in the management of the entity and who has been convicted of a public entity crime. The term "affiliate" includes those officers, directors, executives, partners, shareholders, employees, members, and agents who are active in the management of an affiliate. The ownership by one person of shares constituting a controlling interest in another person, or a pooling of equipment or income among persons when not for fair market value under an arm's length agreement, shall be a prima facie case that one person controls another person. A person who knowingly enters into a joint venture with a person who has been convicted of a public entity crime in Florida during the preceding 36 months shall be considered an affiliate.

4. I understand that a "person" as defined in Paragraph 287.133(1)(e), **Florida Statutes**, means any natural person or entity organized under the laws of any state or of the United States with the legal power to enter into a binding contract and which bids or applies to bid on contracts let by a public entity, or which otherwise transacts or applies to transact business with a public entity. The term "person" includes those officers, directors, executives, partners, shareholders, employees, members and agents who are active in management of an entity.

5. The statement which is marked below is true in relation to the Entity submitting this sworn statement. **[Please indicate which statement applies.]**

**PUBLIC ENTITY CRIMES  
SWORN STATEMENT UNDER SECTION 287.133(3)(a),  
FLORIDA STATUTES (Cont'd)**

Neither the Entity submitting this sworn statement, nor any officers, directors, executives, partners, shareholders, employees, members, or agents who are active in management of the Entity, nor any affiliate of the Entity have been charged with and convicted of a public entity crime subsequent to July 1, 1989.

The Entity submitting this sworn statement, or one or more of the officers, directors, executives, partners, shareholders, employees, members, or agents who are active in management of the Entity, or an affiliate of the Entity has been charged with and convicted of a public entity crime subsequent to July 1, 1989. **[Please indicate which additional statement applies.]**

There has been a proceeding concerning the conviction before a hearing officer of the State of Florida, Division of Administrative Hearings. The final order entered by the hearing officer did not place the person or affiliate on the convicted vendor list. **[Please attach a copy of the final order.]**

The person or affiliate was placed on the convicted vendor list. There has been a subsequent proceeding before a hearing officer of the State of Florida, Division of Administrative Hearings. The final order entered by the hearing officer determined that it was in the public interest to remove the person or affiliate from the convicted vendor list. **[Please attach a copy of the final order.]**

The person or affiliate has been placed on the convicted vendor list. **[Please describe any action taken by or pending with the Florida Department of General Services.]**

The person or affiliate has not been placed on the convicted vendor list.

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**DEBARMENT DISCLOSURE AFFIDAVIT  
PURSUANT TO SECTIONS 10-38 AND 2-8.4.1  
OF THE MIAMI-DADE COUNTY CODE**

Section 10-38 of the Code relates to the debarment of any individual or other legal entity from County work. The Debarment Disclosure Affidavit requires the Entity to affirm, under oath, that neither the Entity, its officers, principals, directors, shareholders owning or controlling more than ten percent (10%) or more of the stock, partners, affiliates, as defined in the Code, nor its subcontractors/subconsultants, have been debarred by the County. Any individual or Entity listed above that has been debarred by the County is

prohibited from entering into any contract with the County during the period for which they have been debarred. Debarment may also constitute grounds for termination of any existing County contract. It is the Entity's responsibility to ascertain this information before submitting the Qualification Statement.

X The Entity affirms under oath that neither the Entity, its officers, principals, directors, stockholders, or affiliates, nor its Subcontractor/ Subconsultant have been debarred by the County.

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**CRIMINAL RECORD AFFIDAVIT  
PURSUANT TO SECTION 2-8.6 OF THE  
MIAMI-DADE COUNTY CODE**

Pursuant to Section 2-8.6 of the Code, the Entity must disclose, at the time the submission, if the Entity or any of its officers, directors, or executives have been convicted of a felony during the past (10) years. Failure to disclose such conviction may result in the debarment of the Entity who knowingly fails to make the required disclosure or to falsify information.

Indicate below if the above named Entity, as of the date of submission:

X has not been convicted of a felony during the past ten (10) years, nor does it, as of the date of submission, have an officer, director or executive who has been convicted of a felony during the past ten (10) years.

\_\_\_\_\_ has been convicted of a felony during the past ten (10) years, or as of the date of submission, has an officer, director or executive who has been convicted of a felony during the past ten (10) years.

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**DISCLOSURE OF OWNERSHIP AFFIDAVIT  
PURSUANT TO SECTION 2-8.1  
OF THE MIAMI-DADE COUNTY CODE**

I hereby declare that the information given herein and in the documents attached hereto are true and correct. *Publically Traded Corporation under "JBT"*

**PART I**

1. The full legal name and business address\* of the person or Entity transacting business with the County is:

John Bean Technologies Corporation, JBT AeroTech Services

1805 West 2550 South

Ogden, Utah 84401

2. If the transaction is with a Corporation\*\*, provide the full legal name and business address\* and title for each officer. This disclosure requirement does not apply to publicly traded corporations.

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3. If the transaction is with a Corporation\*\*, provide the full legal name and business address\* for each director. This disclosure requirement does not apply to publicly traded corporations.

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4. If the transaction is with a Corporation\*\*, provide the full legal name and business address\* for each stockholder who holds directly or indirectly five percent (5%) or more of the corporation's stock and state the percentage. This disclosure requirement does not apply to publicly traded corporations.

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5. If the transaction is with a Partnership or joint venture, provide the full legal name and address for each partner or joint venture member.

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6. If the transaction is with a Trust, provide the full legal name and address for each trustee and each beneficiary.

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7. The full legal name and business addresses\* of any other individuals (other than stockholders owning less than five percent (5%) of the stock, subcontractors, materialmen, suppliers, laborers, or lenders) who have, or will have, any interest (legal, equitable, beneficial or otherwise) in the transaction with the County are:

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**DISCLOSURE AFFIDAVIT FOR MIAMI-DADE COUNTY  
PART II  
EMPLOYMENT DISCLOSURE**

1. Does your firm have a collective bargaining agreement with its employees?

Yes  No

2. Does your firm provide paid health care benefits for its employees?

Yes  No

3. Provide a current breakdown (number of persons) of your firm's work force and ownership as to race, national origin and gender:

|                  |            |       |           |         |
|------------------|------------|-------|-----------|---------|
| White:           | <u>185</u> | Males | <u>21</u> | Females |
| Asian:           | <u>19</u>  | Males | <u>3</u>  | Females |
| Black:           | <u>60</u>  | Males | <u>10</u> | Females |
| Native American: | <u>1</u>   | Males | <u>0</u>  | Females |
| Hispanics:       | <u>59</u>  | Males | <u>5</u>  | Females |
| Alaskan Natives: | _____      | Males | _____     | Females |
| _____:           | _____      | Males | _____     | Females |
| _____:           | _____      | Males | _____     | Females |

(ADD EXTRA SHEETS IF NEEDED)

\* Post Office Box addresses not acceptable.

\*\* If a Joint Venture, list this information for each member of the Joint Venture

**DISCLOSURE OF OWNERSHIP AFFIDAVIT  
PART II (Cont'd)**

**LIST ALL CONTRACTS IN EFFECT WITH MIAMI-DADE COUNTY DURING THE  
LAST FIVE (5) YEARS:**

| CONTRACT<br>DATE | DOLLAR AMOUNT OF<br>ORIG.CONTRACT | FINAL AMT.<br>OF CONTRACT | PERCENTAGE<br>DIFFERENTIAL |
|------------------|-----------------------------------|---------------------------|----------------------------|
| =====            |                                   |                           |                            |

(1)

|                     |                         |                 |                |
|---------------------|-------------------------|-----------------|----------------|
| <i>June 6, 2007</i> | <i>\$ 37,338,979.39</i> | <i>\$ _____</i> | <i>_____ %</i> |
|---------------------|-------------------------|-----------------|----------------|

Name of Dept.  
& Summary  
of Services  
Performed

*Miami-Dade Aviation Department*  
*Baggage Handling System Operation and Maintenance*

Litigation  
Arising out  
of Contract

*None*

=====

(2)

|              |                 |                 |                |
|--------------|-----------------|-----------------|----------------|
| <i>_____</i> | <i>\$ _____</i> | <i>\$ _____</i> | <i>_____ %</i> |
|--------------|-----------------|-----------------|----------------|

Name of Dept.  
& Summary  
of Services  
Performed

\_\_\_\_\_  
\_\_\_\_\_

Litigation  
Arising out  
of Contract

\_\_\_\_\_  
\_\_\_\_\_

**DISCLOSURE OF OWNERSHIP AFFIDAVIT  
PART II (Cont'd)**

| CONTRACT DATE | DOLLAR AMOUNT OF ORIG.CONTRACT | FINAL AMT. OF CONTRACT | PERCENTAGE DIFFERENTIAL |
|---------------|--------------------------------|------------------------|-------------------------|
|---------------|--------------------------------|------------------------|-------------------------|

=====

(3)

|       |          |          |         |
|-------|----------|----------|---------|
| _____ | \$ _____ | \$ _____ | _____ % |
|-------|----------|----------|---------|

Name of Dept. \_\_\_\_\_  
& Summary of Services Performed \_\_\_\_\_  
\_\_\_\_\_

Litigation Arising out of Contract \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

===== (4)

|       |          |          |         |
|-------|----------|----------|---------|
| _____ | \$ _____ | \$ _____ | _____ % |
|-------|----------|----------|---------|

Name of Dept. \_\_\_\_\_  
& Summary of Services Performed \_\_\_\_\_  
\_\_\_\_\_

Litigation Arising out of Contract \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

=====

(ADD EXTRA SHEET(S) IF NEEDED.)

**DISCLOSURE OF OWNERSHIP AFFIDAVIT  
PART III**

A. How long has Entity been in business? since August 4, 2008

B. 1. Has the Entity ever done business under another name or with another firm?

If yes, attach separate sheet(s) listing same information as in parts I, II and III of this affidavit.

FMC Technologies Inc. - Airport Services  
Part I: 1805 West 2550 South  
Ogden, UT 84401  
Publically Traded Corporation "FTI"  
Part II: no change  
Part III: no change

2. Have the principals of the Entity ever done business under another name or with another firm?

If yes, attach separate sheet(s) Listing same information as in Parts I, II and III of this affidavit.

No John Bean Technologies Corporation is a  
publically traded Corporation "JBT"

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**AFFIRMATIVE ACTION PLAN/PROCUREMENT  
POLICY AFFIDAVIT PURSUANT TO SECTION 2-8.1.5  
OF THE MIAMI-DADE COUNTY CODE**

I, being duly first sworn, hereby state that the Respondent for this contract:

- has a current Affirmative Action Plan and Procurement Policy, as required by Section 2-8.1.5 of the Code, processed and approved for filing with the Miami-Dade County Department of Business Development (DBD) under the file No. \_\_\_\_\_ and the expiration date of \_\_\_\_\_.
- had annual gross revenues in excess of \$5,000,000 for the previous year and does not have a current Affirmative Action Plan and Procurement Policy as required by Section 2-8.1.5 of the Code, processed and approved for filing with the County DBD. I will contact DBD at 305-375-3111 regarding this condition of award requirement.
- had annual gross revenues less than \$5,000,000.00 for the previous year; therefore Section 2-8.1.5 of the Code is not applicable.
- has a Board of Directors which is representative of the population make-up of the nation and are exempt from the requirements of Section 2-8.1.5 of the Code. I will contact DBD at 305-375-3111 in order to submit the required exemption request.

**DISABILITY NONDISCRIMINATION  
PURSUANT TO COUNTY RESOLUTION NOS. R-182-00 AND R-385-95,**

Pursuant to County Resolution No. R-182-00, amending Resolution No. R-385-95, the Entity shall, as a condition of award, provide written certification that the firm is not in violation of the Americans with Disabilities Act of 1990, the Rehabilitation Act of 1973, the Federal Transit Act, the Fair Housing Act, nor any other laws prohibiting discrimination on the basis of disability. Any post-award violation of these Acts may result in the contract being declared void. If any certifying Respondent or their affiliate is found in violation of the Acts, the County will conduct no further business with such attesting firm. Any violation of this Resolution may result in debarment.

  X   The Entity affirms under oath that the Entity is not in violation of the Americans with Disabilities Act of 1990, the Rehabilitation Act of 1973, the Federal Transit Act, the Fair Housing Act, nor any other laws prohibiting discrimination on the basis of disability.

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**FAMILY LEAVE  
PURSUANT TO COUNTY RESOLUTION NO. R-183-00**

Pursuant to County Resolution No. R-183-00, the Entity shall, as a condition of award, provide written certification that the firm provides family leave to their employees as required by the County's family leave policy. Failure to comply with the requirements of this Resolution may result in debarment.

  X   The Entity affirms under oath that the Entity is in compliance with the County's family leave requirements.

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**DOMESTIC LEAVE  
PURSUANT TO COUNTY RESOLUTION NO. R-185-00**

Pursuant to County Resolution No. R-185-00, the Entity shall, as a condition of award, provide written certification that the firm is in compliance with the County's domestic leave policy. Failure to comply with the requirements of this Resolution may result in the contract being declared void, the contract being terminated, and/or the firm being debarred. The obligation to provide domestic leave to their employees shall be a contractual obligation.

  X   The Entity affirms under oath that the Entity is in compliance with the County's domestic leave policy.

---

**CURRENTLY DUE FEES OR TAXES,  
PURSUANT TO SECTION 2-8.1 (c)  
OF THE MIAMI-DADE COUNTY CODE**

Pursuant to Section 2-8.1(c) of the Code, the Entity shall verify that all delinquent and currently due fees or taxes - including but not limited to real and property taxes, utility taxes and occupational licenses - collected in the normal course by the County Tax Collector, as well as County issued parking tickets for vehicles registered in the name of the Entity, have been paid. Failure to comply with this requirement may result in debarment.

X The Entity affirms under oath that the Entity does not have any County delinquent and currently due fees or taxes, or parking tickets for vehicles registered in the name of the Entity.

---

**DRUG FREE WORK PLACE  
PURSUANT TO SECTION 2-8.1.2 (b)  
OF THE MIAMI-DADE COUNTY CODE**

Pursuant to Section 2-8.1.2 (b) of the Code, no person or entity shall be awarded or receive a County contract for public improvements unless such person or entity certifies that it will provide a drug free workplace. Failure to comply with this policy may result in debarment for those persons or entities that knowingly violate this policy or falsify information.

X The Entity affirms under oath that it will comply with the County's drug free workplace requirements.

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**CURRENT IN COUNTY OBLIGATIONS AFFIDAVIT  
PURSUANT TO SECTION 2-8.1(h)  
OF THE MIAMI-DADE COUNTY CODE**

Pursuant to Section 2-8.1(h) of the Code, no individual or entity shall be allowed to receive any additional County contracts, if it is in arrears in any payment under a contract, promissory note or other loan document with the County, or any of its agencies or instrumentalities, including the Public Health Trust, either directly or indirectly through a firm, corporation, partnership or joint venture in which the individual or entity has a controlling financial interest as that term is defined in Section 2-11.1(b)(8) of the Code, until either the arrearage has been paid in full or the County has agreed in writing to a payment schedule. Failure to meet the terms and conditions of any obligation or repayment schedule with the County shall constitute a default of the subject contract and may be cause for suspension, termination and debarment, in accordance with the terms of the contract and the debarment procedures of the County.

~~\_\_\_\_\_~~ The Entity affirms under oath that the Entity is current in its obligations to the County.

---

**CODE OF BUSINESS ETHICS AFFIDAVIT  
PURSUANT TO SECTION 2-8.1(i)  
OF THE MIAMI-DADE COUNTY CODE**

Pursuant to Section 2-8.1(i) of the Code, each person or entity that seeks to do business with the County shall adopt a Code of Business Ethics ("Ethics Code") and shall, prior to the execution of any contract between the Entity and the County, submit an affidavit stating that the Entity has adopted an Ethics Code that complies with the requirements of Section 2-8.1(i) of the Code. An entity failing to submit the required affidavit shall be ineligible for contract award.

~~\_\_\_\_\_~~ The Entity affirms under oath that the Entity has adopted an Ethics Code that complies with the requirements of Section 2-8.1(i) of the Code.

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This single execution shall have the same force and effect as if each of the above affidavits had been individually executed.

Barbara H. Herrmann  
(Signature of Authorized Representative)

Barbara H. Herrmann  
Title General Manager

Date November 5, 2008

STATE OF: UTAH

COUNTY OF: WEBER

The above certifications/verifications were acknowledged before me this 5<sup>th</sup> day of November, 2008,

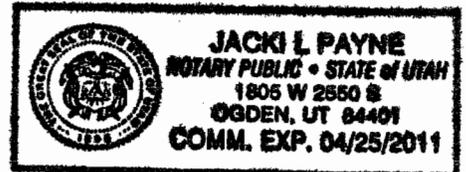
by Barbara H. Herrmann, General Manager,  
(Authorized Representative)  
of John Bean Technologies Corporation - JBT AeroTech Services,  
(Name of Corporation, Partnership, etc.)

who is personally known to me or has produced as identification and who did/did not take an oath.

Jacki L Payne  
(Signature of Notary)

Jacki L Payne  
(Print Name)

Notary Stamp or Seal:



Notary Commission Number: \_\_\_\_\_

My Commission Expires: 4/25/11

**SUBCONTRACTOR/SUPPLIER LISTING  
PURSUANT TO SECTION 10-34 OF THE CODE**

Firm Name of Prime Entity/Respondent: John Bean Technologies Corporation Project No. ITN-MDAD-01-06

Project Name: Baggage Handling System Operation and Maintenance  
JBT AeroTech Services

| Business Name and Address of First tier Subcontractor/Subconsultant | Principal Owner            | Scope of Work to be Performed by Subcontractor/Subconsultant | Subcontractor/ Subconsultant Dollar Amount | (Principal Owner) Gender Race |
|---|----------------------------|--|--|-------------------------------|
| System Integration and Maintenance, Inc.                            | Michael Collier, President | Bag Jam Clearning and Manual Encoding                        | \$3,471,699                                | M W                           |
|   |                            |  |  |                               |
|   |                            |  |  |                               |
| Business Name and Address of Direct Supplier                        | Principal Owner            | Supplies/Materials/Services to be Provided by Supplier       | Supplier Dollar Amount                     | (Principal Owner) Gender Race |
|   |                            |  |  |                               |
|   |                            |  |  |                               |
|   |                            |  |  |                               |
|   |                            |  |  |                               |

I certify that the certifications contained in this Subcontractor/Subconsultant/Supplier Listing are to the best of my knowledge true and accurate

  
 Prime Entity/Respondent Signature

Barbara H. Herrmann Print Name  
 General Manager Print Title  
 11/24/08 Date

(Duplicate if additional space is needed)

**SUBCONTRACTING POLICIES STATEMENT  
PURSUANT TO SECTION 2-8.8(4) OF THE CODE**

**(Insert Here)**



## **SUBCONTRACTING POLICIES APPROACH**

John Bean Technologies – JBT AeroTech Services (JBT), through its successor FMC Technologies, Inc. – Airport Services (FMC), has a long standing history of supporting CWP/CSBE/MBE/WBE/LDB programs at all of our sites across the country. We also have a long standing history of utilizing socially and morally responsible business practices and of maintaining an unwavering adherence to business ethics in all of our business activities. JBT has taken the vision of these programs and practices to heart in our efforts to mentor and develop the CSBE/MWBE/LDBE sub-contractors we have included in each of our projects to date. Providing growth opportunities to small and diverse businesses is central to the core values of JBT AeroTech Services. We have always viewed the inclusion of small and diverse business partners in our projects as an opportunity – never an obligation. We actively seek out small and diverse business partners who are committed to the same quality, integrity, performance, and results that have been a part of JBT AeroTech Services since its inception.

Our vision is to attract both employees and supplier partners who are ethnically diverse and have cultural heritages that enrich our workforce and supplier base. With this in mind, we embrace and recognize that small and diverse businesses play a vital role in the MDAD community and we will develop programs to make it possible for them to expand their businesses and develop new skills and capabilities. We do this through support programs that provide for early payment, supplemental bonds and insurance coverage, “zero” interest loans to capitalize new project start ups, as well as specialized technical, safety and administrative training, and mentoring. All on-site technical employees participate in a variety of technical training classes covering all types of equipment they will see at the site, as well as teamwork and communication classes. They also attend annual safety training and certification classes, along with attendance at monthly safety meetings. We also provide incentives for safety performance and attendance at the monthly safety meetings.

JBT has been able to meet or exceed the MWBE/CSBE goals in all of the contracts we have been awarded and are submitting a proposal that will meet, if not exceed, the goal of 19% CSBE with a 29% CWP workforce participation. Our approach will be to continue to support our sub-contractors in the same manner we have in the past and support their development and growth as they team with us to meet the sustainable service levels we will provide as a part of this contract.

## **SUBCONTRACTING POLICIES STATEMENT**

JBT utilizes socially and morally responsible business practices in all of its contracting and subcontracting activities and maintains the highest standards in business ethics and subcontracting policies. Our subcontracting policies are consistent and compliant with Affirmative Action, Equal Opportunity, and Minority and Small Business Developmental requirements and guidelines, and will meet and/or exceed those requirements for MDAD.

# THIS FORM MUST BE COMPLETED SCHEDULE OF INTENT AFFIDAVIT

## COMMUNITY SMALL BUSINESS ENTERPRISE PROGRAM

*John Bean Technologies Corporation*  
JBT AeroTech Services

Name of Prime Contractor Firm JBT AeroTech Services Contact Person Russ Niday  
 Address 1805 W. 2550 So. Ogden, UT 84401 Phone 321 689-7076 Fax 407 614-4036  
 Project Name Baggage Handling System Operation and Maintenance Project Number ITN-MDAD-01-06  
 CSBE Contract Measure \_\_\_\_\_

This form must be completed by the Prime Contractor and the CSBE Subcontractor that will be utilized for scopes of work on the project. Bidders must include this form in a separate envelope at the time of bid submission.

| Name of Prime Contractor           | Certification No. (if applicable)  | Certification Expiration Date (if applicable) | Type of CSBE work to be performed by Prime Contractor | Prime Contractor % of Bid |
|------------------------------------|------------------------------------|---|---|---------------------------|
| John Bean Technologies Corporation | N/A                                | N/A   | N/A   | 81%                       |
| JBT AeroTech Services              | Prime Contractor Total Percentage: |   |   | 81%                       |

The undersigned intends to perform the following work in connection with the above contract:

| Name of Subcontractor                         | Certification No. | Certification Expiration Date | Type of CSBE work to be performed by Subcontractor | Subcontractor % of Bid |
|---|-------------------|-------------------------------|--|------------------------|
| Systems Integration & Maintenance, Inc. (SIM) | 7797              | 11/30/07                      | Bag jam cleaning and manual encoding               | 19%                    |
| Subcontractor Total Percentage:               |                   |                               |  | 19%                    |

I certify that the representations contained in this form are to the best of my knowledge true and accurate.

  
 Prime Signature Russ Niday Prime Print Name Russ Niday Prime Print Title Director, Regional Operations Date January 28, 2009

The undersigned has reasonably uncommitted capacity sufficient to provide the required goods or services, all licenses and permits necessary to provide such goods or services, ability to obtain bonding that is reasonably required to provide such goods or services consistent with normal industry practice, and the ability to otherwise meet the bid specifications.

  
 Subcontractor Signature Michael Collier Subcontractor Print Name Michael Collier Subcontractor Print Title President Date January 28, 2009

Check this box if this project is a set-aside and you are performing 100% of the work with your own work forces.

Check this box if a Form DBD 305A and Form DBD 305B have been submitted in your pricing envelope.



[Previous on List](#)   [Next on List](#)   [Return To List](#)

[Events](#)   [Name History](#)

## **Detail by Entity Name**

### **Foreign Profit Corporation**

JOHN BEAN TECHNOLOGIES CORPORATION

### **Filing Information**

**Document Number** F03000002326  
**FEI Number** 911650317  
**Date Filed** 05/08/2003  
**State** DE  
**Status** ACTIVE  
**Last Event** NAME CHANGE AMENDMENT  
**Event Date Filed** 06/20/2008  
**Event Effective Date** NONE

### **Principal Address**

200 EAST RANDOLPH DRIVE  
CHICAGO IL 60601

### **Mailing Address**

200 EAST RANDOLPH DRIVE  
CHICAGO IL 60601

### **Registered Agent Name & Address**

C T CORPORATION SYSTEM  
1200 SOUTH PINE ISLAND ROAD  
PLANTATION FL 33324 US

### **Officer/Director Detail**

#### **Name & Address**

Title VP

ARVIDSSON, TORBJORN  
200 E. RANDOLPH DR.  
CHICAGO IL 60601

Title PD

CANNON, CHARLES H JR.  
200 E. RANDOLPH DR.  
CHICAGO IL 60601

Title VP/T

MAMBU, RONALD  
200 EAST RANDOLPH DRIVE  
CHICAGO IL 60601

Title VP

LEE, JOHN  
200 EAST RANDOLPH DRIVE  
CHICAGO IL 60601

Title AT

IWANSKI, DONNA  
200 EAST RANDOLPH DRIVE  
CHICAGO IL 60601

Title S

MARVIN, JAMES  
200 E. RANDOLPH DR.  
CHICAGO IL 60601

## Annual Reports

### Report Year Filed Date

|      |            |
|------|------------|
| 2008 | 01/03/2008 |
| 2008 | 10/10/2008 |
| 2009 | 01/14/2009 |

## Document Images

|                              |  |
|------------------------------|--|
| 01/14/2009 -- ANNUAL REPORT  | <a href="#">View image in PDF format</a> |
| 10/10/2008 -- ANNUAL REPORT  | <a href="#">View image in PDF format</a> |
| 06/20/2008 -- Name Change    | <a href="#">View image in PDF format</a> |
| 01/03/2008 -- ANNUAL REPORT  | <a href="#">View image in PDF format</a> |
| 01/17/2007 -- ANNUAL REPORT  | <a href="#">View image in PDF format</a> |
| 01/04/2006 -- ANNUAL REPORT  | <a href="#">View image in PDF format</a> |
| 01/04/2005 -- ANNUAL REPORT  | <a href="#">View image in PDF format</a> |
| 05/10/2004 -- ANNUAL REPORT  | <a href="#">View image in PDF format</a> |
| 05/08/2003 -- Foreign Profit | <a href="#">View image in PDF format</a> |

**Note:** This is not official record. See documents if question or conflict.

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**2009 FOR PROFIT CORPORATION ANNUAL REPORT**

**FILED  
Jan 14, 2009  
Secretary of State**

DOCUMENT# F03000002326

Entity Name: JOHN BEAN TECHNOLOGIES CORPORATION

**Current Principal Place of Business:**

200 EAST RANDOLPH DRIVE  
CHICAGO, IL 60601

**New Principal Place of Business:**

**Current Mailing Address:**

200 EAST RANDOLPH DRIVE  
CHICAGO, IL 60601

**New Mailing Address:**

FEI Number: 91-1650317

FEI Number Applied For ( )

FEI Number Not Applicable ( )

Certificate of Status Desired ( )

**Name and Address of Current Registered Agent:**

C T CORPORATION SYSTEM  
1200 SOUTH PINE ISLAND ROAD  
PLANTATION, FL 33324 US

**Name and Address of New Registered Agent:**

The above named entity submits this statement for the purpose of changing its registered office or registered agent, or both, in the State of Florida.

SIGNATURE: \_\_\_\_\_

Electronic Signature of Registered Agent

\_\_\_\_\_ Date

Election Campaign Financing Trust Fund Contribution ( ).

**OFFICERS AND DIRECTORS:**

Title: VP ( ) Delete  
Name: ARVIDSSON, TORBJORN  
Address: 200 E. RANDOLPH DR.  
City-St-Zip: CHICAGO, IL 60601

Title: PD ( ) Delete  
Name: CANNON, CHARLES H JR.  
Address: 200 E. RANDOLPH DR.  
City-St-Zip: CHICAGO, IL 60601

Title: VP/T ( ) Delete  
Name: MAMBU, RONALD  
Address: 200 EAST RANDOLPH DRIVE  
City-St-Zip: CHICAGO, IL 60601

Title: VP ( ) Delete  
Name: LEE, JOHN  
Address: 200 EAST RANDOLPH DRIVE  
City-St-Zip: CHICAGO, IL 60601

Title: AT ( ) Delete  
Name: IWANSKI, DONNA  
Address: 200 EAST RANDOLPH DRIVE  
City-St-Zip: CHICAGO, IL 60601

Title: S ( ) Delete  
Name: MARVIN, JAMES  
Address: 200 E. RANDOLPH DR.  
City-St-Zip: CHICAGO, IL 60601

**ADDITIONS/CHANGES TO OFFICERS AND DIRECTORS:**

Title: ( ) Change ( ) Addition  
Name:  
Address:  
City-St-Zip:

Title: ( ) Change ( ) Addition  
Name:  
Address:  
City-St-Zip:

Title: ( ) Change ( ) Addition  
Name:  
Address:  
City-St-Zip:

Title: ( ) Change ( ) Addition  
Name:  
Address:  
City-St-Zip:

Title: ( ) Change ( ) Addition  
Name:  
Address:  
City-St-Zip:

Title: ( ) Change ( ) Addition  
Name:  
Address:  
City-St-Zip:

I hereby certify that the information supplied with this filing does not qualify for the exemption stated in Chapter 119, Florida Statutes. I further certify that the information indicated on this report or supplemental report is true and accurate and that my electronic signature shall have the same legal effect as if made under oath; that I am an officer or director of the corporation or the receiver or trustee empowered to execute this report as required by Chapter 607, Florida Statutes; and that my name appears above, or on an attachment with an address, with all other like empowered.

SIGNATURE: DONNA IWANSKI

AS

01/14/2009

Electronic Signature of Signing Officer or Director

\_\_\_\_\_ Date

41



"christmas trees."

## **1960s**

- FMC develops underwater wellhead equipment for offshore drilling.
- FMC divides its operations into four groups: Machinery, Chemical, Fiber and Film, and Ordnance.

## **1970s**

- Corporate FMC trademark is created and launched.

## **1980s**

- FMC makes initial investments in subsea wellhead and completion systems product lines marking the beginnings of FMC Energy Systems.
- Establishes FMC Gold Company, a profitable precious metal producer. The business was later reincorporated in Canada with a subsidiary of Meridian Gold Inc in 1996.

## **1990s**

- Purchased Kongsberg Offshore in 1993 making FMC the world's largest subsea engineering, procurement and construction company.
- FMC's defense business combined with Harsco to create the joint venture, United Defense, L.P. in 1994. The joint venture is later sold to The Carlyle Group in 1997.
- Acquired National-Oilwell Fluid Control Systems in 1994.
- In 1995, FMC purchased Smith Meter, the industry's leading name in liquid measurement for the oilfield industry.
- FMC makes further investments in deepwater subsea technologies with the purchase of CBV Subsea, Brazil's leading supplier to the subsea oilfield exploration industry in 1998.
- The HOST template solution was developed, dramatically reducing subsea installation costs.

## **2000**

- FMC announces plans to restructure the company into two separate, publicly traded companies - a machinery business (FMC Technologies) and a chemicals business (FMC Corporation).

## **2001**

- FMC Technologies, Inc. begins trading on the New York Stock Exchange on June 14 under the Ticker Symbol FTI and becomes a separate, independent company December 31.
- Begins offering electric subsea chokes and manifolds.

## **2002**

- Developed world's first major High Pressure/High Temperature vertical subsea tree system for BP's Thunder Horse field.

## **2003**

- Acquired controlling interest (55%) in CDS Engineering, a developer of unique oil/gas separation technology.

## **2004**

43

- Achieved world-record water depth record of 7,570 feet with the installation of subsea trees for Shell on the Coulomb project (Gulf of Mexico).

## 2005

- Awarded contract for StatoilHydro's Tordis field, the world's first full-scale commercial subsea separation, boosting and injection system.
- Chosen to provide StatoilHydro with Subsea Riserless Light Well Intervention technology.

## 2006

- FMC Technologies receives second award to provide subsea processing technology for Shell's BC-10 project, located offshore Brazil.
- Acquired Galaxy Oilfield Service Ltd., the market leader in the supply of unique, high temperature equipment used in the thermal well production of Canada's oil sands.

## 2007

- Awarded contract to supply subsea gas compression control systems to StatoilHydro as part of a major qualification program for a subsea gas compression system within its Åsgard field in the North Sea.
- Subsea horizontal electric submersible pumping is used for Petrobras' Cascade and Chinook project, a new technology in the Gulf of Mexico.
- Set new deepwater completion record of 8,995 feet for the Independence Hub project in the Gulf of Mexico.
- Received award from Shell for the Perdido field. This is the first full-field subsea separation and pumping system in the Gulf of Mexico.
- Increased ownership in CDS Engineering to 100%.
- FMC Technologies announces a two-for-one stock split.

## 2008

- Awarded largest contract in history to supply subsea processing and production systems to Total for its Pazflor field located offshore Angola.
- FoodTech and Airport Systems businesses spun-off into a separate publically-traded company called JBT on July 31.
- First to supply offloading systems for LNG floating production vessels.
- FMC Technologies acquired a 45% interest in Schilling Robotics LLC, a leading producer of ROVs (remotely operated vehicles), ROV manipulator systems, control systems, and other high-technology equipment and services for oil and gas subsea exploration and production.

History

» Legacy

 Request Further Information

 Printer-Friendly Version

 Email this page

FAML9512 V5.1 MIAMI-DADE COUNTY 5.1 ONLINE FAMIS SYSTEM 01/15/2009  
LINK TO: VENDOR APPLICATION INFORMATION 1:45 PM  
VENDOR NO : 364412642 - FMC TECHNOLOGIES INC SUFFIX : 01  
VENDOR FED TAX/SSN: DPM REGISTER : I INACTIVE  
STREET ADDRESS : 1805 WEST 2550 SOUTH

CITY : OGDEN STATE : UT ZIP : 84401

IND 2009 IND 2010 IND 2011

VENDOR APP : Z N/A  
BUSINESS TAX : Z N/A  
STATE CORP : Y 07/30/2001 PRE-QUALIFIED DATE :  
DISCLOSURE I : Z N/A EXPIRATION DATE :  
DISCLOSURE II : Z N/A TYPE OF ORGANIZATION : T  
CUBA AFFIDAVIT : Y 07/30/2001 CURRENTLY IN BUSINESS : Y  
HOLD LIFTED : Y 07/30/2001 LAST UPDATED BY USER : ROLL2009  
NAME/FEIN ACT : N LAST UPDATE DATE : 11/08/2008  
W-9 FORM : Y 07/30/2001 PREVIOUS FED ID :  
DEPT REG/CERT PROCESS :

COMMENTS : PENDING NAME & EIN TO:JOHN BEAN TECHNOLOGIES CORP  
911650317

F1-HELP F2-SELECT F4-PRIOR F5-NEXT VEN  
F9-LINK

G014 - RECORD FOUND

45

FAML9512 V5.1 MIAMI-DADE COUNTY 5.1 ONLINE FAMIS SYSTEM 01/15/2009  
LINK TO: VENDOR APPLICATION INFORMATION 1:45 PM  
VENDOR NO : 364412642 - FMC TECHNOLOGIES INC SUFFIX : 01  
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911650317

F1-HELP F2-SELECT F4-PRIOR F5-NEXT VEN  
F9-LINK

G014 - RECORD FOUND

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## JBT Corporation Announces Major FoodTech Order for \$10.5 million

[Website](#)

CHICAGO, Dec. 8 /PRNewswire-FirstCall/ -- JBT Corporation (NYSE: JBT) announced that its JBT FoodTech business has signed a \$10.5 million contract with a leading North American packaged food company. The order will provide an integrated cooking and freezing solution at a frozen dinner plant in North America.

"We are pleased to continue to provide our food processing customers with integrated systems that enable them to deliver new ready meal products," says Torbjorn Arvidsson, Vice President and Division Manager for JBT FoodTech's Food Solutions and Services Division.

The project is currently scheduled to be operational in 2009.

JBT Corporation (NYSE: JBT) is a leading global technology solutions provider to the food processing and air transportation industries. JBT Corporation designs, manufactures, tests and services technologically sophisticated systems and products for regional and multi-national industrial food processing customers through its JBT FoodTech segment and for domestic and international air transportation customers through its JBT AeroTech segment. JBT Corporation employs approximately 3,100 people worldwide and operates sales, service, manufacturing and sourcing operations located in over 25 countries. For more information please visit <http://www.jbtcorporation.com> or <http://www.jbtfoodtech.com>.

Website: <http://www.jbtcorporation.com/>



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» JBT Corporation

## JBT Corporation

John Bean Technologies Corporation (JBT) is a leading global technology solutions provider to high-value segments of the food processing and air transportation industries. We design, manufacture, test and service technologically sophisticated systems and products for customers through our JBT FoodTech and JBT AeroTech segments.



### The JBT FoodTech offering:

- Freezer solutions for the freezing and chilling of meat, seafood, poultry, ready-to-eat meals, fruit, vegetable and bakery products
- Protein-processing solutions that portion, coat and cook poultry, meat, seafood, vegetable and bakery products
- Shelf-stable sterilization solutions for fruits, vegetables, soups, sauces, dairy and pet food products, as well as ready-to-eat meals in a wide variety of modern packages
- Fruit processing solutions that extract, concentrate and aseptically process citrus, tomato and other fruit

Read more at the [JBT FoodTech website](#).

### The JBT AeroTech offering:

- Ground-support equipment for cargo loading, aircraft deicing and aircraft towing
- Gate equipment for passenger boarding, on the ground aircraft power and cooling
- Airport services for maintenance of airport equipment, systems and facilities
- Military equipment for cargo loading, aircraft towing and on-the-ground aircraft cooling

Read more at the [JBT AeroTech website](#).

In 2007, JBT Corporation generated USD 978.0 million in revenue and \$88.4 million in total segment operating profit, resulting in compound annual growth rates since 2005 of 9.0% and 17.3%, respectively.

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# CNA INSURANCE COMPANIES

333 E Butterfield, Suite 810 Lombard, IL 60148

January 9, 2009

## **Miami-Dade Aviation Department (MDAD)**

Re: Principal: *John Bean Technologies Corporation ("JBT Corporation")*  
*(formerly a part of FMC Technologies, Inc.)*  
*200 E Randolph Drive, Chicago, IL 60601*  
*Performance and Payment Bond No. 929425543*  
*Obligee: Miami-Dade County*  
*Baggage Handling O&M Contract*

To Whom It May Concern:

We are providing this information at the request of our Principal.

Western Surety Company has been providing surety bonds for FMC Technologies, Inc. since 1998. As of August 1, 2008, FMC Technologies, Inc has spun off certain entities, now known as John Bean Technologies Corporation ("JBT Corporation") which is an independent publicly-traded company. Western Surety Company continues to provide surety for this firm; in the past we have approved bonds for them covering jobs up to \$60,000,000; and currently, we have approved a work program of \$100,000,000.

We continue to be confident in JBT Corporation's ability to perform and we acknowledge JBT's request for contract assignment to your Agreement for your favorable consideration and that our bond No. 929425543 remains valid and is in full force and effect covering JBT's performance under the same terms and conditions as set forth by the existing Agreement.

Very truly yours,

WESTERN SURETY COMPANY



C. R. Hernandez  
Attorney-in-Fact

# Western Surety Company

## POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

**C R Hernandez, Theodore C Sevier Jr, Ralph E Nosal, Katherine J Foreit, Debra R Keebler, Sandra Nowakowski, David J Roth, Linh B Bucholtz, Individually**

of Chicago, IL, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

**- In Unlimited Amounts -**

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 22nd day of May, 2008.



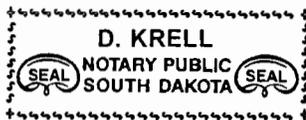
WESTERN SURETY COMPANY

Paul T. Bruflat, Senior Vice President

State of South Dakota }  
County of Minnehaha } ss

On this 22nd day of May, 2008, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires  
November 30, 2012



D. Krell, Notary Public

### CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 9 day of January, 2009.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

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STATE OF ILLINOIS  
COUNTY OF COOK

I, Beatriz Polito, a Notary Public in and for said County, do hereby  
certify that C.R. Hernandez as Attorney-in-Fact, of the

WESTERN SURETY INSURANCE  
COMPANY

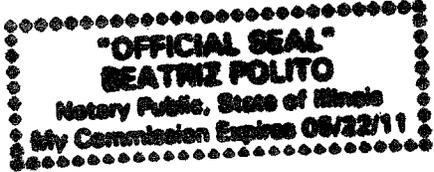
who is personally known to me to be the same person whose name is subscribed to the  
foregoing instrument, appeared before me this day in person, and acknowledged that they  
signed, sealed, and delivered said instrument for and on behalf of

WESTERN SURETY INSURANCE  
COMPANY

for the uses and purposed therein set forth.

Given under my hand and notarial seal at my office in the City of Chicago in said County,  
this 9 day of January A.D. 2009.

Beatriz Polito  
Notary Public



AC# 4113669

STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION  
CONSTRUCTION INDUSTRY LICENSING BOARD

SEQ# L0810

| DATE       | BATCH NUMBER | LICENSE NBR |
|------------|--------------|-------------|
| 10/27/2008 | 080034757    | CBC1254819  |

The BUILDING CONTRACTOR  
Named below IS CERTIFIED  
Under the provisions of Chapter 489 FS.  
Expiration date: AUG 31, 2010

DEROCHE, BRIAN DOUGLAS  
JOHN BEAN TECHNOLOGIES CORPORATION  
1805 WEST 2550 SOUTH  
OGDEN UT 84401

CHARLIE CRIST  
GOVERNOR

CHARLES W. DRAGO  
SECRETARY

DISPLAY AS REQUIRED BY LAW

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Florida Department of  
**Business  
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Regulation**



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[Online Help \(FAQs\)](#)

**Licensee Details**

**Licensee Information**

Name: **HERRMANN, BARBARA HALL (Primary Name)**  
**JOHN BEAN TECHNOLOGIES CORPORATION (DBA Name)**

Main Address: **1805 W 2550 S**  
**OGDEN Utah 84401**

License Mailing:

License Location:

**License Information**

License Type: **Construction Financial Officer**  
Rank: **Fin Officer**  
License Number: **FRO3861**  
Status: **Current**  
Licensure Date: **10/27/2008**  
Expires:

**Special Qualification Effective Qualifications**

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Florida Department of  
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- Change License Status
- Maintain Account
- Change My Address
- View Messages
- Change My PIN
- View Continuing Ed



- [Term Glossary](#)
- [Online Help \(FAQs\)](#)

**Licensee Details**

**Licensee Information**

Name: **JOHN BEAN TECHNOLOGIES CORPORATION (Primary Name)**  
 (DBA Name)  
 Main Address: **1805 W 2550 SOUTH OGDEN Utah 84401**

License Mailing:

LicenseLocation:

**License Information**

License Type: **Construction Qualified Business Qualified Org**  
 Rank: **Qualified Org**  
 License Number: **QB63820**  
 Status: **Current**  
 Licensure Date: **10/27/2008**  
 Expires: **08/31/2009**

**Special Qualification Effective Qualifications**

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FLORIDA DEPARTMENT OF STATE  
Division of Corporations

June 23, 2008

TEDDI NORTON  
FMC TECHNOLOGIES, INC.  
200 E. RANDOLPH DR  
CHICAGO, IL 60601

Re: Document Number F03000002326

The Amendment to the Application of a Foreign Corporation for FMC FOODTECH INC. which changed its name to JOHN BEAN TECHNOLOGIES CORPORATION, a Delaware corporation authorized to transact business in Florida, was filed on June 20, 2008.

Should you have any questions regarding this matter, please telephone (850) 245-6050, the Amendment Filing Section.

Teresa Brown  
Regulatory Specialist II  
Division of Corporation

Letter Number: 208A00037868

55



FLORIDA DEPARTMENT OF STATE

Glenda E. Hood  
Secretary of State

May 8, 2003

C T CORPORATION SYSTEM

TALLAHASSEE, FL

Qualification documents for FMC FOODTECH INC. were filed on May 8, 2003 and assigned document number F03000002326. Please refer to this number whenever corresponding with this office.

Your corporation is now qualified and authorized to transact business in Florida as of the file date.

A corporation annual report/uniform business report will be due this office between January 1 and May 1 of the year following the calendar year of the file date. A Federal Employer Identification (FEI) number will be required before this report can be filed. If you do not already have an FEI number, please apply NOW with the Internal Revenue by calling 1-800-829-3676 and requesting form SS-4.

Please be aware if the corporate address changes, it is the responsibility of the corporation to notify this office.

Should you have any questions regarding this matter, please telephone (850) 245-6051, the Foreign Qualification/Tax Lien Section.

Buck Kohr  
Corporate Specialist  
Division of Corporations

Letter Number: 203A00028658

56



FLORIDA DEPARTMENT OF STATE

Glenda E. Hood  
Secretary of State

May 8, 2003

C T CORPORATION SYSTEM

TALLAHASSEE, FL

Qualification documents for FMC FOODTECH INC. were filed on May 8, 2003 and assigned document number F03000002326. Please refer to this number whenever corresponding with this office.

Your corporation is now qualified and authorized to transact business in Florida as of the file date.

A corporation annual report/uniform business report will be due this office between January 1 and May 1 of the year following the calendar year of the file date. A Federal Employer Identification (FEI) number will be required before this report can be filed. If you do not already have an FEI number, please apply NOW with the Internal Revenue by calling 1-800-829-3676 and requesting form SS-4.

Please be aware if the corporate address changes, it is the responsibility of the corporation to notify this office.

Should you have any questions regarding this matter, please telephone (850) 245-6051, the Foreign Qualification/Tax Lien Section.

Buck Kohr  
Corporate Specialist  
Division of Corporations

Letter Number: 203A00028658

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APPLICATION BY FOREIGN CORPORATION FOR AUTHORIZATION TO TRANSACT BUSINESS IN FLORIDA

FILED  
MAY 28 PM 2:48  
TALLAHASSEE, FLORIDA

IN COMPLIANCE WITH SECTION 607.1503, FLORIDA STATUTES, THE FOLLOWING IS SUBMITTED TO REGISTER A FOREIGN CORPORATION TO TRANSACT BUSINESS IN THE STATE OF FLORIDA.

1. FMC FoodTech Inc.  
(Name of corporation; must include the word "INCORPORATED", "COMPANY", "CORPORATION" or words or abbreviations of like import in language as will clearly indicate that it is a corporation instead of a natural person or partnership if not so contained in the name at present.)

2. Delaware 3. 91-1650317  
(State or country under the law of which it is incorporated) (FBI number, if applicable)

4. 05/12/1994 5. Perpetual  
(Date of incorporation) (Duration; Year corp. will cease to exist or "perpetual")

6. 05/01/2002  
(Date first transacted business in Florida. If corporation has not transacted business in Florida, insert "upon qualification.")  
(SEE SECTIONS 607.1501, 607.1502 and 817.155, F.S.)

7. 200 East Randolph Drive, Chicago, IL 60601  
(Principal office address)

same  
(Current mailing address)

8. Sales, marketing and services of machinery and equipment.  
(Purpose(s) of corporation authorized in home state or country to be carried out in state of Florida)

9. Name and street address of Florida registered agent: (P.O. Box or Mail Drop Box NOT acceptable)

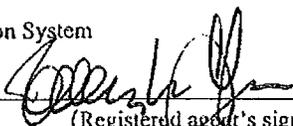
Name: c/o C T Corporation System

Office Address: 1200 South Pine Island Road

Plantation, Florida 33324  
(City) (Zip code)

10. Registered agent's acceptance:

*Having been named as registered agent and to accept service of process for the above stated corporation at the place designated in this application, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relative to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.*

C T Corporation System  
By:   
(Registered agent's signature) Jeffrey R Graves  
Assistant Secretary

11. Attached is a certificate of existence duly authenticated, not more than 90 days prior to delivery of this application to the Department of State, by the Secretary of State or other official having custody of corporate records in the jurisdiction under the law of which it is incorporated.

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12. Names and business addresses of officers and/or directors:

A. DIRECTORS

Chairman: SEE ATTACHMENT

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

Vice Chairman: \_\_\_\_\_

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

Director: \_\_\_\_\_

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

Director: \_\_\_\_\_

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

B. OFFICERS

President: SEE ATTACHMENT

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

Vice President: \_\_\_\_\_

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

Secretary: \_\_\_\_\_

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

Treasurer: \_\_\_\_\_

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

NOTE: If necessary, you may attach an addendum to the application listing additional officers and/or directors.

13. X Cindy Shiao  
(Signature of Chairman, Vice Chairman, or any officer listed in number 12 of the application)

14. Cindy Shiao, Vice President  
(Typed or printed name and capacity of person signing application)

03 MAY -8 PM 2:46  
FILED  
TALLAHASSEE, FLORIDA

59

FMC FoodTech Inc.  
Officers and Directors

FILED  
03 MAY -8 PM 2:48  
FALLS CHURCH, VIRGINIA

|                            |                          |  |
|----------------------------|--------------------------|--|
| President                  | Jeffrey G. Simoneau      | 200 East Randolph Drive<br>Chicago, IL 60601 |
| Vice President             | Steve Smith              | 200 East Randolph Drive<br>Chicago, IL 60601 |
| Vice President & Secretary | Cindy Shiao              | 200 East Randolph Drive<br>Chicago, IL 60601 |
| Treasurer                  | William H. Schumann, III | 200 East Randolph Drive<br>Chicago, IL 60601 |
| Assistant Treasurer        | Robert A. Daneck         | 200 East Randolph Drive<br>Chicago, IL 60601 |
| Assistant Secretary        | Michael C. Penn          | 200 East Randolph Drive<br>Chicago, IL 60601 |
| Director                   | Charles H. Cannon, Jr.   | 200 East Randolph Drive<br>Chicago, IL 60601 |
| Director                   | Jeffrey G. Simoneau      | 200 East Randolph Drive<br>Chicago, IL 60601 |
| Director                   | Cindy Shiao              | 200 East Randolph Drive<br>Chicago, IL 60601 |

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# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "FMC FOODTECH INC." IS DULY INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL CORPORATE EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE SECOND DAY OF APRIL, A.D. 2003.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL REPORTS HAVE BEEN FILED TO DATE.

AND I DO HEREBY FURTHER CERTIFY THAT THE FRANCHISE TAXES HAVE BEEN PAID TO DATE.

FILED  
03 MAY -8  
PR 2:46  
DELAWARE SECRETARY OF STATE



2402299 8300

030219809

*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 2345876

DATE: 04-02-03

61

# CERTIFICATE OF LIABILITY INSURANCE

Larsen, Debbie

DATE  
11/3/08

**PRODUCER**

THOMAS E. SEARS, INC.  
31 ST. JAMES AVENUE, SUITE, 1050  
BOSTON, MA 02116-4101

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

**COMPANIES AFFORDING COVERAGE**

CERTIFICATE ISSUED BY T.E.S.  
FOR QUESTIONS CALL (617) 426-8300 X286

**INSURED**

JOHN BEAN TECHNOLOGIES CORPORATION  
(JBT CORPORATION)  
200 EAST RANDOLPH DRIVE  
CHICAGO, IL 60601

COMPANY LETTER A: Lloyd's & Various Companies

COMPANY LETTER B:

COMPANY LETTER C:

COMPANY LETTER D:

**COVERAGES**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| CO LTR                 | TYPE OF INSURANCE   | POLICY NUMBER                                       | POLICY EFFECTIVE DATE (MM/DD/YY) | POLICY EXPIRATION DATE (MM/DD/YY) | LIMITS  |             |                     |       |               |  |  |                        |  |  |                       |  |  |  |
|------------------------|---|---|----------------------------------|-----------------------------------|---|-------------|---------------------|-------|---------------|--|--|------------------------|--|--|-----------------------|--|--|--|
| A                      | AVIATION PREMISES LIABILITY<br><input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR   | AB0805901<br>(Includes GL & AL on Airport premises) | 11/1/08                          | 11/1/09                           | EACH OCCURRENCE   | \$5,000,000 |                     |       |               |  |  |                        |  |  |                       |  |  |  |
| A                      | AVIATION PRODUCTS LIABILITY<br><input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR   | AB0805901<br>(Includes GL & AL on Airport premises) | 11/1/08                          | 11/1/09                           | ANY ONE OCCURRENCE AND IN THE AGGREGATE<br>INCLUDING WITHIN SUCH LIMIT ANY ONE GROUNDING AND IN THE AGGREGATE RESULTING FROM AN OCCURRENCE  | \$5,000,000 |                     |       |               |  |  |                        |  |  |                       |  |  |  |
|                        | EXCESS LIABILITY<br><input type="checkbox"/> UMBRELLA FORM<br><input type="checkbox"/> OTHER THAN UMBRELLA FORM |   |                                  |                                   | EACH OCCURRENCE   |             |                     |       |               |  |  |                        |  |  |                       |  |  |  |
|                        | WORKERS COMPENSATION & EMPLOYERS' LIABILITY   |   |                                  |                                   | <table border="1"> <tr> <td></td> <td>WC STATUTORY LIMITS</td> <td>OTHER</td> </tr> <tr> <td colspan="3">EACH ACCIDENT</td> </tr> <tr> <td colspan="3">DISEASE - POLICY LIMIT</td> </tr> <tr> <td colspan="3">DISEASE - EA EMPLOYEE</td> </tr> </table> |             | WC STATUTORY LIMITS | OTHER | EACH ACCIDENT |  |  | DISEASE - POLICY LIMIT |  |  | DISEASE - EA EMPLOYEE |  |  |  |
|                        | WC STATUTORY LIMITS   | OTHER   |                                  |                                   |   |             |                     |       |               |  |  |                        |  |  |                       |  |  |  |
| EACH ACCIDENT          |   |   |                                  |                                   |   |             |                     |       |               |  |  |                        |  |  |                       |  |  |  |
| DISEASE - POLICY LIMIT |   |   |                                  |                                   |   |             |                     |       |               |  |  |                        |  |  |                       |  |  |  |
| DISEASE - EA EMPLOYEE  |   |   |                                  |                                   |   |             |                     |       |               |  |  |                        |  |  |                       |  |  |  |

**OTHER**

As Respects: Contract dated 6th June 2007 for Project No. ITN-MDAD-01-06

NOTE: Aviation Premises Liability includes General and Automobile Liability on airport property.

**DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS:**

AS RESPECTS AVIATION PREMISES LIABILITY, MIAMI-DADE COUNTY, FLORIDA ARE ADDITIONAL INSUREDS, BUT ONLY TO THE EXTENT THAT JBT HAS EXPRESSLY AGREED TO INDEMNIFY THEM IN CONNECTION WITH WORK UNDERTAKEN BY OR ON BEHALF OF THE NAMED INSURED TO THE EXTENT OF JBT'S INDEMNITY OBLIGATIONS UNDER THE CONTRACT.

**CERTIFICATE HOLDER**

Miami-Dade County, Florida  
Attn: Ms. Sharon Mowbray  
PO Box 025504  
Miami, FL 33102-5504

**CANCELLATION**

THIS CERTIFICATE OF INSURANCE NEITHER AMENDS, EXTENDS OR ALTERS THE COVERAGE AFFORDED BY THE ABOVE NUMBERED POLICIES. THE INSURER WILL ENDEAVOR TO GIVE 30 DAYS WRITTEN NOTICE OF CANCELLATION TO THE CERTIFICATE HOLDER.

AUTHORIZED REPRESENTATIVE **THOMAS E. SEARS, INC.**

*Walter M. Ingrao*

BY: Walter M. Ingrao

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# ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
10/06/2008

**PRODUCER**  
MARSH USA INC.  
500 WEST MONROE STREET  
CHICAGO, IL 60661  
Attn: chicago.CertRequest@marsh.com

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

256094--STD-08-09

**INSURERS AFFORDING COVERAGE**

NAIC #

**INSURED**  
JOHN BEAN TECHNOLOGIES CORPORATION  
ATTN: JOSEPH MEYER  
200 EAST RANDOLPH DRIVE  
CHICAGO, IL 60601

INSURER A: National Union Fire Insurance Company

INSURER B: New Hampshire Insurance Co

INSURER C: Insurance Company Of The State Of PA

19429

INSURER D: N/A

N/A

INSURER E:

**COVERAGES**

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THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| INSR ADD'L LTR | INSRC | TYPE OF INSURANCE  | POLICY NUMBER                       | POLICY EFFECTIVE DATE (MM/DD/YY) | POLICY EXPIRATION DATE (MM/DD/YY) | LIMITS   |
|----------------|-------|--|-------------------------------------|----------------------------------|-----------------------------------|--|
| A              |       | <b>GENERAL LIABILITY</b><br><input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY<br><input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR<br><br>GENERAL AGGREGATE LIMIT APPLIES PER<br><input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PROJ <input type="checkbox"/> LOC | GL 1871916                          | 07/31/08                         | 07/31/09                          | EACH OCCURRENCE \$ 1,000,000<br>DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000<br>MED EXP (Any one person) \$ 50,000<br>PERSONAL & ADV INJURY \$ 1,000,000<br>GENERAL AGGREGATE \$ 2,000,000<br>PRODUCTS - COMPOP AGG \$ 2,000,000 |
| A              | A     | <b>AUTOMOBILE LIABILITY</b><br><input checked="" type="checkbox"/> ANY AUTO<br><input type="checkbox"/> ALL OWNED AUTOS<br><input type="checkbox"/> SCHEDULED AUTOS<br><input type="checkbox"/> HIRED AUTOS<br><input type="checkbox"/> NON-OWNED AUTOS  | CA 1607762 (AOS)<br>CA 1607763 (VA) | 07/31/08<br>07/31/08             | 07/31/09<br>07/31/09              | COMBINED SINGLE LIMIT (Ea accident) \$ 2,000,000<br>BODILY INJURY (Per person) \$<br>BODILY INJURY (Per accident) \$<br>PROPERTY DAMAGE (Per accident) \$  |
|                |       | <b>GARAGE LIABILITY</b><br><input type="checkbox"/> ANY AUTO   |                                     |                                  |                                   | AUTO ONLY - EA ACCIDENT \$<br>OTHER THAN EA ACC \$<br>AUTO ONLY: AGG \$  |
|                |       | <b>EXCESS/UMBRELLA LIABILITY</b><br><input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE<br><br><input type="checkbox"/> DEDUCTIBLE<br>RETENTION \$   |                                     |                                  |                                   | EACH OCCURRENCE \$<br>AGGREGATE \$<br>\$<br>\$<br>\$   |
| B              |       | <b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b>   | WC 1872439 (AOS)                    | 07/31/08                         | 07/31/09                          | <input checked="" type="checkbox"/> WC STATUTORY LIMITS   OTH-ER   |
| B              |       | ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?  | WC 1872440 (CA)                     | 07/31/08                         | 07/31/09                          | E.L. EACH ACCIDENT \$ 2,000,000  |
| B              |       |  | WC 1872441 (FL)                     | 07/31/08                         | 07/31/09                          | E.L. DISEASE - EA EMPLOYEE \$ 2,000,000  |
| C              |       | If yes, describe under SPECIAL PROVISIONS below  | WC 1872442 (OR)                     | 07/31/08                         | 07/31/09                          | E.L. DISEASE - POLICY LIMIT \$ 2,000,000   |
| B              |       | <b>OTHER</b>   | WC 1872443 (TX)                     | 07/31/08                         | 07/31/09                          | SEE ABOVE  |
| B              |       | <b>WORKERS COMPENSATION &amp; EMPLOYERS LIABILITY</b>  | WC 1872444 (MA)                     | 07/31/08                         | 07/31/09                          |  |
| B              |       |  | WC 1872445 (WI, ND, OH, WA)         | 07/31/08                         | 07/31/09                          |  |

**DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS**  
RE: CONTRACT DATED 6TH JUNE 2007 FOR PROJECT NO. ITN-MDAD-01-06  
MIAMI-DADE COUNTY MIAMI-DADE COUNTY IS INCLUDED AS ADDITIONAL INSURED (EXCEPT WORKERS COMPENSATION) WHERE REQUIRED BY WRITTEN CONTRACT AND ALLOWED BY LAW.

**CERTIFICATE HOLDER** CHI-001967023-02

**CANCELLATION**

MIAMI-DADE COUNTY  
AVIATION DEPARTMENT  
ATTN: SHARON MOBRAY  
P.O. BOX 025504  
MIAMI, FL 33102-5504

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE  
of Marsh USA Inc.  
Mary Radaszewski

*Mary Radaszewski*

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## IMPORTANT

If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

## DISCLAIMER

The Certificate of Insurance on the reverse side of this form does not constitute a contract between the issuing insurer(s), authorized representative or producer, and the certificate holder, nor does it affirmatively or negatively amend, extend or alter the coverage afforded by the policies listed thereon.

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REVIEWED (40) 12/11/08

MONTHLY UTILIZATION REPORT

CSBE

CSBE Utilization - FINAL

This report is required to be submitted by the tenth day of each month to the State of Texas, CSBE, if project has not started, enter anticipated start date in the space provided. Failure to comply may result in penalties to impose sanctions. In addition to any other available legal remedy, Sanctions may include the suspending or part payment or part release, termination or cancellation of the contract, and the denial to participate in any future contracts awarded by MDC.

REPORTING PERIOD

|       |            |
|-------|------------|
| TO:   | 11/30/2008 |
| FROM: | 11/1/2008  |

|                   |   |                        |     |
|-------------------|---|------------------------|-----|
| PROJECT NAME:     | MIA Baggage Handling System Operation and Maintenance | CSBE PROJECT MEASURES: | 19% |
| PROJECT NUMBER:   | ITN-MDAD-01-06  | MDC SET ASIDE GOALS:   |     |
| PROJECT LOCATION: | Miami International Airport                           | SET ASIDE SET CODE:    |     |

|                  |                                      |                     |              |                 |                 |                     |     |                 |           |                    |       |                 |                |
|------------------|--------------------------------------|---------------------|--------------|-----------------|-----------------|---------------------|-----|-----------------|-----------|--------------------|-------|-----------------|----------------|
| PRIME CONTRACTOR | ONE: 832-256-8747                    | CONTRACT AWARD DATE | June 6, 2007 | CONTRACT AMOUNT | \$37,338,979.39 | CHANGE ORDER AMOUNT | N/A | CONTRACT PERIOD | 1825 days | % COMPLETE TO DATE | 26.4% | COMPLETION DATE | April 16, 2012 |
| NAME:            | UBT AeroTech Svc.                    | AWARD DATE          | June 6, 2007 | AMOUNT          |                 | AMOUNT              |     |                 |           |                    |       |                 |                |
| ADDRESS:         | 1805 West 2850 South Ogden, UT 84401 | CONTRACT AMOUNT     |              | AMOUNT          |                 | AMOUNT              |     |                 |           |                    |       |                 |                |

AMOUNT REQUISITIONED THIS PERIOD: 734,196.44

TOTAL AMOUNT REQUISITIONED TO DATE: 9,872,467.25

LAST PAYMENT BY Month/Date County (MDC): 5 8 139,806.92

TOTAL AMOUNT PAID BY MDC: 8,526,768.85

DATE REQUISITIONED: 11/30/2008

DATE OF LAST Pmt BY MDC: 11/12/2008

WAS LAST MDC pmt within 14 days of Prime's requisition? YES  NO

DID LAST MDC Pmt EQUAL REQUISITION AMOUNT? YES  NO

IF NO PLEASE EXPLAIN:

| NAME OF CSBE                      | GOAL % | TIER     | CONTRACT PERIOD |              | DESCRIPTION OF WORK               | MDC SET ASIDE                       | CONTRACT AMOUNT | AMOUNT REQUISITIONED THIS PERIOD | DATE OF REQUISITION (FROM SUB) | AMOUNT REQUISITIONED TO DATE | LAST PAYMENT DATE | LAST PAYMENT DATE | MDC SET ASIDE | PAID TO DATE |
|-----------------------------------|--------|----------|-----------------|--------------|-----------------------------------|-------------------------------------|-----------------|----------------------------------|--------------------------------|------------------------------|-------------------|-------------------|---------------|--------------|
|                                   |        |          | START DATE      | END DATE     |                                   |                                     |                 |                                  |                                |                              |                   |                   |               |              |
| Systems Integration & Maintenance | 1      | 12, 1, 4 | July 23 2007    | June 27 2010 | Baggage Clearing and Manual entry | <input checked="" type="checkbox"/> | \$3,369,600     | 117,078.75                       | 11/05/08                       | 1437,800.07                  | 15,288.75         | 10/21/08          | Yes           | 1,228,381.95 |
|                                   |        |          |                 |              |                                   |                                     | TOTAL           |                                  |                                |                              |                   |                   |               | \$3,369,600  |

Executed by: *[Signature]*

Signature of Agent: *[Signature]*

Printed Name of Agent: *[Name]*

Date: *[Date]*

Phone: *[Phone Number]*

Sworn before me: *[Signature]* This *[Date]* Day of *[Month]* 2008.

**MIVIAN WALKER**  
Notary Public, State of Texas  
My Commission Expires August 08, 2012

332 399 3705

177-3-27

**MIAMI-DADE COUNTY  
BOARD OF COUNTY COMMISSIONERS  
OFFICE OF THE COMMISSION AUDITOR**



Legislative Notes

**Agenda Item:** 8(A)1(B)

**File Number:** 091233

**Committee(s) of Reference:** Board of County Commissioners

**Date of Analysis:** June 9, 2009

**Type of Item:** Assignment of Contract

**Summary**

This resolution authorizes the assignment of the Baggage Handling System Operation and Maintenance (BHS O&M) Contract from the current firm, FMC Technologies, Inc. (FMC) to John Bean Technologies Corporation (JBT). JBT is a corporation created by FMC.

Pursuant to Section 6.10 of the Contract, "The Contractor shall not assign the Contract or sublet it as a whole without the written consent of the Owner, nor shall the Contractor assign any moneys due or to become due the Contractor, without the previous written notice of the Owner." The term "Owner" is defined in Section 1.36 of the contract as, "Miami-Dade County Board of County Commissioners or the Aviation Department."

**Background and Relevant Legislation**

On December 19, 2006, the Board of County Commissioners (BCC) adopted R-1445-06 rejecting bids, waiving the formal bid requirements and authorizing issuance of an Invitation to Negotiate (ITN) with the two bidders, FMC and Aircraft Service International, Inc. (ASIG), in order to present the BCC with a final contract. ASIG was the provider of the O&M for Concourse B and Concourse F at the time and their contract was due to expire on February 2007. The ITN was necessary since both bids received exceeded the pre-bid estimate.

On May 8, 2007, the BCC adopted R-545-07 waiving competitive bidding procedures and awarding the BHS O&M Contract to FMC in the amount of \$37,338,979 for a term of three (3) years with two (1) year renewal options. The scope of the Contract included the operation, maintenance and repair of specified existing BHS and related equipment in Concourse F and the new South Terminal automated BHS at Miami International Airport (MIA). The services provide for maintenance and operations of all systems on a 24-hour schedule seven (7) days a week during the term of the Contract. Additionally, preventative and corrective maintenance shall be provided, and spare parts inventories shall be maintained. The bid

waiver was necessary since the project was originally competitively solicited under an Invitation to Bid (ITB) format.

### **Policy Change and Implication**

**This contract was awarded in the amount of \$37,338,979 with a 19% CSBE Goal totaling \$7,094,406.**

According to the Department of Small Business Development (SBD), a 14% CSBE goal has been met. Which would equal to \$5,227,457.

However, according to the County Manager's memorandum, currently only 4% of the goal totaling \$1,530,860 has been achieved through the subcontractor Systems Integration & Maintenance, Inc. (SIMS). This project is at 32% completion.

- *How will the remaining 15% CSBE goal be realized prior to the June 2010 expiration date?*

*According to MDAD, FMC intends to utilize SIMS more often and will be submitting a plan to address such issues.*

### **Additionally, a Community Workforce Program (CWP) Goal was established at 29%.**

Initially, a total of 55 positions were assigned to this project. In order to meet the 29% CWP goal, a minimum of 15 positions needed to be filled. According to MDAD, 17 positions were listed exceeding the CWP 29% required goal. **The Office of the Commission Auditor (OCA) requested a breakdown of the 17 employees, to include the Designated Target Area (DTA). MDAD's response illustrated only one (1) employee actually met the criteria of the CWP goal.**

- *Why was there only one (1) employee from the DTA?*

*According to MDAD, due to an error, the CWP for this contract is actually 10% not the originally established 29%. Therefore, the CWP requirement would actually be only five (5) employees instead of 17. SBD is going to meet with the contractor FMC, to figure out an action plan in order to meet the 10% goal prior to the contract's expiration in June 2010.*

### **MDAD provided additional information regarding the CWP assignment error:**

- *After further conversations and a meeting with SBD, it was established that the CWP would remain at the initial 29% as was established initially. FMC submitted a revised CWP Action Plan to SBD during the first week of June 2009.*

### **According to the CWP Action Plan submitted by the contractor:**

*"We now realize that we misinterpreted boundaries associated with the Designated Hiring Areas and instead of hiring from the designated zones we hired from the entire County in which the zone was contained..... you can be assured that being made aware of our error in interpretation we will move with all haste and make every effort to get back on course and achieve the CWP goal."*

According to SBD, **"The total workforce is 77 resulting in a CWP goal of 22 employees."**

*However, this is contrary to the Action Plan, whereby the contractor states they currently employ 43 laborers and subcontract 22 additional laborers to fulfill CSBE mandates, for a total of 65 laborers. The contractor does not include the twelve (12) non-labor, management/ administrative positions, as they do not contribute to the percentage of the workforce that performs construction or labor work as established by SBD. **In order to meet the CWP goal of 29%, 19 individuals from the designated zones are needed. The current number of individuals employed from these designated zones on site is three (3) for a total CWP compliance of 4.6%.***

On January 23, 2003, the BCC adopted Ordinance 03-1 establishing the Community Workforce Program (CWP) which was amended on November 4, 2003, through Ordinance 03-237 in order to provide job opportunities to Miami-Dade County residents of Designated Target Areas (DTA).

Pursuant to Section 2-1701 of Miami-Dade County Code, the contractor must submit to the County, within fifteen (15) days of notification of award of a contract, a Workforce Plan outlining how the goal will be met. The Workforce Plan must include, among other requirements, the total number of persons that will be used by the contractor identified by name, address and trade who reside in the Designated Target Area (DTA). A Contractor who does not have a Plan as of 25% completion of the Contract, may be subject to sanctions including, but not limited to, stop payment. Additionally, the Code, requires monitoring compliance with the ordinance by assigning County staff to be on site quarterly to review progress towards meeting the local workforce goal.

- *Who is responsible for monitoring compliance?*
- *What type of Workforce Plan was provided by the contractor within fifteen (15) days of the award?*
- *Why has it not been enforced?*

#### **Budgetary Impact**

The funding source for this contract award is Airport Operational Funds in the amount of \$37,338,979.

**According to MDAD, the total expenditures through April 2009 are \$13,128,775.52 based on the following breakdown:**

- Contract Allocation: \$10,234,510.10
- Dedicated Allowance: \$1,898,816.28
- General Allowance: \$699,790.71
- Training Allowance: \$295,658.43

**Prepared by:** Bia Marsellos