

Punch List



January 2025



SAM
Subcontractors Association of the Metroplex

TABLE OF CONTENTS



In this newsletter:

Member News
Page 2-3

New Members
Page 3

TCA Membership Benefits
Page 4

Safety Corner
Page 5-6

Legal Minute
Page 7-8

Lien Information
Page 9

Upcoming Events
Page 10

Texas Construction
Association
Page 11

ASSOCIATION LEADERSHIP

President: Bryan Kindopp, Staley Steel

1st Vice President: Debbie Parker, King of Texas Roofing

2nd Vice President: Tommy Parker, Fox Electric

Treasurer: Josue Garay, Garay's Concrete Work

Secretary: Matthew Singel, Anderson Paving

Past President: Eric Hernandez, Patterson & Associates

Director: Brad Chandler, Intex Electric

Director: Christy Juarez, C & C Concrete Texas Pumping

Director: Donna Nuernberg, Donna Nuernberg CPA

Director: Rob Petitti, INSURICA

Director: Tom Crossland, SitePro Rentals

Legal Counsel: Sewall "Spike" Cutler, Cutler Smith, P.C.

Executive Director: Carrie Buckley

ASSOCIATION COMMITTEES

Education: Matthew Singel, Chairperson

Events: Robert Petittie, Chairperson

Legislative: Becca Neu, Chairperson

Membership: Eric Hernandez, Chairperson

Philanthropy: Josue Garay, Chairperson

Safety: Tommy Parker, Chairperson

MEMBER NEWS

Wreaths Across America 2024

For many years, King of Texas Roofing Company has participated in the nationwide “Wreaths Across America” event held every December. King of Texas Roofing partners with the Greater Dallas DAR (Daughters of the American Revolution), providing trucks and manpower to unload, set up, and distribute wreaths to Sparkman-Hillcrest Cemetery in Dallas. Wreaths are then laid on veterans’ graves, honoring them for their service to the United States Armed Forces.



Insurance Journal, a leading publication in the property and casualty insurance industry, released its 2024 rankings for the top 100 Property and Casualty agencies in the U.S. and Frost Insurance is proud to have ranked among the top 100 as we continue to pursue growth, excellence and innovation to serve more customers across Texas.

Sponsor Spotlight: The ProHunters

Established in 2018, The ProHunters began with 40+ years combined experience and grew our team to well over 200 years combined experience in the construction staffing industry.

We provide direct placement, temp-to-hire and temporary staffing to leading construction companies nationwide. Our team of sales professionals and recruiting experts combine our patented technology with tried-and-true word of mouth referrals to deliver exceptional results for clients and job candidates alike.

As SAM associate members in 2024 The ProHunters, made many wonderful connections, so we are overjoyed to be Event Sponsors for 2025!

The ProHunters
Christine Lofland
christine@prohuntersearch.com
512.998.1479
www.prohuntersearch.com



MEMBER NEWS

Sponsor Spotlight: PCL Contract Bonding Agency

Founded in 1985 by Pauline and Clem Lesch, PCL Contract Bonding Agency has grown to become one of the largest contract surety agencies in Texas, specializing in bonding for commercial contractors. Our deep roots in the Dallas/Fort Worth metroplex have enabled us to build lasting relationships within the construction industry.

We specialize in contract bonding for the construction industry, offering a range of bonds including: Bid Bonds, Performance Bonds, Payment Bonds, Maintenance Bonds, License & Permit Bonds

Our focus on surety bonds allows us to stay informed on construction issues and provide services that are highly tailored to the needs of contractors.



PCL Contract Bonding Agency
972.459.4749
www.pclbonds.com

Our membership in the Subcontractors Association of the Metroplex (SAM) has been invaluable. It has provided us with networking opportunities, industry insights, and a platform to advocate for the interests of subcontractors. The collaborative environment within SAM has enabled us to forge meaningful connections and stay informed about important developments within the industry. These connections have directly contributed to our growth and success.

NEW MEMBERS

SAM is proud to welcome four new members: Aguilar Concrete Services, myIT.com, On-Site PC Services, and Frost Bank. Find their contact information on our Membership Directory on our website.

SAM will achieve the 100 Member Milestone in 2025!

Help us by inviting another subcontractor to our meetings and events.



TCA MEMBERSHIP BENEFITS

Office Depot Discount Card



Save online with an
**ODP Business Solutions
Account**

Contact Gianina Wong
for Assistance



Save In Store with the
Store Purchasing Card

Use this Card or
Find Online in the
Member Portal

Gianina Wong

Account Manager ODP Business Solutions.
9501 Amberglen Blvd., Suite 200 | Austin, TX 78729
Tel: 512-746-7389 | Gianina.Wong@odpbusiness.com

Texas Construction Safety Group

The Texas Construction Safety Group was designed by subcontractors for subcontractors to help nail down lower premiums and keep employees safe.

Benefits Include:

- Premium Discounts
- Group Dividend, Based on Performance of the Texas Construction Safety Group
- Access to Free Training Materials, Including Texas Mutual's Safety Catalog and E-Learning Training Courses



Gina O'Hara
info@txconstructionwc.com
(512) 415-6480
txconstructionwc.com

SAFETY CORNER

January Safety Tips

1. During inclement weather involving snow and ice, keep fleet and personal vehicles off the road. Travel only when necessary, and do not let fleet/ company vehicles move without approval on a case-by-case basis.
2. Keep "ice melt" on hand at work and home and use it to help reduce the risk of slips and falls on sidewalks and entryways.
3. Use caution when exiting a building or a vehicle, as these points are prevalent for slips and falls due to slippery conditions.
4. Ensure that functional smoke and carbon monoxide detectors are in place, especially when using fireplaces and gas heat.
5. Monitor the weather forecast and plan ahead; if the forecast predicts the possibility of ice or snow, instruct employees and supervisors to communicate early before people begin their daily commute.
6. Also, be aware that conditions can vary greatly across the Metroplex



Tommy Parker

Fox Electric Ltd.
Operations Manager
817.461.2571
tparker@foxelectric.com
SAM Safety Committee



OSHA PPE Fit Rule

Department of Labor finalizes rule on proper fit requirements for PPE

Changes align the construction industry with general industry standards

WASHINGTON - The U.S. Department of Labor announced that its Occupational Safety and Health Administration has finalized a revision to the personal protective equipment standard for construction. The final rule explicitly requires the equipment to properly fit any construction worker who needs it, improving protections from hazardous conditions.

The revision to the standard adds specific language requiring that **employers provide PPE that properly fits construction industry workers**. The change aligns the construction industry standard with the standard already in place for general industry and helps support more women coming into a construction environment with different measurables.

SAFETY CORNER

OSHA PPE Fit Rule

Many types of personal protective equipment must be sized to fit a worker properly. Improperly sized PPE can be ineffective in protecting workers; create new hazards for the worker, such as oversized gloves or protective clothing being caught in machinery; and discourage use because of discomfort or poor fit. The matter has been a longstanding industry safety concern, particularly among some women as well as among physically smaller or larger workers.

Actionable Steps for Companies:

1. Audit Current PPE Inventory:

- a. Review your current PPE to ensure it includes a variety of sizes and styles to accommodate all workers.

2. Training and Awareness:

- a. Train supervisors and safety personnel to assess proper PPE fit during orientations and routine safety checks.

3. Engage with Workers:

- a. Actively seek feedback from workers about PPE fit and comfort to address concerns before they become hazards.

4. Partner with Vendors:

- a. Work with PPE suppliers to source equipment that meets the diverse needs of your workforce.

5. Document Compliance Efforts:

- a. Update PPE written policy, Keep detailed records of PPE purchases, fit tests, and any training provided to demonstrate compliance during inspections.



Daniel James

Vice President

STC-Safety Training & Compliance, LLC

2600 Dallas Parkway

Suite 240

Frisco, Texas 75034

Cell: 469-500-2606

Office: 972-347-3377

Email: Daniel.james@thestcgroup.com



LEGAL MINUTE

Corporate Transparency Act - Do I or Don't I?

Many are the questions we have fielded over the past year regarding the Corporate Transparency Act, and the requisite Beneficial Ownership Information reports.

First, a brief recap of exactly what it is; the Corporate Transparency Act went into effect on January 1, 2021, and its provisions are aimed at combating illicit financial activity. Under the act, small businesses in the United States are required to file beneficial ownership information reports (BOI) with the Department of Treasury By January 1, 2025.

WHAT COMPANIES HAVE TO REPORT?

For-profit, privately held companies registered to conduct business in the United States, that have 20 or fewer employees or have \$5 million or less in gross sales or receipts are required to file BOI Reports. There are 23 exemptions, and the publicly traded corporations and non-profit corporations do not fall under the requirements of the Corporate Transparency Act. A list of exemptions can be found here: https://www.fincen.gov/boi-faqs#C_2

Assuming your company is required to report, you would then need to identify the "beneficial owners" of the business; a "beneficial owner" is any individual who owns or controls at least 25% of an organization, serves as a senior officer (such as a President, CEO or General Counsel); has authority to appoint or remove senior officers, board members or other similar role; and/or makes important decisions concerning the company's business, finances and/or structure.

Vague Enough?

WHAT IS THE FILING DEADLINE?

For the vast majority of small businesses, the deadline to file these reports is January 1, 2025; however, companies created between January 1, 2024 and January 1, 2025 are required to file within 90 days of formation, and companies formed after January 1, 2025 will be required to file within 30 days following formation.

WHERE DO I FILE?

The BOI report is filed with the Financial Crimes Enforcement Network (FINCEN), a bureau within the Department of the Treasury, and they are filed online. The filing portal can be found at this web address: <http://BOIEefiling.fincen.gov/>

LEGAL MINUTE

Corporate Transparency Act - Do I or Don't I?

BUT WAIT - I THOUGHT I READ THAT I DON'T HAVE TO FILE!

Okay, so this ball is bouncing a lot, so pay attention.

On December 3, 2024, a federal court sitting in Texas issued a nationwide preliminary injunction blocking FINCEN from enforcing the BOI Reporting Rules under the Corporate Transparency Act. This meant that, unless an appeals court reversed it, the obligation to file the BOI reports was suspended indefinitely.

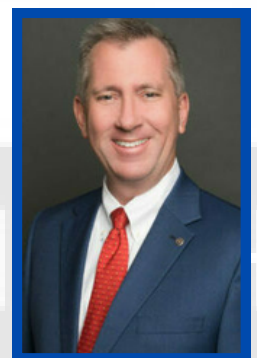
Then (unsurprisingly) the federal government appealed the ruling, and a federal judge in the US Court of Appeals for the 5th Circuit overturned the injunction on December 23, holding that the law could be enforced; in response, FinCen announced it was extending the deadline to file the report to January 13, 2025.

BUT WAIT - THERE'S MORE!

Almost immediately after the ruling reinstating the filing requirement, however, a different panel of the US Court Of Appeals for the Fifth Circuit reinstated the injunction against mandatory filing in an after-hours ruling. Hence, as of this writing, there is no requirement that companies comply with the BOI reporting requirements. But beware- this could change with very little notice and, if it does, you can expect the government to impose relatively short deadlines to comply. The current ruling is only temporary, and is in effect until the Court Of Appeals considers the merits of the case and ultimately decides whether the For Transparency Act is unconstitutional or not.

Naturally, there is no reason why, out of the abundance of caution, you cannot proceed and file your BOI report, if you so choose. And, if and when the status of this changes, we will let you know that as well.

The attorneys at Cutler Smith, P.C. are uniquely qualified to protect our clients' business and legal rights through every phase of the business and project life cycle. With our in-depth knowledge of the commercial construction industry combined with our solid business counsel, we provide effective and efficient legal solutions in transactional, administrative and litigation matters.



Sewall "Spike" Cutler
Board-Certified
Construction Lawyer

12750 Merit Dr.
Suite 500
Dallas, TX 75251
214.219.0800
www.cutler-smith.com

LIEN INFORMATION



SAM collects and compiles Mechanics Liens Information filed in Dallas, Tarrant and Collin Counties on an ongoing basis.

Members regularly use this information to learn more about Financial Issues that might be plaguing a Project.

During our happy hour meetings, we invite our attendees to share their insight based on first-hand experience with a Contractor or on a Project.

SAM was founded on the foundation of Education and Information Exchange.

Our members find the Lien Information and Monthly Information Exchange the most valuable aspects of their annual investment.

This is a glimpse of the information available in the full, searchable spreadsheet which is available in our Member Portal.

Contact Carrie Buckley for more information about your future SAM Membership.

2024 LIEN STATISTICS

Dallas County

2,777 Liens Files for \$354,262,486

Average Lien: \$127,570

1,901 Liens are Over \$10,000

Largest Residential Lien: \$47,851,640, Dallas

Largest Commercial Lien: \$32,863,805

Filed by: DPR Construction

Filed Against: Evolve Biologics (USA) Inc.

Property: 5001 N. President George Bush Hwy., Sachse

Tarrant County

*Most Liens in Tarrant County are Residential

285 Liens Filed for \$173,862,868

Average Lien: \$610,045

273 Liens are Over \$10,000

Largest Residential Lien: \$7,189,470

Property: Lot 5 Block 27-B Westover Hills, Westover Hills

Collin County

*Most Liens in Collin County are Residential

270 Liens Filed for \$211,806,273

Average Lien: \$784,468

266 Liens are Over \$10,000

Largest Residential Lien: \$4,761,815

Property: Lot 34 and Lot 35 Block E Canyon Park Estates
Second Edition, Richardson

UPCOMING EVENTS



SAM
Subcontractors Association of the Metroplex

TOSS & TASTE

January 30, 2025
2:00 - 5:00 p.m.
Chill Bar & Grill
2513 S. Stemmons Fwy.
Lewisville
\$10 Attendee
\$100 Cornhole Team | \$150 Chili Team
Sponsorships Available

Register Here

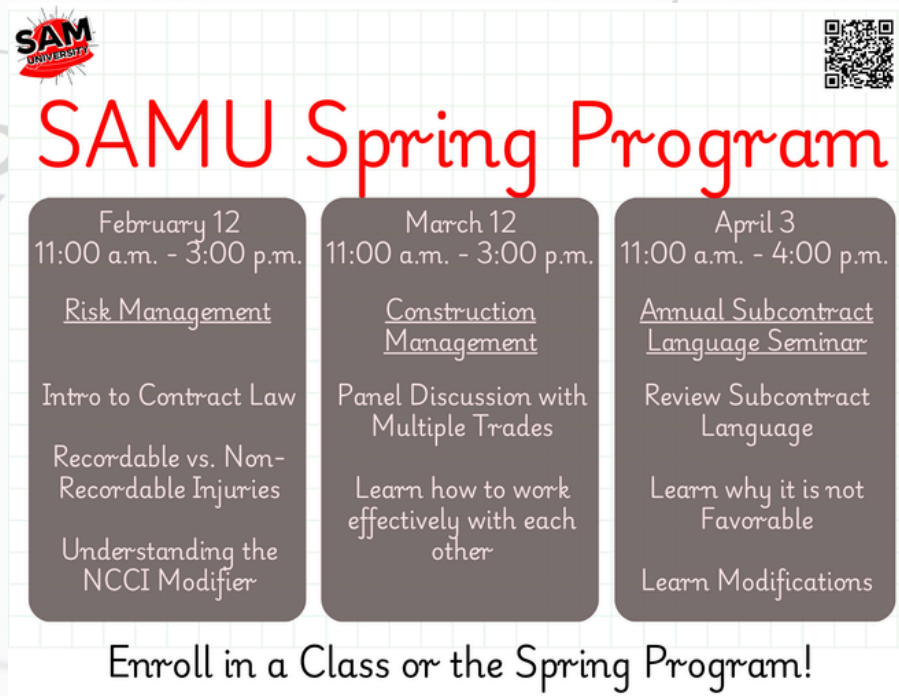


SAM
Subcontractors Association of the Metroplex

Weather Related Safety

February 6
4:00 - 6:00 p.m.
Maggiano's Little Italy
6001 W. Park Blvd. | Plano

Register Here



SAM
UNIVERSITY

SAMU Spring Program

February 12 11:00 a.m. - 3:00 p.m.	March 12 11:00 a.m. - 3:00 p.m.	April 3 11:00 a.m. - 4:00 p.m.
<u>Risk Management</u>	<u>Construction Management</u>	<u>Annual Subcontract Language Seminar</u>
Intro to Contract Law	Panel Discussion with Multiple Trades	Review Subcontract Language
Recordable vs. Non-Recordable Injuries	Learn how to work effectively with each other	Learn why it is not Favorable
Understanding the NCCI Modifier		Learn Modifications

Enroll in a Class or the Spring Program!

The Subcontractors Association of the Metroplex provides commercial trade subcontractors with the tools needed to achieve their business goals through the exchange of information, market awareness, educational opportunities, fellowship and mentorship.

Our semi-monthly meetings and seminars provide value to our members by educating them on the latest business practices, changes to rules, regulations, and laws. We also provide up-to-date information requested by our members along with reports on court filings, bankruptcies, and job or tax liens.



The Texas Construction Association is a membership organization dedicated to creating and maintaining a vibrant and prosperous business climate in Texas to support the Texas construction industry.

Founded in 1998, and located in Austin, Texas, TCA's current make-up includes seventeen member associations with chapters across Texas as well as other, direct members of TCA.

Our members, representing over 3,000 Texas businesses, contribute to one of the largest sectors of the state's economy.

TCA works in cooperation with other associations, both in and out of the construction industry, to advocate for legislative reforms to improve the ability for specialty contractor and suppliers to grow their businesses.

The TCA Staff in Austin stands ready to support our members and serve as a resource for anyone interested in the Texas construction industry.

At TCA, when our members work together, powerful things happen!

Register to attend TCA's Bi-Annual Walk on the Capitol to educate your legislators on the nuances and challenges subcontractors face in Texas.



WALK ON THE CAPITOL

Tuesday, February 11, 2025
Under the Dome with Political Insiders
2:30 PM - 4:30 PM at DoubleTree Guest Suites Hotel

Tuesday, February 11, 2025
TCA★PAC Roundup & Legislator Reception
**TCA★PAC Membership Required*
Socialize with Legislators & their Staff over Food & Drinks!
5:30 PM - 8:30 PM at 800 Congress

Wednesday, February 12, 2025
Walk on the Capitol
Breakfast & Briefing
7:30 AM - 9:00 AM at DoubleTree Guest Suites Hotel
Immediately followed by
Legislator Meetings
Texas Capitol



**Discounted
hotel room block
available.**
DoubleTree
Guest Suites Hotel
303 W. 15th Street, Austin
(512) 478-7000
Code: TCA

To book online:



shorturl.at/UaJro