

**MINUTES
CENTRAL FLORIDA EXPRESSWAY AUTHORITY
BOARD MEETING
July 10, 2014**

Board Members Present:

Commissioner S. Scott Boyd, Orange County
Mayor Buddy Dyer, City of Orlando
Commissioner Welton G. Cadwell, Lake County
Commissioner Fred Hawkins, Jr., Osceola County
Mayor Teresa Jacobs, Orange County
Walter A. Ketcham, Jr.

Board Member Participating by Phone:

Commissioner Brenda Carey, Seminole County

Non-Voting Advisor Present:

Diane Gutierrez-Scaccetti, Florida's Turnpike Enterprise

Staff Present:

Joseph A. Berenis, Deputy Executive Director
Joseph L. Passiatore, General Counsel
Darleen Mazzillo, Recording Secretary/Executive Assistant

CALL TO ORDER

The meeting was called to order at 9:30 a.m. by Deputy Executive Director Joseph Berenis. Mr. Berenis welcomed everyone to the first meeting of the Central Florida Expressway Authority.

OPENING REMARKS

Senator Andy Gardiner, Senator David Simmons and Representative Bryan Nelson, whose vision led to the creation of the Central Florida Expressway Authority, gave opening remarks.

OPENING REMARKS BY BOARD MEMBERS

The Board Members provided their remarks.

DISCUSSION AND ELECTION OF INTERIM BOARD CHAIRMAN, VICE-CHAIRMAN AND SECRETARY TREASURER

General Counsel Joseph Passiatore explained that it is the Board's prerogative as to the term of the initial slate of officers. He offered three options for the Board's consideration: 1) elect officers for this meeting only, 2) elect officers for a definite or indefinite term and 3) no elections today.

A motion was made by Mayor Jacobs and seconded by Commissioner Boyd to hold interim elections today and to hold elections again after all three gubernatorial appointments are made. The motion carried unanimously with six members present and voting AYE by voice vote and with Commissioner Carey voting AYE by phone.

Chairman

Nominations were made for Walter Ketcham and Mayor Dyer as Chairman. Five members of the Authority shall constitute a quorum, as provided in the CFX Statute. The nomination of Mr. Ketcham failed 3 to 4, with Mayor Jacobs, Commissioner Boyd and Mr. Ketcham voting "AYE" and Commissioner Carey, Mayor Dyer, Commissioner Cadwell and Commissioner Hawkins voting "NAY." The nomination of Mayor Dyer failed 4 to 3 with Commissioner Hawkins, Commissioner Carey, Commissioner Cadwell and Mayor Dyer voting "AYE" and Mayor Jacobs, Commissioner Boyd and Mr. Ketcham voting "Nay."

There was discussion regarding Mr. Ketcham's right to serve on the CFX Board. Mr. Passiatore has reviewed the new statute and his opinion is that Mr. Ketcham may sit as a CFX Board member pending his appointment by the Governor or the Governor's selection of someone to replace him. Mr. Passiatore also addressed his communication with the Governor's Office regarding this matter.

Commissioner Cadwell was nominated by Mayor Jacobs. **By unanimous vote, Commissioner Cadwell was elected Chairman of the Central Florida Expressway Authority.**

Vice-Chairman

Commissioner Boyd was nominated by Walter Ketcham for Vice-Chairman. **By unanimous vote, Commissioner Boyd was elected Vice-Chairman of the Central Florida Expressway Authority.**

Secretary/Treasurer

Commissioner Carey was nominated by Mayor Jacobs for Secretary/Treasurer. **By unanimous vote, Commissioner Carey was elected Secretary/Treasurer.**

PUBLIC COMMENT

Ms. Sally Baptiste voiced her opposition to tolls and lack of public trust. She requested to make a 60 minute presentation at the next Board meeting regarding highway gridlock and regionalism.

APPROVAL OF MINUTES OF JUNE 9, 2014 BOARD MEETING

A motion was made by Commissioner Boyd and seconded by Commissioner Hawkins to approve the minutes of the June 9, 2014 OCEA Board Meeting. The motion carried unanimously with six members of the Board present and voting AYE by voice vote and Commissioner Carey voting AYE via phone.

APPROVAL OF CONSENT AGENDA

The Consent Agenda was presented for approval (Exhibit A):

1. Adoption of Resolution of necessity for the acquisition of Parcel 254 for the construction of the Wekiva Parkway, Project 429-204
2. Adoption of Resolution of necessity for the acquisition of Parcel 256 for the construction of the Wekiva Parkway, Project 429-204
3. Adoption of Resolution of necessity for the acquisition of Parcel 275 for the construction of the Wekiva Parkway, Project 429-204
4. Adoption of Resolution of necessity for the acquisition of Parcel 279 for the construction of the Wekiva Parkway, Project 429-204
5. Approval of Contract Award to Stantec Consulting Services, Inc. for Construction Management (Contract No. 001033)
Contract Value: Not-to-Exceed \$3,000,000
6. Approval of Agreement with Trustwave Holdings, Inc. for Compliance Validation Services for Payment Card Industry Data Security Standard
Agreement Value: \$86,932.36
7. Approval of Supplemental Agreement No. 7A with Dewberry Engineers, Inc. d/b/a Dewberry Bowyer-Singleton for Post Design Services on S.R. 417/Boggy Creek Road Interchange Phase III (Project 417-301)
Agreement Value: \$152,199.00
8. Approval for Disposal of Inventory Items

Commissioner Carey had questions regarding Consent Agenda items #5 and #7. Those two item were pulled for discussion.

A motion was made by Mayor Dyer and seconded by Commissioner Boyd to approve the Consent Agenda with the exception of items #5 and #7. The motion carried unanimously with six members present and voting AYE by voice vote and Commissioner Carey voting AYE by phone.

Consent Agenda item #5

Commissioner Carey asked questions about the selection process and contract terms for the project. Mr. Ben Dreiling, Director of Construction and Maintenance, answered Commissioner Carey's questions.

A motion was made by Mayor Dyer and seconded by Mayor Jacobs to approve Consent Agenda item #5. The motion carried unanimously with six members present and voting AYE by voice vote and Commissioner Carey voting AYE by phone.

Consent Agenda item #7

Commissioner Carey asked questions regarding the supplemental agreement. Mr. Dreiling provided the information.

A motion was made by Mayor Dyer and seconded by Commissioner Hawkins to approve Consent Agenda item #7. The motion carried unanimously with six members present and voting AYE by voice vote and Commissioner Carey voting AYE by phone.

ADOPTION OF RESOLUTION OF THE CENTRAL FLORIDA EXPRESSWAY AUTHORITY ACCEPTING TRANSFER OF ASSETS AND OBLIGATIONS OF THE FORMER ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY AND ADOPTING "CFX" AS ITS OFFICIAL SURNAME

General Counsel Joseph Passiatore presented a Resolution accepting transfer of assets and obligations of the former Orlando-Orange County Expressway Authority to the Central Florida Expressway and adopting "CFX" as its official surname.

A motion was made by Mayor Jacobs and seconded by Commissioner Boyd to adopt the Resolution as presented. The motion carried unanimously with six members present and voting AYE by voice vote and Commissioner Carey voting AYE by phone.

DRAFT RULES OF PROCEDURE FOR BOARD MEETINGS

Mr. Passiatore explained that staff has drafted Rules of Procedure for Board Meetings consistent with the provisions of SB 230 and the nine-member makeup of the new Board. The purpose is to provide an orderly process to conduct business and facilitate open exchange of ideas among Board members and the public.

By consensus, the Board members directed Mr. Passiatore to work with the county attorneys and the city attorney to develop Rules of Procedures for Board Meetings and to bring it back next month for the Board's consideration.

REVIEW OF COMMITTEE CHARTERS

The Board members expressed their opinions regarding committee structure. It was suggested that outside expertise, such as appropriate county and city personnel, serve on the committees. Some Board members were not in favor of Board members serving on the committees. It was also suggested that an approach other than committee structure be considered.

Mr. Ketcham brought up the fact that a Right-of-Way Committee meeting is scheduled for July 15. Mr. Passiatore stated that until new committee rules are established by the CFX Board, we will continue to operate under the current structure.

Staff was directed to bring back suggestions for committee structures at the next meeting.

REVIEW OF FY 2015 BUDGET

Interim CFO Lisa Lumbarb presented the draft Fiscal Year 2015 Operations, Maintenance & Administration Budget for the Board's review and comment. Staff proposes having a workshop next month to explain the budget in more detail.

Ms. Lumbarb began with an explanation of the budget process and cost centers. She noted that, since our fiscal year began on July 1, we are operating under last year's budget until a new budget is approved.

The proposed budget totals \$63,383,108, which is \$1,753,400 or 2.8% over the last fiscal year.

Ms. Lumbarb explained the cost increases over the prior year.

The Goldenrod Extension Project is a non-system project. It was built through a partnership with the City of Orlando, Orange County, GOAA and OOCEA. The net revenues are returned on a pro-rata basis to the partners on an annual basis. The total operations and maintenance expense budget is \$352,763. The total revenue budget is \$1,240,000.

The debt service ratio for this budget is 1.91. Our planning target is 1.6. Board policy is 1.45. Bond covenants state we must maintain a 1.2 debt service ratio.

This item was presented for information only. No action was taken. The budget will be brought back to the Board at a workshop next month.

ADOPTION OF RESOLUTION AND REVISED EXPENDITURE CONTROL POLICY

Ms. Lumbarb requested the Board's adoption of a Resolution amending the Expenditure Control Policy, which establishes the protocol for issuance of checks, wire transfers and debits.

A motion was made by Mayor Jacobs and seconded by Commissioner Boyd to adopt the Resolution amending the Expenditure Control Policy as presented. The motion carried

unanimously with six members present and voting AYE by voice vote and Commissioner Carey voting AYE by phone.

EXECUTIVE DIRECTOR SEARCH

Deputy Executive Director Laura Kelley requested that the Board authorize staff to begin the selection process for a search firm as a first step in hiring for the Executive Director position.

The Board Members were in agreement with Ms. Kelley's request and also proposed that we discuss the qualifications and selection process as part of the workshop next month.

A motion was made by Mayor Dyer and seconded by Mayor Jacobs to move forward with the process to select a search firm for the Executive Director position. The motion carried unanimously with six members present and voting AYE by voice vote and Commissioner Carey voting AYE by phone.

OTHER BUSINESS/BOARD MEMBER COMMENT

Mayor Jacobs mentioned that the Authority has a strict set of rules concerning Board members who are running for political office. It appears that she is the only one running for office at this time.

Commissioner Boyd mentioned that it is his personal procedure to meet at his Orange County office with anyone from the public that requests a meeting with him.

Mayor Dyer's preference would be to schedule workshops before, during or after the monthly Board meetings. The other Board members were in agreement and preferred the cutoff to be noon, if possible.

ADJOURNMENT

The meeting adjourned at approximately 11:15 a.m.



Commissioner Welton G. Cadwell
Chairman
Central Florida Expressway Authority



Darleen Mazzillo
Recording Secretary/Executive Assistant
Central Florida Expressway Authority

Pursuant to the Florida Public Records Law and CFX Records Management Policy, audio tapes of all Board and applicable Committee meetings are maintained and available upon request to the Records Management Liaison Officer at publicrecords@oocea.com or 4974 ORL Tower Road, Orlando, FL 32807. Additionally, video tapes of Board meetings commencing July 25, 2012 are available at the CFX website, www.expresswayauthority.com

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

AGENDA
CENTRAL FLORIDA EXPRESSWAY AUTHORITY
BOARD MEETING
July 10, 2014
9:30 AM

Meeting Location: CFX Boardroom
4974 ORL Tower Road, Orlando, FL 32807

- A. CALL TO ORDER/PLEDGE OF ALLEGIANCE – *Joseph Berenis, Deputy Executive Director***
- B. OPENING REMARKS – *Senator Andy Gardiner, Senator David Simmons and Representative Bryan Nelson***
- C. OPENING REMARKS – *Board Members***
- D. DISCUSSION AND ELECTION OF INTERIM BOARD CHAIRMAN, VICE-CHAIRMAN AND SECRETARY/TREASURER – *Joseph Passiatore, General Counsel*** Action Item
- E. PUBLIC COMMENT**
Pursuant to Rule 1-1.011, the governing Board for CFX has set aside at least 15 minutes at the beginning of each regular meeting for citizens to speak to the Board on any matter of public interest under the Board's authority and jurisdiction, regardless of whether the public interest is on the Board's agenda, but excluding pending procurement issues. Each speaker shall be limited to 3 minutes.
- F. APPROVAL OF MINUTES OF JUNE 9, 2014 BOARD MEETING** Action Item
- G. APPROVAL OF CONSENT AGENDA** Action Item
- H. REGULAR AGENDA ITEMS**
- 1. ADOPTION OF RESOLUTION OF THE CENTRAL FLORIDA EXPRESSWAY AUTHORITY ACCEPTING TRANSFER OF ASSETS AND OBLIGATIONS OF THE FORMER ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY AND ADOPTING "CFX" AS ITS OFFICIAL SURNAME – *Joseph Passiatore, General Counsel*** Action Item
- 2. DRAFT RULES OF PROCEDURE FOR BOARD MEETINGS – *Joseph Passiatore, General Counsel*** Discussion Item
- 3. REVIEW OF COMMITTEE CHARTERS – *Laura Kelley, Deputy Executive Director and Joseph Passiatore, General Counsel*** Discussion Item
- ~ Audit Committee
 - ~ Finance Committee
 - ~ Operations Committee
 - ~ Right-of-Way Committee

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

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|----|---|-------------|
| 4. | REVIEW OF FY 2015 BUDGET – <i>Lisa Lumbard, Interim CFO</i> | Info. Item |
| 5. | ADOPTION OF RESOLUTION AND REVISED EXPENDITURE CONTROL POLICY – <i>Lisa Lumbard, Interim CFO</i> | Action Item |
| 6. | EXECUTIVE DIRECTOR SEARCH – <i>Laura Kelley, Deputy Executive Director</i> | Action Item |

I. OTHER BUSINESS/BOARD MEMBER COMMENT

J. ADJOURNMENT

This meeting is open to the public.

Note: Any person who decides to appeal any decision made at this meeting will need record of the proceedings and for that purpose, may need to ensure that a verbatim record of the proceedings is made which includes the testimony and evidence upon which the appeal is to be based.

EXHIBIT "A"

CONSENT AGENDA

July 10, 2014

1. Adoption of Resolution of necessity for the acquisition of Parcel 254 for the construction of the Wekiva Parkway, Project 429-204
2. Adoption of Resolution of necessity for the acquisition of Parcel 256 for the construction of the Wekiva Parkway, Project 429-204
3. Adoption of Resolution of necessity for the acquisition of Parcel 275 for the construction of the Wekiva Parkway, Project 429-204
4. Adoption of Resolution of necessity for the acquisition of Parcel 279 for the construction of the Wekiva Parkway, Project 429-204
5. Approval of Contract Award to Stantec Consulting Services, Inc. for Construction Management (Contract No. 001033)
Contract Value: Not-to-Exceed \$3,000,000
6. Approval of Agreement with Trustwave Holdings, Inc. for Compliance Validation Services for Payment Card Industry Data Security Standard
Agreement Value: \$86,932.36
7. Approval of Supplemental Agreement No. 7A with Dewberry Engineers, Inc. d/b/a Dewberry Bowyer-Singleton for Post Design Services on S.R. 417/Boggy Creek Road Interchange Phase III (Project 417-301)
Agreement Value: \$152,199.00
8. Approval for Disposal of Inventory Items


CONSENT AGENDA ITEM

#1

WINDERWEEDLE, HAINES, WARD & WOODMAN, P.A.

**329 Park Avenue North
Second Floor
Post Office Box 880
Winter Park, Florida 32790-0880
Telephone (407) 423-4246
Facsimile (407) 645-3728**

M E M O R A N D U M

TO: Central Florida Expressway Authority Board Members
FROM: Robert L. Simon, Jr., Right of Way Counsel
Winderweedle, Haines, Ward & Woodman, P.A. 
DATE: June 25, 2014
RE: SR 429 Wekiva Parkway
Project 429-204: Parcel 254 - Resolution

Winderweedle, Haines, Ward & Woodman, P.A. ("WHWW"), right of way counsel, submits the attached Resolution and requests that the Board consider the adoption of the Resolution for the acquisition of Parcel 254 (the "Property") for the construction of the SR 429 Wekiva Parkway, Project 429-204.

DESCRIPTION AND BACKGROUND:

The Resolution is being sought in accordance with applicable Florida law governing eminent domain and property acquisition procedures. In addition, the Resolution is being sought as a step in the process of property acquisition consistent with the Central Florida Expressway Authority Property Acquisition & Disposition Procedures Manual.

Parcel 254 is a 0.760 acre parcel of land located on Ondich Road in Orange County, Florida. The acquisition of Parcel 254 is necessary for the construction of the SR 429 Wekiva Parkway, Project 429-204.

REQUESTED ACTION:

Right of way counsel respectfully requests that the Board adopt the attached Resolution for the acquisition of Parcel 254.

ATTACHMENT:

Resolution for Parcel 254

RESOLUTION

WHEREAS, the CENTRAL FLORIDA EXPRESSWAY AUTHORITY (the "AUTHORITY") is empowered by Chapter 348, Part III, Florida Statutes to acquire, hold, construct, improve, maintain and operate the CENTRAL FLORIDA EXPRESSWAY SYSTEM (the "SYSTEM"), and is further authorized to construct any extension, additions or improvements to the SYSTEM or pertinent facilities including all necessary approaches, roads and avenues of access with such changes, modifications or revisions of the project as shall be deemed desirable and proper, and

WHEREAS, the SYSTEM is defined under Section 348.752(13), Florida Statutes, as any and all expressways and appurtenant facilities thereto, including, but not limited to, all approaches, roads, bridges and avenues of access for the expressway or expressways. Furthermore, Section 348.759(1), Florida Statutes, empowers the AUTHORITY to acquire private or public property and property rights as the AUTHORITY may deem necessary for any purpose, including, but not limited to areas necessary for management of access and water retention areas. Section 348.754(1)(b), Florida Statutes, also empowers the AUTHORITY to construct any extensions, additions or improvements to the SYSTEM or appurtenant facilities, including all necessary approaches, roads, bridges and avenues of access, which such changes, modifications or revisions of the project as shall be deemed desirable and proper, and

WHEREAS, in furtherance of such authorization, the AUTHORITY has been granted the right to acquire private or public property and property rights including rights of access, air, light and view by gift, devise, purchase or condemnation by eminent proceedings, and

WHEREAS, the AUTHORITY has determined that it is necessary and in the public interest to make certain additions, extensions and improvements to the SYSTEM, including the S.R.429 Wekiva Parkway Project #429-204, and the AUTHORITY has determined that to do so it is necessary and in the public interest that the AUTHORITY obtain certain parcels of land in Orange County, Florida, in fee simple, easement, temporary construction easement and water retention areas, the legal descriptions with the property interest sought being attached hereto as Schedule "A," and, therefore be it

RESOLVED that for the above, it is necessary, practical, and in the best interest of the public and the AUTHORITY that the fee simple interest, easement, temporary construction easement, water retention areas and such other property interests as may be within the scope of the descriptions in Schedule "A" be acquired in the name of the AUTHORITY by eminent domain over and upon those certain parcels heretofore as described in the attached Schedule "A," and be it further

RESOLVED that the AUTHORITY, its officers, employees, agents and attorneys are hereby authorized and directed to proceed to take the necessary steps to institute and prosecute such necessary actions and proceedings as may be proper for the acquisition of the fee simple interest, easement, temporary construction easement, water retention areas and such other property interests as described in the lands by eminent domain proceedings and otherwise and to prepare, sign, execute, serve, publish and file in the name of the AUTHORITY, all eminent domain papers, affidavits and pleadings and its attorneys are authorized to have prepared such other instruments and documents as may be necessary in connection herewith, and be it further

RESOLVED that this resolution shall take effect immediately upon adoption.

ADOPTED this ___ day of _____, 2014.

CENTRAL FLORIDA
EXPRESSWAY AUTHORITY

By: _____
Chairman

ATTEST: _____

Executive Assistant

Approved as to form and legality

Joseph L. Passiatore
General Counsel

LEGAL DESCRIPTION

PARCEL 254

PURPOSE: LIMITED ACCESS RIGHT OF WAY

ESTATE: FEE SIMPLE

THAT PART OF THE SOUTH 1/2 OF THE SE 1/4 OF THE SW 1/4 OF THE SE 1/4 OF SECTION 1, TOWNSHIP 20 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA, BEING THE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 8465, PAGE 3287, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

"THE EAST 110 FEET OF THE SOUTH 1/2 OF THE SOUTHEAST 1/4 OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 1, TOWNSHIP 20 SOUTH, RANGE 27 EAST, LESS THE SOUTH 30 FEET FOR ROAD, ORANGE COUNTY, FLORIDA."

TOGETHER WITH ALL RIGHTS OF INGRESS, EGRESS, LIGHT, AIR, AND VIEW TO, FROM OR ACROSS ANY STATE ROAD 429 RIGHT OF WAY PROPERTY WHICH MAY OTHERWISE ACCRUE TO ANY PROPERTY ADJOINING SAID RIGHT OF WAY.

CONTAINING 0.760 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS LEGAL DESCRIPTION AND SKETCH IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT THIS LEGAL DESCRIPTION AND SKETCH MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J 17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO CHAPTER 472 OF THE FLORIDA STATUTES. SUBJECT TO NOTES AND NOTATIONS SHOWN HEREON.

RUSSELL J. MARCS, PSM NO. 5623

12/18/13
DATE

NOT VALID WITHOUT SIGNATURE AND ORIGINAL RAISED SEAL

FOR: ORLANDO ORANGE COUNTY EXPRESSWAY AUTHORITY		STATE ROAD 429	
DESIGNED BY: RJM	DATE: 12/18/13	URS URS CORPORATION 315 E. ROBINSON STREET SUITE 245 ORLANDO, FL 32801-1949 PH (407) 422-0353 LICENSED BUSINESS NO. 6839	REVISIONS:
DRAWN BY: DJK	JOB NO:		
APPROVED BY: RJM	OOCEA PROJECT NO: 429-204		SHEET: 1 OF 2

SKETCH OF DESCRIPTION

PARCEL 254

PURPOSE: LIMITED ACCESS RIGHT OF WAY

ESTATE: FEE SIMPLE

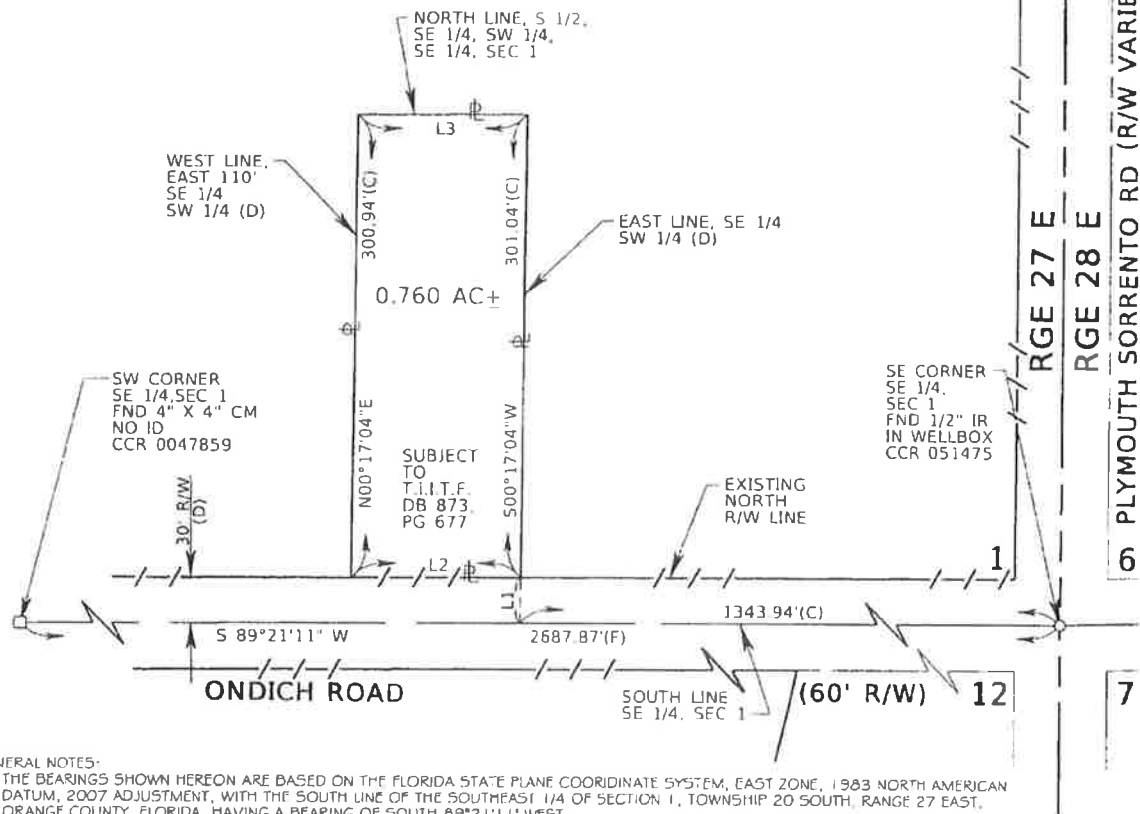
TOWNSHIP 20 SOUTH,
RANGE 27 EAST

LINE TABLE			
L1	N 00°17'04" E	30.00'(C)	
L2	S 89°21'11" W	110.01'(C)	
L3	N 89°18'06" E	110.02'(C)	

SCALE
1" = 100'

LEGEND

C = CALCULATED
CCR = CERTIFIED CORNER RECORD
CM = CONCRETE MONUMENT
COR = CORNER
D = DEED
DB = DEED BOOK
F = FIELD
FND = FOUND
ID = IDENTIFICATION
IR = IRON ROD
LA = LIMITED ACCESS
LB = LICENSED BUSINESS
OR = OFFICIAL RECORDS
PB = PLAT BOOK
PG = PAGE
PL = PROPERTY LINE
R = RADIUS
RGE = RANGE
RAW = RIGHT OF WAY
SEC = SECTION
TITF = THE INTERNAL IMPROVEMENT TRUST FUND
TWP = TOWNSHIP



GENERAL NOTES:

- THE BEARINGS SHOWN HEREON ARE BASED ON THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, 1983 NORTH AMERICAN DATUM, 2007 ADJUSTMENT, WITH THE SOUTH LINE OF THE SOUTHEAST 1/4 OF SECTION 1, TOWNSHIP 20 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA, HAVING A BEARING OF SOUTH 89°21'11" WEST
- THERE MAY BE OTHER RECORDED DOCUMENTS FOUND IN ORANGE COUNTY RECORDS AFFECTING THIS PROPERTY THAT ARE NOT SHOWN ON THIS SKETCH OF DESCRIPTION.
- ATTENTION IS DIRECTED TO THE FACT THESE MAPS MAY HAVE BEEN ALTERED IN SIZE BY REPRODUCTION. THIS MUST BE CONSIDERED WHEN OBTAINING SCALE DATA.
- A CERTIFICATE OF TITLE INFORMATION PREPARED BY "FIRST AMERICAN TITLE INSURANCE COMPANY" DATED OCTOBER 5, 2012, FILE NO 2037-2832527 WAS REVIEWED BY THE SURVEYOR AND EXCEPTIONS (IF ANY) NOTED ON SAID CERTIFICATE ARE SHOWN HEREON.

FOR: ORLANDO ORANGE COUNTY EXPRESSWAY AUTHORITY		STATE ROAD 429	
DESIGNED BY: RJM	DATE: 12/18/13	URS URS CORPORATION 315 E ROBINSON STREET SUITE 245 ORLANDO, FL 32801-1949 PH (407) 422-0353 LICENSED BUSINESS NO: 6839	REVISIONS:
DRAWN BY: DJK	JOB NO.		
APPROVED BY: RJM	OOCEA PROJECT NO: 429-204		SHEET: 2 OF 2

CONSENT AGENDA ITEM

#2

WINDERWEEDLE, HAINES, WARD & WOODMAN, P.A.

329 Park Avenue North

Second Floor

Post Office Box 880

Winter Park, Florida 32790-0880

Telephone (407) 423-4246

Facsimile (407) 645-3728

M E M O R A N D U M

TO: Central Florida Expressway Authority Board Members

FROM: Robert L. Simon, Jr., Right of Way Counsel
Winderweedle, Haines, Ward & Woodman, P.A.



DATE: June 25, 2014

RE: SR 429 Wekiva Parkway
Project 429-204: Parcel 256 - Resolution

Winderweedle, Haines, Ward & Woodman, P.A. ("WIIWW"), right of way counsel, submits the attached Resolution and requests that the Board consider the adoption of the Resolution for the acquisition of Parcel 256 (the "Property") for the construction of the SR 429 Wekiva Parkway, Project 429-204.

DESCRIPTION AND BACKGROUND:

The Resolution is being sought in accordance with applicable Florida law governing eminent domain and property acquisition procedures. In addition, the Resolution is being sought as a step in the process of property acquisition consistent with the Central Florida Expressway Authority Property Acquisition & Disposition Procedures Manual.

Parcel 256 is a 4.912 acre parcel of land located on Ondich Road in Orange County, Florida. The acquisition of Parcel 256 is necessary for the construction of the SR 429 Wekiva Parkway, Project 429-204.

REQUESTED ACTION:

Right of way counsel respectfully requests that the Board adopt the attached Resolution for the acquisition of Parcel 256.

ATTACHMENT:

Resolution for Parcel 256

RESOLUTION

WHEREAS, the CENTRAL FLORIDA EXPRESSWAY AUTHORITY (the "AUTHORITY") is empowered by Chapter 348, Part III, Florida Statutes to acquire, hold, construct, improve, maintain and operate the CENTRAL FLORIDA EXPRESSWAY SYSTEM (the "SYSTEM"), and is further authorized to construct any extension, additions or improvements to the SYSTEM or pertinent facilities including all necessary approaches, roads and avenues of access with such changes, modifications or revisions of the project as shall be deemed desirable and proper, and

WHEREAS, the SYSTEM is defined under Section 348.752(13), Florida Statutes, as any and all expressways and appurtenant facilities thereto, including, but not limited to, all approaches, roads, bridges and avenues of access for the expressway or expressways. Furthermore, Section 348.759(1), Florida Statutes, empowers the AUTHORITY to acquire private or public property and property rights as the AUTHORITY may deem necessary for any purpose, including, but not limited to areas necessary for management of access and water retention areas. Section 348.754(1)(b), Florida Statutes, also empowers the AUTHORITY to construct any extensions, additions or improvements to the SYSTEM or appurtenant facilities, including all necessary approaches, roads, bridges and avenues of access, which such changes, modifications or revisions of the project as shall be deemed desirable and proper, and

WHEREAS, in furtherance of such authorization, the AUTHORITY has been granted the right to acquire private or public property and property rights including rights of access, air, light and view by gift, devise, purchase or condemnation by eminent proceedings, and

WHEREAS, the AUTHORITY has determined that it is necessary and in the public interest to make certain additions, extensions and improvements to the SYSTEM, including the S.R.429 Wekiva Parkway Project #429-204, and the AUTHORITY has determined that to do so it is necessary and in the public interest that the AUTHORITY obtain certain parcels of land in Orange County, Florida, in fee simple, easement, temporary construction easement and water retention areas, the legal descriptions with the property interest sought being attached hereto as Schedule "A," and, therefore be it

RESOLVED that for the above, it is necessary, practical, and in the best interest of the public and the AUTHORITY that the fee simple interest, easement, temporary construction easement, water retention areas and such other property interests as may be within the scope of the descriptions in Schedule "A" be acquired in the name of the AUTHORITY by eminent domain over and upon those certain parcels heretofore as described in the attached Schedule "A," and be it further

RESOLVED that the AUTHORITY, its officers, employees, agents and attorneys are hereby authorized and directed to proceed to take the necessary steps to institute and prosecute such necessary actions and proceedings as may be proper for the acquisition of the fee simple interest, easement, temporary construction easement, water retention areas and such other property interests as described in the lands by eminent domain proceedings and otherwise and to prepare, sign, execute, serve, publish and file in the name of the AUTHORITY, all eminent domain papers, affidavits and pleadings and its attorneys are authorized to have prepared such other instruments and documents as may be necessary in connection herewith, and be it further

RESOLVED that this resolution shall take effect immediately upon adoption.

ADOPTED this __ day of _____, 2014.

CENTRAL FLORIDA
EXPRESSWAY AUTHORITY

By: _____
Chairman

ATTEST: _____

Executive Assistant

Approved as to form and legality

Joseph L. Passiatore
General Counsel

LEGAL DESCRIPTION

PARCEL 256
PURPOSE: LIMITED ACCESS RIGHT OF WAY
ESTATE: FEE SIMPLE

THAT PART OF THE SOUTH 1/2 OF THE SE 1/4 OF THE SE 1/4 OF SECTION 1,
TOWNSHIP 20 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA, BE'ING
THE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 3525, PAGE 994, PUBLIC
RECORDS OF ORANGE COUNTY, FLORIDA AND BEING MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

"THE WEST 1/2 OF THE EAST 1/2 OF THE WEST 1/2 OF THE SOUTH 1/2 OF THE
SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 1, TOWNSHIP 20 SOUTH,
RANGE 27 EAST;

AND

THE EAST 165 FEET OF THE WEST 330 FEET OF THE SOUTH 1/2 OF THE
SE 1/4 OF THE SE 1/4 OF SECTION 1, TOWNSHIP 20 SOUTH, RANGE 27
EAST, (LESS THE SOUTH 30 FEET FOR ROAD) ORANGE COUNTY, FLORIDA."

TOGETHER WITH ALL RIGHTS OF INGRESS, EGRESS, LIGHT, AIR, AND VIEW TO,
FROM OR ACROSS ANY STATE ROAD 429 RIGHT OF WAY PROPERTY WHICH
MAY OTHERWISE ACCRUE TO ANY PROPERTY ADJOINING SAID RIGHT OF WAY

CONTAINING 4.912 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS LEGAL DESCRIPTION AND SKETCH IS CORRECT TO
THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT THIS LEGAL
DESCRIPTION AND SKETCH MEETS THE MINIMUM TECHNICAL STANDARDS AS SET
FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN
CHAPTER 5117, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO CHAPTER 472 OF
THE FLORIDA STATUTES SUBJECT TO NOTES AND NOTATIONS SHOWN HEREON.


RUSSELL J. MARKS, PSM NO. 5623

12/18/13
DATE

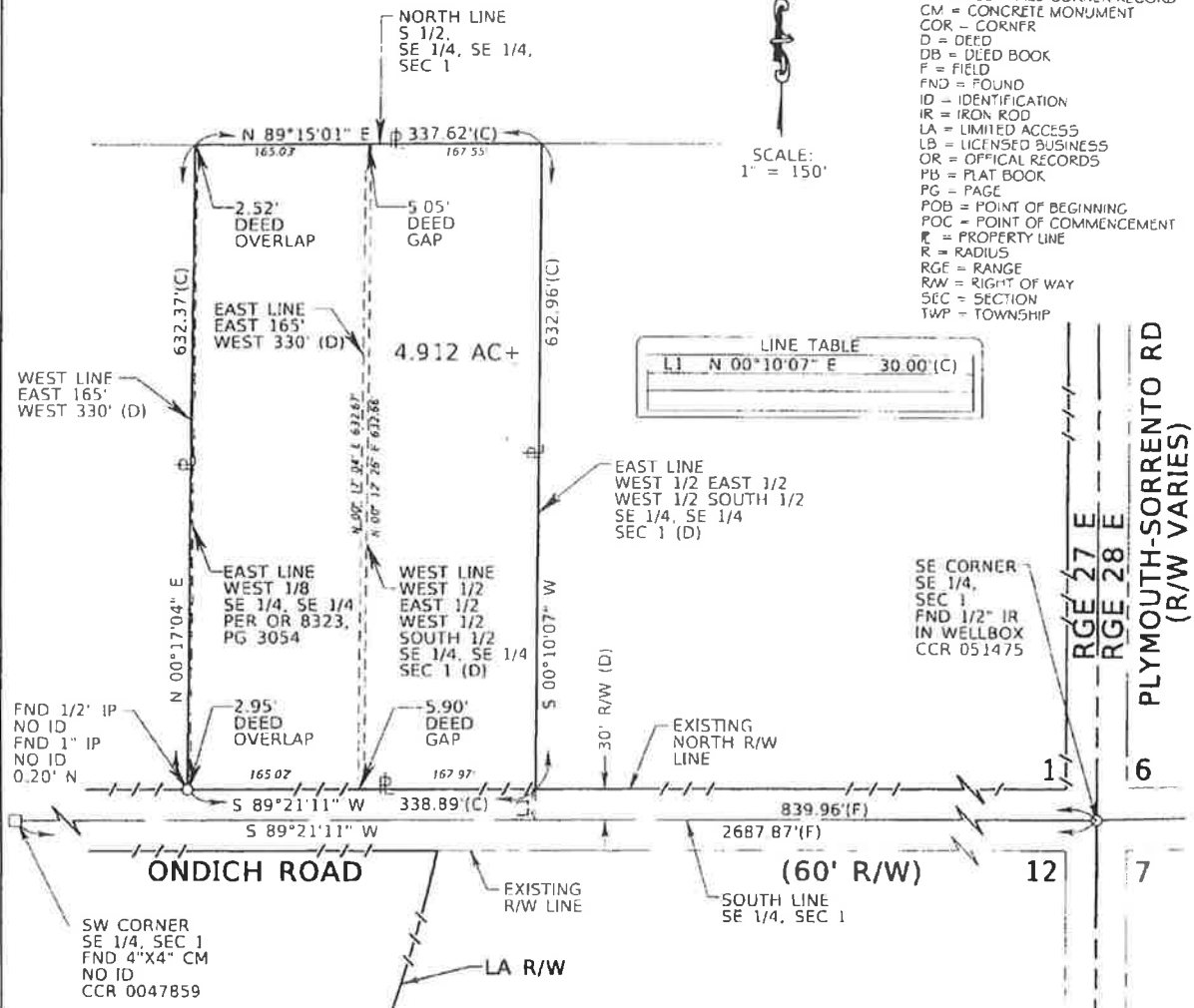
NOT VALID WITHOUT SIGNATURE AND ORIGINAL RAISED SEAL

FOR: ORLANDO ORANGE COUNTY EXPRESSWAY AUTHORITY		STATE ROAD 429	
DESIGNED BY: RJM	DATE: 12/18/13	URS URS CORPORATION 315 E. ROBINSON STREET SUITE 245 ORLANDO, FL 32801-1949 PH (407) 422-0353 LICENSED BUSINESS NO. 6839	REVISIONS:
DRAWN BY: DJK	JOB NO:		
APPROVED BY: RJM	OOCEA PROJECT NO: 429-204		SHEET: 1 OF 2

SKETCH OF DESCRIPTION

PARCEL 256
PURPOSE: LIMITED ACCESS RIGHT OF WAY
ESTATE: FEE SIMPLE

TOWNSHIP 20 SOUTH RANGE 27 EAST



GENERAL NOTES:

- THE BEARINGS SHOWN HEREON ARE BASED ON THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, 1983 NORTH AMERICAN DATUM, 2007 ADJUSTMENT, WITH THE SOUTH LINE OF THE SOUTH-EAST 1/4 OF SECTION 1, TOWNSHIP 20 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA, HAVING A BEARING OF SOUTH 89°21'11" WEST.
- THERE MAY BE OTHER RECORDED DOCUMENTS FOUND IN ORANGE COUNTY RECORDS AFFECTING THIS PROPERTY THAT ARE NOT SHOWN ON THIS SKETCH OF DESCRIPTION.
- ATTENTION IS DIRECTED TO THE FACT THESE MAPS MAY HAVE BEEN ALTERED IN SIZE BY REPRODUCTION, THIS MUST BE CONSIDERED WHEN OBTAINING SCALE DATA.
- A CERTIFICATE OF TITLE INFORMATION PREPARED BY "FIRST AMERICAN TITLE INSURANCE COMPANY" DATED OCTOBER 4, 2012, FILE NO 2037-2831151 WAS REVIEWED BY THE SURVEYOR AND EXCEPTIONS (IF ANY) NOTED ON SAID CERTIFICATE ARE SHOWN HEREON.

FOR: ORLANDO ORANGE COUNTY EXPRESSWAY AUTHORITY

STATE ROAD 429

DESIGNED BY: RJM

DATE: 12/18/13

URS

URS CORPORATION
315 E. ROBINSON STREET
SUITE 245
ORLANDO, FL 32801-1949
PH (407) 422-0353
LICENSED BUSINESS NO 6839

REVISIONS:

DRAWN BY: DJK

JOB NO:

APPROVED BY: RJM

OOCEA PROJECT NO. 429-204

SHEET 2 OF 2


CONSENT AGENDA ITEM

#3

WINDERWEEDLE, HAINES, WARD & WOODMAN, P.A.

**329 Park Avenue North
Second Floor
Post Office Box 880
Winter Park, Florida 32790-0880
Telephone (407) 423-4246
Facsimile (407) 645-3728**

M E M O R A N D U M

TO: Central Florida Expressway Authority Board Members
FROM: Robert L. Simon, Jr., Right of Way Counsel 
Winderweedle, Haines, Ward & Woodman, P.A.
DATE: June 23, 2014
RE: SR 429 Wekiva Parkway
Project 429-204: Parcel 275 - Resolution

Winderweedle, Haines, Ward & Woodman, P.A. ("WHWW"), right of way counsel, submits the attached Resolution and requests that the Board consider the adoption of the Resolution for the acquisition of Parcel 275 (the "Property") for the construction of the SR 429 Wekiva Parkway, Project 429-204.

DESCRIPTION AND BACKGROUND:

The Resolution is being sought in accordance with applicable Florida law governing eminent domain and property acquisition procedures. In addition, the Resolution is being sought as a step in the process of property acquisition consistent with the Central Florida Expressway Authority Property Acquisition & Disposition Procedures Manual.

Parcel 275 is a 17.888 acre parcel of land located on Plymouth Sorrento Road in Orange County, Florida. The acquisition of Parcel 275 is necessary for the construction of the SR 429 Wekiva Parkway, Project 429-204.

REQUESTED ACTION:

Right of way counsel respectfully requests that the Board adopt the attached Resolution for the acquisition of Parcel 275.

ATTACHMENT:

Resolution for Parcel 275

RESOLUTION

WHEREAS, the CENTRAL FLORIDA EXPRESSWAY AUTHORITY (the "AUTHORITY") is empowered by Chapter 348, Part III, Florida Statutes to acquire, hold, construct, improve, maintain and operate the CENTRAL FLORIDA EXPRESSWAY SYSTEM (the "SYSTEM"), and is further authorized to construct any extension, additions or improvements to the SYSTEM or pertinent facilities including all necessary approaches, roads and avenues of access with such changes, modifications or revisions of the project as shall be deemed desirable and proper, and

WHEREAS, the SYSTEM is defined under Section 348.752(13), Florida Statutes, as any and all expressways and appurtenant facilities thereto, including, but not limited to, all approaches, roads, bridges and avenues of access for the expressway or expressways. Furthermore, Section 348.759(1), Florida Statutes, empowers the AUTHORITY to acquire private or public property and property rights as the AUTHORITY may deem necessary for any purpose, including, but not limited to areas necessary for management of access and water retention areas. Section 348.754(1)(b), Florida Statutes, also empowers the AUTHORITY to construct any extensions, additions or improvements to the SYSTEM or appurtenant facilities, including all necessary approaches, roads, bridges and avenues of access, which such changes, modifications or revisions of the project as shall be deemed desirable and proper, and

WHEREAS, in furtherance of such authorization, the AUTHORITY has been granted the right to acquire private or public property and property rights including rights of access, air, light and view by gift, devise, purchase or condemnation by eminent proceedings, and

WHEREAS, the AUTHORITY has determined that it is necessary and in the public interest to make certain additions, extensions and improvements to the SYSTEM, including the S.R.429 Wekiva Parkway Project #429-204, and the AUTHORITY has determined that to do so it is necessary and in the public interest that the AUTHORITY obtain certain parcels of land in Orange County, Florida, in fee simple, easement, temporary construction easement and water retention areas, the legal descriptions with the property interest sought being attached hereto as Schedule "A," and, therefore be it

RESOLVED that for the above, it is necessary, practical, and in the best interest of the public and the AUTHORITY that the fee simple interest, easement, temporary construction easement, water retention areas and such other property interests as may be within the scope of the descriptions in Schedule "A" be acquired in the name of the AUTHORITY by eminent domain over and upon those certain parcels heretofore as described in the attached Schedule "A," and be it further

RESOLVED that the AUTHORITY, its officers, employees, agents and attorneys are hereby authorized and directed to proceed to take the necessary steps to institute and prosecute such necessary actions and proceedings as may be proper for the acquisition of the fee simple interest, easement, temporary construction easement, water retention areas and such other property interests as described in the lands by eminent domain proceedings and otherwise and to prepare, sign, execute, serve, publish and file in the name of the AUTHORITY, all eminent domain papers, affidavits and pleadings and its attorneys are authorized to have prepared such other instruments and documents as may be necessary in connection herewith, and be it further

RESOLVED that this resolution shall take effect immediately upon adoption.

ADOPTED this __ day of _____, 2014.

CENTRAL FLORIDA EXPRESSWAY
AUTHORITY

By: _____
Chairman

ATTEST: _____
Executive Assistant

Approved as to form and legality

Joseph L. Passiatore
General Counsel

LEGAL DESCRIPTION

PARCEL 275

PURPOSE: LIMITED ACCESS RIGHT OF WAY

ESTATE: FEE SIMPLE

THAT PART OF THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 20 SOUTH, RANGE 28 EAST, ORANGE COUNTY, FLORIDA, BEING THE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 10460, PAGE 813, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 20 SOUTH, RANGE 28 EAST, ORANGE COUNTY, FLORIDA (A 1/2" IRON ROD IN WELLBOX AS NOW EXISTS); THENCE, NORTH 87°59'58" EAST, ALONG THE SOUTH LINE OF SAID SOUTHWEST 1/4, A DISTANCE OF 39.20 FEET; THENCE, DEPARTING SAID SOUTH LINE, NORTH 00°06'57" WEST A DISTANCE OF 30.02 FEET TO THE INTERSECTION OF THE EXISTING NORTH RIGHT OF WAY LINE OF HAAS ROAD AND THE EXISTING EAST RIGHT OF WAY LINE OF PLYMOUTH SORRENTO ROAD; THENCE, CONTINUE NORTH 00°06'57" WEST, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 415.21 FEET TO THE POINT OF BEGINNING; THENCE, CONTINUE NORTH 00°06'57" WEST, ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 783.53 FEET; THENCE, DEPARTING SAID EAST RIGHT OF WAY LINE, NORTH 69°21'50" EAST A DISTANCE OF 359.95 FEET TO A POINT OF TANGENCY; THENCE, RUN NORTHEASTERLY 1085.39 FEET ALONG THE ARC OF A CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 4662.00 FEET, A CENTRAL ANGLE OF 13°20'22" AND A CHORD BEARING OF NORTH 76°02'01" EAST TO A POINT ON THE EAST BOUNDARY OF THE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 10460, PAGE 813; THENCE, SOUTH 02°31'06" EAST, ALONG SAID EAST LINE, A DISTANCE OF 360.02 FEET TO THE BEGINNING OF A CURVE; THENCE, FROM A TANGENT BEARING OF SOUTH 74°29'44" WEST, THENCE RUN SOUTHWESTERLY 742.84 FEET ALONG THE ARC OF A CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 2256.00 FEET, A CENTRAL ANGLE OF 18°51'57" AND A CHORD BEARING OF SOUTH 65°03'46" WEST TO A POINT OF TANGENCY; THENCE, SOUTH 55°37'47" WEST, A DISTANCE OF 886.20 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH ALL RIGHTS OF INGRESS, EGRESS, LIGHT, AIR, AND VIEW TO, FROM OR ACROSS ANY STATE ROAD 429 RIGHT OF WAY PROPERTY WHICH MAY OTHERWISE ACCRUE TO ANY PROPERTY ADJOINING SAID RIGHT OF WAY.

CONTAINING 17.888 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS LEGAL DESCRIPTION AND SKETCH IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT THIS LEGAL DESCRIPTION AND SKETCH MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER SJ-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO CHAPTER 472 OF THE FLORIDA STATUTES. SUBJECT TO NOTES AND NOTATIONS SHOWN HEREON.

RUSSIE L. MARYS, PSM NO. 5623

NOT VALID WITHOUT SIGNATURE AND ORIGINAL RAISED SEAL

3/25/14

DATE

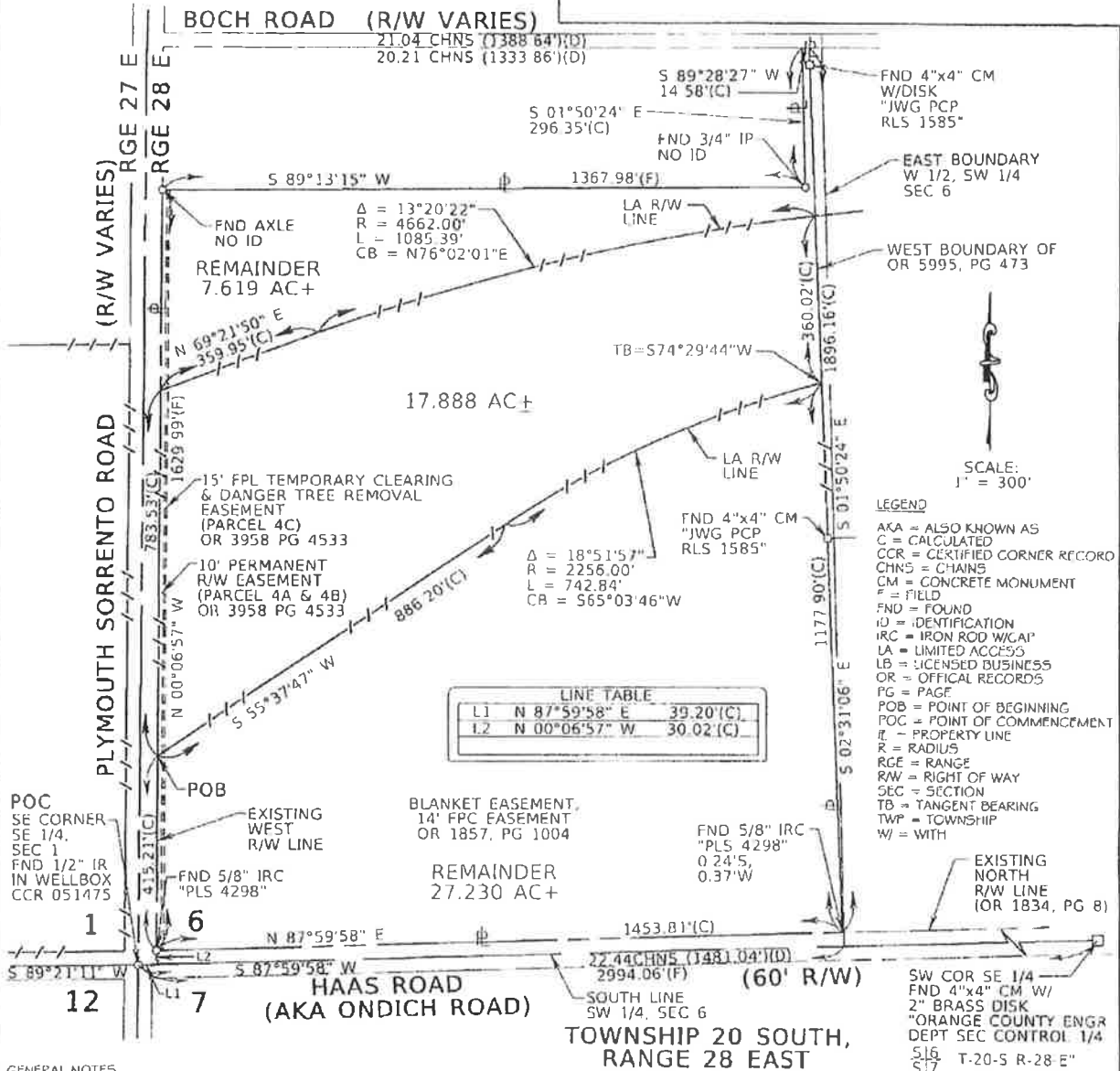
FOR: ORLANDO ORANGE COUNTY EXPRESSWAY AUTHORITY		STATE ROAD 423	
DESIGNED BY: RJM	DATE: 3/18/14	URS URS CORPORATION 315 E. ROBINSON STREET SUITE 245 ORLANDO, FL 32801-1949 PH (407) 422-0353 LICENSED BUSINESS NO. 6639	REVISIONS:
DRAWN BY: CJK	JOB NO:		
APPROVED BY: RJM	OOCEA PROJECT NO: 429-204		SHEET: 1 OF 2

SKETCH OF DESCRIPTION

PARCEL: 275

PURPOSE: LIMITED ACCESS RIGHT OF WAY

ESTATE: FEE SIMPLE



GENERAL NOTES

- THE BEARINGS SHOWN HEREON ARE BASED ON THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, 1983 NAD 83 AMERICAN DATUM, 2007 ADJUSTMENT, WITH THE SOUTH LINE OF THE SOUTHEAST 1/4 OF SECTION 1, TOWNSHIP 20 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA, HAVING A BEARING OF SOUTH 89°21'11" WEST.
- THERE MAY BE OTHER RECORDED DOCUMENTS FOUND IN ORANGE COUNTY RECORDS AFFECTING THIS PROPERTY THAT ARE NOT SHOWN ON THIS SKETCH OF DESCRIPTION.
- ATTENTION IS DIRECTED TO THE FACT THESE MAPS MAY HAVE BEEN ALTERED IN SIZE BY REPRODUCTION. THIS MUST BE CONSIDERED WHEN OBTAINING SCALE DATA.
- A CERTIFICATE OF TITLE INFORMATION PREPARED BY FIRST AMERICAN TITLE INSURANCE COMPANY DATED NOVEMBER 29, 2012, FILE NO. 2037-286-4232 WAS REVIEWED BY THE SURVEYOR AND EXCEPTIONS (IF ANY) NOTED ON SAID CERTIFICATE ARE SHOWN HEREON.

FOR: ORLANDO ORANGE COUNTY EXPRESSWAY AUTHORITY		STATE ROAD 429	
DESIGNED BY: RJM	DATE: 3/18/14	URS URS CORPORATION 315 E. ROBINSON STREET SUITE 245 ORLANDO, FL 32801-1949 PH (407) 422-0353 LICENSED BUSINESS NO. 6039	REVISIONS.
DRAWN BY: DJK	JOB NO:		
APPROVED BY: RJM	ODCEA PROJECT NO: 429-204		SHEET: 2 OF 2


CONSENT AGENDA ITEM

#4

WINDERWEEDLE, HAINES, WARD & WOODMAN, P.A.

**329 Park Avenue North
Second Floor
Post Office Box 880
Winter Park, Florida 32790-0880
Telephone (407) 423-4246
Facsimile (407) 645-3728**

M E M O R A N D U M

TO: Central Florida Expressway Authority Board Members
FROM: Robert L. Simon, Jr., Right of Way Counsel 
Winderweedle, Haines, Ward & Woodman, P.A.
DATE: June 23, 2014
RE: SR 429 Wekiva Parkway
Project 429-204: Parcel 279 - Resolution

Winderweedle, Haines, Ward & Woodman, P.A. ("WHWW"), right of way counsel, submits the attached Resolution and requests that the Board consider the adoption of the Resolution for the acquisition of Parcel 279 (the "Property") for the construction of the SR 429 Wekiva Parkway, Project 429-204.

DESCRIPTION AND BACKGROUND:

The Resolution is being sought in accordance with applicable Florida law governing eminent domain and property acquisition procedures. In addition, the Resolution is being sought as a step in the process of property acquisition consistent with the Central Florida Expressway Authority Property Acquisition & Disposition Procedures Manual.

Parcel 279 is a 10.312 acre parcel of land located on Boch Road in Orange County, Florida. The acquisition of Parcel 279 is necessary for the construction of the SR 429 Wekiva Parkway, Project 429-204.

REQUESTED ACTION:

Right of way counsel respectfully requests that the Board adopt the attached Resolution for the acquisition of Parcel 279.

ATTACHMENT:

Resolution for Parcel 279

RESOLUTION

WHEREAS, the CENTRAL FLORIDA EXPRESSWAY AUTHORITY (the "AUTHORITY") is empowered by Chapter 348, Part III, Florida Statutes to acquire, hold, construct, improve, maintain and operate the CENTRAL FLORIDA EXPRESSWAY SYSTEM (the "SYSTEM"), and is further authorized to construct any extension, additions or improvements to the SYSTEM or pertinent facilities including all necessary approaches, roads and avenues of access with such changes, modifications or revisions of the project as shall be deemed desirable and proper, and

WHEREAS, the SYSTEM is defined under Section 348.752(13), Florida Statutes, as any and all expressways and appurtenant facilities thereto, including, but not limited to, all approaches, roads, bridges and avenues of access for the expressway or expressways. Furthermore, Section 348.759(1), Florida Statutes, empowers the AUTHORITY to acquire private or public property and property rights as the AUTHORITY may deem necessary for any purpose, including, but not limited to areas necessary for management of access and water retention areas. Section 348.754(1)(b), Florida Statutes, also empowers the AUTHORITY to construct any extensions, additions or improvements to the SYSTEM or appurtenant facilities, including all necessary approaches, roads, bridges and avenues of access, which such changes, modifications or revisions of the project as shall be deemed desirable and proper, and

WHEREAS, in furtherance of such authorization, the AUTHORITY has been granted the right to acquire private or public property and property rights including rights of access, air, light and view by gift, devise, purchase or condemnation by eminent proceedings, and

WHEREAS, the AUTHORITY has determined that it is necessary and in the public interest to make certain additions, extensions and improvements to the SYSTEM, including the S.R.429 Wekiva Parkway Project #429-204, and the AUTHORITY has determined that to do so it is necessary and in the public interest that the AUTHORITY obtain certain parcels of land in Orange County, Florida, in fee simple, easement, temporary construction easement and water retention areas, the legal descriptions with the property interest sought being attached hereto as Schedule "A," and, therefore be it

RESOLVED that for the above, it is necessary, practical, and in the best interest of the public and the AUTHORITY that the fee simple interest, easement, temporary construction easement, water retention areas and such other property interests as may be within the scope of the descriptions in Schedule "A" be acquired in the name of the AUTHORITY by eminent domain over and upon those certain parcels heretofore as described in the attached Schedule "A," and be it further

RESOLVED that the AUTHORITY, its officers, employees, agents and attorneys are hereby authorized and directed to proceed to take the necessary steps to institute and prosecute such necessary actions and proceedings as may be proper for the acquisition of the fee simple interest, easement, temporary construction easement, water retention areas and such other property interests as described in the lands by eminent domain proceedings and otherwise and to prepare, sign, execute, serve, publish and file in the name of the AUTHORITY, all eminent domain papers, affidavits and pleadings and its attorneys are authorized to have prepared such other instruments and documents as may be necessary in connection herewith, and be it further

RESOLVED that this resolution shall take effect immediately upon adoption.

ADOPTED this __ day of _____, 2014.

CENTRAL FLORIDA EXPRESSWAY
AUTHORITY

By: _____
Chairman

ATTEST: _____

Executive Assistant

Approved as to form and legality

Joseph L. Passiatore
General Counsel

LEGAL DESCRIPTION

PARCEL 279

PURPOSE: LIMITED ACCESS RIGHT OF WAY
ESTATE: FEE SIMPLE


THAT PART OF THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 20 SOUTH, RANGE 28 EAST, ORANGE COUNTY, FLORIDA, BEING THE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 4732, PAGE 3670 AND OFFICIAL RECORDS BOOK 10434, PAGE 985, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 20 SOUTH, RANGE 28 EAST; THENCE, SOUTH 03°43'34" EAST ALONG THE EAST LINE OF THE SOUTHWEST 1/4 OF SECTION 6, A DISTANCE OF 719.76 FEET TO A POINT ON THE EXISTING SOUTH RIGHT OF WAY OF BOCH ROAD AS DESCRIBED IN OFFICIAL RECORDS BOOK 893, PAGE 25, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA; THENCE, DEPARTING SAID EAST LINE, SOUTH 89°59'44" WEST ALONG SAID EXISTING SOUTH LINE, A DISTANCE OF 671.76 FEET; THENCE DEPARTING SAID EXISTING SOUTH RIGHT OF WAY LINE, SOUTH 03°39'34" EAST, A DISTANCE OF 269.62 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 03°39'34" EAST, A DISTANCE OF 718.92 FEET; THENCE SOUTH 87°57'23" WEST, A DISTANCE OF 669.37 FEET; THENCE NORTH 03°20'08" EAST, A DISTANCE OF 711.11 FEET; THENCE NORTH 88°17'46" WEST, A DISTANCE OF 24.95 FEET; THENCE NORTH 86°27'30" EAST, A DISTANCE OF 115.98 FEET; TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHERLY, HAVING A RADIUS OF 4650.00 FEET; THENCE, FROM A TANGENT BEARING OF NORTH 84°22'57" EAST, NORTHEASTERLY ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 380.97 FEET, THROUGH A CENTRAL ANGLE OF 04°41'39" AND A CHORD BEARING OF NORTH 86°43'47" EAST TO A POINT OF TANGENCY; THENCE, NORTH 89°04'36" EAST A DISTANCE OF 110.64 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH ALL RIGHTS OF INGRESS, EGRESS, LIGHT, AIR, AND VIEW TO, FROM OR ACROSS ANY STATE ROAD 429 RIGHT OF WAY PROPERTY WHICH MAY OTHERWISE ACCRUE TO ANY PROPERTY ADJOINING SAID RIGHT OF WAY.

CONTAINING 10.312 ACRES, MORE OR LESS.

I HEREBY CERTIFY THAT THIS LEGAL DESCRIPTION AND SKETCH IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I FURTHER CERTIFY THAT THIS LEGAL DESCRIPTION AND SKETCH MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO CHAPTER 472 OF THE FLORIDA STATUTES. SUBJECT TO NOTES AND NOTATIONS SHOWN HEREON.


RUSSELL J. MARKS, PSM NO. 5623
NOT VALID WITHOUT SIGNATURE AND ORIGINAL RAISED SEAL

3/25/14
DATE

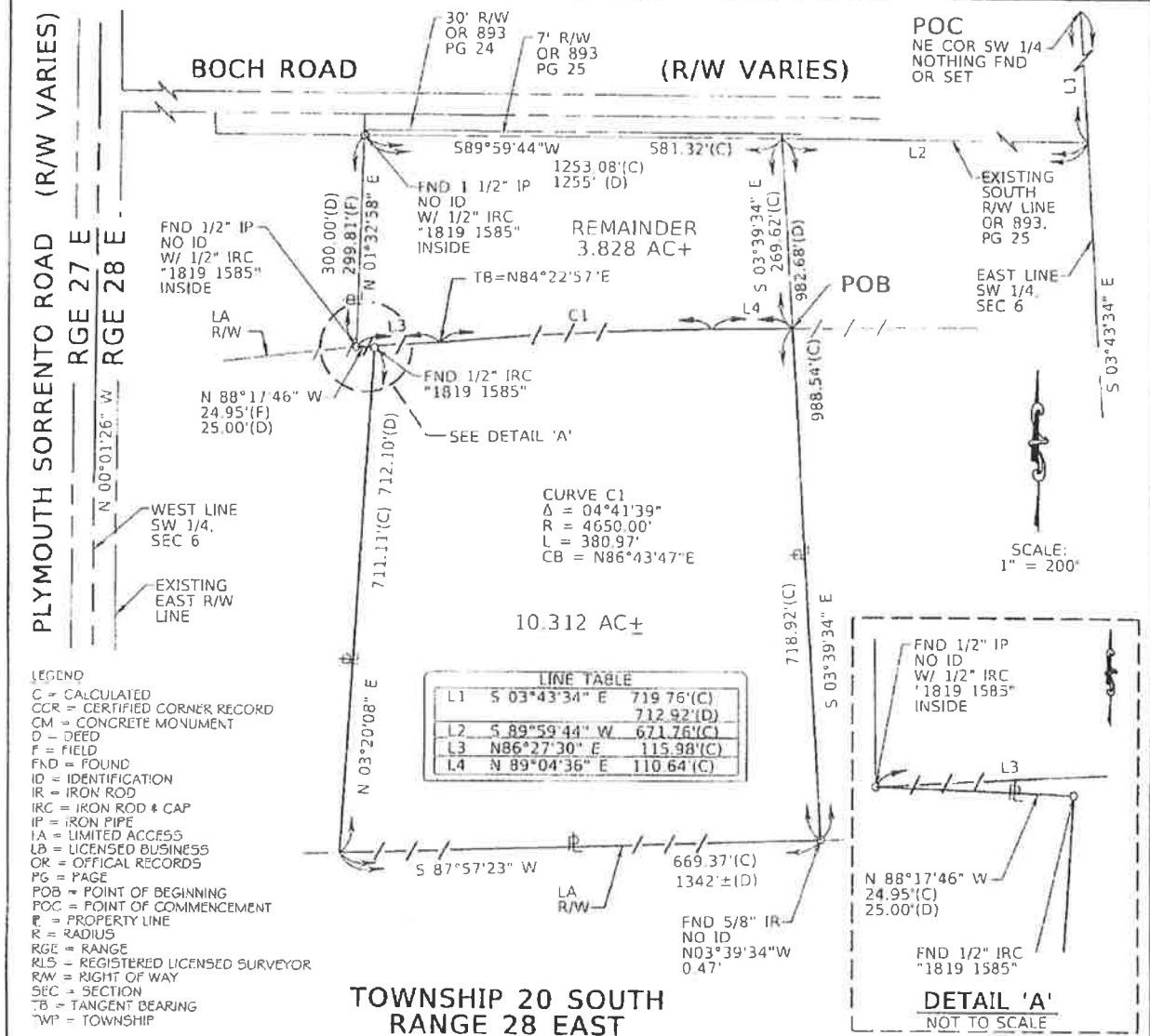
FOR: ORLANDO ORANGE COUNTY EXPRESSWAY AUTHORITY		STATE ROAD 429	
DESIGNED BY: RJM	DATE: 3/18/14	URS URS CORPORATION 315 E. ROBINSON STREET SUITE 245 ORLANDO, FL 32801-1949 PH (407) 422-0353 LICENSED BUSINESS NO. 6839	REVISIONS:
DRAWN BY: DJK	JOB NO:		
APPROVED BY: RJM	OOCEA PROJECT NO: 429-204		SHEET: 1 OF 2

SKETCH OF DESCRIPTION

PARCEL 279

PURPOSE: LIMITED ACCESS RIGHT OF WAY

ESTATE FEE SIMPLE



GENERAL NOTES:

- THE BEARINGS SHOWN HEREON ARE BASED ON THE FLORIDA STATE PLANE COORDINATE SYSTEM, EAST ZONE, 1983 NORTH AMERICAN DATUM, 2007 ADJUSTMENT, WITH THE WEST LINE OF THE SOUTHWEST 1/4 OF SECTION 6, TOWNSHIP 20 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA, HAVING A BEARING OF NORTH 00°01'26" WEST.
- THERE MAY BE OTHER RECORDED DOCUMENTS FOUND IN ORANGE COUNTY RECORDS AFFECTING THIS PROPERTY THAT ARE NOT SHOWN ON THIS SKETCH OF DESCRIPTION.
- ATTENTION IS DIRECTED TO THE FACT THESE MAPS MAY HAVE BEEN ALTERED IN SIZE BY REPRODUCTION. THIS MUST BE CONSIDERED WHEN OBTAINING SCALE DATA.
- A CERTIFICATE OF TITLE INFORMATION PREPARED BY "FIRST AMERICAN TITLE INSURANCE COMPANY" DATED OCTOBER 18, 2012, FILE NO 2037-2840301 WAS REVIEWED BY THE SURVEYOR AND EXCEPTIONS (IF ANY) NOTED ON SAID CERTIFICATE ARE SHOWN HEREON.

FOR: ORLANDO ORANGE COUNTY EXPRESSWAY AUTHORITY		STATE ROAD 429	
DESIGNED BY: RJM	DATE: 3/18/14	URS URS CORPORATION 315 E. ROBINSON STREET SUITE 245 ORLANDO, FL 32801-1949 PH (407) 422-0353 LICENSED BUSINESS NO. 6839	REVISIONS
DRAWN BY: DJK	JOB NO:		
APPROVED BY: RJM	OOCEA PROJECT NO: 429-204		SHEET 2 OF 2

CONSENT AGENDA ITEM

#5

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

MEMORANDUM

TO: Authority Board Members

FROM: Claude Miller 
Director of Procurement

DATE: June 25, 2014

RE: Award of Contract for
Construction Management Consultant (CMC) Services to
Stantec Consulting Services, Inc.
Contract No. 001033

Board approval is requested to award the referenced contract to Stantec Consulting Services, Inc. (Stantec), in the not-to-exceed amount of \$3 million for an initial two-year contract period. The contract will include three 1-year renewal options at the discretion and election of the Authority.

The services to be provided by the Stantec will include: construction engineering oversight; construction contract administration; cost and scheduling; utility/environmental coordination; claims/disputes evaluation and resolution; independent assurance of required quality control procedures; and plans constructability review services for major construction projects identified in the approved Five-Year Work Plan.

In accordance with the approved Procurement Policy and the Procedures Manual, the Procurement Department advertised for Letters of Interest (LOI) on April 27, 2014, for CMC services. The only response received by the May 20, 2014, deadline was from Stantec, the current CMC.

As required by the Procurement Procedures Manual when less than three submittals are received, the Director of Procurement met with the Director of Construction and Maintenance to discuss the options available when a single LOI is submitted. Since Stantec was the incumbent, and since they were also the only firm to submit an LOI in 2010 for the CMC services they now provide, the Director of Construction and Director of Procurement agreed to present the LOI to the Authority's Evaluation Committee for a "pass/fail" determination as to Stantec's technical qualifications to perform the required services. The Committee met on June 5, 2014, and unanimously agreed that Stantec was technically qualified. Based on this determination and Stantec's performance as CMC for the past four years, it is staff's opinion that the Authority's best interest would be served by continuing with Stantec in that capacity and awarding them the contract.

cc: Joe Berenis, Deputy Executive Director, Engineering, Operations, Construction and Maintenance
Laura Kelley, Deputy Executive Director, Finance and Administration
Ben Dreiling, Director of Construction and Maintenance
Contract File

CONSENT AGENDA ITEM

#6

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

MEMORANDUM

TO: Authority Board Members

FROM: Claude Miller 
Director of Procurement

DATE: June 25, 2014

RE: Approval of Agreement with
Trustwave Holdings, Inc. for
Compliance Validation Services for Payment Card Industry
Data Security Standard

Board approval of the referenced agreement with Trustwave Holdings, Inc. (Trustwave), in the amount of \$86,932.36 is requested to provide Compliance Validation Services for the Payment Card Industry Data Security Standard for a three-year period beginning July 30, 2014, and ending July 29, 2017. There will be two 1-year renewal options.

As a credit card merchant, the Authority must comply with the Payment Card Industry Data Security Standards (PCI DSS). The services provided by Trustwave are necessary in order for the Authority to comply with several key requirements within the PCI DSS framework such as weekly network security scanning, yearly penetration testing by ethical hackers and Qualified Security Assessor consulting hours.

cc: Joe Berenis, Deputy Executive Director, Engineering, Operations, Construction and Maintenance
Laura Kelley, Deputy Executive Director, Finance and Administration
Joann Chizlett, Director of Information Technology
Contract File

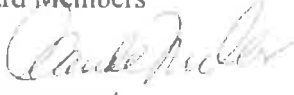
CONSENT AGENDA ITEM

#7

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

MEMORANDUM

TO: Authority Board Members

FROM: Claude Miller 
Director of Procurement

DATE: June 25, 2014

RE: Supplemental Agreement No. 7A with Dewberry Engineers, Inc. d/b/a
Dewberry/Bowyer-Singleton (Dewberry) for Post Design Services on Project
417-301; Contract No. 000979, S.R. 417/Boggy Creek Road Interchange Phase III

Board approval is requested for Supplemental Agreement No. 7A with Dewberry for post design services for Phase III of the referenced project. Services will include additional shop drawing reviews, attendance at construction meetings, site visits, and responding to the contractor's requests for information.

This Supplemental Agreement, for a fee of \$152,199.00, will be a continuation of an agreement previously approved by the Authority for this project.

Original Contract Amount	\$ 5,249,695.96
Amount of Previous Authorized Adjustments	\$ 3,546,528.34
Amount of This Adjustment	\$ <u>152,199.00</u>
Total Revised Contract Amount	\$ 8,948,423.30

cc: Joseph Berenis, Deputy Executive Director, Engineering, Operations, Construction and Maintenance
Laura Kelley, Deputy Executive Director, Administration and Finance
Glenn Pressimone, Director of Engineering
Contract File

CONSENT AGENDA ITEM

#8

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

MEMORANDUM

TO: Board Members
Central Florida Expressway Authority

FROM: Lisa Lumbard, Interim Chief Financial Officer

DATE: June 23, 2014

RE: Disposal of Inventory



The Staff requests authorization to dispose of items that are broken and/or are no longer of use to the Authority.

Actual/Est Acquire Date	Item	Cost/Est Cost	Asset Tag Number	Location
1970-2000	Obsolete Revenue Collection Parts	\$63,950.00	na	Transcore
1994-2005	JAI VICS Scan Cameras ¹	\$240,000.00	na	Transcore
1994-2005	SAIC VES Scan Cameras ²	\$45,000.00	na	Transcore
1994-2005	Pulnix Progressive Scan Lens ³	\$2,840.00	na	Transcore
1994-2005	TLS300 Light Sensors ⁴	\$1,750.00	na	Transcore
1994-2005	TLS200 Light Sensors ⁵	\$600.00	na	Transcore
1994-2005	Misc Camera Parts	\$10,000.00	na	Transcore
1994-2005	Unrepairable Coin Machine Parts	\$31,076.00	na	Transcore
1997-2006	Unrepairable Coin Vaults ⁶	\$41,800.00	Multiple	Transcore
2004	DVRs ⁷	\$16,500.00	na	CFX

¹24@\$10,000 ¹71@\$40 ⁵2@\$300 ⁷5@\$3,300
²6@\$7,500 ⁴5@\$350 ⁶88@\$475

CC: Joe Berenis, Deputy Executive Director
Consent Agenda 7/14