

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

MINUTES
CENTRAL FLORIDA EXPRESSWAY AUTHORITY
BOARD MEETING
February 9, 2017

Location: Central Florida Expressway Authority
4974 ORL Tower Road
Orlando, FL 32807
Board Room

Board Members Present:

Mayor Buddy Dyer, City of Orlando (Chairman)
Commissioner Fred Hawkins, Jr., Osceola County (Vice Chairman)
Jay Madara, Gubernatorial Appointment (Treasurer)
Commissioner Brenda Carey, Seminole County
Andria Herr, Gubernatorial Appointment
Mayor Teresa Jacobs, Orange County
Commissioner Sean Parks, Lake County
S. Michael Scheeringa, Gubernatorial Appointment
Commissioner Jennifer Thompson, Orange County

Non-Voting Advisor Not Present:

Diane Gutierrez-Scaccetti, Florida's Turnpike Enterprise

Staff Present at Dais:

Laura Kelley, Executive Director
Joseph L. Passiatore, General Counsel
Darleen Mazzillo, Executive Assistant/Recording Secretary

A. CALL TO ORDER

The meeting was called to order at 9:00 a.m. by Chairman Buddy Dyer.

B. PUBLIC COMMENT

- 1) Marty Sullivan of the Orange County League of Women Voters expressed concerns about the Osceola Parkway Extension.
- 2) Bob Hartnett, Executive Director thanked CFX for their sponsorship of the TEAMFL meeting in January.

C. APPROVAL OF MINUTES

A motion was made by Commissioner Carey and seconded by Commissioner Hawkins to approve the January 12, 2017 Board Meeting Minutes as presented. The motion carried unanimously with nine (9) members present and voting AYE by voice vote.

D. APPROVAL OF CONSENT AGENDA

The Consent Agenda was presented for approval.

ACCOUNTING/FINANCE

1. Authorization to advertise for Request for Proposals for Insurance Broker Services – Contract No. 001284

CONSTRUCTION

2. Approval of Construction Contract Modifications for the following projects:
 - a. Project 429-203 Superior Construction Co., SE, LLC (\$867,177.58)
 - b. Project 429-204 Southland Construction, Inc. \$261,562.16
 - c. Project 429-206 GLF Construction Co. \$375,000.00
 - d. Project 599-913 S.A. Casey Construction Co., Inc. \$113.30
 - e. Project 417-304 Southland Construction, Inc. (\$32,730.33)
 - f. Project 253F Lane Construction Corp. \$150,213.00
3. Approval of contract award to England, Thims & Miller, Inc. for Construction Engineering and Inspection Services for S.R. 528 Bridge and Ramp Realignment Projects – Contract No. 001225/Project Nos. 528-131, 528-130, 599-126 (Agreement value: Not-to-Exceed \$2,300,000)
4. Approval of contract award to Southland Construction, Inc. for S.R. 528/Conway Interchange Pond Improvements – Project No. 528-138/Contract No. 001267 (Agreement value: \$819,000)

ENGINEERING

5. Approval of Supplemental Agreement No. 1 with DRMP, Inc. for S.R. 408 Widening from S.R. 417 to Alafaya Trail – Project 408-128/Contract No. 001066 (Agreement value: Not-to-Exceed \$242,209.24)
6. Approval of Fishkind & Associates as Subconsultant to Traffic and Earnings Consultant Services Contract with CDM Smith, Inc. – Contract No. 000889

INFORMATION TECHNOLOGY (IT)

7. Approval of Purchase Order to Dasher Technologies for Toll Revenue Host Upgrades (TRIMS) (Purchase Order value: \$309,945.44)
8. Approval of Purchase Order to Carousel Industries for Hiawassee Data Center network equipment (Purchase Order value: \$689,813.82)
9. Approval of Bluewave Resource Partners, LLC as Subconsultant to the General Systems Consultant Services Contract with AECOM – Contract No. 001215

LEGAL

10. Approval of Addendum to Agreement for Land Planning Expert Witness Consulting Services in the amount of \$200,000 with Ellen S. Hardgrove AICP Planning Consultants, Inc. for the Wekiva Parkway Project Nos. 429-203, 429-204, 429-205 and 429-206
11. Approval of settlement of apportionment claim for Parcels 197/897 (Ms. Vickie Davis d/b/a Bay Hills Equestrian Center) in the amount of \$60,000 – S.R. 429 Wekiva Parkway Project 429-203
12. Approval of settlement agreement in the amount of \$470,260 for the acquisition of Parcel 314 (Deborah New) - S.R. 453, Wekiva Parkway Project 429-206
13. Approval of settlement agreement in the amount of \$569,300 for the acquisition of Parcel 166 (Daniel D. Reid, Katie J. Reid and Darrell Reid d/b/a Happy Hill) – SR 429 Wekiva Parkway Project 429-203
14. Approval of settlement agreement in the amount of \$317,782 for the acquisition of Parcel 167 (Damen Reid) – SR 429-203 Wekiva Parkway Project 429-203
15. Approval of settlement agreement in the amount of \$102,000 for the acquisition of Parcel 166 (Howard Riley d/b/a The Rat Guy) – SR 429 Wekiva Project 429-203
16. Approval of settlement agreement in the amount of \$112,760.00 to settle all pending claims for the taking of Parcel 330 ODA (Smallwood Sign Company)
17. Approval of Mediated Settlement Agreement in the amount of \$1,496,175 to settle all pending claims for the taking of Parcel 241 (CFX v. Daryl and Laura Alderman, et al)
18. Approval of Agreement for Right-of-Way Transfer and Continuing Maintenance between CFX and the City of Winter Garden pertaining to the Widening of CR 535 and Stoneybrook West Parkway

19. Approval of Amendment No. 1 to the University of Central Florida Research Foundation, Inc. (UCFRF) Agreement

RECORDS MANAGEMENT

20. Approval of Contract Renewal with Retrievox Acquisition, LLC II, LLC for Offsite Records Storage Services – Contract No. 000877 (Agreement value: \$0)

SPECIAL PROJECTS

21. Approval of Supplemental Agreement to PayTollo Contract #001177

TOLL OPERATIONS

22. Approval of Supplemental Agreement No. 1 with TC Delivers, Inc. for Toll Operations Printing and Mailing Services – Contract No. 001085 (Agreement value: \$718,306.66)

23. Approval to purchase 100,000 sticker transponders from TransCore, LP (Cost: \$787,000)

TRAFFIC OPERATIONS

24. Authorization to advertise for Letters of Interest for Design Services for installation of new Data Collection System devices and CCTV cameras – Project 599-537/Contract No. 001285

25. Approval of Dynamic Roadway Services, LLC as Subconsultant for the Maintenance of ITS Infrastructure Contract with Kapsch Trafficom Transportation – Contract No. 001283

A motion was made by Commissioner Thompson and seconded by Commissioner Carey to approve the Consent Agenda as presented. The motion carried unanimously with nine (9) members present and voting AYE by voice vote.

E. REPORTS

1. Chairman's Report

Chairman Dyer reported that on today's agenda we will hear about the Customer Opinion Survey. We are extremely happy with the results.

Also on the agenda is the Toll Policy. Last month some Board members mentioned the upcoming toll increase. After the meeting Mayor Dyer sent a letter to staff and Treasurer Jay Madara requesting that we reevaluate the policy in light of the fact that our revenues are exceeding projections.

2. TREASURER'S REPORT

Mr. Madara reported that toll revenues for December were \$33,917,780 which is 5% above projections and 8% above prior year. CFX's total revenues were \$36.8 million for the month.

Total OM&A expenses were \$6.6 million for the month and \$27.9 million year-to-date, which is 12% under budget.

After debt service the total net revenue available for projects was \$16 million for December and \$95 million year-to-date. Our projected year end senior lien debt service ratio is 2.03 which is higher than our budgeted ratio of 1.96

3. EXECUTIVE DIRECTOR'S REPORT

Executive Director Laura Kelley provided the Executive Director's Report in written form. She elaborated briefly on some of the items in the report.

F. REGULAR AGENDA ITEMS

1. APPOINTMENT OF BOARD REPRESENTATIVE TO TEAMFL

A motion was made by Commissioner Hawkins and seconded by Mr. Scheeringa to appoint Commissioner Sean Parks as the CFX Board Representative to TEAMFL. The motion carried unanimously with nine (9) members present and voting AYE by voice vote.

2. RESULTS OF MULTIMODAL INVESTMENT ASSESSMENT BY THE CENTER FOR URBAN TRANSPORTATION RESEARCH

Stephen Reich of the Center for Urban Transportation Research (CUTR) presented the results of the Multimodal Investment Assessment (Exhibit "A").

Recommendations:

- Continue expansion as a multimodal financier and regional partner
- Owner/operator of transit not recommended
- Be cautious when reinvesting toll-payer revenues
- Remain open to broader role as region develops
- Evaluate new projects prior to major commitment
- Account for toll-payer/customer benefits while assessing new investments

Board members provided comments and asked questions, which were answered by Mr. Reich.

It was requested that staff prioritize/develop structure of the CUTR report results and make a recommendation to the Board next month.

A motion was made by Mayor Dyer and seconded by Commissioner Parks to accept the Multimodal Investment Assessment as presented. The motion carried unanimously with nine (9) members present and voting AYE by voice vote.

3. DISCUSSION OF BOARD RULES REGARDING OFFICER ELECTIONS

At the January meeting the Board discussed establishing a protocol for Chairman rotation and requested that it be taken up at today's meeting. Joseph Passiatore presented the pertinent section of the MetroPlan Orlando rules of procedure, for the Board's information.

The consensus of the Board was that the positions rotate between the different jurisdictions and the gubernatorial appointees. It was proposed that the Chairman serves for a year, then the Vice Chairman serves as Chairman, then the Treasurer moves up to Vice Chairman.

(This item was for discussion only. No action was taken by the Board.)

4. CUSTOMER SERVICE PRESENTATION

Chief of Staff/Public Affairs Officer Michelle Maikisch presented the results of the Customer Opinion Survey. Staff is very pleased with the results.

Ms. Maikisch presented highlights of the survey results. The overall satisfaction rate was ninety-seven percent (97%). Ninety-six percent (96%) are satisfied with the customer service they receive from customer service representatives. Ninety-one percent (91%) say toll collectors are friendly and treat each person as a valued customer. Ninety-four percent (94%) would recommend E-PASS to others.

(This item was for information only. No action was taken by the Board.)

G. PUBLIC HEARING

Chairman Dyer called the Public Hearing to order.

1. AMENDMENT TO TOLL POLICY RULE

At the last meeting it was suggested that we begin discussions regarding the toll rate increase scheduled for later this year. As directed by Chairman Dyer in a letter, staff and Treasurer Jay Madara, have been reevaluating the current toll policy and have developed a proposed toll policy for the Board's consideration. The proposed policy balances fiscal accountability and responsibility to our customers.

Mr. Madara explained the current CFX Toll Policy versus a proposed "Customer First" Toll Policy.

Current Toll Policy:

- The current 2009 Toll Policy calls for a toll adjustment on July 1, 2017
- The toll is adjusted every five years at the higher of 3% annum or CPI
- If unchanged, would call for a 15% toll increase on July 1, 2017

"Customer First" Toll Policy:

- NO toll increase on July 1, 2017
- Implement annual toll adjustments to align with other Florida toll agencies starting in 2018
 - Electronic: the higher of 1.5% per annum or CPI
 - Cash: Adjust up to next quarter (\$0.25) when the electronic rate is within 10% of the cash rate
 - The rate for Pay-by-Plate collection will be set by CFX based on actual costs.

2. PUBLIC COMMENT

There were no public comments concerning the Toll Policy.

3. BOARD DELIBERATION / ACTION

Board members asked questions and made comments.

A motion was made by Mr. Madara and seconded by Commissioner Carey to approve the "Customer First" Toll Policy. The motion carried unanimously with nine (9) members present and voting AYE by voice vote.

The consensus of the Board was to review the Toll Policy annually.

H. BOARD MEMBER COMMENT

Board members discussed the following issues:

- Tourist industry concerns about the Turnpike Enterprise's SR 528 project at International Drive / intergovernmental cooperation by the Turnpike Enterprise for local and regional projects
- Interoperability Agreement between the Turnpike Enterprise and CFX
- Brevard County's request to be added to the CFX Board
- Discussions with FDOT Secretary regarding the purchase of portions of SR 528 and SR 417

It was requested that a meeting be scheduled with FDOT Secretary Cone to discuss the above four issues.

It was also decided to address the following issues at the next meeting: 1) Interoperability Agreement with Florida's Turnpike, and 2) Brevard County's request to have a representative on the CFX Board.

I. ADJOURNMENT

Chairman Dyer adjourned the meeting at 10:50 a.m.

Buddy Dyer
Chairman
Central Florida Expressway Authority

Darleen Mazzillo
Recording Secretary/Executive Assistant
Central Florida Expressway Authority

Minutes approved on _____, 2017.

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@CFXWay.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