

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

MINUTES CENTRAL FLORIDA EXPRESSWAY AUTHORITY Right of Way Committee September 22, 2021

Committee Members Present:

Brian Sheahan, Lake County Representative, Committee Chairman
Steven Kane, Osceola County Representative
Laurie Botts, City of Orlando Representative
Bob Babcock, Orange County Representative
John Denninghoff, Brevard County Representative
Jean Jreij, Seminole County, Representative, Alternate
Christopher Murvin, Citizen Representative

CFX Staff Present:

Laura Kelley, Executive Director
Diego "Woody" Rodriguez, General Counsel
Glenn Pressimone, Chief of Infrastructure
Laura Newlin Kelly, Associate General Counsel
Mimi Lamaute, Recording Secretary

Item A: CALL TO ORDER

The meeting was called to order at 2:15 p.m. by Chairman Sheahan. Recording Secretary Mimi Lamaute called the roll and announced there was a quorum.

Item B: PUBLIC COMMENT

There was no public comment.

Item C: APPROVAL OF AUGUST 25, 2021 RIGHT OF WAY COMMITTEE MEETING MINUTES

A motion was made by Christopher Murvin and seconded by Steven Kane to approve the August 25, 2021 Committee meeting minutes.

Vote: The motion carried unanimously with all seven (7) members present voting AYE by voice vote.

Item D.1.: PURCHASE AGREEMENT BETWEEN THE CENTRAL FLORIDA EXPRESSWAY AUTHORITY EXPRESSWAY AND ORANGE COUNTY, FLORIDA (TINY ROAD/TILDEN ROAD)

PROJECT NUMBERS: 429-654 AND 429-654A

CFX PARCELS: 64-228, PART C, 64-828, AND 64-829

Associate General Counsel Laura Kelly requested the Committee's recommendation for Board approval of a Purchase Agreement between the Central Florida Expressway Authority ("CFX") and Orange County ("County").

Attorney Kelly provided the Committee with a brief history of the project. Attorney Kelly advised that the County desires to enter into the proposed Purchase Agreement for the sale of fee simple ownership and the grant of easement interests over real property owned by CFX.

An appraisal was obtained from Pinel & Carpenter, Inc., with a total appraised value for the fee simple interest and easement interests in the amount of \$489,700.00. A review appraisal was obtained from The Spivey Group, Inc., with a total appraised value for the fee simple interest and easement interests in the amount of \$495,000.00. The purchase price for the fee simple interest and the easement interests reflected in the Purchase Agreement is \$495,000.00 plus reimbursement to CFX for the cost of the review appraisal in the amount of \$5,365.00.

Pursuant to the terms of the proposed Purchase Agreement, the conveying instrument will include a deed restriction and reverter in the event the County fails to utilize the parcels for public purposes.

A motion was made by Laurie Botts and seconded by Jean Jreij to recommend to the Board approval of a Purchase Agreement between CFX and the County in a form substantially similar to the agreement attached to the Right of Way Committee agenda package, subject to any minor or clerical modifications or revisions approved by the General Counsel or designee.

Vote: The motion carried unanimously with all seven (7) members present voting AYE by voice vote.

Item E: OTHER BUSINESS

General Counsel, Diego "Woody" Rodriguez, provided the Right of Way Committee a brief overview on an informational item that was presented to the CFX Board at their last board meeting on the process for Advance Right of Way Acquisitions.

Committee Members were also given the 2022 Right of Way Committee Meeting dates.

General Counsel Rodriguez provided the Committee with an update on the status of a Partial Release and Reestablishment of Restriction and Partial Release of Easement and Maintenance Agreement Between the City of Apopka and CFX which had been previously approved by the ROW Committee at the August 2021 meeting.

Chairman Sheahan advised the Committee that the next Right of Way Committee meeting is scheduled for Wednesday, October 27, 2021, at 2:00 p.m.

Item F: ADJOURNMENT

Chairman Sheahan adjourned the meeting at approximately 2:37 p.m.

Minutes approved on 12/02/2021.

Pursuant to the Florida Public Records Law and Central Florida Expressway Authority Records and Information Management Program Policy, audio tapes of all Board and applicable Committee meetings are maintained and available upon request to the Custodian of Public Records at (407) 690-5326, publicrecords@CFXWay.com or 4974 ORL Tower Road, Orlando, Florida 32807.