

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

MINUTES BOARD MEETING April 13, 2023

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

A. CALL TO ORDER

The meeting was called to order at approximately 9:00 a.m. by Chairman Demings.

Board Members Present:

Mayor Jerry Demings, Orange County (Chairman)
Commissioner Brandon Arrington, Osceola County (Vice Chairman)
Christopher "CJ" Maier, Gubernatorial Appointment (Treasurer)
Mayor Buddy Dyer, City of Orlando
Commissioner Tom Goodson, Brevard County
Commissioner Andria Herr, Seminole County
Rafael "Ralph" Martinez, Gubernatorial Appointment
Commissioner Christine Moore, Orange County
Commissioner Sean Parks, Lake County

Board Member Appearing Virtually:

Jay Madara, Gubernatorial Appointment

Staff Present at Dais:

Michelle Maikisch, Executive Director
Mimi Lamaute, Board Recording Secretary
Diego "Woody" Rodriguez, General Counsel

Non-Voting Advisor Present:

Nicola Liquori, Executive Director, Florida's Turnpike Enterprise

B. PUBLIC COMMENT

- There were no public comments received.
- There were no written public comments received by the deadline.

C. APPROVAL OF FEBRUARY 9, 2023 BOARD MEETING MINUTES

A motion was made by Commissioner Arrington and seconded by Commissioner Herr to approve the February 9, 2023 Board Meeting Minutes as presented. The motion carried unanimously with all nine (9) board members in attendance voting AYE by voice vote. One (1) Board Member Mr. Madara voting AYE virtually.

D. APPROVAL OF CONSENT AGENDA

The Consent Agenda was presented for approval as follows:

CONSTRUCTION

1. Approval of Construction Contract Modifications on the following projects:

Project 408-167	Chinchor, Inc.	\$ 407,520.05
Project 414-640	United Signs & Signals	\$ 184,081.55
Project 417-141	Hubbard Construction Company	\$ 1,153,149.24
Project 417-149	Sacyr Construccion SA	\$ 149,839.45
Project 429-152	Prince Contracting, Inc.	\$ 27,678.48
Project 528-163	The New Florida Industrial Electric, Inc.	\$ 64,550.63
Project 538-165	The Lane Construction Corporation	\$ 181,168.47
Project 538-165A	The Lane Construction Corporation	\$ 85,527.81
2. Approval of Purchase Orders to Sacyr Construccion SA, Inc. and Dura-Stress, Inc. for Material Price Index Adjustments for SR 417 Widening from Landstar Boulevard to Boggy Creek Road, Project No. 417-149 (Agreement Value: \$110,952.74 and \$67,191.42)
3. Approval of Purchase Order to Concrete Impressions of Florida, Inc. for Material Price Index Adjustments for SR 417 Widening from Narcoossee Road to SR 528, Project No. 417-150 (Agreement Value: \$147,778.34)
4. Approval of Purchase Order to The Lane Construction Corporation for Material Price Index Adjustments for SR 538 Poinciana Parkway Widening from Ronald Reagan Parkway to Cypress Parkway, Project No. 538-165 (Agreement Value: \$323,730.53)
5. Approval of Purchase Order to The Lane Construction Corporation for Material Price Index Adjustments for SR 538 Poinciana Parkway Widening from Ronald Reagan Parkway to Cypress Parkway, Project No. 538-165 (Agreement Value: \$259,891.44)
6. Approval of Second Contract Renewal with Terracon Consultants, Inc. for Systemwide Materials Testing and Geotechnical Services Contract No. 001435 (Agreement Value: \$0)

7. Approval of Third Contract Renewal with Johnson, Mirmiran & Thompson, Inc. for CFX Owner's Representative for I-4/SR 408 Ultimate Interchange and the Coordination for the Planned Brightline Construction Along SR 528, Project Nos. 408-312B and 528-915, Contract No. 001399 (Agreement Value: \$650,000.00)
8. Approval of First Contract Renewal with John Brown & Sons, Inc. for Miscellaneous Clearing and Grubbing Work, Contract No. 001897 (Agreement Value: \$100,000.00)

ENGINEERING

9. Approval of Peters and Yaffee, Inc. as a Subconsultant to Dewberry Engineers, Inc. for General Engineering Consultant Services, Contract No. 001145
10. Approval of Supplemental Agreement No. 8 with Atkins North America, Inc. for Design Consultant Services for SR 417 Widening from Narcoossee Road to SR 528, Project No. 417-150, Contract No. 001393 (Agreement Value: not-to-exceed \$297,374.82)
11. Approval of Mitigation Credit Purchases with Florida Mitigation Bank, Bullfrog Bay Mitigation Bank, Hatchineha Ranch Mitigation Bank, Southport Ranch Mitigation Bank and Crosby Island Marsh Mitigation Bank for Project Nos. 538-234, 538-235 & 538-235A (Agreement Value: \$11,745,000.00)
12. Approval of Supplemental Agreement No. 6 with Inwood Consulting Engineers, Inc. for Design Consultant Services for SR 417 Widening from Boggy Creek Road to Narcoossee Road, Project No. 417-151, Contract No. 001394 (Agreement Value: not-to-exceed \$96,554.18)
13. Approval of Supplemental Agreement No. 6 with Parsons Transportation Group Inc. for SR 429 Widening from Florida's Turnpike to West Road, Project No. 429-152, Contract No. 001395 (Agreement Value: not-to-exceed \$372,207.29)
14. Approval of Supplemental Agreement No. 3 with TLP Engineering Consultants, Inc. for Design Services for SR 408 Tampa Avenue Interchange, Project No. 408-315, Contract No. 001617 (Agreement Value: \$364,461.63)
15. Approval of Supplemental Agreement No. 4 with HDR Engineering, Inc. for Design Services for SR 516 Lake/ Orange Expressway – Segment 1, Project No. 516-236, Contract No. 001670 (Agreement Value: not-to-exceed \$1,219,175.79)
16. Approval of Supplemental Agreement No. 2 with DRMP, Inc. for Design Consultant Services for SR 516 Lake/Orange Expressway - Segment 3, Project No. 516-238, Contract No. 001671 (Agreement Value: not-to-exceed \$927,469.62)

17. Approval of Contract Award to HNTB Corporation for Design Consultant Services for SR 534 Segment 2 – Laureate Blvd. to East of Jim Branch Creek, Project No. 534-242, Contract No. 001951 (Agreement Value: not-to-exceed \$6,500,000.00)
18. Approval of Contract Award to Gibbs & Register, Inc. for SR 429 and SR 451 Median Protection Improvements, Project No. 599-171, Contract No. 001976 (Agreement Value: \$3,918,822.00)
19. Approval of Contract Award to SICE, Inc. for Systemwide Guide Sign & Lighting Replacement and Miscellaneous Overhead Sign Replacement, Project Nos. 599-646 and 599-646A, Contract No. 001986 (Agreement Value: \$6,460,780.98)

HUMAN RESOURCES

20. Approval of Third Contract Renewal with Tews Consulting, Inc. for Staffing Services, Contract No. 001678 (Agreement Value \$150,000.00)

INTERNAL AUDIT

21. Acceptance of Internal Audit Reports:
 - a. Fiscal 2023 Procurement and Contract Billing Audit
 - b. Fiscal 2023 Maintenance Audit
 - c. Fiscal 2023 Payment Card Industry Assessment
 - d. Fiscal 2023 Department of Highway Safety and Motor Vehicles Data Security Assessment
 - e. Fiscal 2023 Driver and Vehicle Information Database Data Security Assessment

LEGAL

22. Approval of McCree General Contractors, Inc. as a Subconsultant to Nelson Mullins Riley & Scarborough LLP for Right of Way Counsel Services, Contract No. 001477
23. Approval of Supplemental Agreement No. 1 with The Appraisal Group of Central Florida, Inc. for Appraisal Services, Contract No. 001789 (Agreement Value: not-to-exceed \$300,000.00)
24. Approval of Supplemental Agreement No. 1 with Pinel & Carpenter, Inc. for Appraisal Services, Contract No. 001790 (Agreement Value: not-to-exceed \$300,000.00)
25. Approval of Supplemental Agreement No. 1 with Durrance & Associates, P.A. for Appraisal Services, Contract No. 001825 (Agreement Value: not-to-exceed \$300,000.00)
26. Approval of Cooperative Purchase Agreement with The Spivey Group, Inc. for Appraisal Services, Contract No. 001992 (Agreement Value: not-to-exceed \$450,000.00)

- 27. Approval of Joint Participation Agreement Between the State of Florida Department of Transportation and CFX, Project: SR 516 Lake/Orange Expressway (516-236)
- 28. Approval of Agreement for Lake Nona Boulevard Bridge Between Lake Nona Property Holdings, LLC and CFX
- 29. Approval of Property Acquisition, Disposition and Permitting Policy

MAINTENANCE

- 30. Approval of Supplemental Agreement No. 11 with AutoBase, Inc. for Road Ranger Safety Service Patrol, Contract No. 001437 (Agreement Value: \$553,500.94)
- 31. Approval of Taylor's Custom Services LLC as a Subcontractor to Louis Berger Hawthorne Services Inc. for Roadway and Bridge Maintenance Services – SR 429, SR 414, SR 451 and SR 453, Contract No. 001821

RISK MANAGEMENT

- 32. Ratification of Payment to Florida Municipal Insurance Trust (FMIT) (Agreement Value: \$5,242.00)

TECHNOLOGY/TOLL OPERATIONS

- 33. Approval of Purchase Order to Hewlett Packard Enterprise Company for Hewlett Packard Enterprise Server and Equipment Support Services (Agreement Value: not-to-exceed \$107,933.28)
- 34. Approval of Purchase Order to Insight Public Sector, Inc. for Microsoft Support Services (Agreement Value: \$147,241.23)
- 35. Approval of Purchase Order to PC Solutions & Integrations, Inc. for Extreme Network Switches Annual Support and Maintenance (Agreement Value: not-to-exceed \$108,314.15)
- 36. Approval of Purchase Order to SHI International Corp. for Microsoft Azure Cloud Solutions and Services (Agreement Value: \$780,000.00)

TRAFFIC OPERATIONS

- 37. Approval of Purchase Order to Video Visions, Inc. for Video Wall Controller Replacement Project 408-566 (Agreement Value: \$160,781.60)
- 38. Award of Contract to ENRX Corporation for Dynamic Wireless Charging System, Project 516-236, Contract 001993 (Agreement Value: \$13,160,376.00)

A motion was made by Commissioner Herr and seconded by Commissioner Arrington to approve the Consent Agenda as presented. The motion carried unanimously with all nine (9) board members in attendance voting AYE by voice vote. One (1) Board Member Mr. Madara voting AYE virtually.

E. REPORTS

1. CHAIRMAN'S REPORT

Chairman Demings provided a quick overview of today's meeting and reminded everyone that immediately following the Board meeting there will be a Board Workshop on the FY 2024 Draft Budget.

2. TREASURER'S REPORT

Mr. Christopher "CJ" Maier reported that CFX's toll revenue for February 2023 was \$54,000,000 which is 9% over budget. As of the end of the month, CFX's toll revenue year-to-date was \$410,000,000, which is 4% over budget and 3% over prior year.

In the month of February 2023, E-PASS customers saved \$9,600,000 through the 2023 State Toll Relief Program and \$19,800,000 total in the first two months of the program.

Total Operations, Maintenance and Administration expenses were \$67,000,000 year-to-date through February, which is 5% under budget.

After debt service, the total net revenue available for projects was \$213,000,000, which is \$30,000,000 more than what was available in January.

3. EXECUTIVE DIRECTOR'S REPORT

Ms. Maikisch provided the Executive Director's Report in written form.

In addition, Ms. Maikisch expanded on the following:

- Ms. Maikisch thanked Commissioner Parks for joining her in Tallahassee. They met with several legislative delegation members along with leadership on the transportation committees regarding CFX's request for an additional 8 FHP officers.
- She recognized Ms. Iranetta Dennis, Director of Supplier Diversity, for being named one of Orlando Business Journal's 2023 Diversity in Business Award Honorees.
- She recognized Mr. Jack Burch, Resident Construction Engineer, for being selected to participate in the Florida Transportation Builders Association Inaugural Emerging Leaders Academy.

F. REGULAR AGENDA ITEMS

1. TRANSPORTATION BOARD APPOINTMENT / TEAMFL REPRESENTATIVE

Board Member, Mr. Ralph Martinez, explained he was appointed the CFX TEAMFL Representative at the CFX February 2023 Board Meeting. Ms. Amy Davies, TEAMFL Executive Director has requested that Commissioner Sean Parks continue to serve on the TEAMFL board until next year since she is new to the position and for continuity.

A motion was made by Mr. Martinez and seconded by Commissioner Moore for Commissioner Parks to serve as CFX's TEAMFL Representative for another year. The motion carried unanimously with eight (8) board members in attendance voting AYE by voice vote. One (1) Board Member Mr. Madara voting AYE virtually. One (1) Board Member, Mr. Martinez abstained from voting.

2. A RESOLUTION OF THE CENTRAL FLORIDA EXPRESSWAY AUTHORITY DECLARING PROPERTY AS NECESSARY FOR THE SR 516 LAKE/ORANGE EXPRESSWAY PROJECT

Mr. Diego "Woody" Rodriguez, General Counsel introduced Mr. David Shontz with Shutts and Bowen. Mr. Shontz detailed the history of the project and description of the parcels listed in the Resolution necessary for the SR 516 Lake/Orange Expressway Project.

A motion was made by Mr. Martinez and seconded by Commissioner Parks for approval of the Resolution Declaring Property as Necessary for SR 516 Lake/Orange Expressway. Parcel Numbers: 51-131, 51-132A, 51-132B, 51-832, 51-135, 51-137, 51-202, 51-203, 51-204 and 51-208. The motion carried unanimously with all nine (9) board members in attendance voting AYE by voice vote. One (1) Board Member Mr. Madara voting AYE virtually.

3. ENGINEERING AND PLANNING PROJECTS UPDATE

Mr. Dana Chester, Director of Engineering, provided an engineering update by detailing current design and planning projects. He also provided an overview of future projects planned for the upcoming year.

The Board Members asked questions which were answered by Mr. Chester.

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

G. BOARD MEMBER COMMENT

The following Board Member commented:

- Mr. Maier

Chairman Demings stated there is a Board Workshop immediately following today's meeting. He announced the next Board Meeting is scheduled for May 11, 2023.

H. ADJOURNMENT

Chairman Demings adjourned the meeting at approximately 9:30 a.m.



Mayor Jerry Demings
Chairman
Central Florida Expressway Authority



Mimi Lamaute
Recording Secretary
Central Florida Expressway Authority

Minutes approved on May 11, 2023.

Pursuant to the Florida Public Records Law and the CFX Records & Information Management Program Policy, audiotapes 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, FL 32807. Additionally, videotapes of Board meetings are available at the CFX website, www.CFXway.com.