

# CENTRAL FLORIDA EXPRESSWAY AUTHORITY

## MINUTES BOARD MEETING June 8, 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 Andria Herr, Seminole County  
Jay Madara, Gubernatorial Appointment  
Commissioner Christine Moore, Orange County  
Commissioner Sean Parks, Lake County

#### Board Member Appearing Virtually:

Rafael "Ralph" Martinez, Gubernatorial Appointment

#### Board Member Not Present:

Commissioner Tom Goodson, Brevard County

#### Staff Present at Dais:

Michelle Maikisch, Executive Director  
Mimi Lamaute, Board Recording Secretary

#### Non-Voting Advisor Not 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 MINUTES**

**A motion was made by Commissioner Arrington and seconded by Commissioner Herr to approve the May 11, 2023 Board Meeting and Board Workshop Minutes as presented. The motion carried unanimously with all eight (8) board members in attendance voting AYE by voice vote. One (1) Board Member Mr. Martinez voting AYE virtually. Commissioner Goodson was not in attendance.**

**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 408-430 | S.A. Casey Construction, Inc.        | \$ 14,305.00   |
| Project 417-142 | Prince Contracting, LLC              | \$ 79,931.79   |
| Project 417-150 | Sacyr Construccion SA, Inc.          | \$ 368,018.03  |
| Project 417-151 | Ranger Construction Industries, Inc. | \$ 274,840.62  |
| Project 417-760 | Masci General Contractor, Inc.       | \$ 41,971.05   |
| Project 429-153 | SEMA Construction, Inc.              | \$ 225,819.85  |
| Project 528-160 | Ranger Construction Industries, Inc. | \$ 164,425.12  |
| Project 599-180 | Estep Construction, Inc.             | (\$ 10,000.00) |
| Project 417-761 | Hubbard Construction Company         | \$ 44,014.10   |

**ENGINEERING**

2. Approval of Supplemental Agreement No. 5 with The Balmoral Group, LLC for Design Consultant Services for SR 528 Widening from Narcoossee Road to SR 417, Project No. 528-160, Contract No. 001589 (Agreement Value: not-to-exceed \$27,829.09)
3. Approval of Supplemental Agreement No. 3 with Scalar Consulting Group Inc. for Design Consultant Services for SR 528 Widening from Goldenrod Road to Narcoossee Road, Project No. 528-168, Contract No. 001742 (Agreement Value: not-to-exceed \$116,887.10)
4. Approval of Mitigation Credit Purchases with D.R. Horton, Inc. (owner of Twin Oaks Mitigation Bank), Project No. 516-238 (Agreement Value: not-to-exceed \$2,470,000.00)
5. Approval of Mitigation Credit Purchases with TCP II Reedy Creek, LLC (owner of Reedy Creek Mitigation Bank) for Project No. 516-238 (Agreement Value: not-to-exceed \$1,094,000.00)
6. Approval of First Contract Renewal with Day Communications, Inc. for 2045 Master Plan Consultant Services, Contract No. 001960 (Agreement Value: \$25,000.00)

## FINANCE

7. Approval of Final Ranking and Authorization for Negotiations for Enterprise Resource Planning System (ERP) Software Purchase, Project No. 599-563, Contract No. 001983

## INTERNAL AUDIT

8. Approval of Contract Award to Protiviti, Inc. for Internal Auditor Services, Contract No. 001999 (Agreement Value: not-to-exceed \$1,800,000.00)

## LEGAL

9. Approval of American Government Services Corporation as a Subconsultant to Nelson Mullins Riley & Scarborough LLP for Right of Way Counsel Services, Contract No. 001477
10. Approval of Contract Award to Nelson Mullins Riley & Scarborough LLP, Shutts & Bowen LLP and Mateer & Harbert, P.A. for Right of Way Counsel Services, Contract Nos. 001953, 002018 & 002019 (Agreement Value: \$3,000,000.00 each)
11. Approval of the License Agreement between CFX, Central Florida Property Holdings 600 LLC, Central Florida Property Holdings 500 LLC and Orlando Utilities Commission, Parcel Numbers: 534-843 and 534-844

## MAINTENANCE

12. Approval of Integrated Synergy, Inc. as a Subcontractor to Jorgensen Contract Services, L.L.C. for Roadway and Bridge Maintenance Services, Contract No. 001151
13. Approval of Supplemental Agreement No. 2 with Louis Berger Hawthorne Services, Inc. for Roadway and Bridge Maintenance Services – SR 429, SR 414, SR 451 and SR 453, Contract No. 001821 (Agreement Value: not-to-exceed \$335,000.00)
14. Approval of Supplemental Agreement No. 1 with Convergent Technologies LLC for Systemwide Electronic Security System Services, Contract No. 001969 (Agreement Value: not-to-exceed \$27,471.11)

## TECHNOLOGY/TOLL OPERATIONS

15. Approval of Interlocal Agreement Between CFX and the Osceola County Tax Collector (OCTC) to Distribute E-PASS Sticker Tags
16. Approval of KECH, Inc. as a Subconsultant to AECOM Technical Services, Inc. for General Systems Consultant Services, Contract No. 001215

17. Approval of Purchase Order to SHI International Corp. for Microsoft Dynamics and Power BI Licenses (Agreement Value: not-to-exceed \$707,619.19)

#### TRAFFIC OPERATIONS

18. Approval of Third Contract Renewal with AECOM Technical Services, Inc. for General Systems Consultant Services, Contract No. 001215 (Agreement Value: \$4,500,000.00)
19. Approval of the Master Interlocal Agreement with the University of Central Florida Board of Trustees, Contract No. 002017

**A motion was made by Mr. Maier and seconded by Commissioner Moore to approve the Consent Agenda as presented. The motion carried unanimously with all eight (8) board members in attendance voting AYE by voice vote. One (1) Board Member Mr. Martinez voting AYE virtually. Commissioner Goodson was not in attendance.**

#### **E. REPORTS**

##### **1. CHAIRMAN'S REPORT**

Chairman Demings announced that after the Treasurer and Executive Director reports, there will be a Public Hearing to hear comments on CFX's toll adjustment for Fiscal Year 2024. After the Public Hearing, the regular Board Meeting agenda items will continue.

##### **2. TREASURER'S REPORT**

Mr. Christopher "CJ" Maier reported that CFX's toll revenue for April 2023 was \$60,000,000 which is 12% over budget. As of the end of the month, CFX's toll revenue year-to-date was \$537,000,000, which is 6% over budget and 6% over prior year.

In the month of April 2023, E-PASS customers saved \$11,000,000 through the 2023 State Toll Relief Program and \$42,500,000 total in the first four months of the program.

Total Operations, Maintenance and Administration expenses were \$88,000,000 year-to-date through April, which is 4% under budget.

After debt service, the total net revenue available for projects was \$289,000,000.

##### **3. EXECUTIVE DIRECTOR'S REPORT**

The Executive Director's Report was provided to the Board Members in written form. Ms. Maikisch also expanded on the following:

- Ms. Maikisch reported that she and the CFX project team for the SR 417 Orlando-Sanford Airport Connector Study presented an update of the project to the Seminole County Board of County Commission. Earlier this week that same information was presented to the Orlando-Sanford Airport Authority Board. The next step for the project will be the public workshop, on Tuesday June 20<sup>th</sup> from 5:30 to 7:30 pm. The workshop will be a hybrid format (in-person@ Millennium Middle School, virtually through: Go To Webinar, and also over the phone). This is to provide multiple methods for the public to receive information about the project and provide input. Details of how to participate are located on CFXWAY.com.
- On Thursday, July 13<sup>th</sup> from 9-10 am, CFX will hold its semiannual Industry Forum here at CFX Headquarters. The forum is a collaborative effort between CFX and American Council of Engineering Companies Florida. It is attended by consultants and contractors interested in CFX's Work Plan projects that will be advertised during the upcoming 6-9 months. In January, there were over 250 attendees either in person or via Teams. For more information visit the ACEC Florida website.

## **F. PUBLIC HEARING**

Chairman Demings called the Public Hearing to Order at approximately 9:08 a.m.

### **1. RESOLUTION OF THE CENTRAL FLORIDA EXPRESSWAY AUTHORITY REGARDING RULE 2-9.001 WAIVING THE FULL IMPLEMENTATION OF ITS CUSTOMER FIRST TOLL POLICY ADJUSTMENT FOR THE 2024 FISCAL YEAR**

Ms. Lisa Lombard, Chief Financial Officer, detailed CFX's Customer First Toll Policy Rule 2-9.001 adopted on February 9, 2017, and elaborated on Section 2. Future Adjustments. She recapped the discussions from the April and May 2023 Board Workshops.

### **2. PUBLIC COMMENT**

There was no public comment.

### **3. BOARD ACTION**

**A motion was made by Commissioner Herr and seconded by Commissioner Parks to approve the Resolution of the Central Florida Expressway Authority Regarding Rule 2-9.001 Waiving the Full Implementation of CFX's Customer First Toll Policy Adjustment for the 2024 Fiscal Year. The motion carried unanimously with all eight (8) board members in attendance voting AYE by voice vote. One (1) Board Member Mr. Martinez voting AYE virtually. Commissioner Goodson was not in attendance.**

#### 4. CLOSE PUBLIC HEARING

Chairman Demings adjourned the Public Hearing portion of the meeting at approximately 9:12 a.m.

#### G. REGULAR AGENDA ITEMS

##### 1. BUDGET - FY 2024 THROUGH FY 2028 FIVE-YEAR WORK PLAN / FY 2024 OPERATIONS, MAINTENANCE & ADMINISTRATION

Ms. Lisa Lombard, Chief Financial Officer and Glenn Pressimone, Chief of Infrastructure presented the final budget for approval. Ms. Lombard stated there were no substantial changes made since the workshop. She provided a summary of spending in FY 2024 and the revenues with the incorporation of the 1.5% adjustment to toll rates.

Mr. Pressimone detailed the FY 2024-2028 Five-Year Work Plan. He explained that the Work Plan is divided into 10 categories with the largest expenditures occurring in the system expansion projects, existing system improvements and interchange projects. He also detailed the investments in the capital improvement projects, sustainability project, deployment of wrong way driving system.

Ms. Lombard described the FY 2024 Operation, Maintenance and Administration Budget, debt service ratio, capital planning model results and projected senior lien coverage ratio. She stated that the budget is fully fundable.

**A motion was made by Commissioner Arrington and seconded by Commissioner Moore for approval of Budget, Fiscal Years 2024-2028 Five-Year Work Plan and Fiscal Year 2024 Operations, Maintenance and Administration. The motion carried unanimously with all eight (8) board members in attendance voting AYE by voice vote. One (1) Board Member Mr. Martinez voting AYE virtually. Commissioner Goodson was not in attendance.**

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

Ms. Laura Kelly, Deputy General Counsel introduced CFX's Right of Way Counsel, Brendan Lynch, Esquire and Brian Smith, Esquire with Lowndes, Drosdick, Doster, Kantor & Reed, P.A.

Mr. Lynch described the SR 516 Lake/Orange Expressway Project and identified the Lowndes segment of the project.

A motion was made by Commissioner Parks and seconded by Commissioner Moore for approval of the Resolution Declaring Property as Necessary for SR 516 Lake/Orange Expressway. Parcel Numbers: 51-112A, 51-112B, 51-112C, 51-114A, 51-114B, 51-120A, 51-120B, 51-122A, 51-122B, 51-124, 51-127A, 51-127B, 51-128A, 51-128B, 51-130, 51-730 and 51-830. The motion carried unanimously with all eight (8) board members in attendance voting AYE by voice vote. One (1) Board Member Mr. Martinez voting AYE virtually. Commissioner Goodson was not in attendance.

3. **CONTRACT AWARD TO ATKINS NORTH AMERICA, INC. FOR DESIGN CONSULTANT SERVICES FOR SR 414 EXPRESSWAY EXTENSION FROM US 441 TO MAITLAND SUMMIT BOULEVARD**

Mr. Dana Chester, Director of Engineering, provided background and description for the SR 414 Expressway Extension from US 441 to Maitland Summit Boulevard. He explained the current conditions of the area, project design and named the design team.

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

A motion was made by Commissioner Herr and seconded by Commissioner Moore for approval to award the design contract for the SR 414 Expressway Extension from US 441 to Maitland Summit Boulevard to Atkins North America, Inc. in the amount of \$22,900,000.00. The motion carried unanimously with all eight (8) board members in attendance voting AYE by voice vote. One (1) Board Member Mr. Martinez voting AYE virtually. Commissioner Goodson was not in attendance.

4. **SUPPLIER DIVERSITY PROGRAM UPDATE**

Ms. Iranetta Dennis, Director of Supplier Diversity, detailed the Supplier Diversity Program including participants, FY 22 & 23 D/M/WBE contract award, community partners, community engagement and ongoing initiatives. She reiterated the Office of Supplier Diversity's commitment to the community.

A Board Member asked a question which was answered by Ms. Dennis.

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

**H. BOARD MEMBER COMMENT**


Mr. Jay Madara announced that he will no longer serve on the CFX Board. This will be his last meeting.

The following Board Members commented:

- Commissioner Andria Herr;
- Mayor Buddy Dyer;
- Commissioner Sean Parks;
- Mr. Christopher "CJ" Maier;
- Mr. Ralph Martinez; and
- Mayor Jerry Demings.

**I. ADJOURNMENT**

Chairman Demings adjourned the Board Meeting at approximately 9:46 a.m.

  
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Jerry Demings, Orange County Mayor  
Chairman  
Central Florida Expressway Authority

  
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Mimi Lamaute, Manager of Board Services  
Recording Secretary  
Central Florida Expressway Authority

Minutes approved on Aug. 10, 2023.

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