

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

MINUTES CENTRAL FLORIDA EXPRESSWAY AUTHORITY Right of Way Committee Meeting July 26, 2023

Committee Members Present:

Laurie Botts, City of Orlando Representative, Chairman
Brian Sheahan, Lake County Representative
Christopher Murvin, Citizen Representative
Juan Diaz, Citizen Representative
Mindy Cummings, Orange County Representative
Neil Newton, Seminole County Representative, Alternate
Paul Satchfield, Osceola County Representative
Tad Calkins, Brevard County Representative Alternate

Committee Member Not Present:

John Denninghoff, Brevard County Representative

CFX Staff Present:

Diego "Woody" Rodriguez, General Counsel
Laura Newlin Kelly, Associate General Counsel
Michelle Maikisch, Executive Director
Glenn Pressimone, Chief of Infrastructure
Mala Iley, Recording Secretary

Item A: CALL TO ORDER

The meeting was called to order at 9:30 a.m. by Chairman Laurie Botts. Recording Secretary, Mala Iley, called the roll and announced there was a quorum.

Item B: PUBLIC COMMENT

There was no public comment.

Item C: APPROVAL OF MAY 17, 2023 RIGHT OF WAY COMMITTEE MEETING MINUTES

A motion was made by Ms. Cummings and seconded by Mr. Murvin to approve the May 17, 2023 minutes as presented.

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

Item D.1: RIGHT-OF-WAY ACQUISITION AGREEMENT BETWEEN CFX AND EAGLE CREEK DEVELOPMENT CORPORATION PROJECT: STATE ROAD 534 PARCEL NO: 534-243

General Counsel, Diego “Woody” Rodriguez, introduced Attorney Richard N. Milian of Nelson Mullins Riley & Scarborough, LLP, Central Florida Expressway Authority's (“CFX”) Right of Way Counsel.

Attorney Richard N. Milian, provided the Committee with an overview of the proposed Right-of-Way Acquisition Agreement between CFX and Eagle Creek Development Corporation (“Eagle Creek”). The subject property is located in the last phase of the development of the Eagle Creek community and consists of approximately 41 acres of property. Eagle Creek has commenced construction on model homes for the last phase of the development within the subject property and is prepared to proceed with the sale of individual lots in this phase of the development. It is necessary for CFX to acquire the subject property to align with right of way already planned and purchased for State Road 534. Acquiring the subject property prior to the sale of lots to individual homeowners will allow CFX to negotiate with one property owner and avoid potentially contentious and costly litigation.

Attorney Milian respectfully requested the Committee make a recommendation for the Board's approval of the Right-of-Way Acquisition Agreement, subject to any minor or clerical modifications or revisions approved by the General Counsel or designee.

A motion was made by Ms. Cummings and seconded by Mr. Satchfield to recommend to the Board, approval of the Right-of-Way Acquisition Agreement, 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

There was no other business. General Counsel Rodriguez advised staff will recirculate the 2024 Right of Way Committee Meeting Dates.

Chairman Botts announced that the next Right of Way Committee meeting is scheduled for Wednesday, September 20, 2023 at 2:00 p.m. in the Pelican Conference Room.

Item F: ADJOURNMENT

Chairman Botts adjourned the meeting at approximately 10:04 a.m.

Minutes approved on September 20, 2023.

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.