



## INTEROFFICE MEMORANDUM

### Minutes Roadway Agreement Committee Public Works Main Conference Room & Virtual Component via Webex June 16, 2021

Members Present: Diana Almodovar – Development Engineering Division (Vice-Chair) (in-person)  
Renzo Nastasi – Transportation Planning Division (in-person)  
Humberto Castellero – Traffic Engineering Division (in-person)  
Mindy Cummings – Real Estate Management Division (virtual)  
Eric Raasch – Planning Division (in-person)

County Staff Present: Roberta Alfonso – County Attorney’s Office (virtual)  
Joy Carmichael – County Attorney’s Office (virtual)  
Stephanie Stone – County Attorney’s Office (virtual)  
Jennifer Cummings – Public Works Engineering Division (virtual)  
Yahaira Gines-Rios – Public Works Engineering Division (virtual)  
Jeff Dunn – Planning, Environmental & Development Services Department (virtual)  
Tamara Pelc – Real Estate Management Division (virtual)  
Elena Hutchinson – Real Estate Management Division (virtual)  
Heather Brownlie – Transportation Planning Division (virtual)  
Tammilea Chami – Transportation Planning Division (virtual)  
Nannette Chiesa – Transportation Planning Division (virtual)  
Brian Sanders – Transportation Planning Division (virtual)  
Blanche Hardy – Transportation Planning Division (virtual)

Ms. Almodovar called the meeting to order at 9:02 a.m.

#### **Public Comment**

Ms. Almodovar inquired as to Public Comment – no members of the public wished to speak.

#### **Approval of Minutes**

The Committee reviewed the minutes from the June 2, 2021 Roadway Agreement Committee (RAC) Meeting.

Page 2

- Line 87 change “the” to “its”
- Line 91 change “agreement” to “proposed agreements”
- Line 94 add “FDOT” before “Work”
- Line 98 add parentheses around “The Grow”
- Line 102 add “s” to “County”
- Line 102 add “North East Orange County Area Wide Transportation Study” before “NEOCATS” and place parentheses around “NEOCATS”

***Ms. M. Cummings made a motion, with a second by Mr. Castellero, to approve the June 2, 2021 Roadway Agreement Committee Meeting Minutes with changes discussed. Motion carried unanimously with five members present.***

#### **Activity Summary**

Ms. Brownlie reviewed the upcoming BCC items.

Ms. Almodovar noted the trip allocations made to date.

#### **RAC CONSENT AGENDA ITEM:**

##### **Christian Brothers Automotive Orlando Proportionate Share Agreement**

Road Affected: Colonial Drive (East)

Present: Benjamin Ellis (virtual)

Previous RAC: None

County Staff Present: Mirna Barq (virtual)

- Proof of signing authority for CBH Properties Investments, LLC needed
- Add Joinder & Consent Whereas
- Remove exhibit D & E from the joinders (or reference them in the whereas)
- Place Joinders after the signature pages

- Confirm page numbering is correct
- CBH notary blocks (signature page & Joinder) need to be updated to reflect “CBH Properties Investments, LLC”
  - Change “Florida” to “Texas”
  - Strike “on behalf of such corporation”

***Ms. M. Cummings made a motion, with a second by Mr. Castillero, to approve the Christian Brothers Automotive Orlando Proportionate Share Agreement with changes discussed and subject to final review by REM and Legal Motion carried unanimously.***

**Waterstar Multifamily Proportionate Share Agreement**

Road Affected: Avalon Road and US 192  
Present: Jonathan Martin (virtual), Kelly Starkey (virtual)  
Previous RAC: None  
County Staff Present: Mirna Barq (virtual)

Mr. Martin informed the Committee the reason the agreement is being presented as a non-consent item was due to a timing issue.

***Ms. M. Cummings made a motion, with a second by Ms. Almodovar, to approve the Waterstar Multifamily Proportionate Share Agreement as presented. Motion carried unanimously.***

**Daryl Carter Multifamily Proportionate Share Agreement**

Road Affected: Vineland Avenue  
Present: Jonathan Martin (virtual), Tom Sullivan (virtual)  
Previous RAC: None  
County Staff Present: Mirna Barq (virtual)

Mr. Sullivan informed the Committee of an upcoming closing schedule for July 1<sup>st</sup>. He understands that the agreement cannot move forward until the entity name is changed and closing documentation is provided.

Ms. Pelc had several comments on the signature page but will provide comments on the updated draft after closing.

Ms. Pelc requested to add spaces between the breaks in the legal description (pages 10-11).

***Ms. M. Cummings made a motion, with a second by Mr. Castillero, to approve the Daryl Carter Multifamily Proportionate Share Agreement with changes discussed and subject to final review by REM and Legal. Motion carried unanimously.***

**RAC NON-CONSENT PROPORTIONATE SHARE ITEM:**

- None

**RAC AGENDA ITEM:**

**Supplemental to Poinciana Boulevard Extension Road Network Agreement**

Road Affected: Poinciana Boulevard  
Present: William Beckett (virtual),  
Previous RAC: 12/9/20, 10/14/20, 9/30/20, 8/5/20, 2/19/20, 12/11/2019  
County Staff Present: None

Mr. Beckett stated he has made all the changes requested by the Committee.

- Ms. M. Cummings stated there were a number of issues with the signature pages still to be corrected.
- Page 20 LBV Signature Page – add LLC (both instances) (per Sunbiz LLC is not a general partnership)
    - Add layers for various entities
  - Page 21 Greenway Signature Page – pending signatory authority
  - Page 22 Intram – pending signing authority and to show “by”
  - Page 23 Add “by” Avention as Manager and layers beyond
  - Page 26 Joinder – needs to reference recording info for mortgage
  - Exhibits need to include the surveyor signatures

*Ms. M. Cummings made a motion, with a second by Mr. Castillo, to approve the Supplemental to Poinciana Boulevard Extension Road Network Agreement with changes discussed and subject to signature pages review by REM. Motion carried unanimously.*

**COMMITTEE DISCUSSION:**

Ms. Brownlie presented the updated 2020 RAC Schedule reflecting new timeframes to accommodate new requirements by REM.

Ms. M. Cummings stated she does not want to review agreement submittals without title work. Submittals need to be complete before forwarding for pre-review/Committee review. Sufficiency checklist needs to be reviewed by REM.

Ms. Almodovar adjourned the meeting at 10:00 a.m.

**Section 286.0105, Florida Statutes states that if a person decides to appeal any decision made by a board, agency, or commission with respect to any matter considered at a meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.**

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this proceeding, then not later than two business days prior to the proceeding, he or she should contact the Orange County Communications Division at (407) 836-5631. Para mayor información en español, por favor llame al (407) 836-3111.