

Boggy Creek Improvement District

12051 Corporate Boulevard Orlando, FL 32817; Phone: 407-382-3256

www.boggycreekid.org

The following is the proposed agenda for the upcoming Meeting of the Board of Supervisors for the Boggy Creek Improvement District ("District"), scheduled to be held at **3:30 p.m. on Tuesday, February 19, 2019 at 6900 Tavistock Lakes Blvd, Suite 200, Orlando, FL 32827**. A quorum will be confirmed prior to the start of the meeting.

For those unable to attend in person, you may participate by telephone:

Phone: 1-866-398-2885

Participant Code: 275521

BOARD OF SUPERVISORS' MEETING AGENDA

Organizational Matters

- Roll Call to Confirm a Quorum
- Public Comment Period
- 1. **Consideration of the Minutes of the January 15, 2019 Board of Supervisors' Meeting**
- 2. **Consideration of Resolution 2019-04, Canvassing and Certifying Results of the 2018 Landowners' Election Meeting**

Business Matters

- **Consideration of Recommendation from Construction Committee for Extension of Prequalification of Contractors**
- 3. **Consideration of OUC Utility Electric Easement - Lake Nona Central**
- 4. **Ratification of Requisition Nos. 2018-50 & 51, 53 -57 Approved in January 2019 in an amount totaling \$60,482.38**
- 5. **Ratification of Operation and Maintenance Expenditures Paid in January 2019 in an amount totaling \$82,263.20**
- 6. **Recommendation of Work Authorizations/Proposed Services (*if applicable*)**
- 7. **Review of District's Financial Position and Budget to Actual YTD**

Other Business

- A. Staff Reports
 - 1. District Counsel
 - 2. District Manager
 - 3. District Engineer
 - 4. Construction Supervisor
 - 5. Irrigation Specialist
- B. Audience Comments, Supervisor Requests

Adjournment

BOGGY CREEK IMPROVEMENT DISTRICT

**Minutes of the January 15, 2019
Board of Supervisors' Meeting**

**BOGGY CREEK IMPROVEMENT DISTRICT
BOARD OF SUPERVISORS' MEETING MINUTES**

FIRST ORDER OF BUSINESS

The Board of Supervisors' Meeting for the Boggy Creek Improvement District was called to order on Tuesday, January 15, 2019 at 3:30 p.m. at the 6900 Tavistock Lakes Blvd., Suite 200, Orlando, FL 32827. Members listed below constituted a quorum.

Richard Levey	Chair
Damon Ventura	Vice-Chair
Thad Czapka	Assistant Secretary
Heather Isaacs	Assistant Secretary (joined @ 3:36 p.m.)
Scott Gasaway	Assistant Secretary (joined @ 3:38 p.m.)

Also, attending:

Lynne Mullins	Fishkind & Associates, Inc.
Tucker Mackie	Hopping Green & Sams
Jeff Newton	Donald W. McIntosh Associates
Scott Thacker	Construction Committee

SECOND ORDER OF BUSINESS

Public Comment Period

Mr. Levey called for any public comments on any agenda items.

THIRD ORDER OF BUSINESS

**Swearing in Newly Elected
Board Members**

Ms. Mullins stated that Mr. Gasaway is not present and will be administered the oath of office at another time.

FOURTH ORDER OF BUSINESS

**Consideration of Minutes of
the December 18, 2018
Board of Supervisors'
Meeting**

Board Members reviewed the minutes from the December 18, 2018 Board of Supervisors' Meeting.

On Motion by Mr. Ventura, second by Mr. Czapka, with all in favor, the Board of Supervisors for the Boggy Creek Improvement District approved the Minutes of the December 18, 2018 Board of Supervisors' Meeting.

Ms. Isaacs joined the meeting in progress at 3:36 p.m.

FIFTH ORDER OF BUSINESS

Consideration of Authorization to Issue Request for Qualifications for Traffic Signal Design

Ms. Mackie stated that staff discussed this at the Greenway Board meeting. She explained that in the past District staff has issued an RFQ for Traffic Design Services and the Construction Committee has discussed wanting to be able to have some flexibility to go to the No. 2 vendor before having to consider the No. 1 vendor given some timing considerations and working with the No. 1 vendor in the past. District Counsel has been directed to investigate the Board's ability to modify their existing Rules of Procedure to allow for the flexibility to go to the No. 2 vendor to negotiate first, working more like a continuing services contract with all vendors and allowing District Staff to pick a specific vendor for a particular job if it is deemed that it would be in the best interest of the District to do so. Ms. Mackie will look into this and report back to the Board at the next meeting.

Mr. Ventura asked if the District received a bid as part of the bid process. Ms. Mackie stated that the District has already gone through the RFQ process previously so the District has a list of three vendors that have already been prequalified. Mr. Levey stated that the District cannot currently negotiate with the No. 2 vendor because they must go to the No. 1 vendor first and there has been some performance issues with the No. 1 vendor so the Construction Committee wants some flexibility to ask any of the others to provide proposals.

SIXTH ORDER OF BUSINESS

Consideration of FY 2018 Audit Engagement Letter

Ms. Mullins stated that the Board previously approved this but the District received a new engagement letter increasing the fee by \$2,000.00 because of the issuance of the 2018 BAN.

Ms. Mackie stated that this is reflective of a typical increase that Districts would see as a result of an additional issuance.

On Motion by Mr. Ventura, second by Ms. Isaacs, with all in favor, the Board of Supervisors for the Boggy Creek Improvement District accepted the FY 2018 Audit Engagement Letter.

SEVENTH ORDER OF BUSINESS

Consideration of District Management and Assessment Consultant Agreement

Ms. Mullins explained that Fishkind & Associates, Inc. has been acquired by PFM, Public Financial Management Services and this is a standard agreement that is in place. District Counsel has reviewed it and added additional comments. All the fees and the staff will remain the same.

Ms. Mackie stated that PFM reviewed the existing agreements and added language regarding gross misconduct and negligence. Additional language was also added to the District Management Agreement that would make clear that they were to provide the Assessment Consultant Services perspective to a methodology that they have always provided in the past under their District Management Agreement. Mr. Levey asked if this agreement would be assigned on the closing from Fishkind & Associates to PFM. Ms. Mullins replied yes.

On Motion by Ms. Isaacs, second by Mr. Ventura, with all in favor, the Board of Supervisors for the Boggy Creek Improvement District approved the District Management and Assessment Consultant Agreement.

Mr. Gasaway joined the meeting in progress at 3:38 p.m. Ms. Mullins administered the oath of office to Mr. Gasaway.

EIGHTH ORDER OF BUSINESS

Consideration of Financial Advisory Agreement

Ms. Mackie stated that in advance of particular financings the District has engaged PFM in the past to serve as Financial Advisor with respect to that issuance. She noted that their compensation was tied to the amount of the bond issued and it is in line with the agreement that the Board has before them. The existing agreement the District had with PFM was limited to the 2018 BAN such that if the Board would like it could engage PFM on a systemic basis for financial services or defer this item until a financing is contemplated.

Mr. Levey stated that he does not see the need for the Board to tie their hands to pick one particular Financial Advisor now when there are no financings in the near future. He stated that the prior Board agreed to table this item until such time as the Board was interested in bringing it back up. The Board agreed to table this until a time to be determined at the Board's request.

NINTH ORDER OF BUSINESS

Consideration of Resolution 2019-03, Designating District Manager, Assessment Consultant, and Financial Advisor

Ms. Levey stated that if the Board considers a motion for this then it would need to be amended to eliminate the Financial Advisor role. Mr. Ventura asked if these are agreements with PFM. Ms. Mackie explained that the agreements are still with Fishkind & Associates and the resolution addresses the fact that upon the transaction closing it will then be assigned to PFM and the Board would be agreeing up front to the assignment with this resolution and the Chair is suggesting that language relating to the Financial Advisory Agreement be removed from this.

On Motion by Mr. Ventura, second by Ms. Isaacs, with all in favor, the Board of Supervisors for the Boggy Creek Improvement District approved Resolution 2019-03, Designating District Manager and Assessment Consultant subject to the removal of the Financial Advisor component from this resolution.

TENTH ORDER OF BUSINESS

Ratification of Requisition Nos. 2018-40 - 2018-42, 2018-44 & 45, 2018-47 & 48

**Approved in December
2018 in an amount totaling
\$40,111.54**

Board Members reviewed Requisition Nos. 2018-40 - 2018-42, 2018-44 & 45, 2018-47 & 48 Approved in December 2018 in an amount totaling \$40,111.54.

Ms. Mullins noted that these have already been approved and paid and just need to be ratified by the Board.

On Motion by Mr. Ventura, second by Mr. Czapka, with all in favor, the Board of Supervisors for the Boggy Creek Improvement District ratified Requisition Nos. 2018-40 - 2018-42, 2018-44 & 45, 2018-47 & 48 Approved in December 2018 in an amount totaling \$40,111.54.

ELEVENTH ORDER OF BUSINESS

**Ratification of Operation
and Maintenance
Expenditures Paid in
December 2018 in the
amount totaling \$122,376.87**

Board Members reviewed the Operation & Maintenance expenditures paid in December 2018 in the amount totaling \$122,376.87

On Motion by Mr. Ventura, second by Mr. Czapka, with all in favor, the Board of Supervisors for the Boggy Creek Improvement District ratified the Operation and Maintenance expenditures paid in December 2018 in the amount totaling \$122,376.87.

TWELFTH ORDER OF BUSINESS

**Recommendation of Work
Authorizations/Proposed
Services**

Mr. Newton explained that Mr. Kaufmann has reviewed the work authorization for Construction Phase Services on turn lane and median nose modifications that were made at the intersections of Tavistock Lakes Boulevard with Lake Nona Boulevard and Veterans Way with Lake Nona Boulevard where the District did some signalization improvements. DWMA got down to the close-

out and certification process and realized that they never did a Construction Services Agreement with the District for that work.

A Board Member asked if DWMA prepared the record drawings. Mr. Newton stated that he has not prepared the record drawings for that yet. He prepared the permit drawings and all of those are in hand but the record drawings get prepared as part of the close out process which is what the District is about to enter into. Mr. Levey stated that the City of Orlando has not accepted those improvements yet and Mr. Newton responded that is correct but they have accepted the signals but not the improvements to the roadway.

On Motion by Mr. Ventura, second by Ms. Isaacs, with all in favor, the Board of Supervisors for the Boggy Creek Improvement District approved the recommendation for Work Authorization to Donald W. McIntosh in the amount of \$7,800.00.

THIRTEENTH ORDER OF BUSINESS

Review of District's Financial Position and Budget to Actual YTD

Board Members reviewed the Statement of Financial Position. No action is required by the Board.

Mr. Gasaway asked if there was any carry over cost that was not recognized in Fiscal Year 2018 that will come to this ledger in Fiscal Year 2019. Ms. Mullins stated that the District is all caught up for the end of Fiscal Year 2018.

FOURTEENTH ORDER OF BUSINESS

Staff Reports

District Counsel -

No Report

District Manager -

Ms. Mullins noted that the next meeting is February 19, 2019.

District Engineer –

Mr. Newton distributed the Construction Status Memorandum (Minutes Exhibit A). He stated that for Nemours West & Lift Station 10, paving is scheduled to start today.

Mr. Newton stated that the traffic signal phasing is still listed in the report of there being an issue but he received an email this morning

that the City had gone out there and changed the signal phasing at Tavistock Lakes Boulevard so there are no longer opposing left turns happening at the same time.

Mr. Ventura asked if the City confirmed the painted radiuses out there because it feels like they are still off. Mr. Newton stated that they meet the DOT minimums.

Mr. Newton stated that Medical City Drive is not a District project but the District has an ongoing saga of the missing segments in the reclaim. He stated that they connected up the missing segment this morning, put pressure on it and found a leak. He noted that now they have to find the leak. He stated that they did not have to replace the valve.

Mr. Newton stated that Nemours Parkway Phase 7 just started a few months ago so there are no updates on that.

Mr. Newton stated that there is a traffic signal going in at the intersection of Helios Boulevard and Lake Nona Boulevard which is the opposite end of the Loop Road from the Nemours Parkway Intersection. He received a price from Traffic Control Devices to do that work and it was nearly \$600,000.00 which exceeds the District's limit at which it must get bids. Mr. Newton stated that a Request for Proposals is attached (Minutes Exhibit B). He proposed to run that in the newspaper and seek proposals from qualified signal contractors. The District must evaluate those on a selection criterion so, page 3 of that document shows the evaluation criteria subject to the Board's approval. The last page outlines the timeline for the RFP process and Contractor selection.

On Motion by Ms. Isaacs, second by Mr. Czapka, with all in favor, the Board of Supervisors for the Boggy Creek Improvement District authorized District Staff to proceed with the Request for Proposals for Traffic Signalization Construction and approving the Evaluation Criteria.

Ms. Mackie asked Mr. Newton if the District needed to move the meeting date for March. Mr. Newton stated that District staff should seek the Board's position on it.

Mr. Newton directed the Board's attention to the timeline on the last page of the RFP, the bids are back in hand the day after the February Board meeting. Because of the timeline they must give 30 days from the date of advertisement until the bids are due and if they run the ad in Sunday's paper January 20, 2019 then it puts the due date at February 20, 2019. So, the Board will not see these bids until March 19, 2019. He stated that if that intersection does not have a signal the District cannot open the road.

Mr. Newton mentioned that the signal poles and mast arms have a 6-month lead time and the District's contractor will not be ordering materials until 30-60 days after the District awards the contract.

He stated that the only way the Board could deal with this would be to have an earlier meeting in March. Mr. Levey asked how long it would take for the Construction Committee to go through the proposals and evaluate them. Ms. Mackie asked the Board if they wanted to expedite this process by moving the March Board meeting up two weeks.

Mr. Gasaway stated that he is not concerned about Town Center but he is concerned about the construction going on during Town Center and thinks there is a potential safety issue without putting some traffic control devices in. Mr. Newton responded that he and Mr. Kaufmann met with the Town Center Team late last week and the intent is to barricade off the road at the intersection of Helios and Lake Nona Boulevard and then another set of barricades on the Loop Road less than a quarter of a mile from its intersection at Nemours Parkway to give construction access only for the Town Center construction and to keep construction traffic off of the bulk of the Loop Road so it is protected during the Town Center construction.

Construction Supervisor - Not Present

Irrigation Specialist- No Report

FIFTEENTH ORDER OF BUSINESS

**Supervisor and Audience
Comments & Adjournment**

There were no Supervisor requests or audience comments. Mr. Levey requested a motion to adjourn.

On Motion by Ms. Isaacs, second by Mr. Czapka, with all in favor, the January 15, 2019 Meeting of the Board of Supervisors for the Boggy Creek Improvement District was adjourned.

Secretary/Assistant Secretary

Chair/Vice Chair



**DONALD W. MCINTOSH
ASSOCIATES, INC.**

MEMORANDUM

DATE: January 15, 2019
TO: Boggy Creek Improvement District
Board of Supervisors
FROM: Donald W. McIntosh Associates, Inc.
District Engineer
RE: Construction Contract Status

Dear Board Members,

Please accept this summary of our construction contract status. Listed below by project is a brief summary of recent contract activity. Copies of the latest Change Order logs are attached.

CIVIL ENGINEERS

LAND PLANNERS

SURVEYORS

Lake Nona Nemours Parkway West and Lift Station No. 10 – Jon M. Hall Company

Construction Status: The City has completed the video inspection of the sanitary sewer. The City punch list from the video inspection was received by DWMA on January 4, 2019, and distributed to the Contractor. Paving of the roadway first lift and asphalt trail is currently scheduled to commence on January 15, 2019. Plans for the proposed traffic signal at the intersection of Lake Nona Boulevard and Helios Boulevard were sent to Traffic Control Devices for pricing last month. Since the cost of the work (nearly \$600,000) exceeds the statutory threshold for bidding, the signal project will need to be advertised as a Request for Proposal. The Developer has decided to keep the cobra head light fixtures as designed but would like to add banner bars to the light poles. This will likely result in some increase in monthly cost (O&M) but should have no impact on the Contractor's costs (capital cost).

Change Order (C.O.) Status: None at this time.

Recommended Motion: None at this time.

Lake Nona Boulevard Intersection Modifications: Tavistock Lakes Boulevard and Veterans Way – Jon M. Hall Company

Construction Status: Striping on Veterans Way north of Lake Nona Boulevard has been completed.

Change Order (C.O.) Status: None at this time.

Recommended Motion: None at this time.

2200 Park Ave. North

Winter Park, FL

32789-2355

Fax 407-644-8318

407-644-4068

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Memorandum

Re: Boggy Creek Improvement District

Construction Contract Status

January 15, 2019

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Lake Nona Boulevard Traffic Signals: Tavistock Lakes Boulevard, Veterans Way, and Nemours Parkway – Traffic Control Devices

Construction Status: Lead-lag phasing has been implemented at both intersections, although simultaneous left turn movements are still occurring at Tavistock Lakes Boulevard. Since this signal has been turned over to the City, Traffic Control Devices no longer has access to reprogram the signal. As a result, District Staff is working with City Staff in an attempt to eliminate simultaneous left turns.

Change Order (C.O.) Status: None at this time.

Recommended Motion: None at this time.

Medical City Drive Phase 2 – Jr. Davis Construction

Construction Status: The District Board previously authorized an expenditure of not to exceed \$32,620.00 to reimburse the Developer for work associated with a missing segment of reclaimed water main at the intersection of Medical City Drive and Laureate Boulevard (a prior District project). This work was completed by the Developer's contractor within the approved budget. Subsequently, the District Board authorized an additional expenditure of not to exceed \$20,000.00 to reimburse the Developer for further investigation and repair of a second separation of the existing reclaimed water main farther north on Medical City Drive (also a prior District project). The Developer's contractor submitted a proposal on January 7, 2019, in the amount of \$11,575.00 to reinstate the second separation and install a replacement of the existing non-functional gate valve at the separation. The Contractor has been authorized by District Staff to proceed with the work, which is currently scheduled to begin January 14, 2018.

Change Order (C.O.) Status: None at this time.

Recommended Motion: None at this time.

Nemours Parkway Phase 7 – Jr. Davis Construction, Inc.

Construction Status: The Contractor is continuing with the installation of the underground storm and sanitary sewer systems and has initiated installation of the pressure utilities (i.e., potable and reclaimed water systems). District Staff is coordinating with the Developer regarding a proposed change in lighting fixtures from cobra heads to straw hats, which may require a plan change to show revised junction box locations.

Change Order (C.O.) Status: None at this time.

Recommended Motion: None at this time.

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DONALD W. McINTOSH Associates, Inc.

2200 PARK AVENUE NORTH, WINTER PARK, FLORIDA 32789-2355 • (407) 644-4068 • FAX (407) 644-8318



Memorandum

*Re: Boggy Creek Improvement District
Construction Contract Status*

January 15, 2019

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Should there be any questions, please advise.

Thank you.

End of memorandum.

c: Larry Kaufmann
Troy Davidson
Scott Thacker
Lance Jackson
James C. Nugent
Tarek Fahmy

LAKE NONA SOUTH
Boggy Creek Improvement District
Nemours Parkway West and Lift Station No. 10
Jon M. Hall Company
Change Order Log

C.O. #	Date	Description of Revision	Additional Days	Amount	Status	New Contract Amount Original Contract Date 1/5/18	To Board	Approval Date	Notes
						\$9,231,392.00			
1 (RCO 1)	2/20/2018	Change Order per revised plans 12/18/17 - 1/4/18, and add 15 days	15	\$14,124.25	Approved	\$9,245,516.25	2/20/2018	2/20/2018	
2 (RCO 2)	2/23/2018	Add Turn Lane Modifications at Tavistock Blvd and at Veterans Way	15	\$132,054.00	Approved	\$9,377,570.25	2/20/2018	2/20/2018	
3 (RCO 5)	3/22/2018	Direct Owner Purchase Materials - Mack \$172,274.38, Ferguson \$854,545.14, Rinker \$279,532.54	0	(\$1,306,352.06)	Approved	\$8,071,218.19	4/17/2018	4/17/2018	
4 (RCO 3)	2/20/2018	Change order Per Plan Revision dated 2/19/18. (For City requested changes to access road and precast materials.)	10	\$132,157.52	Approved	\$8,203,375.71	6/19/2018	6/19/2018	
5 (RCO 7)	5/4/2018	Change Subcontractor for Telecom Conduit (telecom conduit to be funded by developer)	0	(\$103,532.32)	Approved	\$8,099,843.39	6/19/2018	6/19/2018	
6 (RCO 4)	4/3/2018	Off-site road modifications per City plan review comments.	15	\$75,421.10	Approved	\$8,175,264.49	6/19/2018	6/19/2018	
7 (RCO 6)	5/4/2018	Utility stub-outs requested by the Town Center engineer.	5	\$27,142.20	Approved	\$8,202,406.69	7/17/2018	7/17/2018	
8 (RCO 8)	6/8/2018 revised on 7/31/18	Addition of median to Nemours West and associated changes.	55	\$263,540.66	Approved	\$8,465,947.35	8/23/2018	8/23/2018	
9 (RCO 11)	8/14/2018	Landscape / Irrigation revised irrigation fittings	0	\$20,126.64	Approved	\$8,486,073.99	8/23/2018	8/23/2018	
10 (RCO 12)	8/15/2018	Forcemain Wet Relocation	3	\$10,187.40	Approved	\$8,496,261.39	8/23/2018	8/23/2018	
11 (RCO 10)	7/17/2018	Landscape / Irrigation revised Landscape plans	20	\$25,717.62	Approved	\$8,521,979.01	10/16/2018	10/16/2018	
12 (RCO 13)	8/24/2018	Add paving per revision #6, Add water per RFI #26, Add sleeving per Owners request.	2	\$6,262.80	Approved	\$8,528,241.81	10/16/2018	10/16/2018	
13 (RCO 16)	10/16/2018	Earthwork - Soil Fracturing	10	\$14,141.28	Approved	\$8,542,383.09	10/16/2018	10/16/2018	
14 (email)	11/9/2018	Add Stop Bar	0	\$1,600.00	Approved	\$8,543,983.09	11/19/2018	11/19/2018	

LAKE NONA SOUTH
Boggy Creek Improvement District
Nemours Parkway West and Lift Station No. 10
Jon M. Hall Company
Change Order Log

C.O. #	Date	Description of Revision	Additional Days	Amount	Status	New Contract Amount Original Contract Date 1/5/18	To Board	Approval Date	Notes
Days to Substantial Completion			345	Revised Contract Amount		\$8,543,983.09			
Days to Contract Completion			375						

LAKE NONA SOUTH
Boggy Creek Improvement District
Lake Nona Blvd. Traffic Signal Modification at Tavistock Lakes Blvd and Veterans Way Roadway
Change Order Log
Jon M. Hall Company

C.O. #	Date	Description of Revision	Additional Days	Amount	Status	New Contract Amount Original Contract Date	To Board	Approval Date	Notes

LAKE NONA SOUTH
Boggy Creek Improvement District
Lake Nona Blvd. Traffic Signal Modification at Tavistock Lakes Blvd and Veterans Way - Signal
Change Order Log
Traffic Control Devices

C.O. #	Date	Description of Revision	Additional Days	Amount	Status	New Contract Amount Original Contract Date	To Board	Approval Date	Notes
						\$40,025.00			
CO#1		Lake Nona Boulevard and Nemours Parkway Traffic Signal Modifications		\$126,124.30	Approved	\$166,149.30	8/23/2018	8/23/2018	
CO#2		Temporary Signal		\$14,185.50	Approved	\$180,334.80	9/18/2018	9/18/2018	

BOGGY CREEK IMPROVEMENT DISTRICT

**Resolution 2019-04,
Canvassing and Certifying Results of the 2018
Landowner's Election**

RESOLUTION 2019-04

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE BOGGY CREEK IMPROVEMENT DISTRICT CANVASSING AND CERTIFYING THE RESULTS OF THE LANDOWNERS ELECTION OF SUPERVISORS HELD PURSUANT TO SECTION 190.006(2), FLORIDA STATUTES, AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Boggy Creek Improvement District (hereinafter the "District") is a local unit of special-purpose government created and existing pursuant to Chapter 190, *Florida Statutes*, being situated entirely within the City of Orlando, Orange County, Florida; and

WHEREAS, pursuant to Section 190.006(2), *Florida Statutes*, a landowners meeting is required to be held within ninety (90) days of the District's creation and every two (2) years following the creation of the District for the purpose of electing supervisors of the District; and

WHEREAS, such landowners meeting was held on November 20, 2018, the Minutes of which are attached hereto as **Exhibit A**, and at which the below recited persons were duly elected by virtue of the votes cast in his/her favor; and

WHEREAS, the Board of Supervisors of the District, by means of this Resolution, desire to canvas the votes and declare and certify the results of said election.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE BOGGY CREEK IMPROVEMENT DISTRICT:

Section 1. The following persons are found, certified, and declared to have been duly elected as Supervisor of and for the District, having been elected by the votes cast in their favor as shown:

Scott Gasaway	Seat 3	Votes 653
Damon Ventura	Seat 4	Votes 653
Thad Czapka	Seat 5	Votes 652

Section 2. In accordance with Section 190.006(2), *Florida Statutes*, and by virtue of the number of votes cast for the Supervisor, the above-named person is declared to have been elected for the following term of office:

Scott Gasaway	(4) Year Term
Damon Ventura	(4) Year Term
Thad Czapka	(2) Year Term

Section 3. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED THIS 19th DAY OF FEBRUARY 2019.

**BOGGY CREEK IMPROVEMENT
DISTRICT**

Attest:

Secretary/Assistant Secretary

Chairman/Vice Chairman

EXHIBIT A

**BOGGY CREEK IMPROVEMENT DISTRICT
LANDOWNER'S MEETING MINUTES**

The Landowners Election of the Boggy Creek Improvement District was held on Tuesday, **November 20, 2018 at 3:30 p.m.** at 6900 Tavistock Lakes Blvd., Suite 200, Orlando, FL 32827.

Present:

Lynne Mullins
Jennifer Walden
Tucker Mackie

Proxy Holder
Fishkind & Associates, Inc.
Hopping Green & Sams, P.A.

FIRST ORDER OF BUSINESS

Call to Order and Roll Call

The meeting was called to order at 3:00 p.m.

SECOND ORDER OF BUSINESS

**Appointment of Meeting
Chairman**

Ms. Walden, an employee of the District Management's office, served as Chairman of the meeting.

THIRD ORDER OF BUSINESS

**Identification of
Landowners and/or
Landowner's Proxy
Holder(s)**

Ms. Mullins, an employee of Fishkind & Associates, Inc, is the authorized voter for Lake Nona Land Company, LLC. Ms. Walden noted that Ms. Mullins presented the proper documentation. Lake Nona Land Company, LLC owns 648.29 acres total which allows for 653 votes.

FOURTH ORDER OF BUSINESS

**Call for Nominations,
Election of Supervisors**

Ms. Walden noted that there are three seats up for election – Seat #3, Seat #4 and Seat #5. Ms. Mullins nominated Scott Gasaway, Damon Ventura, and Thad Czapka. There were no other nominations.

Ms. Mullins cast her votes as per the Official Ballot:

- Seat 3 – Scott Gasaway – 653 Votes
- Seat 4 – Damon Ventura – 653 Votes
- Seat 5 – Thad Czapka – 652 Votes

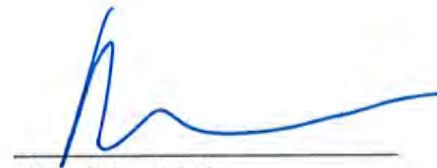
Ms. Walden stated that the two candidates receiving the highest number of votes, Mr. Gasaway and Mr. Ventura, will serve four-year terms of office and the one candidate receiving the next highest number of votes, Mr. Czapka, will serve a two-year term.

FIFTH ORDER OF BUSINESS

Adjournment

The Landowner's Election was adjourned.


Secretary/Assistant Secretary


Chair/Vice Chair

BOGGY CREEK IMPROVEMENT DISTRICT

**OUC Utility Electric Easement
– Lake Nona Central**



ORLANDO UTILITIES COMMISSION
UTILITY EASEMENT
Electrical Easement -Lake Nona Central

THIS UTILITY EASEMENT, made and entered into this 19th day of February, 2019 by and between **BOGGY CREEK IMPROVEMENT DISTRICT**, a local unit of special-purpose government established pursuant to Chapter 190, Florida Statutes, hereinafter the GRANTOR, and the ORLANDO UTILITIES COMMISSION, of the City of Orlando, Florida, whose address is 100 West Anderson Street, Orlando, Florida 32801, and the CITY OF ORLANDO, a municipal corporation, whose address is 400 S. Orange Avenue, Orlando, Florida 32801, for the use and benefit of the ORLANDO UTILITIES COMMISSION, hereinafter collectively the GRANTEE.

WITNESSETH, that for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration paid to the GRANTOR by the GRANTEE, the receipt whereof is hereby acknowledged, GRANTOR does hereby grant, bargain, sell, convey and warrant to the GRANTEE, its respective successors, agents and assigns, lessees and tenants, an easement in perpetuity for the purpose of providing, conveying, distributing, carrying or transmitting electric power or other power, water and communication services, together with the right, privilege and authority to construct, locate, lay, maintain, operate, inspect, alter, improve, augment, repair, remove, replace, relocate and rebuild pipes, poles, wires, cables, mains, conduits, equipment and all other facilities, improvements and/or accessories necessary and/or desirable in connection therewith (all of said items being hereinafter collectively referred to as the "Facilities"), which Facilities will be located on, through, over, across and/or under the following specific non-exclusive "Easement Area" within GRANTOR'S premises, situated in the County of Orange and State of Florida, to-wit:

See Legal Description of Easement Area attached hereto as Exhibit "A".

GRANTOR hereby covenants that no buildings, structures or other obstructions or obstacles shall be located, constructed, excavated or created within the Easement Area, except that GRANTOR reserves and retains for itself, its successors and assigns, the right to curb, pave, stripe, fence and landscape the Easement Area (excluding portions of the Easement Area containing pad mounted Facilities), and to utilize the same as parking area or otherwise in a manner not inconsistent with the rights herein granted to the GRANTEE. If fences and/or landscaping are located within the Easement Area, they shall be placed so as to allow ready access to the Facilities and provide a working space of at least twelve feet (12') on the opening side and three feet (3') on the other sides of any pad mounted Facilities.

The rights herein granted to the GRANTEE by the GRANTOR specifically include: (a) the right to cut, clear and remove from the GRANTOR'S premises, any trees, limbs, undergrowth or other physical objects or obstructions which, in the judgement of the GRANTEE, may endanger or interfere with the safe and efficient installation, use, operation or maintenance of the Facilities attached thereto; (b) the right to construct, locate, lay, maintain, operate, inspect, alter, improve, augment, repair, remove, replace, relocate and rebuild the Facilities; (c) the reasonable right of ingress and egress to, over and under the GRANTOR'S premises for the purpose of exercising the rights herein granted; (d) the right to do anything necessary, useful or convenient for the full enjoyment of the rights herein granted; and (e) the right to remove at any time any of said Facilities erected upon, under or over the GRANTOR'S premises.

GRANTOR covenants that the Facilities were located or will be located within the Easement Area. In the event that the GRANTOR, its contractors, sub-contractors or any of their respective employees installed the Facilities outside the Easement Area, the GRANTOR, its successors, agents, or assigns, upon notification of such an event: (i) shall be responsible for all costs associated with the relocation or reconfiguration of the Facilities to the Easement Area or (ii) shall provide to the GRANTEE a new easement in the location where the Facilities exist whereupon the parties agree that this Agreement shall be terminated or amended; provided, however, any new easement executed pursuant to this paragraph shall otherwise contain the same terms and conditions provided hereunder.

GRANTOR covenants that it is the owner in fee simple of the premises in which the Facilities are located, and that GRANTOR has the right to grant the approvals, privileges and easements stated herein, and further covenants that the GRANTEE shall have quiet and peaceful possession, use and enjoyment of the rights herein granted. GRANTOR covenants not to interfere with the Facilities and GRANTOR further covenants to indemnify and hold GRANTEE harmless from any and all damages and injuries, whether to persons or property, resulting from interference with the Facilities by GRANTOR or by GRANTOR'S agents, invitees or employees.

IF this easement shall be abandoned by the GRANTEE or terminated in any manner, GRANTEE shall be allowed a reasonable period of time thereafter for the purpose of removing any of the Facilities supplied by GRANTEE and thereafter all rights and privileges hereunder shall cease and the easement privileges and rights herein granted shall revert to the GRANTOR.

All covenants, terms, provisions and conditions herein contained shall inure to and be binding upon the heirs and/or legal representatives, successors and assigns of the parties hereto, respectively.

IN WITNESS WHEREOF the GRANTOR has caused these presents to be executed in its name on the day and year first above written.

BOGGY CREEK IMPROVEMENT DISTRICT,
a local unit of special-purpose government established
pursuant to Chapter 19, Florida Statutes

Signature of Witness

Print Name: _____

Signature of Witness

Print Name: _____

By: _____

Signature of GRANTOR

Print Name: _____

As Its: _____

STATE OF FLORIDA
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this _____ day of _____, 2019, by _____ the _____ of Boggy Creek Improvement District, who is personally known to me or who has produced _____ as identification.

(Notarial Seal)

Notary Public (sign)

**Approved by OUC as to Form
Other than Legal Description**

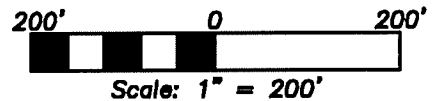
Attorney

Exhibit "A"

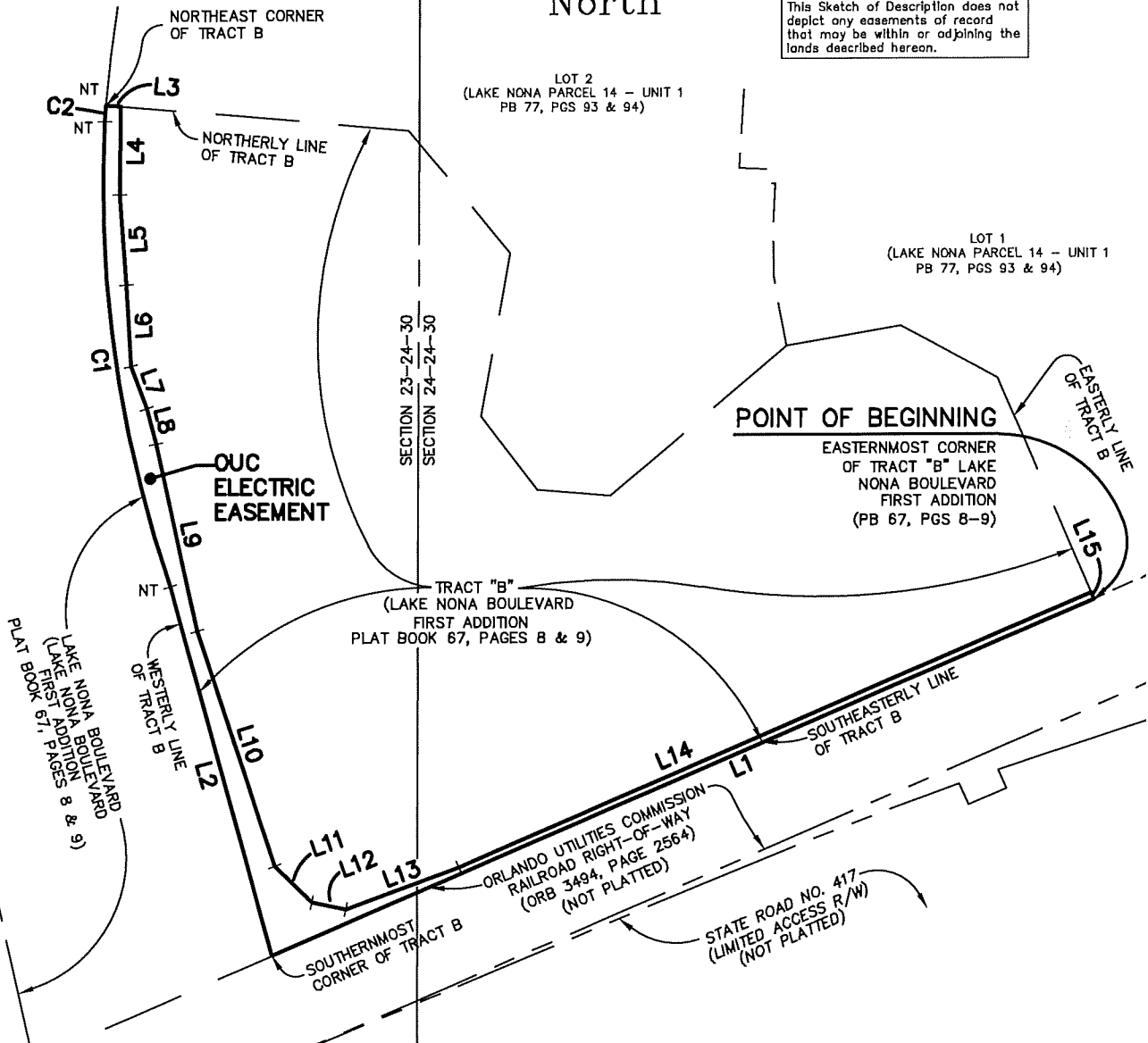
Legal Description of Easement Area

SKETCH OF DESCRIPTION

SEE SHEET 1 FOR SKETCH
SEE SHEET 2 FOR NOTES, LEGEND, LINE AND CURVE TABLES
SEE SHEET 3 FOR LEGAL DESCRIPTION



This Sketch of Description does not depict any easements of record that may be within or adjoining the lands described hereon.



PREPARED FOR:
BOGGY CREEK IMPROVEMENT DISTRICT
LAKE NONA CENTRAL
OUC ELECTRIC EASEMENT

DATE	BY	DESCRIPTION
		REVISIONS



DONALD W. McINTOSH ASSOCIATES, INC.
ENGINEERS PLANNERS SURVEYORS
2200 PARK AVENUE NORTH, WINTER PARK, FLORIDA 32789 (407) 644-4068
CERTIFICATE OF AUTHORIZATION NO. LB68

DONALD W. McINTOSH ASSOCIATES, INC.
CERTIFICATE OF AUTHORIZATION NO. LB68

Scott Grossman December 17, 2018
Florida Registered Surveyor and Mapper
Certificate No. 5048
NOT VALID WITHOUT THE SIGNATURE AND THE
ORIGINAL RAISED SEAL OF A FLORIDA LICENSED
SURVEYOR AND MAPPER.

DRAWN BY: <u>PH</u>	CHECKED BY: <u>SG</u>	JOB NO. 18024	SCALE 1"=200'	SHEET <u>1</u> OF <u>3</u>
DATE: <u>12/2018</u>	DATE: <u>12/2018</u>			

SKETCH OF DESCRIPTION

SEE SHEET 1 FOR SKETCH
SEE SHEET 2 FOR NOTES, LEGEND, LINE AND CURVE TABLES
SEE SHEET 3 FOR LEGAL DESCRIPTION

LINE TABLE		
NUMBER	BEARING	DISTANCE
L1	S66°42'21"W	1089.03'
L2	N15°14'39"W	465.02'
L3	S85°00'25"E	18.05'
L4	S00°50'39"W	107.49'
L5	S04°12'43"E	109.70'
L6	S03°09'23"E	98.69'
L7	S20°22'17"E	54.77'
L8	S15°07'59"E	44.46'
L9	S12°24'57"E	233.04'
L10	S18°05'48"E	300.32'
L11	S45°42'49"E	62.85'
L12	S78°08'05"E	42.32'
L13	N69°53'44"E	146.53'
L14	N66°42'21"E	837.51'
L15	S23°17'09"E	8.0D'

CURVE TABLE					
NUMBER	RADIUS	DELTA	LENGTH	CHORD	CHORD BEARING
C1	1500.08'	21°54'02"	573.38'	569.90'	N08°00'01"W
C2	1651.77'	0°42'24"	20.37'	20.37'	N04°10'22"E

LEGEND

L1 LINE NUMBER (SEE TABLE)
C1 CURVE NUMBER (SEE TABLE)
NT NON-TANGENT
R/W RIGHT-OF-WAY
PB PLAT BOOK
PG(S) PAGE(S)
ORB OFFICIAL RECORDS BOOK
OUC ORLANDO UTILITIES COMMISSION
SECTION 23-24-30 SECTION, TOWNSHIP, RANGE

NOTES:

- This is not a survey.
- Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.
- Bearings based on the Southerly line of Tract B, Lake Nona Boulevard First Addition, Plat Book 67, Pages 8 and 9 of the Public records of Orange County, Florida, being S66°42'21"W, (Per Plat).
- Lands shown hereon were not abstracted for rights-of-way, easements, ownership or other instruments of record by this firm.
- No title opinion or abstract of matters affecting title or boundary to the subject property or those of adjoining land owners have been provided. It is possible there are deeds of record, unrecorded deeds or other instruments which could affect the boundaries or use of the subject property.
- This Sketch of Description does not depict any easements of record that may be within or adjoining the lands described hereon.
- Limits of description based on field location of OUC electric facilities as flagged by others.

PREPARED FOR:
BOGGY CREEK IMPROVEMENT DISTRICT

LAKE NONA CENTRAL
OUC ELECTRIC EASEMENT



DONALD W. MCINTOSH ASSOCIATES, INC.
ENGINEERS PLANNERS SURVEYORS

2200 PARK AVENUE NORTH, WINTER PARK, FLORIDA 32789 (407) 644-4068
CERTIFICATE OF AUTHORIZATION NO. LB68

DRAWN BY: PH	CHECKED BY: SG	JOB NO.	SCALE	SHEET 2
DATE: 12/2018	DATE: 12/2018	18024	N/A	OF 3

SKETCH OF DESCRIPTION

SEE SHEET 1 FOR SKETCH
SEE SHEET 2 FOR NOTES, LEGEND, LINE AND CURVE TABLES
SEE SHEET 3 FOR LEGAL DESCRIPTION

DESCRIPTION:

That part Tract "B", according to the plat of LAKE NONA BOULEVARD FIRST ADDITION, as recorded in Plat Book 67, Pages 8 and 9, of the Public Records of Orange County, Florida, described as follows:

BEGIN at the Easternmost corner of said Tract "B"; thence run the following courses and distances along the Southeasterly line, Westerly line and the Northerly line of said Tract B: S66°42'21"W, 1089.03 feet; N15°14'39"W, 465.02 feet to a non-tangent curve concave Easterly having a radius of 1500.08 feet and a chord bearing of N08°00'01"W; thence Northerly along the arc of said curve through a central angle of 21°54'02" for a distance of 573.38 feet to a non-tangent curve concave Easterly having a radius of 1651.77 feet and a chord bearing of N04°10'22"E; thence Northerly along the arc of said curve through a central angle of 00°42'24" for a distance of 20.37 feet to a non-tangent line; S85°00'25"E, 18.05 feet; thence departing said Northerly line run S00°50'39"W, 107.49 feet; thence S04°12'43"E, 109.70 feet; thence S03°09'23"E, 98.69 feet; thence S20°22'17"E, 54.77 feet; thence S15°07'59"E, 44.46 feet; thence S12°24'57"E, 233.04 feet; thence S18°05'48"E, 300.32 feet; thence S45°42'49"E, 62.85 feet; thence S78°08'05"E, 42.32 feet; thence N69°53'44"E, 146.53 feet; thence N66°42'21"E, 837.51 feet to the Easterly line of said Tract "B"; thence S23°17'09"E along said Easterly line, 8.00 feet to the POINT OF BEGINNING.

Being subject to any rights-of-way, restrictions and easements of record.

PREPARED FOR:
BOGGY CREEK IMPROVEMENT DISTRICT

LAKE NONA CENTRAL
OUC ELECTRIC EASEMENT



DONALD W. MCINTOSH ASSOCIATES, INC.
ENGINEERS PLANNERS SURVEYORS

2200 PARK AVENUE NORTH, WINTER PARK, FLORIDA 32789 (407) 644-4068
CERTIFICATE OF AUTHORIZATION NO. LB68

DRAWN BY: PH	CHECKED BY: SG	JOB NO.	SCALE	SHEET 3
DATE: 12/2018	DATE: 12/2018	18024	N/A	OF 3

BOGGY CREEK IMPROVEMENT DISTRICT

**Requisition Nos. 2018 – 50 & 51, 53 - 57
Approved in January 2019 in an amount
totaling \$60,482.38**

BOGGY CREEK IMPROVEMENT DISTRICT

DISTRICT OFFICE • 12051 CORPORATE BLVD • ORLANDO, FL 32817

PHONE: (407) 382-3256 • FAX: (407) 382-3254

Requisition Recap For Board Approval

Attached please find the listing of requisitions approved to be paid from bond funds from January 1, 2019 through January 31, 2019. This does not include requisitions previously approved by the Board.

REQUISITION NO.	PAYEE	AMOUNT
2018-050	Hopping Green & Sams	\$752.00
2018-051	Orlando Sentinel	\$75.64
2018-053	Donald W. McIntosh Associates	\$4,018.70
2018-054	Orlando Utilities Commission	\$5,227.00
2018-055	Donald W. McIntosh Associates	\$13,895.04
2018-056	Traffic Control Devices	\$26,279.00
2018-057	Vanasse Hangen Brustlin	\$10,235.00
		\$60,482.38

EXHIBIT D

BOGGY CREEK IMPROVEMENT DISTRICT REQUISITION FOR PAYMENT AND 2018 NOTE REQUISITION AND CONSTRUCTION ACCOUNT

DATE:	December 14, 2018	REQUISITION NO:	2018-050
PAYEE:	Hopping Green & Sams	AMOUNT DUE:	\$752.00
ADDRESS:	119 S. Monroe Street, Ste. 300 PO Box 6526 Tallahassee, FL 32314	FUND:	Acquisition/Construction
ITEM:	Invoice 104212 for Project Construction Through 10/31/2018		

The undersigned hereby certifies that obligations in the stated amount set forth above have been incurred by the District, that each disbursement set forth above is a proper charge against the 2018 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2018 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

The undersigned hereby further certifies that there has not been filed with or served upon the District notice of any lien, right to lien, or attachment upon, or claim affecting the right to receive payment of, any of the monies payable to the Payee set forth above, which has not been released or will not be released simultaneously with the payment hereof.

The undersigned hereby further certifies that such requisition contains no item representing payment on account of any retained percentage, which the District is at the date of such certificate entitled to retain.

It is hereby represented by the undersigned that the Governing Body of the District has approved this requisition or has approved the specific contract with respect to which disbursements pursuant to this requisition are due and payable.

Attached hereto are photocopies of the invoice(s) from the vendor of the property acquired or services rendered with respect to which disbursement is hereby requested.

BOGGY CREEK IMPROVEMENT DISTRICT

BY: 

CHAIRMAN or VICE CHAIRMAN

Richard Leroy

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

The undersigned District Engineer hereby certifies that this disbursement is for a cost of the 2018 Project and is consistent with: (i) the applicable or construction contract; (ii) the plans and specifications for the portion of the 2018 Project with respect to which such disbursement is being made; and, (iii) the report of the District Engineer.

BY: 

DISTRICT ENGINEER

Jeffrey S. Newton, P.E.
12/17/18

RECEIVED JAN 14 2019

EXHIBIT D

BOGGY CREEK IMPROVEMENT DISTRICT
REQUISITION FOR PAYMENT AND
2018 NOTE REQUISITION AND CONSTRUCTION ACCOUNT

DATE:	December 14, 2018	REQUISITION NO:	2018-051
PAYEE:	Orlando Sentinel	AMOUNT DUE:	\$75.64
ADDRESS:	PO Box 100608 Atlanta, GA 30384-0608	FUND:	Acquisition/Construction
ITEM:	Invoice OSC2731672 (Ad #5987409) for Construction Legal Advertising Through 12/022018, Split Three Ways Among Boggy Creek, Greeneway, and Myrtle Creek		

The undersigned hereby certifies that obligations in the stated amount set forth above have been incurred by the District, that each disbursement set forth above is a proper charge against the 2018 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2018 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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BOGGY CREEK IMPROVEMENT DISTRICT

BY:

CHAIRMAN or VICE CHAIRMAN

Richard Leroy

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY:

DISTRICT ENGINEER

Jeffrey J. Newton, P.E. 12/17/18

EXHIBIT D

BOGGY CREEK IMPROVEMENT DISTRICT REQUISITION FOR PAYMENT AND 2018 NOTE REQUISITION AND CONSTRUCTION ACCOUNT

DATE:	December 21, 2018	REQUISITION NO:	2018-053
PAYEE:	Donald W McIntosh Associates	AMOUNT DUE:	\$4,018.70
ADDRESS:	2200 Park Avenue North Winter Park, FL 32789	FUND:	Acquisition/Construction
ITEM:	Invoice 35988 for Project 23218 (Lake Nona Boggy Creek) Through 11/30/2018		

The undersigned hereby certifies that obligations in the stated amount set forth above have been incurred by the District, that each disbursement set forth above is a proper charge against the 2018 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2018 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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BOGGY CREEK IMPROVEMENT DISTRICT

BY: 

CHAIRMAN or VICE CHAIRMAN

Richard Levey

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

The undersigned District Engineer hereby certifies that this disbursement is for a cost of the 2018 Project and is consistent with: (i) the applicable or construction contract; (ii) the plans and specifications for the portion of the 2018 Project with respect to which such disbursement is being made; and, (iii) the report of the District Engineer.

BY: 

DISTRICT ENGINEER

Jeffrey J. Newton, P.E.

EXHIBIT D

BOGGY CREEK IMPROVEMENT DISTRICT REQUISITION FOR PAYMENT AND 2018 NOTE REQUISITION AND CONSTRUCTION ACCOUNT

DATE:	December 21, 2018	REQUISITION NO:	2018-054
PAYEE:	Orlando Utilities Commission	AMOUNT DUE:	\$5,227.00
ADDRESS:	Attn: Development Services PO Box 3193 Orlando, FL 32802	FUND:	Acquisition/Construction
ITEM:	Work Order 601324 for Project Lk Nona Nemours, Lift #10 Lake Nona Blvd		

The undersigned hereby certifies that obligations in the stated amount set forth above have been incurred by the District, that each disbursement set forth above is a proper charge against the 2018 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2018 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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BOGGY CREEK IMPROVEMENT DISTRICT

BY:

CHAIRMAN or VICE CHAIRMAN

Richard Levey

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

The undersigned District Engineer hereby certifies that this disbursement is for a cost of the 2018 Project and is consistent with: (i) the applicable or construction contract; (ii) the plans and specifications for the portion of the 2018 Project with respect to which such disbursement is being made; and, (iii) the report of the District Engineer.

BY:

DISTRICT ENGINEER

Jeffrey J. Newton, P.E. 1/2/19

EXHIBIT D

BOGGY CREEK IMPROVEMENT DISTRICT REQUISITION FOR PAYMENT AND 2018 NOTE REQUISITION AND CONSTRUCTION ACCOUNT

DATE:	December 28, 2018	REQUISITION NO:	2018-055
PAYEE:	Donald W McIntosh Associates	AMOUNT DUE:	\$13,895.04
ADDRESS:	2200 Park Avenue North Winter Park, FL 32789	FUND:	Acquisition/Construction
ITEM:	<ul style="list-style-type: none">• Invoice 36052 for Project 16193 (Lake Nona Town Center Parcel 22A Perimeter Road, Lift Station 10 and Forcemain) Through 11/30/2018 – \$12,169.64• Invoice 36056 for Project 18128 (Nemours Parkway Phase 7 – Construction Phase Services – BCID) Through 11/30/2018 – \$1,725.40		

The undersigned hereby certifies that obligations in the stated amount set forth above have been incurred by the District, that each disbursement set forth above is a proper charge against the 2018 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2018 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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BOGGY CREEK IMPROVEMENT DISTRICT

BY:

CHAIRMAN or VICE CHAIRMAN

Richard Lerr

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

The undersigned District Engineer hereby certifies that this disbursement is for a cost of the 2018 Project and is consistent with: (i) the applicable or construction contract; (ii) the plans and specifications for the portion of the 2018 Project with respect to which such disbursement is being made; and, (iii) the report of the District Engineer.

BY:

DISTRICT ENGINEER

Jeffrey J. Newton, P.E. 1/2/19

RECEIVED JAN 14 2019

EXHIBIT D

BOGGY CREEK IMPROVEMENT DISTRICT REQUISITION FOR PAYMENT AND 2018 NOTE REQUISITION AND CONSTRUCTION ACCOUNT

DATE:	December 28, 2018	REQUISITION NO:	2018-056
PAYEE:	Traffic Control Devices	AMOUNT DUE:	\$26,279.00
ADDRESS:	PO Box 150418 242 N Westmonte Drive Altamonte Springs, FL 32715-0418	FUND:	Acquisition/Construction
ITEM:	Invoice 6203 for Pay Application #2 (Project 18006107 (Nemours Pkwy & Lake Nona Blvd)) Through 12/18/2018		

The undersigned hereby certifies that obligations in the stated amount set forth above have been incurred by the District, that each disbursement set forth above is a proper charge against the 2018 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2018 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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BOGGY CREEK IMPROVEMENT DISTRICT

BY:

CHAIRMAN or VICE CHAIRMAN

Richard Levey

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

The undersigned District Engineer hereby certifies that this disbursement is for a cost of the 2018 Project and is consistent with: (i) the applicable or construction contract; (ii) the plans and specifications for the portion of the 2018 Project with respect to which such disbursement is being made; and, (iii) the report of the District Engineer.

BY:

DISTRICT ENGINEER

Jeffrey J. Newton, P.E. 1/2/19

EXHIBIT D

BOGGY CREEK IMPROVEMENT DISTRICT REQUISITION FOR PAYMENT AND 2018 NOTE REQUISITION AND CONSTRUCTION ACCOUNT

DATE:	December 28, 2018	REQUISITION NO:	2018-057
PAYEE:	Vanasse Hangen Brustlin	AMOUNT DUE:	\$10,235.00
ADDRESS:	101 Walnut Street PO Box 9151 Watertown, MA 02471	FUND:	Acquisition/Construction
ITEM:	Invoice 277109 for Project 63084.04 (Lake Nona Blvd at Helios Blvd. Traffic Signal Design) Through 12/01/2018		

The undersigned hereby certifies that obligations in the stated amount set forth above have been incurred by the District, that each disbursement set forth above is a proper charge against the 2018 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2018 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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BOGGY CREEK IMPROVEMENT DISTRICT

BY: 

CHAIRMAN or VICE CHAIRMAN

Richard Leroy

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

The undersigned District Engineer hereby certifies that this disbursement is for a cost of the 2018 Project and is consistent with: (i) the applicable or construction contract; (ii) the plans and specifications for the portion of the 2018 Project with respect to which such disbursement is being made; and, (iii) the report of the District Engineer.

BY: 

DISTRICT ENGINEER

Jeffrey J. Newton P.E. 1/2/19

RECEIVED JAN 14 2019

BOGGY CREEK IMPROVEMENT DISTRICT

**Operation and Maintenance Expenditures
Paid in January 2019 in an amount
totaling \$82,263.20**

BOGGY CREEK IMPROVEMENT DISTRICT

DISTRICT OFFICE • 12051 CORPORATE BLVD • ORLANDO, FL 32817
PHONE: (407) 382-3256 • FAX: (407) 382-3254

Operation and Maintenance Expenditures For Board Approval

Attached please find the check register listing Operations and Maintenance expenditures paid from January 1, 2019 through January 31, 2019. This does not include expenditures previously approved by the Board.

The total items being presented: **\$82,263.20**

Approval of Expenditures:

____ Chairman

____ Vice Chairman

____ Assistant Secretary

Boggy Creek Improvement District
AP Check Register (Current by Bank)
Check Dates: 1/1/2019 to 1/31/2019

Check No.	Date	Status	Vendor ID	Payee Name	Amount
BANK ID: SUN - CITY NATIONAL BANK					001-101-0000-00-01
3303	01/03/19	P	VALLEY	BrightView Landscape Services	\$1,167.50
3304	01/03/19	P	CAROL	Carol King Landscape Maint.	\$20,459.00
3305	01/03/19	P	DONMC	Donald W. McIntosh Associates	\$887.00
3306	01/03/19	P	FISH	Fishkind & Associates, Inc.	\$3,350.45
3307	01/03/19	P	MLM	Michael's Lighting Maint.	\$262.00
3308	01/03/19	P	RLEVEY	Richard Levey	\$200.00
3309	01/03/19	P	TCZAPK	Thaddeus Czapka	\$200.00
3310	01/23/19	P	AWC	Aquatic Weed Control, Inc.	\$835.00
3311	01/23/19	P	ARCHIT	Architectural Effects LLC	\$725.00
3312	01/23/19	P	BERCON	Berman Construction	\$1,500.00
3313	01/23/19	P	VALLEY	BrightView Landscape Services	\$20,926.50
3314	01/23/19	P	CAROL	Carol King Landscape Maint.	\$21,075.45
3315	01/23/19	P	DONMC	Donald W. McIntosh Associates	\$648.50
3316	01/23/19	P	HGS	Hopping Green & Sams	\$1,789.00
3317	01/23/19	P	MLM	Michael's Lighting Maint.	\$81.25
3318	01/23/19	P	ORLSEN	Orlando Sentinel	\$196.25
3319	01/23/19	P	RLEVEY	Richard Levey	\$200.00
3320	01/23/19	P	TCZAPK	Thaddeus Czapka	\$200.00
3321	01/23/19	P	VENTUR	VenturesIn.com	\$105.00
BANK SUN REGISTER TOTAL:					\$74,807.90
GRAND TOTAL :					\$74,807.90

OVC

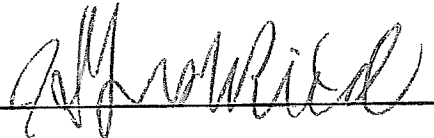
74,807.90 +
7,485.3 +
8,263.2 G+

BOGGY CREEK IMPROVEMENT DISTRICT

Payment Authorization #381

12/21/2018

Item No.	Payee	Invoice Number	General Fund
1	Carol King Landscape Maintenance		
	December ICM Landscape Maintenance	163910	\$ 20,429.00
	Irrigation Repairs	163944	\$ 30.00
2	Donald W McIntosh Associates		
	Engineering Services Through 11/30/2018	35987	\$ 887.00
3	Fishkind & Associates		
	DM Fee & Reimbursables; December 2018	23926	\$ 3,350.45
4	Supervisor Fees - 12/18/2018 Meeting		
	Richard Levey	--	\$ 200.00
	Thad Czapka	--	\$ 200.00
TOTAL			\$ 25,096.45



Secretary/Assistant Secretary

Chairperson

John
12/24/18

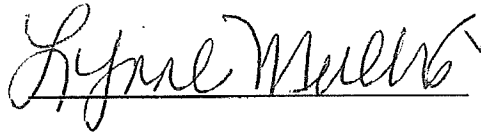
RECEIVED DEC 24 2018

BOGGY CREEK IMPROVEMENT DISTRICT

Payment Authorization #382

12/28/2018

Item No.	Payee	Invoice Number	General Fund
1	Brightview Landscape Services		
	Control #17 Repairs	6092844	\$ 125.50
	Control #28 Repairs	6092846	\$ 311.00
	Control #13 Repairs	6092848	\$ 431.00
	Controller #29 Repairs	6092850	\$ 300.00
2	Michael's Lighting & Electric		
	Interchange Photocell Replacement	8127	\$ 262.00
TOTAL			\$ 1,429.50



Secretary/Assistant Secretary

Chairperson

RECEIVED JAN 02 2019

Jan 16/18
12/20/18

BOGGY CREEK IMPROVEMENT DISTRICT

Payment Authorization #383

1/11/2019

Item No.	Payee	Invoice Number	General Fund
1	Aquatic Weed Control January Waterway Service	32462	\$ 835.00
2	BrightView Landscape Services New Sod Areas (#1, 6, 8, 13) New Sod (#29) Wire Repair Controller #16 Repair Controller #17 Repair	6025605 6025606 6025619 6025628 6025629	\$ 358.00 \$ 103.00 \$ 300.00 \$ 672.50 \$ 1,535.00
3	Carol King Landscape Maintenance Clock 8 Interchange Irrigation Services Clock 10 Interchange Irrigation Services Clock 8 Interchange Irrigation Services	163862 163900 164310	\$ 328.95 \$ 121.25 \$ 196.25
4	Hopping Green & Sams General Counsel Through 11/30/2018	104630	\$ 1,789.00
5	Michael's Lighting & Electric Night Lighting Check 12/30/2018	8142	\$ 81.25
6	Orlando Sentinel Legal Advertising on 12/18/2018	OSC3008599	\$ 196.25
7	OUC <i>pd online 1/16/19</i> Acct: 2562183178 ; Service 12/03/2018 - 01/02/2019	—	\$ 7,455.30
8	VenturesIn.com January Application Hosting	44221	\$ 105.00
TOTAL			\$ 14,076.75

Lynne Mullins

Secretary/Assistant Secretary

Chairperson

RECEIVED JAN 13 2019

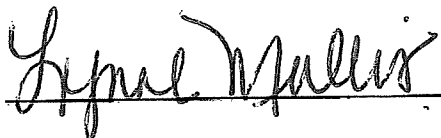
BOGGY CREEK IMPROVEMENT DISTRICT

Payment Authorization #384

1/18/2019

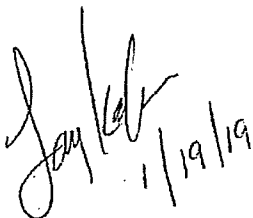
Item No.	Payee	Invoice Number	General Fund
1	Architectural Effects Interchange Plantar Repair	2791	\$ 725.00
2	Berman Construction Pressure Washing LN Blvd. & TLB	3622	\$ 1,500.00
3	BrightView Landscape Services January Landscape Maintenance	6113602	\$ 17,958.00
4	Carol King Landscape Maintenance January Interchange Landscape Maintenance	164329	\$ 20,429.00
5	Donald W McIntosh Associates Engineering Services Through 12/28/2018	36092	\$ 648.50
6	Supervisor Fees - 01/15/2019 Meeting Richard Levey Thad Czapka	-- --	\$ 200.00 \$ 200.00

TOTAL \$ 41,660.50



Secretary/Assistant Secretary

Chairperson



RECEIVED JAN 19 2019

BOGGY CREEK IMPROVEMENT DISTRICT

**Recommendation of
Work Authorization/Proposed Services
*(if applicable)***

BOGGY CREEK IMPROVEMENT DISTRICT

Recommendation for Work Authorization / Proposed Services

Project Name: Nemours Parkway West and Lift Station #10

Brief Description: Revisions to design and construction plans for landscape and irrigation
based on new roadway cross-sections.

Name of Consultant /Vendor: Land Design

Is this work pursuant to an existing Agreement? ✓ Yes No

If so, name and date of Agreement: _____

Is this project included in the District Capital Improvement Plan? ✓ Yes No

Are the services required contemplated in the Capital Improvement Plan? ✓ Yes No


Is this a continuation of previously authorized work? ✓ Yes No

Proposal attached: ✓ Yes No

Form of Agreement Utilized: Proposal

Amount of Services: \$ 31,000.00

Recommendation: ✓ Approve Deny

By:  2/15/19
Larry Kaufmann, Chairman
Boggy Creek Improvement District Construction Committee

c: Jennifer Walden
Tucker Mackie
Jeffrey Newton
Lynne Mullins



100 South Orange Avenue, Suite 700
Orlando, FL 32801
P: (407) 270-7800

CHANGE ORDER

PROJECT NAME: Lake Nona Town Center Loop Road / Boggy Creek CDD CHANGE ORDER #: 3

CHANGE ORDER DATE: 05.02.2018

TO: John M. Florio
c/o Boggy Creek Improvement District
2200 Park Ave. N.
Winter Park, FL 32789

PROJECT #: 8117011

DATE OF CONTRACT: 04.26.2017

The above referenced contract is changed as follows:

Phase	Description	Phase Amount
403	Construction Document Revisions - Median Updates	\$25,000.00
	- Concept Design, Meetings with the city of Orlando, Team meetings (Effort to Date)	\$6,000.00
	- Hardscape concepts at pedestrian crossings, material selection for hardscape	\$2,500.00
	- Review session of proposed materials at medians	\$800.00
	- Hardscape construction document series (plans, details, & schedules)	\$5,000.00
	- Coordinate drawings with demolition and re-installation of plant material at Lake Nona Blvd. and Nemours Pkwy.	\$1,500.00
	- Landscape construction document series updates (plans, details, & schedules)	\$5,000.00
	- Irrigation construction document series updates (plans, details, & schedules)	\$2,700.00
	- Coordinate drawings with OUC	\$1,500.00
601	Additional Construction Observation	\$6,000.00
	- Construction Administration in addition to original contract (Pre-Construction, and 4 inspections during plant material warranty)	\$6,000.00
	TOTAL	\$31,000.00

The original contract amount for lump sum and hourly not to exceed was.....	\$34,860.00
Net change by previous change orders.....	\$17,000.00
Net change by this change order.....	<u>\$31,000.00</u>
Revised contract amount for lump sum and hourly not to exceed.....	<u><u>\$82,860.00</u></u>

NOT VALID UNLESS SIGNED BY ALL PARTIES

LANDDESIGN, INC.
CONSULTANT

PO Box 36959
Address

Charlotte, NC 28236-6959

Signature

Ray Waugh, for LandDesign, Inc.
Partner / Principal

05.02.2018
Date

Tavistock Development Company
CLIENT NAME

6900 Tavistock Lakes Boulevard Suite 200
Address

Orlando, FL 32827

Signature

Larry Kaufmann, for Tavistock Development Company
(typed name)

05.02.2018
Date

EXHIBIT A
LANDDESIGN, INC.
STANDARD TERMS AND CONDITIONS OF CONTRACT

Contract Billing: Billing for contracts shall be on a monthly basis. Invoices are due upon receipt. Payment not received within thirty (30) days of invoice date will be subject to a service charge in the amount of one and one-half percent (1.5%) per month. If account is not paid per the terms of this agreement, LandDesign is entitled to recover any and all reasonable attorney fees associated related to the collection from client. In addition, LandDesign reserves the right to suspend all work in any case where invoices remain unpaid more than sixty (60) days from issue.

Reimbursable Expenses: Expenses incurred by LandDesign solely in the interest of the project shall be reimbursable and billed at 1.1 times our direct costs. Reimbursable expenses shall include but not be limited to all shipping and mailing costs, courier services, travel, long distance telephone and facsimile transmittals, supplies, printing and photographic reproductions.

Overtime Charges: LandDesign shall be paid overtime in any case in which the Client requests work to be complete prior to previously agreed upon completion date.

Commencement of Work: Client acknowledges that the fees of LandDesign set forth in this Contract contemplate prompt commencement by LandDesign of the work to which such fees relate. Accordingly, LandDesign shall have the unilateral right to terminate all or any portion of this Contract to the extent Client does not authorize LandDesign to promptly commence and complete performance of the work to be performed by LandDesign hereunder. LandDesign reserves the right to renegotiate contract fees if work is not completed within two years of the original date of this contract.

Additional Services: Any work required in addition to that detailed in this Contract will be billed on an hourly basis according to our then current rates or a negotiated lump sum fee. Extra work will include, but not be limited to: Changes in the Scope of Services; Changes made in response to program changes; Changes due to revision of site/base information provided by others; Changes due to error of contractor during construction; and Design modifications requested by the Client subsequent to prior approval.

Hourly Rates: Our hourly rates are as follows:

Partner	\$180.00 - \$300.00/Hour	Associate	\$100.00 - \$180.00/Hour
Principal	\$150.00 - \$250.00/Hour	Designer	\$ 80.00 - \$170.00/Hour
Director	\$140.00 - \$220.00/Hour	Construction Administration Manager	\$ 90.00 - \$140.00/Hour
Senior Associate	\$110.00 - \$200.00/Hour	Project Assistant	\$ 60.00 - \$ 90.00/Hour

All billing rates are subject to periodic adjustments at the discretion of LandDesign.

Ownership and Use of Documents: All documents provided by LandDesign under this Agreement ("Documents"), are and shall remain the property of LandDesign. The Client shall have an exclusive license to use, copy, and reproduce the Documents in connection with the construction, repair, maintenance and occupancy of the project. Such license shall not be transferable except with LandDesign's written consent, and shall become irrevocable upon payment in full of all amounts due under this Agreement. LandDesign shall not be responsible for changes made in the Documents by anyone other than LandDesign or for the Client's use of the Documents without the participation of LandDesign as provided in this Agreement. The Client shall indemnify and defend LandDesign against all claims and liability arising out of such changes or such use.

Governing Body: This Agreement shall be governed by the interpreted, construed, and enforced laws of the State of Florida.

Termination: Contract may be terminated at any time, by either LandDesign or Client, by notification in writing. In the event of termination, LandDesign shall be paid for services performed and reimbursable expenses incurred to the date of notification. Any expenses incurred by LandDesign due to termination of project by Client shall be paid by Client.

Acts of God and Third Parties: Notwithstanding any provision contained in this Contract to the contrary, LandDesign shall not be deemed in default hereunder, or otherwise liable or responsible, if any failure of its performance shall be due to any governmental regulations or controls, the need to obtain any governmental approvals, inability to obtain any material or service, strike, act of war, act of God, act of any third party, or any other cause whatsoever beyond the reasonable control of LandDesign, and the time for performance by LandDesign shall be extended by the period of delay resulting from or due to any of such causes.

General Provisions: LandDesign assumes no liability arising from this Contract Proposal or the work involved except in so far as it is liable for its acts or the acts of its employees. It is our policy to complete our services promptly and within established schedules, however, there is no expressed or implied guarantee as to when plans will be approved by the applicable governing agencies. We will progress our work in an expeditious and professional manner at all times.

Liability: LandDesign's liability for any and all injuries, claims, losses, expenses, damages or claim expenses arising out of this agreement, from any cause or causes, shall not exceed the total amount of \$50,000 or the amount of LandDesign's fee, whichever is greater. Such causes include, but are not limited to, LandDesign's negligence, errors, omissions, strict liability, breach of contract or breach of warranty.

Signage: The Client shall allow for (1) freestanding LandDesign site signage at approved location, and/or allow for LandDesign identity to be incorporated into Client provided site signage.

BOGGY CREEK IMPROVEMENT DISTRICT

**District's Financial Position
and Budget to Actual YTD**

Boggy Creek Improvement District

Statement of Activities

As of 1/31/2019

	General	Debt Service	Capital Projects	General Long-Term Debt	Total
<u>Revenues</u>					
Off-Roll Assessments	\$453,461.47				\$453,461.47
Inter-Fund Transfers In	556.17				556.17
Other Assessments		\$1,252,021.30			1,252,021.30
Other Income & Other Financing Sources		185,685.94			185,685.94
Inter-Fund Group Transfers In		26,092.07			26,092.07
Other Income & Other Financing Sources			\$1,978,074.83		1,978,074.83
Inter-Fund Transfers In			(26,648.24)		(26,648.24)
Total Revenues	<u>\$454,017.64</u>	<u>\$1,463,799.31</u>	<u>\$1,951,426.59</u>	<u>\$0.00</u>	<u>\$3,869,243.54</u>
<u>Expenses</u>					
Supervisor Fees	\$1,600.00				\$1,600.00
Public Officials' Liability Insurance	3,250.00				3,250.00
Trustee Services	1,571.35				1,571.35
Management	12,500.00				12,500.00
Engineering	2,341.50				2,341.50
District Counsel	3,238.10				3,238.10
Assessment Administration	7,500.00				7,500.00
Travel and Per Diem	36.86				36.86
Telephone	35.31				35.31
Postage & Shipping	68.46				68.46
Copies	361.50				361.50
Legal Advertising	2,428.97				2,428.97
Miscellaneous	1,671.60				1,671.60
Property Taxes	339.11				339.11
Web Site Maintenance	420.00				420.00
Holiday Decorations	802.00				802.00
Dues, Licenses, and Fees	175.00				175.00
Electric	594.90				594.90
Water Reclaimed	9,934.72				9,934.72
General Insurance	3,687.00				3,687.00
Property & Casualty	3,322.00				3,322.00
Irrigation	10,642.46				10,642.46

Boggy Creek Improvement District

Statement of Activities

As of 1/31/2019

	General	Debt Service	Capital Projects	General Long-Term Debt	Total
Landscaping Maintenance & Material	71,832.00				71,832.00
Landscape Improvements	1,950.00				1,950.00
Flower & Plant Replacement	22,815.65				22,815.65
Contingency	1,500.00				1,500.00
IME - Aquatics Maintenance	1,085.49				1,085.49
IME - Irrigation	543.79				543.79
IME - Landscaping	26,557.68				26,557.68
IME - Lighting	602.25				602.25
IME - Miscellaneous	1,378.32				1,378.32
IME - Water Reclaimed	298.26				298.26
Entry and Wall Maintenance	1,050.00				1,050.00
Streetlights	15,043.50				15,043.50
Interest Payments		\$1,347,119.77			1,347,119.77
Engineering			\$46,190.65		46,190.65
District Counsel			1,222.00		1,222.00
Legal Advertising			235.23		235.23
Contingency			1,110,107.83		1,110,107.83
Total Expenses	<u>\$211,177.78</u>	<u>\$1,347,119.77</u>	<u>\$1,157,755.71</u>	<u>\$0.00</u>	<u>\$2,716,053.26</u>
<u>Other Revenues (Expenses) & Gains (Losses)</u>					
Interest Income	\$18.30				\$18.30
Interest Income		\$3,538.63			3,538.63
Interest Income			\$24.42		24.42
Total Other Revenues (Expenses) & Gains (Losses)	<u>\$18.30</u>	<u>\$3,538.63</u>	<u>\$24.42</u>	<u>\$0.00</u>	<u>\$3,581.35</u>
Change In Net Assets	\$242,858.16	\$120,218.17	\$793,695.30	\$0.00	\$1,156,771.63
Net Assets At Beginning Of Year	<u>(\$40,170.80)</u>	<u>\$4,412,579.42</u>	<u>(\$1,323,332.79)</u>	<u>\$0.00</u>	<u>\$3,049,075.83</u>
Net Assets At End Of Year	<u><u>\$202,687.36</u></u>	<u><u>\$4,532,797.59</u></u>	<u><u>(\$529,637.49)</u></u>	<u><u>\$0.00</u></u>	<u><u>\$4,205,847.46</u></u>

Boggy Creek Improvement District
Statement of Financial Position
As of 1/31/2019

	General	Debt Service	Capital Projects	General Long-Term Debt	Total
<u>Assets</u>					
<u>Current Assets</u>					
General Checking Account	\$189,550.16				\$189,550.16
State Board of Administration	1,258.99				1,258.99
Due From Other Governmental Units	16,324.05				16,324.05
Deposits	4,300.00				4,300.00
Infrastructure Capital Reserve	0.62				0.62
Interchange Maintenance Reserve	0.10				0.10
Debt Service Reserve Series 2013		\$3,954,031.25			3,954,031.25
Debt Service Reserve Series 2018		577,905.95			577,905.95
Revenue Series 2013		170.56			170.56
Interest Series 2018		689.83			689.83
General Checking Account			\$13,126.05		13,126.05
Acquisition/Construction Series 2013			8,042.93		8,042.93
Acquisition/Construction Series 2018			13,877.83		13,877.83
Total Current Assets	<u>\$211,433.92</u>	<u>\$4,532,797.59</u>	<u>\$35,046.81</u>	<u>\$0.00</u>	<u>\$4,779,278.32</u>
<u>Investments</u>					
Amount Available in Debt Service Funds				\$4,532,797.59	\$4,532,797.59
Amount To Be Provided				71,382,202.41	71,382,202.41
Total Investments	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$75,915,000.00</u>	<u>\$75,915,000.00</u>
Total Assets	<u><u>\$211,433.92</u></u>	<u><u>\$4,532,797.59</u></u>	<u><u>\$35,046.81</u></u>	<u><u>\$75,915,000.00</u></u>	<u><u>\$80,694,278.32</u></u>

Boggy Creek Improvement District
Statement of Financial Position
As of 1/31/2019

	General	Debt Service	Capital Projects	General Long-Term Debt	Total
<u>Liabilities and Net Assets</u>					
<u>Current Liabilities</u>					
Accounts Payable	\$8,746.56				\$8,746.56
Accounts Payable			\$12,137.99		12,137.99
Retainage Payable			552,546.31		552,546.31
Total Current Liabilities	<u>\$8,746.56</u>	<u>\$0.00</u>	<u>\$564,684.30</u>	<u>\$0.00</u>	<u>\$573,430.86</u>
<u>Long Term Liabilities</u>					
Revenue Bonds Payable - Long-Term				\$75,915,000.00	\$75,915,000.00
Total Long Term Liabilities	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$75,915,000.00</u>	<u>\$75,915,000.00</u>
Total Liabilities	<u>\$8,746.56</u>	<u>\$0.00</u>	<u>\$564,684.30</u>	<u>\$75,915,000.00</u>	<u>\$76,488,430.86</u>
<u>Net Assets</u>					
Net Assets, Unrestricted	\$70,114.13				\$70,114.13
Current Year Net Assets, Unrestricted	556.17				556.17
Net Assets - General Government	(110,284.93)				(110,284.93)
Current Year Net Assets - General Government	242,301.99				242,301.99
Net Assets, Unrestricted		(\$3,661,454.61)			(3,661,454.61)
Current Year Net Assets, Unrestricted		120,218.17			120,218.17
Net Assets - General Government		8,074,034.03			8,074,034.03
Net Assets, Unrestricted			(\$22,384,631.35)		(22,384,631.35)
Net Assets, Unrestricted			(5,635,677.60)		(5,635,677.60)
Current Year Net Assets, Unrestricted			793,695.30		793,695.30
Net Assets - General Government			26,696,976.16		26,696,976.16
Total Net Assets	<u>\$202,687.36</u>	<u>\$4,532,797.59</u>	<u>(\$529,637.49)</u>	<u>\$0.00</u>	<u>\$4,205,847.46</u>
Total Liabilities and Net Assets	<u>\$211,433.92</u>	<u>\$4,532,797.59</u>	<u>\$35,046.81</u>	<u>\$75,915,000.00</u>	<u>\$80,694,278.32</u>

Boggy Creek Improvement District

Budget to Actual

For the Month Ending 01/31/2019

	YTD Actual	YTD Budget	YTD Variance	FY 2019 Adopted Budget
<u>Revenues</u>				
Off-Roll Assessments	\$ 453,461.47	\$ 270,964.92	\$ 182,496.55	\$ 812,894.77
Net Revenues	\$ 453,461.47	\$ 270,964.92	\$ 182,496.55	\$ 812,894.77
<u>General & Administrative Expenses</u>				
Legislative				
Supervisor Fees	\$ 1,600.00	\$ 1,600.00	\$ -	\$ 4,800.00
Financial & Administrative				
Public Officials' Liability Insurance	3,250.00	1,191.67	2,058.33	3,575.00
Trustee Services	1,571.35	666.67	904.68	2,000.00
Management	12,500.00	12,500.00	-	37,500.00
Engineering	2,341.50	3,333.33	(991.83)	10,000.00
Dissemination Agent	-	1,666.67	(1,666.67)	5,000.00
District Counsel	3,238.10	10,000.00	(6,761.90)	30,000.00
Assessment Administration	7,500.00	2,500.00	5,000.00	7,500.00
Audit	-	1,300.00	(1,300.00)	3,900.00
Arbitrage Calculation	-	400.00	(400.00)	1,200.00
Travel and Per Diem	36.86	166.67	(129.81)	500.00
Telephone	35.31	83.33	(48.02)	250.00
Postage & Shipping	68.46	100.00	(31.54)	300.00
Copies	361.50	833.33	(471.83)	2,500.00
Legal Advertising	2,428.97	1,000.00	1,428.97	3,000.00
Bank Fees	-	16.67	(16.67)	50.00
Miscellaneous	1,671.60	333.33	1,338.27	1,000.00
Property Taxes	339.11	-	339.11	-
Web Site Maintenance	420.00	416.67	3.33	1,250.00
Holiday Decorations	802.00	-	802.00	-
Dues, Licenses, and Fees	175.00	58.33	116.67	175.00
Total General & Administrative Expenses	\$ 38,339.76	\$ 38,166.67	\$ 173.09	\$ 114,500.00

Boggy Creek Improvement District
Budget to Actual
For the Month Ending 01/31/2019

	YTD Actual	YTD Budget	YTD Variance	FY 2019 Adopted Budget
<u>Field Operations Expenses</u>				
Electric Utility Services				
Electric	\$ 594.90	\$ 666.67	\$ (71.77)	\$ 2,000.00
Entry Lighting	-	166.67	(166.67)	500.00
Water-Sewer Combination Services				
Water Reclaimed	9,934.72	11,666.67	(1,731.95)	35,000.00
Other Physical Environment				
General Insurance	3,687.00	1,350.00	2,337.00	4,050.00
Property & Casualty	3,322.00	33.33	3,288.67	100.00
Other Insurance	-	166.67	(166.67)	500.00
Irrigation	10,642.46	10,000.00	642.46	30,000.00
Landscaping Maintenance & Material	71,832.00	71,832.00	-	215,496.00
Landscape Improvements	1,950.00	15,834.67	(13,884.67)	47,504.00
Tree Trimming	22,815.65	13,333.33	9,482.32	40,000.00
Hurricane Cleanup	-	6,666.67	(6,666.67)	20,000.00
Contingency	1,500.00	10,000.00	(8,500.00)	30,000.00
Interchange Maintenance Expenses				
IME - Aquatics Maintenance	1,085.49	1,148.33	(62.84)	3,445.00
IME - Irrigation	543.79	10,833.33	(10,289.54)	32,500.00
IME - Landscaping	26,557.68	26,557.70	(0.02)	79,673.10
IME - Lighting	602.25	6,666.67	(6,064.42)	20,000.00
IME - Miscellaneous	1,378.32	-	1,378.32	-
IME - Water Reclaimed	298.26	1,083.33	(785.07)	3,250.00
Road & Street Facilities				
Entry and Wall Maintenance	1,050.00	3,333.33	(2,283.33)	10,000.00
Streetlights	15,043.50	27,333.33	(12,289.83)	82,000.00
Parks & Recreation				
Personnel Leasing Agreement	-	6,666.67	(6,666.67)	20,000.00
Reserves				
Infrastructure Capital Reserve	-	6,722.22	(6,722.22)	20,166.67
Interchange Maintenance Reserve	-	786.67	(786.67)	2,360.00
Total Field Operations Expenses	\$ 172,838.02	\$ 232,848.26	\$ (60,010.24)	\$ 698,544.77
 Total Expenses	 \$ 211,177.78	 \$ 271,014.92	 \$ (59,837.14)	 \$ 813,044.77
 Income (Loss) from Operations	 \$ 242,283.69	 \$ (50.00)	 \$ 242,333.69	 \$ (150.00)
 <u>Other Income (Expense)</u>				
Interest Income	\$ 18.30	\$ 50.00	\$ (31.70)	\$ 150.00
Total Other Income (Expense)	\$ 18.30	\$ 50.00	\$ (31.70)	\$ 150.00
 Net Income (Loss)	 \$ 242,301.99	 \$ -	 \$ 242,301.99	 \$ -

Boggy Creek Improvement District
Budget to Actual
For the Month Ending 01/31/2019

	Oct-18	Nov-18	Dec-18	Jan-19	YTD Actual
<u>Revenues</u>					
Off-Roll Assessments	\$ 406,447.46	\$ -	\$ -	\$ 47,014.01	\$ 453,461.47
Net Revenues	\$ 406,447.46	\$ -	\$ -	\$ 47,014.01	\$ 453,461.47
<u>General & Administrative Expenses</u>					
Legislative					
Supervisor Fees	\$ 400.00	\$ 400.00	\$ 400.00	\$ 400.00	\$ 1,600.00
Financial & Administrative					
Public Officials' Liability Insurance	3,250.00	-	-	-	3,250.00
Trustee Services	1,571.35	-	-	-	1,571.35
Management	3,125.00	3,125.00	3,125.00	3,125.00	12,500.00
Engineering	-	806.00	887.00	648.50	2,341.50
Dissemination Agent	-	-	-	-	-
District Counsel	-	-	1,449.10	1,789.00	3,238.10
Assessment Administration	7,500.00	-	-	-	7,500.00
Audit	-	-	-	-	-
Arbitrage Calculation	-	-	-	-	-
Travel and Per Diem	-	9.31	18.33	9.22	36.86
Telephone	-	-	6.49	28.82	35.31
Postage & Shipping	-	13.06	20.63	34.77	68.46
Copies	-	88.50	180.00	93.00	361.50
Legal Advertising	1,253.86	978.86	-	196.25	2,428.97
Bank Fees	-	-	-	-	-
Miscellaneous	-	1,672.95	(1.35)	-	1,671.60
Property Taxes	-	339.11	-	-	339.11
Web Site Maintenance	105.00	105.00	105.00	105.00	420.00
Holiday Decorations	-	-	802.00	-	802.00
Dues, Licenses, and Fees	175.00	-	-	-	175.00
Total General & Administrative Expenses	\$ 17,380.21	\$ 7,537.79	\$ 6,992.20	\$ 6,429.56	\$ 38,339.76
<u>Field Operations</u>					
Electric Utility Services					
Electric	\$ -	\$ 196.70	\$ 200.67	\$ 197.53	\$ 594.90
Entry Lighting	-	-	-	-	-
Water-Sewer Combination Services					
Water Reclaimed	-	4,295.18	3,679.25	1,960.29	9,934.72
Other Physical Environment					
General Insurance	3,687.00	-	-	-	3,687.00
Property & Casualty Insurance	49.00	3,273.00	-	-	3,322.00
Other Insurance	-	-	-	-	-
Irrigation	1,869.00	3,361.50	1,834.46	3,577.50	10,642.46
Landscaping Maintenance & Material	17,958.00	17,958.00	17,958.00	17,958.00	71,832.00
Landscape Improvements	-	1,950.00	-	-	1,950.00
Tree Trimming	-	14,865.20	4,400.45	3,550.00	22,815.65
Hurricane Cleanup	-	-	-	-	-
Contingency	-	-	-	1,500.00	1,500.00

Boggy Creek Improvement District
 Budget to Actual
 For the Month Ending 01/31/2019

	Oct-18	Nov-18	Dec-18	Jan-19	YTD Actual
Interchange Maintenance Expenses					
IME - Aquatics Maintenance	-	542.75	271.37	271.37	1,085.49
IME - Irrigation	-	-	9.75	534.04	543.79
IME - Landscaping	6,639.42	6,639.42	6,639.42	6,639.42	26,557.68
IME - Lighting	88.72	236.94	181.21	95.38	602.25
IME - Miscellaneous	-	-	1,142.70	235.62	1,378.32
IME - Water Reclaimed	-	86.11	128.28	83.87	298.26
Road & Street Facilities					
Entry and Wall Maintenance	-	-	1,050.00	-	1,050.00
Streetlights	-	4,791.66	5,124.66	5,127.18	15,043.50
Parks & Recreation					
Personnel Leasing Agreement	-	-	-	-	-
Reserves					
Infrastructure Capital Reserve	-	-	-	-	-
Interchange Maintenance Reserve	-	-	-	-	-
Total Field Operations Expenses	\$ 30,291.14	\$ 58,196.46	\$ 42,620.22	\$ 41,730.20	\$ 172,838.02
Total Expenses	\$ 47,671.35	\$ 65,734.25	\$ 49,612.42	\$ 48,159.76	\$ 211,177.78
Income (Loss) from Operations	\$ 358,776.11	\$ (65,734.25)	\$ (49,612.42)	\$ (1,145.75)	\$ 242,283.69
Other Income (Expense)					
Interest Income	\$ 0.90	\$ 8.83	\$ 6.13	\$ 2.44	\$ 18.30
Total Other Income (Expense)	\$ 0.90	\$ 8.83	\$ 6.13	\$ 2.44	\$ 18.30
Net Income (Loss)	\$ 358,777.01	\$ (65,725.42)	\$ (49,606.29)	\$ (1,143.31)	\$ 242,301.99

Boggy Creek Improvement District

FY 2019

Cash Flow Analysis

	Beg. Cash	FY18 Inflows	FY18 Outflows	FY19 Inflows	FY19 Outflows	End. Cash
10/1/2018	78,082.40	14,418.01	(29,702.34)	304,920.95	(58,290.28)	309,428.74
11/1/2018	309,428.74	-	(873.50)	8,476.75	(12,010.78)	305,021.21
12/1/2018	305,021.21	2,650.71	(10,720.60)	22,112.34	(111,656.27)	207,407.39
1/1/2019	207,407.39	-	-	64,405.97	(82,263.20)	189,550.16
2/1/2019	189,550.16	-	-	-	(8,746.56)	180,803.60 as of 02/06/2019
FY 19 Totals		17,068.72	(41,296.44)	399,916.01	(272,967.09)	

As of 02/06/2019

**Boggy Creek Improvement District
Construction Tracking - early February**

	Amount
Series 2018 Bond Issue	
Original Construction Fund - Not To Exceed	\$ 25,000,000.00
Additions (Interest, Transfers from DSR, etc.)	13,874.90
Cumulative Draws Through Prior Month	(6,204,294.91)
	=====
Construction Funds Available	\$ 18,809,579.99
 Requisitions This Month	
Requisition 2018-063: Ferguson Enterprises	\$ (1,036.00)
Requisition 2018-064: Hopping Green & Sams	(211.50)
Requisition 2018-065: Jon M Hall Company	(1,471,639.92)
Requisition 2018-066: Orlando Sentinel	(560.01)
Requisition 2018-067: Vanasse Hangen Brustlin	(12,722.00)
	=====
Total Requisitions This Month	\$ (1,486,169.43)
	=====
Construction Funds Remaining	\$ 17,323,410.56
 Committed Funding	
Lake Nona Nemours Parkway West and Lift Station No. 10 – Jon M. Hall Company	\$ (2,099,426.40)
Lake Nona Boulevard Traffic Signal Modifications at Tavistock Lakes Boulevard and Veterans Way – Traffic Control De	(40,025.00)
Lake Nona Boulevard Traffic Signal Modifications at Tavistock Lakes Boulevard and Veterans Way – Jon M. Hall Comp	(132,054.00)
Nemours Parkway & Lake Nona Boulevard - Traffic Control Devices	(99,845.30)
Lake Nona Medical City Drive Phase 2 – Bids Due April 6, 2018	-
	=====
Total Committed Funding	\$ (2,371,350.70)
	=====
Net Uncommitted	14,952,059.86