

Boggy Creek Improvement District

3501 Quadrangle Boulevard, Suite 270, Orlando, FL 32817; Phone: 407-723-5900

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 **3:00 p.m. on Tuesday, February 21, 2023, at Courtyard Orlando Lake Nona, 6955 Lake Nona Blvd., Orlando, FL 32827**. A quorum will be confirmed prior to the start of the meeting.

District Staff, please use the following information to join via computer or the conference line:

Phone: 1-844-621-3956

Computer: pfmgroup.webex.com

Participant Code: 796 580 192#

BOARD OF SUPERVISORS' MEETING AGENDA

Organizational Matters

- Roll Call to Confirm a Quorum
- Public Comment Period
- 1. **Consideration of the Minutes of the December 13, 2022, Board of Supervisors' Meeting**
(*provided under separate cover*)
- 2. **Consideration of Nominations for Vacant Seat 1 (Expires 11/2024)**
- 3. **Consideration of Resolution 2023-04, Election of Officers**

Business Matters

- 4. **Discussion Regarding OUC Conduit Installation Refund – Lake Nona Blvd Trail**
- 5. **Consideration of OUC Lighting Installation, Upgrade & Service Agreement – Lake Nona Blvd LED Upgrade** (*provided under separate cover*)
- 6. **Ratification of Pressure Washing Proposal from Berman**
- 7. **Ratification of Operation and Maintenance Expenditures Paid in December 2022 in an amount totaling \$93,473.82**
- 8. **Ratification of Operation and Maintenance Expenditures Paid in January 2023 in an amount totaling \$21,035.91**
- 9. **Ratification of Requisition Nos. 2018-275 – 2018-280 in December 2022 in an amount totaling \$7,555.08**
- 10. **Ratification of Requisition Nos. 2018-281 – 2018-283 in January 2023 in an amount totaling \$978.44**
- 11. **Recommendation of Work Authorizations/Proposed Services (*if applicable*)**
- 12. **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. Landscape Supervisor



5. Irrigation Supervisor
 6. Construction Supervisor
- B. Supervisor Requests

Adjournment



BOGGY CREEK IMPROVEMENT DISTRICT

**Minutes of the December 13, 2022,
Board of Supervisor' Meeting**
(provided under separate cover)

BOGGY CREEK IMPROVEMENT DISTRICT

Nominations for Vacant Seat 1 (expires 11/2024)

**BOGGY CREEK IMPROVEMENT DISTRICT
BOARD OF SUPERVISORS
OATH OF OFFICE**

I, _____, A CITIZEN OF THE STATE OF FLORIDA AND OF THE UNITED STATES OF AMERICA, AND BEING EMPLOYED BY OR AN OFFICER OF BOGGY CREEK IMPROVEMENT DISTRICT AND A RECIPIENT OF PUBLIC FUNDS AS SUCH EMPLOYEE OR OFFICER, DO HEREBY SOLEMNLY SWEAR OR AFFIRM THAT I WILL SUPPORT THE CONSTITUTION OF THE UNITED STATES AND OF THE STATE OF FLORIDA.

Board Supervisor

ACKNOWLEDGMENT OF OATH BEING TAKEN

STATE OF FLORIDA
COUNTY OF _____

The foregoing oath was administered before me by means of ☐ physical presence or ☐ online notarization, this _____ day of _____, 2023, by _____, who is personally known to me or has produced _____ as identification, and is the person described in and who took the aforementioned oath as a Member of the Board of Supervisors of Boggy Creek Improvement District and acknowledged to and before me that he/she took said oath for the purposes therein expressed.

(NOTARY SEAL)

Notary Public, State of Florida

Print Name: _____

Commission No.: _____ Expires: _____

BOGGY CREEK IMPROVEMENT DISTRICT

**Resolution 2023-04,
Election of Officers**

RESOLUTION 2023-04

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
BOGGY CREEK IMPROVEMENT DISTRICT ELECTING THE
OFFICERS OF THE DISTRICT 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; and

WHEREAS, the Board of Supervisors of the District desires to elect the Officers of the District.

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

Section 1. _____ is elected Chair.

Section 2. _____ is elected Vice Chair.

Section 3. _____ is elected Secretary.

_____ is elected Assistant Secretary.

_____ is elected Assistant Secretary.

_____ is elected Assistant Secretary.

_____ is elected Assistant Secretary.

Section 4. _____ is elected Treasurer.

Section 5. _____ is elected Assistant Treasurer.

Section 6. All Resolutions or parts of Resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 7. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED THIS 21st DAY of February 2023.

ATTEST:

**BOGGY CREEK
IMPROVEMENT
DISTRICT**

Secretary/Assistant Secretary

Chair/Vice-Chair

BOGGY CREEK IMPROVEMENT DISTRICT

**OUC Conduit Installation Refund
– Lake Nona Blvd Trail Discussion**

BOGGY CREEK IMPROVEMENT DISTRICT

OUC Lighting Installation, Upgrade & Service Agreement
- Lake Nona Blvd LED Upgrade
(provided under separate cover)

BOGGY CREEK IMPROVEMENT DISTRICT

Pressure Washing Proposal from Berman

WORK AUTHORIZATION FOR MAINTENANCE SERVICES

This Work Authorization (the "Work Authorization"), dated January 4, 2023, 2020, authorizes certain work in accordance with that certain *AGREEMENT BETWEEN THE BOGGY CREEK IMPROVEMENT DISTRICT AND BERMAN CONSTRUCTION, LLC FOR GENERAL MAINTENANCE SERVICES* (the "Agreement"), dated August, 2020, by and between:

Boggy Creek Improvement District, a local unit of special-purpose government established pursuant to Chapter 190, *Florida Statutes*, being situated in the City of Orlando, Florida, and whose mailing address is 12051 Corporate Boulevard, Orlando, Florida 32817 (the "**District**"); and

Berman Construction, LLC, a Florida limited liability company, with a mailing address of 9801 Lake Nona Club Drive, Orlando, Florida 32827 (hereinafter "Contractor", together with District the "**Parties**").

Section 1. Scope of Services. Contractor shall provide pressure washing maintenance services, as set forth in the attached **Exhibit A**, which is incorporated herein by reference, all in accordance with the terms of the Agreement (collectively, the "**Services**").

Section 2. Compensation and Term. It is understood and agreed that the payment of compensation for the Services under this Work Authorization shall be in the amount and for the term set forth in the attached **Exhibit A**, and in the manner set forth in the Agreement.

Section 3. Acceptance. Acceptance of this Work Authorization will authorize the Contractor to complete the Services as outlined above and is indicated by the signature of the authorized representative of the District and the Contractor in the spaces provided below. Contractor shall commence the aforesaid Services as provided herein and shall perform the same in accordance with the terms and conditions of the Agreement, which, except to the extent expressly altered or changed in this Work Authorization, remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have caused this Work Authorization to be executed the day and year first above written.

Jennifer L. Walden
Secretary

BOGGY CREEK IMPROVEMENT DISTRICT

Richard Levey

By: Richard Levey
Its: Chairman

BERMAN CONSTRUCTION, LLC

Witness

By: _____
Its: _____

Exhibit A: Proposal/Scope of Services



BERMAN

Date of proposal: January 4, 2023

Client: Boggy Creek Improvement District

Project: Pressure Washing

Scope: Monuments, planters, ribbon walls

Berman proposes the following scope of work and specifications:

A. Pressure washing monuments – Supply all materials, equipment, and labor to pressure wash 4 monuments, 15 median planter boxes, and 26 ribbon walls along Lake Nona Blvd from the SR417 overpass to the Boggy Creek Rd. intersection.

Total Project Costs \$ 1760.00

Estimated Time of Completion- Work will be completed in the most expedient time frame possible.

Payment Schedule: Upon Completion

Additional Notes:

Berman Construction State of Florida CGC # 1518721

All labor work is guaranteed for 1 year. Any work defects due to poor craftsmanship will be repaired at contractor's expense. Any defect or poor craftsmanship of an installed product will be subject to manufacturer's warranty. If any dispute arises as a result of this contract, then parties agree to seek binding arbitration as outlined by State of FL contracting policies. Berman Property Maintenance & Construction/ Berman Construction LLC is not responsible for damage to personal property as a result of accepted construction practices and such was not caused from negligent behavior or practices.

Revision and Approval Policy: Please contact our office upon receipt and approval of this contract, and any questions you might have. Due to availability and cost of material at this time, this proposal is only valid for 14 days, starting on the date of the proposal. Should you accept the terms outlined above please sign below and return. We can then schedule your services at that time. This proposal will become binding once executed by both parties.

Agent for owner (print name and signature)

Berman Property Maintenance & Construction
By, Katie Harmer, Vice President

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WORK AUTHORIZATION FOR MAINTENANCE SERVICES

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Section 3. Acceptance. Acceptance of this Work Authorization will authorize the Contractor to complete the Services as outlined above and is indicated by the signature of the authorized representative of the District and the Contractor in the spaces provided below. Contractor shall commence the aforesaid Services as provided herein and shall perform the same in accordance with the terms and conditions of the Agreement, which, except to the extent expressly altered or changed in this Work Authorization, remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have caused this Work Authorization to be executed the day and year first above written.

Jennifer L. Walden
Secretary

BOGGY CREEK IMPROVEMENT DISTRICT

Richard Levey

By: Richard Levey
Its: Chairman

BERMAN CONSTRUCTION, LLC

Witness

By: _____
Its: _____

Exhibit A: Proposal/Scope of Services



BERMAN

Date of proposal: January 4, 2023

Client: Boggy Creek Improvement District

Project: Pressure Washing

Scope: Monuments at SR417 overpass on Lake Nona Blvd.

Berman proposes the following scope of work and specifications:

- A. Pressure washing monuments** - Supply all materials, equipment, and labor to pressure wash the 73 monument columns along the fence line, 4 large monuments, 8 median planter boxes, and the overpass walls on Lake Nona Boulevard at the SR417 overpass.

Total Project Costs \$ 1760.00

Estimated Time of Completion- Work will be completed in the most expedient time frame possible.

Payment Schedule: Upon Completion

Additional Notes:

Berman Construction State of Florida CGC # 1518721

All labor work is guaranteed for 1 year. Any work defects due to poor craftsmanship will be repaired at contractor's expense. Any defect or poor craftsmanship of an installed product will be subject to manufacturer's warranty. If any dispute arises as a result of this contract, then parties agree to seek binding arbitration as outlined by State of FL contracting policies. Berman Property Maintenance & Construction/ Berman Construction LLC is not responsible for damage to personal property as a result of accepted construction practices and such was not caused from negligent behavior or practices.

Revision and Approval Policy: Please contact our office upon receipt and approval of this contract, and any questions you might have. Due to availability and cost of material at this time, this proposal is only valid for 14 days, starting on the date of the proposal. Should you accept the terms outlined above please sign below and return. We can then schedule your services at that time. This proposal will become binding once executed by both parties.

Agent for owner (print name and signature)

Berman Property Maintenance & Construction

By, Martin Berman, Chairman & Chief Executive Officer

BOGGY CREEK IMPROVEMENT DISTRICT

**Operation and Maintenance Expenditures Paid
in December 2022 in an amount totaling \$93,473.82**

BOGGY CREEK IMPROVEMENT DISTRICT

DISTRICT OFFICE • 3501 QUADRANGLE BLVD STE 270 • ORLANDO, FL 32817
PHONE: (407) 723-5900 • FAX: (407) 723-5901

Operation and Maintenance Expenditures For Board Approval

Attached please find the check register listing Operations and Maintenance expenditures paid from December 1, 2022 through December 31, 2022. This does not include expenditures previously approved by the Board.

The total items being presented: **\$93,473.82**

Approval of Expenditures:

_____ Chairman

_____ Vice Chairman

_____ Assistant Secretary

Boggy Creek Improvement District

AP Check Register (Current by Bank)

Check Dates: 12/1/2022 to 12/31/2022

Check No.	Date	Status*	Vendor ID	Payee Name	Amount
BANK ID: SUN - CITY NATIONAL BANK					001-101-0000-00-01
028	12/05/22	M	ORLSEN	Orlando Sentinel	\$774.52
029	12/12/22	M	AWC	Aquatic Weed Control, Inc.	\$835.00
030	12/12/22	M	BERCON	Berman Construction	\$455.00
031	12/12/22	M	DONMC	Donald W. McIntosh Associates	\$125.00
032	12/12/22	M	KUTAK	Kutak Rock	\$226.50
033	12/12/22	M	ORLSEN	Orlando Sentinel	\$234.50
034	12/12/22	M	PFMGC	PFM Group Consulting	\$3,337.89
035	12/12/22	M	TRUSTE	US Bank as Trustee for Boggy C	\$1,666,233.45
036	12/16/22	M	PFMGC	PFM Group Consulting	\$3,340.96
037	12/21/22	M	DWC	DWC Outdoors & Hauling	\$4,750.00
038	12/21/22	M	RLEVEY	Richard Levey	\$200.00
039	12/21/22	M	TCZAPK	Thaddeus Czapka	\$200.00
040	12/28/22	M	BERCON	Berman Construction	\$3,000.01
041	12/28/22	M	CEPRA	Cepra Landscape	\$47,783.26
BANK SUN REGISTER TOTAL:					\$1,731,496.09
GRAND TOTAL					\$1,731,496.09

65,262.64	Checks 4028-4034, 4036-4041
1,666,233.45	Check 4035 - Debt service
8,883.93	PA 568 - OUC invoice paid
19,327.25	FR 45 - BEEP payment
1,759,707.27	Cash Spent
93,473.82	O&M Cash Spent

* Check Status Types "P" - Printed ; "M" - Manual ; "V" - Void (Void Date) ; "A" - Application ; "E" - EFT

** Denotes broken check sequence.

BOGGY CREEK IMPROVEMENT DISTRICT

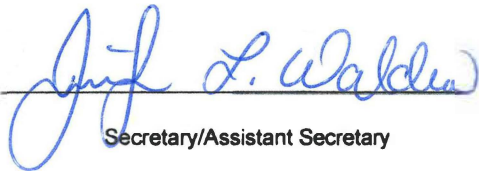
Payment Authorization #666

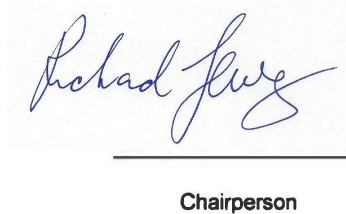
11/18/2022

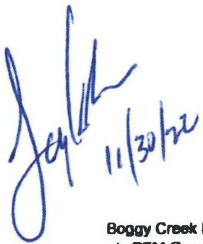
Item No.	Payee	Invoice Number	General Fund	Fiscal Year
1	Orlando Sentinel Legal Advertising on October 24 and October 31 (Ad 7302943)	OSC63033890	\$ 774.52	FY 2023

TOTAL \$ 774.52

-	FY 2022
774.52	FY 2023


Secretary/Assistant Secretary


Chairperson


11/30/22

Boggy Creek Improvement District
c/o PFM Group Consulting
3501 Quadrangle Boulevard, Ste. 270
Orlando, FL 32817
LaneA@pfm.com // (407) 723-5925

RECEIVED

By Amanda Lane at 1:52 pm, Nov 30, 2022

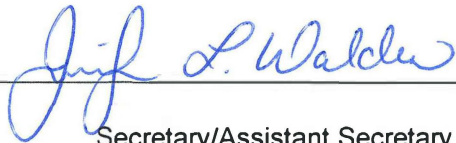
BOGGY CREEK IMPROVEMENT DISTRICT


Payment Authorization #567

12/2/2022

Item No.	Payee	Invoice Number	General Fund
1	Aquatic Weed Control December Waterway Service	77680	\$ 835.00
2	Berman Construction Straighten Sign on LNB Holiday Décor Installation December Administrator & Irrigation Specialist	32549 32551 32643	\$ 55.00 \$ 400.00 \$ 3,000.01
3	Donald W McIntosh Associates Engineering Services Through 11/04/2022	43437	\$ 125.00
4	Kutak Rock General Counsel Through 10/31/2022	3140934	\$ 226.50
5	Orlando Sentinel Legal Advertising on 11/08/2022 (Ad: 7320699)	OSC63384099	\$ 234.50
6	PFM Group Consulting DM Fee: November 2022 October Reimbursables	DM-11-2022-06 OE-EXP-11-2022-05	\$ 3,333.33 \$ 4.56

TOTAL \$ 8,213.90


Secretary/Assistant Secretary


Chairperson


Boggy Creek Improvement District
c/o PFM Group Consulting
3501 Quadrangle Boulevard, Ste. 270
Orlando, FL 32817
LaneA@pfn.com // (407) 723-5925

RECEIVED

By Amanda Lane at 9:17 am, Dec 07, 2022

BOGGY CREEK IMPROVEMENT DISTRICT

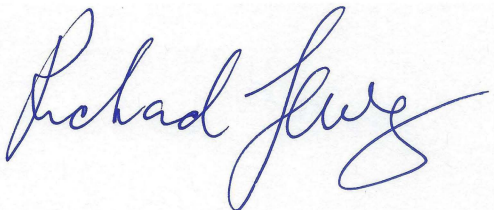
Payment Authorization #568

12/9/2022

Item No.	Payee	Invoice Number	General Fund
1	Cepra Landscape		
	December Sections 1 & 2 Landscaping	ORL3689	\$ 24,832.76
	December Interchange Landscaping	ORL3690	\$ 22,950.50
2	OUC		
	Acct: 2562183178 ; Service 11/01/2022 - 12/01/2022	--	\$ 8,883.93
3	PFM Group Consulting		
	DM Fee: December 2022	DM-12-2022-06	\$ 3,333.33
	October & November Billable Expenses	122904	\$ 7.63

TOTAL \$ 60,008.15


Secretary/Assistant Secretary


Chairperson


12/10/22

Boggy Creek Improvement District
c/o PFM Group Consulting
3501 Quadrangle Boulevard, Ste. 270
Orlando, FL 32817
LaneA@pfm.com // (407) 723-5925

RECEIVED

By Amanda Lane at 1:56 pm, Dec 13, 2022

BOGGY CREEK IMPROVEMENT DISTRICT

Payment Authorization #569

12/16/2022

Item No.	Payee	Invoice Number	General Fund
1	DWC Outdoors & Hauling Right of Way Clearance Pruning	2059	\$ 4,750.00
2	Supervisor Fees - 12/13/2022 Meeting Richard Levey	--	\$ 200.00
	Thad Czapka	--	\$ 200.00
TOTAL			\$ 5,150.00


Secretary/Assistant Secretary


Chairperson


12/17/22

Boggy Creek Improvement District
c/o PFM Group Consulting
3501 Quadrangle Boulevard, Ste. 270
Orlando, FL 32817
LaneA@pfm.com // (407) 723-5925

RECEIVED

By Amanda Lane at 8:59 am, Dec 19, 2022

BOGGY CREEK IMPROVEMENT DISTRICT

**Operation and Maintenance Expenditures Paid
in January 2023 in an amount totaling \$21,035.91**

BOGGY CREEK IMPROVEMENT DISTRICT

DISTRICT OFFICE • 3501 QUADRANGLE BLVD STE 270 • ORLANDO, FL 32817
PHONE: (407) 723-5900 • FAX: (407) 723-5901

Operation and Maintenance Expenditures For Board Approval

Attached please find the check register listing Operations and Maintenance expenditures paid from January 1, 2023 through January 31, 2023. This does not include expenditures previously approved by the Board.

The total items being presented: **\$21,035.91**

Approval of Expenditures:

_____ Chairman

_____ Vice Chairman

_____ Assistant Secretary

Boggy Creek Improvement District
AP Check Register (Current by Bank)
Check Dates: 1/1/2023 to 1/31/2023

Check No.	Date	Status*	Vendor ID	Payee Name	Amount
BANK ID: SUN - CITY NATIONAL BANK					001-101-0000-00-01
4042	1/09/23		CEPRA	Cepra Landscape	\$9,214.60
4043	1/09/23		KUTAK	Kutak Rock	\$977.75
4044	1/09/23		ORLSEN	Orlando Sentinel	\$234.50
4045	1/09/23		PFMGC	PFM Group Consulting	\$1,250.00
BANK SUN REGISTER TOTAL:					<u>\$11,676.85</u>
GRAND TOTAL					<u>\$11,676.85</u>

11,676.85	Checks 4042-4045
9,266.37	PA 572 - OUC invoice paid
92.69	Req 282 - to be reimbursed by construction
21,035.91	O&M Cash Spent

* Check Status Types "P" - Printed ; "M" - Manual ; "V" - Void (Void Date); "A" - Application; "E" - EFT
** Denotes broken check sequence.

BOGGY CREEK IMPROVEMENT DISTRICT

Payment Authorization #570

12/23/2022

Item No.	Payee	Invoice Number	General Fund
1	Cepira Landscape		
	Clock 14 Valve Replacement	ORL3203	\$ 504.00
	October Irrigation Repairs	ORL3465	\$ 3,835.00
	Clock 11 Mainline Repairs	ORL3718	\$ 1,630.00
	Loop Rd Mainline Reconnection	ORL3719	\$ 2,329.60
	November Irrigation Repairs	ORL3720	\$ 916.00
2	Kutak Rock		
	General Counsel Through 11/30/2022	3155925	\$ 977.75
3	Orlando Sentinel		
	Legal Advertising on 12/05/2022 (Ad: 7334516)	OSC64842026	\$ 234.50
4	PFM Group Consulting		
	Series 2013 Quarterly Dissemination	123221	\$ 1,250.00

TOTAL

\$ 11,676.85

Lynne Mullins

Secretary/Assistant Secretary

Richard Jurek

Chairperson

Jan K...
12/26/22

Boggy Creek Improvement District
c/o PFM Group Consulting
3501 Quadrangle Boulevard, Ste. 270
Orlando, FL 32817
LaneA@pfm.com // (407) 723-5925

RECEIVED

By Amanda Lane at 1:41 pm, Jan 05, 2023

BOGGY CREEK IMPROVEMENT DISTRICT

Payment Authorization #572

1/13/2023

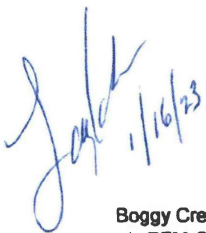
Item No.	Payee	Invoice Number	General Fund
1	Cepira Landscape December Interchange Irrigation Repairs December Irrigation Repairs	O-S3841 O-S3842	\$ 2,643.50 \$ 2,415.00
2	OUC Acct: 2562183178 ; Service 12/01/2022 - 01/03/2023	-	\$ 9,266.37
3	PFM Group Consulting December Reimbursables	OE-EXP-01-2023-05	\$ 2.42

TOTAL

\$ 14,327.29


Secretary/Assistant Secretary


Chairperson


1/16/23

Boggy Creek Improvement District
c/o PFM Group Consulting
3501 Quadrangle Boulevard, Ste. 270
Orlando, FL 32817
LaneA@pfm.com // (407) 723-5925

RECEIVED

By Amanda Lane at 9:51 am, Jan 17, 2023

BOGGY CREEK IMPROVEMENT DISTRICT

**Requisition Nos. 2018-275 – 2018-280
in December 2022 in an amount totaling \$7,555.08**

BOGGY CREEK IMPROVEMENT DISTRICT

DISTRICT OFFICE • 3501 QUADRANGLE BLVD STE 270 • ORLANDO, FL 32817
PHONE: (407) 723-5900 • FAX: (407) 723-5901

Requisition Recap For Board Approval

Attached please find the listing of requisitions approved to be paid from bond funds from December 1, 2022 through December 31, 2022. This does not include requisitions previously approved by the Board.

REQUISITION NO.	PAYEE	AMOUNT
2018-275	Donald W. McIntosh Associates	\$2,406.25
2018-276	Kutak Rock	\$551.00
2018-277	Orlando Sentinel	\$245.75
2018-278	Atkins	\$2,556.95
2018-279	Donald W. McIntosh Associates	\$1,418.13
2018-280	Kutak Rock	\$377.00
		\$7,555.08

EXHIBIT D

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

DATE:	December 2, 2022	REQUISITION NO:	2018-275
PAYEE:	Donald W McIntosh Associates	AMOUNT DUE:	\$2,406.25
ADDRESS:	2200 Park Avenue North Winter Park, FL 32789	FUND:	Acquisition/Construction
ITEM:	Invoice 43438 for Project 23218 (Lake Nona Boggy Creek) Through 11/04/2022		

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

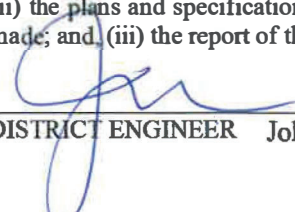
BY: _____
CHAIRMAN or VICE CHAIRMAN



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 John T. Townsend, PE



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

DATE:	December 2, 2022	REQUISITION NO:	2018-276
PAYEE:	Kutak Rock	AMOUNT DUE:	\$551.00
ADDRESS:	PO Box 30057 Omaha, NE 68103-1157	FUND:	Acquisition/Construction
ITEM:	Invoice 3140935 for Client Matter 3023-2 (Project Construction) Through 10/31/2022		

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.

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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

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 John T. Townsend, PE

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

DATE:	December 9, 2022	REQUISITION NO:	2018-277
PAYEE:	Orlando Sentinel	AMOUNT DUE:	\$245.75
ADDRESS:	PO Box 100608 Atlanta, GA 30384-0608	FUND:	Acquisition/Construction
ITEM:	Invoice 64086566000 for Reference OSC64086566 (Ad #7325229) for Construction Legal Advertising of FY 2023 Construction Committee Meetings (Split Five Ways, Will Be Reimbursed From GID, MCID, PE, MID)		

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

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY:  12-09-22
DISTRICT ENGINEER John T. Townsend, PE

RECEIVED

By Amanda Lane at 1:42 pm, Dec 12, 2022

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

DATE:	December 23, 2022	REQUISITION NO:	2018-278
PAYEE:	Atkins	AMOUNT DUE:	\$2,556.95
ADDRESS:	PO Box 409357 Atlanta, GA 30384-9357	FUND:	Acquisition/Construction
ITEM:	Invoice 1984068 for Project 100078231 (Laureate Blvd at Veterans Way) Through 10/30/2022		

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

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY:  12/23/22
DISTRICT ENGINEER Jeffrey J. Newton, PE

EXHIBIT D

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

DATE:	December 23, 2022	REQUISITION NO:	2018-279
PAYEE:	Donald W McIntosh Associates	AMOUNT DUE:	\$1,418.13
ADDRESS:	2200 Park Avenue North Winter Park, FL 32789	FUND:	Acquisition/Construction
ITEM:	Invoice 43559 for Project 23218 (Lake Nona Boggy Creek) Through 12/02/2022		

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

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY: 
DISTRICT ENGINEER Jeffrey J. Newton, PE

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

DATE:	December 23, 2022	REQUISITION NO:	2018-280
PAYEE:	Kutak Rock	AMOUNT DUE:	\$377.00
ADDRESS:	PO Box 30057 Omaha, NE 68103-1157	FUND:	Acquisition/Construction
ITEM:	Invoice 3155926 for Client Matter 3023-2 (Project Construction) Through 11/30/2022		

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

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY:  12/23/22
DISTRICT ENGINEER Jeffrey J. Newton, PE

RECEIVED

By Amanda Lane at 2:15 pm, Dec 24, 2022

BOGGY CREEK IMPROVEMENT DISTRICT

**Requisition Nos. 2018-281 – 2018-283
in January 2023 in an amount totaling \$978.44**

BOGGY CREEK IMPROVEMENT DISTRICT

DISTRICT OFFICE • 3501 QUADRANGLE BLVD STE 270 • ORLANDO, FL 32817
PHONE: (407) 723-5900 • FAX: (407) 723-5901

Requisition Recap For Board Approval

Attached please find the listing of requisitions approved to be paid from bond funds from January 1, 2023 through January 31, 2023. This does not include requisitions previously approved by the Board.

REQUISITION NO.	PAYEE	AMOUNT
2018-281	Orlando Sentinel	\$242.00
2018-282	Boggy Creek Improvement District	\$92.69
2018-283	Donald W. McIntosh Associates	\$643.75
		\$978.44

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

DATE:	January 13, 2023	REQUISITION NO:	2018-281
PAYEE:	Orlando Sentinel	AMOUNT DUE:	\$242.00
ADDRESS:	PO Box 100608 Atlanta, GA 30384-0608	FUND:	Acquisition/Construction
ITEM:	Invoice 66303800000 for Reference OSC66303800 (Ad #7348587) for Construction Legal Advertising of FY 2023 Construction Committee Meetings (Split Five Ways, Will Be Reimbursed From GID, MCID, PE, MID)		

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BOGGY CREEK IMPROVEMENT DISTRICT

BY: 
CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY:  1/17/23
DISTRICT ENGINEER Jeffrey J. Newton, PE

EXHIBIT D

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

DATE:	January 20, 2023	REQUISITION NO:	2018-282
PAYEE:	Boggy Creek Improvement District	AMOUNT DUE:	\$92.69
ADDRESS:	c/o PFM Group Consulting 3501 Quadrangle Blvd. Ste. 270 Orlando, FL 32817	FUND:	Acquisition/Construction
ITEM:	Reimbursement to District for Fees Paid for Project BLD2023-10544 (Nemours Parkway Sidewalk) to City of Orlando Out of O&M Funds		

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

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY:  1/23/23
DISTRICT ENGINEER Jeffrey J. Newton, PE

RECEIVED

By Amanda Lane at 3:12 pm, Jan 23, 2023

EXHIBIT D

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

DATE:	January 20, 2023	REQUISITION NO:	2018-283
PAYEE:	Donald W McIntosh Associates	AMOUNT DUE:	\$643.75
ADDRESS:	2200 Park Avenue North Winter Park, FL 32789	FUND:	Acquisition/Construction
ITEM:	Invoice 43667 for Project 23218 (Lake Nona Boggy Creek) Through 12/30/2022		

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

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY:  1/23/23
DISTRICT ENGINEER Jeffrey J. Newton, PE

RECEIVED

By Amanda Lane at 3:12 pm, Jan 23, 2023

BOGGY CREEK IMPROVEMENT DISTRICT

Work Authorizations/Proposed Services *(if applicable)*



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

December 19, 2022
Revised January 5, 2023

Boggy Creek Improvement District
3501 Quadrangle Boulevard
Suite 270
Orlando, FL 32817

Subject: Nemours Parkway Sidewalk at SIMCOM
Orlando, Florida
DWMA Job No. 22646 (001-002)

CIVIL ENGINEERS

LAND PLANNERS

SURVEYORS

Donald W. McIntosh Associates, Inc. (DWMA) is pleased to submit for your consideration this Work Authorization to provide professional engineering and surveying services to Boggy Creek Improvement District ("District" or "CLIENT") for Nemours Parkway Sidewalk at SIMCOM ("Project"). The scope of this proposal includes Services related to CLIENT's installation of that portion of the previously deferred 5-foot concrete sidewalk on Nemours Parkway West adjacent to a parcel of land currently being developed by SIMCOM, extending from the existing sidewalk at Wave Hotel Drive to the existing sidewalk at Street F. DWMA will provide these services pursuant to our current master contract with the Boggy Creek Improvement District dated September 8, 2003, and subsequent amendments ("Engineering Agreement") as follows:

I. Scope of Work

PART I – CIVIL ENGINEERING

- A. CONSTRUCTION DRAWINGS** - Design, preparation and submittal of construction drawings and technical specifications for the Project site for sidewalk construction only. Design services do not include drainage facilities, wastewater facilities, reclaimed water facilities, potable water facilities, sleeves, or electrical conduits, all of which are assumed to have been addressed with the original design and construction of Nemours Parkway West. Additionally, design services do not include curb ramps or crosswalk at the SIMCOM entrance, which are assumed to be included in SIMCOM's on-site improvements.
- B. PLAN AND PERMIT PROCESSING** - Processing of final engineering plans and associated permit application for the Project through the City of Orlando, including responses to requests for additional information. It is assumed that no other permits will be required. The Public Improvements Cost Sheet required by the City of Orlando is assumed to be provided by the CLIENT or their Contractor.
- C. FINAL ENGINEERING MEETINGS AND COORDINATION** - Coordination with City staff and CLIENT during the design phase of the Project and representation at meetings associated with final design and permitting of the Project.

2200 Park Ave. North

Winter Park, FL

32789-2355

Fax 407-644-8318

407-644-4068

F:\Contract\Proposals\cp14753a.doc

<http://www.dwrma.com>



PART II - CONSTRUCTION PHASE SERVICES

The following scope of Construction Phase Services includes primarily those services necessary for final project certification(s). Services beyond those listed may be provided as Additional Services under a separate Agreement. The scope of construction phase services listed below assumes a construction schedule of less than one (1) month. Should the construction schedule exceed the assumed duration, Additional Services may be required for certain items within the scope of services. This scope specifically excludes as-built surveys of constructed improvements. It is assumed that the CLIENT's contractor will provide certified as-built surveys prepared by a Florida-licensed surveyor for DWMA's use and reliance in preparing project certifications and record drawings.

- A. **PRECONSTRUCTION CONFERENCE** - Coordination and attendance of a project preconstruction conference with City of Orlando.
- B. **CONTRACTOR PAYMENT REQUEST** - Contractor payment request, review, and approvals (for construction related to DWMA designs) and pertinent site observation. It is assumed that only a single pay application will be required for the Project.
- C. **SITE VISITS** - Make one (1) post-construction site visit for the specific purpose of providing certification listed below. Visits are to be at the sole discretion of DWMA. Additional site visits shall be considered Additional Services under a separate Work Authorization.
- D. **FINAL PROJECT CERTIFICATION** - Provide final project certification to City of Orlando.

FEE SCHEDULE

Contract Item	Billing Item	Description	Fee
I.A – I.C	001	Part I - Civil Engineering (Hourly NTE)*	\$5,000.00
II.A – II.D	002	Part II - Construction Phase Services (Hourly NTE)*	2,000.00
		Total	\$7,000.00

*Hourly NTE = to be billed based on the hourly rate schedule not to exceed the listed amount without prior CLIENT authorization

II. Compensation

Boggy Creek Improvement District will compensate Donald W. McIntosh Associates, Inc., pursuant to the hourly rate schedule contained in the Engineering Agreement and/or the lump sums listed above. The District will reimburse Donald W. McIntosh Associates, Inc., all direct costs, which include items such as printing, drawings, travel, deliveries, et cetera, pursuant to the Agreement.



Boggy Creek Improvement District
Nemours Parkway Sidewalk at SIMCOM
DWMA Job No. 22646 (001-002)
December 19, 2022, Revised January 5, 2023
Page 3 of 5

This proposal, together with the Engineering Agreement, represents the entire understanding between the Boggy Creek Improvement District and Donald W. McIntosh Associates, Inc. (Engineer) with regard to the referenced work authorization. If you wish to accept this work authorization, please sign where indicated and return one complete copy to our office. Upon receipt, we will promptly schedule our services.

We appreciate your confidence in Donald W. McIntosh Associates, Inc., and look forward to continuing to serve you. Please contact the undersigned with any questions or clarification.

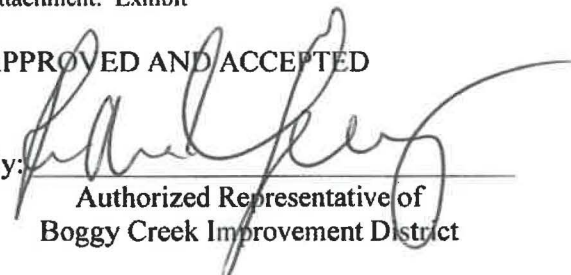
Sincerely,
DONALD W. MCINTOSH ASSOCIATES, INC.

John T. Townsend, PE
Senior Vice President

JTT/ls

Attachment: Exhibit

APPROVED AND ACCEPTED

By: 
Authorized Representative of
Boggy Creek Improvement District

Date: 1.17.23

PURSUANT TO FLORIDA STATUTE 558.0035, AN
INDIVIDUAL EMPLOYEE OR AGENT OF DONALD W.
MCINTOSH ASSOCIATES, INC. MAY NOT BE HELD
INDIVIDUALLY LIABLE FOR NEGLIGENCE.



BASIS OF PROPOSAL AND CLIENT RESPONSIBILITIES

Our Agreement is also based on the following conditions and limitations:

BASIS OF PROPOSAL

CLIENT has performed the necessary due diligence research to confirm that the site is suitable for the intended purpose.

The CLIENT is advised that concurrency management and comprehensive plan consistency will impact the land development process. Regulations regarding concurrency and consistency vary according to governmental jurisdiction. The status of concurrency, consistency and, if applicable, vested rights must be addressed for all projects within the State of Florida. DWMA presumes the CLIENT is aware of the issues and resultant impacts described. DWMA disclaims responsibility for delays that may be encountered due to failure on the part of the CLIENT to address concurrency and consistency issues prior to initiation of Services proposed herein. DWMA is not responsible for changes to the approved plans that may alter the concurrency vesting status or for noncompliance on the part of the property owner with regard to the performance terms and conditions established in the vesting certificate.

DWMA will not be responsible for any circumstances, acts, errors, omissions or events, of any type, beyond its control including, without limitation, construction costs, the acts or failures to act of any governmental or judicial agency, or the existence of hazardous waste of any type associated with the Project. No Services associated with hazardous waste of any type are included in any way in this Agreement.

Without limitation, architectural, traffic engineering (e.g., studies, signalization), structural engineering (e.g., retaining walls, bridges, docks), mechanical engineering (e.g., fire pumps), fire protection engineering (e.g., dedicated fire lines beyond the point of service), electrical engineering, geotechnical engineering and testing, environmental assessment, landscape and irrigation design, non-civil utility engineering (e.g., power, gas, telephone, cable television, site lighting) and any other professional or consultant services required by CLIENT and not undertaken by DWMA, shall be retained separately by the CLIENT. No Services are included in this Agreement other than those specifically listed herein.

DWMA may be mandated by regulatory authorities to incorporate findings, requirements and details of design in their construction plans that are prepared by professional geotechnical engineers and not by DWMA. In doing so, DWMA assumes no responsibility or liability for the design, construction or operation of geotechnical engineering components which may include, but not be limited to, underdrains, ground stabilizers, backfills, embankments, etc. CLIENT must also recognize that some of these systems (i.e., underdrains, etc.) usually require extensive field supervision during construction and certification after construction. These systems are subject to damage by other activities during or after infrastructure

construction such as other utility installations (power, telephone, cable, gas, etc.). DWMA assumes no liability for damages to any design element caused by the improper design, construction, operation or maintenance of improvements designed by others.

DWMA, in and through its review and/or use of design and calculations prepared by others, is not responsible for or liable for error or omissions in the design and permitting services provided by others. CLIENT's consultants will provide DWMA with permission to utilize and rely upon their work product as the basis of DWMA's design. Certain elements designed by others may be shown in DWMA construction plans for context only.

DWMA's performance and work product quality is dependent upon the timely provision of services from CLIENT-selected and contracted third-party consultants, including but not limited to geotechnical engineer, environmental consultant, transportation engineer, landscape/hardscape/irrigation designer and/or legal consultant whose services, while coordinated to the extent possible, are beyond the scope of responsibility of DWMA.

If locating underground utilities is expressly included in the Services, DWMA will locate such underground utilities as may be marked by a utility locating service retained by CLIENT. DWMA shall not be liable for showing any utility lines not marked by the locating company. DWMA cannot and does not guarantee or warranty that unidentified utilities will not be encountered.

Any opinion of construction cost prepared by DWMA represents its judgment as a design professional and is supplied for the general guidance of the CLIENT only since DWMA has no control over the cost of labor and material or over competitive bidding or market conditions. DWMA does not warrant or guarantee the accuracy of such opinions.

No permit applications or negotiations with regulatory agencies or permitting authorities are included other than those specifically listed herein.

If construction services or observation of construction are included herein, the Services included by DWMA will be to conduct periodic visits and observations to determine that the Work generally conforms or will conform to the applicable contract documents in relation to DWMA's engineering Services. DWMA's Service shall not include determining, supervising, implementing, or undertaking the responsibilities of the contractor, subcontractors or others, regarding means, methods, techniques, sequences and procedures of construction, nor for job conditions, safety precautions or programs. Construction phase services for systems designed and permitted by others are not included.

Construction phase retesting resulting from failures or no-shows, and therefore requiring additional site visits, shall be additional services and is not included in the scope of this agreement. Such services will be invoiced separately on an hourly basis for back-charge to the contractor by CLIENT.



Boggy Creek Improvement District
BASIS OF PROPOSAL AND CLIENT RESPONSIBILITIES
DWMA Job No. 22646 (001-002)
December 19, 2022, Revised January 5, 2023
Page 5 of 5

CLIENT's contractor and/or surveyor will provide certified as-built surveys prepared by a Florida-licensed surveyor for DWMA's use and reliance in preparing project certifications and/or record drawings. Any as-built surveys required to be performed by DWMA due to failure of contractor's surveyor to provide accurate and complete survey data will be invoiced separately on an hourly basis for back-charge to the contractor by CLIENT.

Federal Emergency Management Agency (FEMA) Map revisions or amendments which may be required by regulatory agencies or lenders are not included unless specifically listed in Basic Services.

Provision of customized digital data files to CLIENT, CLIENT's consultants and/or CLIENT's contractor is not included. DWMA work product will be prepared digitally in AutoCAD Civil3D® 2018 or later.

CLIENT RESPONSIBILITIES

The CLIENT, or his representative, shall be available to meet with DWMA and provide decisions in a timely manner throughout the course of the Project.

The CLIENT will provide DWMA with plans and other pertinent information which may be necessary to properly survey or engineer the Project.

Prior to initiation of preliminary or final design, an approved site plan and final dimensioned building footprint(s) will be provided to DWMA by CLIENT, which will be complete with final geometry, and will be relied upon by DWMA.

The CLIENT will engage a professional geotechnical engineer to provide necessary hydrogeologic design support, relevant construction specifications for earthwork items and required construction inspection and certification. CLIENT's geotechnical engineer shall be responsible for final certification of all flexible and rigid pavement. DWMA has the CLIENT's authority to rely on this professional information as a basis for its design Services and certifications.

The CLIENT will engage a professional environmental consultant to provide jurisdictional determinations and necessary design and permitting support for wetland and special species issues.

The CLIENT will engage a professional environmental firm or firms who specialize in all matters relating to "hazardous" or "special" materials wastes, deposits, soils, contamination, etc., as may be required to support permitting or construction of the Project.

The CLIENT will engage a professional landscape architect to provide landscape and irrigation design related to the development of the property as intended by CLIENT.

The CLIENT will engage a professional architect to perform all architectural services including, without

limitation, incorporation of the work product of DWMA, and compliance with local, state or federal laws, regulations, codes and Americans with Disabilities Act ("ADA") requirements.

The CLIENT will engage a professional transportation consultant to provide analysis related to development of the property as intended by CLIENT, including but not limited to traffic studies, determination of turn lane requirements, traffic signal design, Maintenance of Traffic (MOT) plans and roundabout geometry, striping and signage design.

The CLIENT will engage a professional legal counselor to provide legal services related to development of the property as intended by CLIENT.

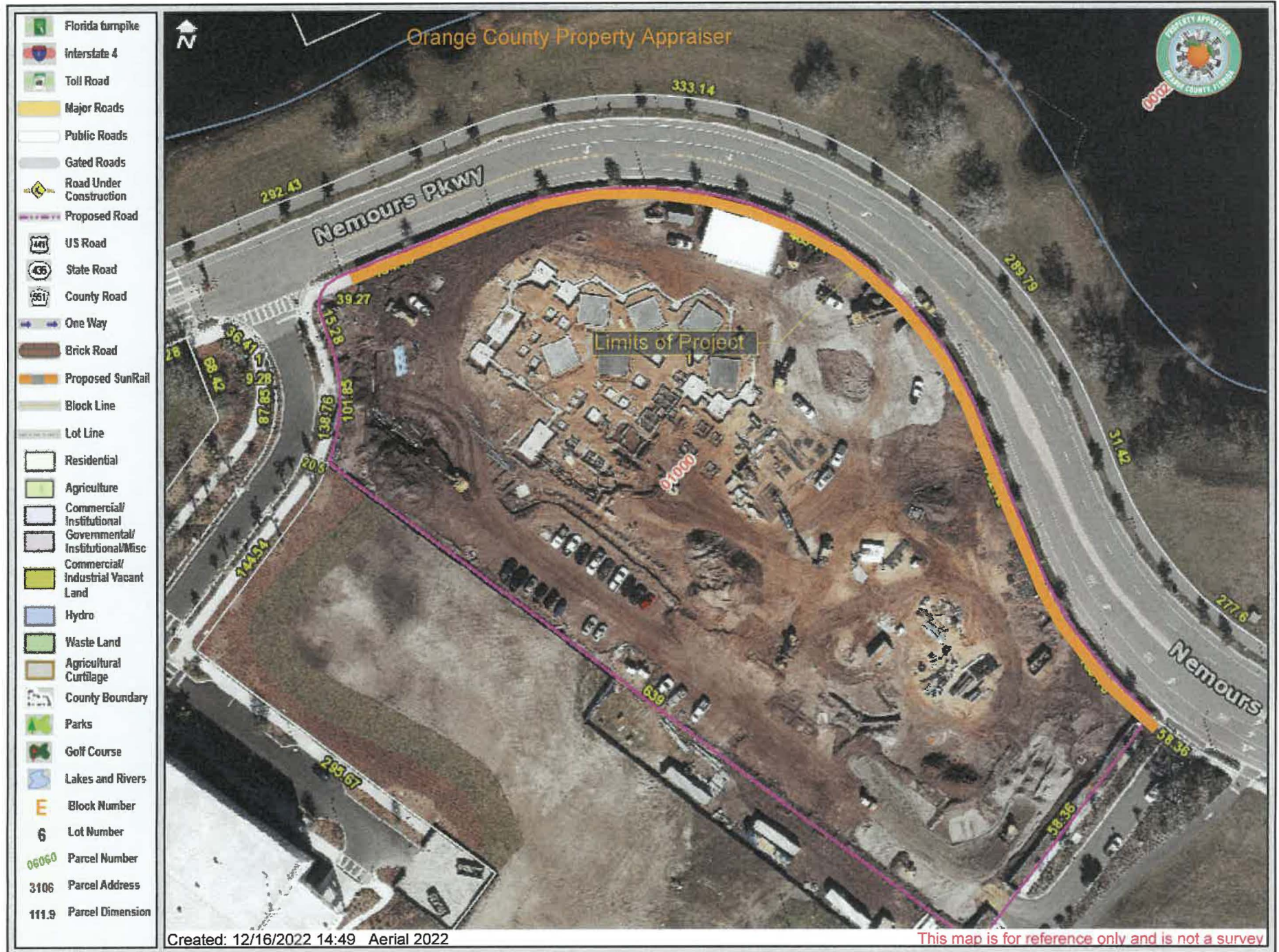
The CLIENT will engage a professional state licensed hydrogeologist for completion of hydrologic data required in support of a Consumptive Use/Water Use Permit.

The CLIENT will engage a professional archaeologist to provide archaeological analysis related to development of the property as intended by CLIENT.

The CLIENT agrees that DWMA shall have no responsibility for the accuracy of information provided by, or for any portion of the Project designed by the CLIENT or CLIENT's other consultants, or for compliance with local, state or federal ADA requirements. DWMA shall not be required to check or verify the CLIENT's or other consultants' work product, information, or construction documents and shall be entitled to rely on the accuracy and completeness thereof, as well as the compliance of such documents with applicable laws, codes, statutes, ordinances, and regulations, including, without limitation, ADA requirements. The CLIENT also agrees to require all other consultants engaged by the CLIENT to coordinate their design or construction documents or reports with the work product of DWMA, to promptly report any conflicts or inconsistencies to DWMA and to cooperate fully in the resolution of those conflicts or inconsistencies. The CLIENT further agrees, to the fullest extent permitted by law, to indemnify and hold harmless DWMA from any claims, damages, liabilities or costs, including reasonable attorney's fees and defense costs, arising out of or relating to false, inaccurate, or non-compliant information provided by CLIENT or its other consultants, or the services performed by other consultants engaged by the CLIENT.

The CLIENT or CLIENT's contractor shall obtain the required National Pollutant Discharge Elimination System (NPDES) permit for the Project.

The CLIENT will provide DWMA with all applicable operation and maintenance budgets and budget reserve estimates for all gated communities prior to submittal of the final plat to satisfy local jurisdiction requirements.



BOGGY CREEK IMPROVEMENT DISTRICT

District's Financial Position and Budget to Actual YTD

Boggy Creek Improvement District
Statement of Financial Position
As of 1/31/2023

	General	Debt Service	Capital Projects	General Long-Term Debt	Total
<u>Assets</u>					
<u>Current Assets</u>					
General Checking Account	\$483,432.98				\$483,432.98
State Board of Administration	1,329.38				1,329.38
Assessments Receivable	610,299.73				610,299.73
Due From Other Governmental Units	34,496.83				34,496.83
Deposits	5,000.00				5,000.00
Infrastructure Capital Reserve	80,812.87				80,812.87
Interchange Maintenance Reserve	9,454.79				9,454.79
Assessments Receivable		\$2,324,408.80			2,324,408.80
Debt Service Reserve Series 2013		3,946,021.87			3,946,021.87
Debt Service Reserve Series 2018		1,368,266.52			1,368,266.52
Revenue Series 2013		1,760,182.63			1,760,182.63
Interest Series 2018		7,196.38			7,196.38
General Checking Account			\$13,133.88		13,133.88
Acquisition/Construction Series 2013			54,722.83		54,722.83
Acquisition/Construction Series 2018			195.10		195.10
Due From Other Governmental Units			96.80		96.80
Total Current Assets	<u>\$1,224,826.58</u>	<u>\$9,406,076.20</u>	<u>\$68,148.61</u>	<u>\$0.00</u>	<u>\$10,699,051.39</u>
<u>Investments</u>					
Amount Available in Debt Service Funds				\$7,081,667.40	\$7,081,667.40
Amount To Be Provided				37,878,332.60	37,878,332.60
Total Investments	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$44,960,000.00</u>	<u>\$44,960,000.00</u>
Total Assets	<u><u>\$1,224,826.58</u></u>	<u><u>\$9,406,076.20</u></u>	<u><u>\$68,148.61</u></u>	<u><u>\$44,960,000.00</u></u>	<u><u>\$55,659,051.39</u></u>

Boggy Creek Improvement District
Statement of Financial Position
As of 1/31/2023

	General	Debt Service	Capital Projects	General Long-Term Debt	Total
<u>Liabilities and Net Assets</u>					
<u>Current Liabilities</u>					
Accounts Payable	\$86,873.64				\$86,873.64
Deferred Revenue	610,299.73				610,299.73
Deferred Revenue		\$2,324,408.80			2,324,408.80
Total Current Liabilities	<u>\$697,173.37</u>	<u>\$2,324,408.80</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$3,021,582.17</u>
<u>Long Term Liabilities</u>					
Revenue Bonds Payable - Long-Term				\$44,960,000.00	\$44,960,000.00
Total Long Term Liabilities	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$44,960,000.00</u>	<u>\$44,960,000.00</u>
Total Liabilities	<u>\$697,173.37</u>	<u>\$2,324,408.80</u>	<u>\$0.00</u>	<u>\$44,960,000.00</u>	<u>\$47,981,582.17</u>
<u>Net Assets</u>					
Net Assets, Unrestricted	\$70,670.30				\$70,670.30
Net Assets - General Government	384,882.54				384,882.54
Current Year Net Assets - General Government	72,100.37				72,100.37
Net Assets, Unrestricted		(\$1,538,788.05)			(1,538,788.05)
Current Year Net Assets, Unrestricted		546,421.42			546,421.42
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			(4,281,121.20)		(4,281,121.20)
Current Year Net Assets, Unrestricted			36,925.00		36,925.00
Net Assets - General Government			26,696,976.16		26,696,976.16
Total Net Assets	<u>\$527,653.21</u>	<u>\$7,081,667.40</u>	<u>\$68,148.61</u>	<u>\$0.00</u>	<u>\$7,677,469.22</u>
Total Liabilities and Net Assets	<u><u>\$1,224,826.58</u></u>	<u><u>\$9,406,076.20</u></u>	<u><u>\$68,148.61</u></u>	<u><u>\$44,960,000.00</u></u>	<u><u>\$55,659,051.39</u></u>

Boggy Creek Improvement District
Statement of Activities
As of 1/31/2023

	General	Debt Service	Capital Projects	General Long-Term Debt	Total
<u>Revenues</u>					
Off-Roll Assessments	\$310,155.71				\$310,155.71
Developer Contributions	60,024.00				60,024.00
Off-Roll Assessments		\$1,666,233.45			1,666,233.45
Inter-Fund Group Transfers In		(24,530.20)			(24,530.20)
Debt Proceeds		395,550.87			395,550.87
Inter-Fund Transfers In			\$24,530.20		24,530.20
Debt Proceeds			20,440.48		20,440.48
Total Revenues	<u>\$370,179.71</u>	<u>\$2,037,254.12</u>	<u>\$44,970.68</u>	<u>\$0.00</u>	<u>\$2,452,404.51</u>
<u>Expenses</u>					
Supervisor Fees	\$400.00				\$400.00
Public Officials' Liability Insurance	3,892.00				3,892.00
Trustee Services	6,317.34				6,317.34
Management	13,333.32				13,333.32
Engineering	562.50				562.50
Dissemination Agent	1,250.00				1,250.00
District Counsel	1,204.25				1,204.25
Assessment Administration	7,500.00				7,500.00
Travel and Per Diem	15.23				15.23
Postage & Shipping	6.98				6.98
Legal Advertising	1,745.52				1,745.52
Bank Fees	2.00				2.00
Meeting Room	72.27				72.27
Property Taxes	78.60				78.60
Web Site Maintenance	405.00				405.00
Holiday Decorations	400.00				400.00
Dues, Licenses, and Fees	175.00				175.00
Electric	1,641.76				1,641.76
Water Reclaimed	4,869.21				4,869.21
General Insurance	4,415.00				4,415.00
Property & Casualty	4,328.00				4,328.00
Irrigation Parts	14,709.60				14,709.60
Landscaping Maintenance & Material	99,173.08				99,173.08
Tree Trimming	8,250.00				8,250.00
Contingency	55.00				55.00

Boggy Creek Improvement District
Statement of Activities
As of 1/31/2023

	General	Debt Service	Capital Projects	General Long-Term Debt	Total
IME - Aquatics Maintenance	1,085.52				1,085.52
IME - Irrigation	859.14				859.14
IME - Landscaping	29,835.64				29,835.64
IME - Lighting	227.66				227.66
IME - Water Reclaimed	169.98				169.98
Shuttle Financing - Maintenance	10,800.00				10,800.00
Shuttle Financing - Vehicle Cost	43,200.00				43,200.00
Shuttle Financing - BEEP Operating Costs	6,024.00				6,024.00
Streetlights	19,551.81				19,551.81
Personnel Leasing Agreement	12,000.04				12,000.04
Interest Payments (Series 2013)		\$1,152,100.00			1,152,100.00
Interest Payments (Series 2018)		362,270.87			362,270.87
Engineering			\$4,468.13		4,468.13
District Counsel			928.00		928.00
Legal Advertising			206.20		206.20
Contingency			2,649.64		2,649.64
Total Expenses	<u>\$298,555.45</u>	<u>\$1,514,370.87</u>	<u>\$8,251.97</u>	<u>\$0.00</u>	<u>\$1,821,178.29</u>
<u>Other Revenues (Expenses) & Gains (Losses)</u>					
Interest Income	\$476.11				\$476.11
Interest Income		\$23,538.17			23,538.17
Interest Income			\$206.29		206.29
Total Other Revenues (Expenses) & Gains (Losses)	<u>\$476.11</u>	<u>\$23,538.17</u>	<u>\$206.29</u>	<u>\$0.00</u>	<u>\$24,220.57</u>
Change In Net Assets	\$72,100.37	\$546,421.42	\$36,925.00	\$0.00	\$655,446.79
Net Assets At Beginning Of Year	<u>\$455,552.84</u>	<u>\$6,535,245.98</u>	<u>\$31,223.61</u>	<u>\$0.00</u>	<u>\$7,022,022.43</u>
Net Assets At End Of Year	<u><u>\$527,653.21</u></u>	<u><u>\$7,081,667.40</u></u>	<u><u>\$68,148.61</u></u>	<u><u>\$0.00</u></u>	<u><u>\$7,677,469.22</u></u>

Boggy Creek Improvement District
 Budget to Actual
 For the Month Ending 01/31/2023

	Actual	Budget	Variance	FY 2023 Adopted Budget	Percentage Spent
<u>Revenues</u>					
Off-Roll Assessments	\$ 310,155.71	\$ 306,818.48	\$ 3,337.23	\$ 920,455.44	33.70%
Developer Contributions	60,024.00	241,773.23	(181,749.23)	725,319.70	8.28%
Carryforward Revenue	37,971.34	37,971.34	-	113,914.01	33.33%
Net Revenues	\$ 408,151.05	\$ 586,563.05	\$ (178,412.00)	\$ 1,759,689.15	23.19%
<u>General & Administrative Expenses</u>					
Legislative					
Supervisor Fees	\$ 400.00	\$ 1,600.00	\$ (1,200.00)	\$ 4,800.00	8.33%
Financial & Administrative					
Public Officials' Liability Insurance	3,892.00	1,283.33	2,608.67	3,850.00	101.09%
Trustee Services	6,317.34	2,833.33	3,484.01	8,500.00	74.32%
Management	13,333.32	13,333.33	(0.01)	40,000.00	33.33%
Engineering	562.50	3,833.33	(3,270.83)	11,500.00	4.89%
Dissemination Agent	1,250.00	1,666.67	(416.67)	5,000.00	25.00%
Property Appraiser	-	333.33	(333.33)	1,000.00	0.00%
District Counsel	1,204.25	11,666.67	(10,462.42)	35,000.00	3.44%
Assessment Administration	7,500.00	2,500.00	5,000.00	7,500.00	100.00%
Reamortization Schedules	-	83.33	(83.33)	250.00	0.00%
Audit	-	1,333.33	(1,333.33)	4,000.00	0.00%
Arbitrage Calculation	-	400.00	(400.00)	1,200.00	0.00%
Travel and Per Diem	15.23	100.00	(84.77)	300.00	5.08%
Telephone	-	16.67	(16.67)	50.00	0.00%
Postage & Shipping	6.98	166.67	(159.69)	500.00	1.40%
Copies	-	500.00	(500.00)	1,500.00	0.00%
Legal Advertising	1,745.52	2,666.67	(921.15)	8,000.00	21.82%
Bank Fees	2.00	120.00	(118.00)	360.00	0.56%
Miscellaneous	-	1,000.00	(1,000.00)	3,000.00	0.00%
Meeting Room	72.27	133.33	(61.06)	400.00	18.07%
Office Supplies	-	83.33	(83.33)	250.00	0.00%
Property Taxes	78.60	50.00	28.60	150.00	52.40%
Web Site Maintenance	405.00	1,000.00	(595.00)	3,000.00	13.50%
Holiday Decorations	400.00	666.67	(266.67)	2,000.00	20.00%
Dues, Licenses, and Fees	175.00	58.33	116.67	175.00	100.00%
Total General & Administrative Expenses	\$ 37,360.01	\$ 47,428.32	\$ (10,068.31)	\$ 142,285.00	26.26%

Boggy Creek Improvement District
Budget to Actual
For the Month Ending 01/31/2023

	Actual	Budget	Variance	FY 2023 Adopted Budget	Percentage Spent
<u>Field Operations Expenses</u>					
Electric Utility Services					
Electric	\$ 1,641.76	\$ 2,000.00	\$ (358.24)	\$ 6,000.00	27.36%
Entry Lighting	-	166.67	(166.67)	500.00	0.00%
Water-Sewer Combination Services					
Water Reclaimed	4,869.21	10,000.00	(5,130.79)	30,000.00	16.23%
Other Physical Environment					
General Insurance	4,415.00	1,466.67	2,948.33	4,400.00	100.34%
Property & Casualty	4,328.00	1,400.00	2,928.00	4,200.00	103.05%
Other Insurance	-	33.33	(33.33)	100.00	0.00%
Irrigation Repairs	14,709.60	20,000.00	(5,290.40)	60,000.00	24.52%
Landscaping Maintenance & Material	99,173.08	124,740.00	(25,566.92)	374,220.00	26.50%
Landscape Improvements	-	21,666.67	(21,666.67)	65,000.00	0.00%
Tree Trimming	8,250.00	6,666.67	1,583.33	20,000.00	41.25%
Contingency	55.00	10,000.00	(9,945.00)	30,000.00	0.18%
Pest Control	-	1,006.67	(1,006.67)	3,020.00	0.00%
Shuttle Financing					
Insurance	-	1,666.67	(1,666.67)	5,000.00	0.00%
Maintenance	10,800.00	72,000.00	(61,200.00)	216,000.00	5.00%
Vehicle Cost (Loan Payment)	43,200.00	48,773.23	(5,573.23)	146,319.70	29.52%
BEEP Operating Costs	6,024.00	119,333.33	(113,309.33)	358,000.00	1.68%
Interchange Maintenance Expenses					
IME - Aquatics Maintenance	1,085.52	1,148.33	(62.81)	3,445.00	31.51%
IME - Irrigation Repair	859.14	1,083.33	(224.19)	3,250.00	26.44%
IME - Landscaping	29,835.64	29,835.65	(0.01)	89,506.95	33.33%
IME - Landscape Improvements	-	4,333.33	(4,333.33)	13,000.00	0.00%
IME - Lighting	227.66	433.33	(205.67)	1,300.00	17.51%
IME - Miscellaneous	-	2,166.67	(2,166.67)	6,500.00	0.00%
IME - Water Reclaimed	169.98	541.67	(371.69)	1,625.00	10.46%
Road & Street Facilities					
Entry and Wall Maintenance	-	6,666.67	(6,666.67)	20,000.00	0.00%
Streetlights	19,551.81	32,530.28	(12,978.47)	97,590.83	20.03%
Parks & Recreation					
Personnel Leasing Agreement	12,000.04	12,000.00	0.04	36,000.00	33.33%
Reserves					
Infrastructure Capital Reserve	-	6,722.22	(6,722.22)	20,166.67	0.00%
Interchange Maintenance Reserve	-	786.67	(786.67)	2,360.00	0.00%
Total Field Operations Expenses	\$ 261,195.44	\$ 539,168.06	\$ (277,972.62)	\$ 1,617,504.15	16.15%
Total Expenses	\$ 298,555.45	\$ 586,596.38	\$ (288,040.93)	\$ 1,759,789.15	16.97%
Income (Loss) from Operations	\$ 109,595.60	\$ (33.33)	\$ 109,628.93	\$ (100.00)	
<u>Other Income (Expense)</u>					
Interest Income	\$ 476.11	\$ 33.33	\$ 442.78	\$ 100.00	476.11%
Total Other Income (Expense)	\$ 476.11	\$ 33.33	\$ 442.78	\$ 100.00	476.11%
Net Income (Loss)	\$ 110,071.71	\$ -	\$ 110,071.71	\$ -	

Boggy Creek Improvement District

Budget to Actual
For the Month Ending 01/31/2023

	Oct-22	Nov-22	Dec-22	Jan-23	YTD Actual
<u>Revenues</u>					
Off-Roll Assessments	\$ -	\$ -	\$ 310,155.71	\$ -	\$ 310,155.71
Developer Contributions	-	19,917.50	19,327.25	20,779.25	60,024.00
Carryforward Revenue	9,492.83	9,492.84	9,492.83	9,492.84	37,971.34
Net Revenues	\$ 9,492.83	\$ 29,410.34	\$ 338,975.79	\$ 30,272.09	\$ 408,151.05
<u>General & Administrative Expenses</u>					
Legislative					
Supervisor Fees	\$ -	\$ -	\$ 400.00	\$ -	\$ 400.00
Financial & Administrative					
Public Officials' Liability Insurance	3,892.00	-	-	-	3,892.00
Trustee Services	6,317.34	-	-	-	6,317.34
Management	3,333.33	-	6,666.66	3,333.33	13,333.32
Engineering	-	-	125.00	437.50	562.50
Dissemination Agent	-	-	1,250.00	-	1,250.00
Property Appraiser	-	-	-	-	-
District Counsel	-	-	1,204.25	-	1,204.25
Assessment Administration	7,500.00	-	-	-	7,500.00
Reamortization Schedules	-	-	-	-	-
Audit	-	-	-	-	-
Arbitrage Calculation	-	-	-	-	-
Travel and Per Diem	-	-	7.63	7.60	15.23
Telephone	-	-	-	-	-
Postage & Shipping	-	-	4.56	2.42	6.98
Copies	-	-	-	-	-
Legal Advertising	-	1,027.02	469.00	249.50	1,745.52
Bank Fees	-	2.00	-	-	2.00
Miscellaneous	-	-	-	-	-
Meeting Room	-	-	-	72.27	72.27
Office Supplies	-	-	-	-	-
Property Taxes	-	78.60	-	-	78.60
Web Site Maintenance	-	-	-	405.00	405.00
Holiday Decorations	-	-	400.00	-	400.00
Dues, Licenses, and Fees	175.00	-	-	-	175.00
Total General & Administrative Expenses	\$ 21,217.67	\$ 1,107.62	\$ 10,527.10	\$ 4,507.62	\$ 37,360.01
<u>Field Operations</u>					
Electric Utility Services					
Electric	\$ -	\$ 474.39	\$ 492.55	\$ 674.82	\$ 1,641.76
Entry Lighting	-	-	-	-	-
Water-Sewer Combination Services					
Water Reclaimed	-	1,715.25	1,464.83	1,689.13	4,869.21
Other Physical Environment					
General Insurance	4,415.00	-	-	-	4,415.00
Property & Casualty Insurance	4,328.00	-	-	-	4,328.00
Other Insurance	-	-	-	-	-
Irrigation Repairs	-	1,670.00	9,214.60	3,825.00	14,709.60
Landscaping Maintenance & Material	24,793.27	24,793.27	24,793.27	24,793.27	99,173.08
Landscape Improvements	-	-	-	-	-
Tree Trimming	-	-	4,750.00	3,500.00	8,250.00
Contingency	-	-	55.00	-	55.00
Pest Control	-	-	-	-	-

Boggy Creek Improvement District

Budget to Actual
For the Month Ending 01/31/2023

	Oct-22	Nov-22	Dec-22	Jan-23	YTD Actual
Shuttle Financing					
Insurance	-	-	-	-	-
Maintenance	-	3,600.00	3,600.00	3,600.00	10,800.00
Vehicle Cost	-	14,400.00	14,400.00	14,400.00	43,200.00
BEEP Operating Costs	-	1,917.50	1,327.25	2,779.25	6,024.00
Interchange Maintenance Expenses					
IME - Aquatics Maintenance	271.38	271.38	271.38	271.38	1,085.52
IME - Irrigation	-	-	-	859.14	859.14
IME - Landscaping	7,458.91	7,458.91	7,458.91	7,458.91	29,835.64
IME - Landscape Improvements	-	-	-	-	-
IME - Lighting	-	66.42	72.62	88.62	227.66
IME - Miscellaneous	-	-	-	-	-
IME - Water Reclaimed	-	79.38	66.38	24.22	169.98
Road & Street Facilities					
Entry and Wall Maintenance	-	-	-	-	-
Streetlights	-	6,497.75	6,498.85	6,555.21	19,551.81
Parks & Recreation					
Personnel Leasing Agreement	3,000.01	3,000.01	3,000.01	3,000.01	12,000.04
Reserves					
Infrastructure Capital Reserve	-	-	-	-	-
Interchange Maintenance Reserve	-	-	-	-	-
Total Field Operations Expenses	\$ 44,266.57	\$ 65,944.26	\$ 77,465.65	\$ 73,518.96	\$ 261,195.44
Total Expenses	\$ 65,484.24	\$ 67,051.88	\$ 87,992.75	\$ 78,026.58	\$ 298,555.45
Income (Loss) from Operations	\$ (55,991.41)	\$ (37,641.54)	\$ 250,983.04	\$ (47,754.49)	\$ 109,595.60
Other Income (Expense)					
Interest Income	\$ 15.48	\$ 14.96	\$ 426.65	\$ 19.02	\$ 476.11
Total Other Income (Expense)	\$ 15.48	\$ 14.96	\$ 426.65	\$ 19.02	\$ 476.11
Net Income (Loss)	\$ (55,975.93)	\$ (37,626.58)	\$ 251,409.69	\$ (47,735.47)	\$ 110,071.71

Boggy Creek Improvement District
Cash Flow

Beg. Cash		FY 2022 Inflows	FY 2022 Outflows	FY 2023 Inflows	FY 2023 Outflows	End. Cash
6/1/2022	584,978.10	73,616.66	(123,706.73)	-	(1,718.62)	533,169.41
7/1/2022	533,169.41	217,724.21	(233,425.91)	-	-	517,467.71
8/1/2022	517,467.71	22,096.50	(144,785.80)	-	-	394,778.41
9/1/2022	394,778.41	236,144.78	(275,134.60)	-	(17,233.72)	338,554.87
10/1/2022	338,554.87	40,804.40	(42,444.36)	4.68	(11,843.33)	325,076.26
11/1/2022	325,076.26	24,151.18	(21,016.00)	36,015.85	(133,458.16)	230,769.13
12/1/2022	230,769.13	-	-	2,012,528.71	(1,759,707.27)	483,590.57
1/1/2023	483,590.57	-	-	20,878.32	(21,035.91)	483,432.98
2/1/2023	483,432.98	-	-	16,383.40	(86,873.64)	412,942.74 as of 02/13/2023
Totals		1,742,158.29	(1,655,639.93)	2,085,810.96	(2,031,870.65)	

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

	Amount
Series 2018 Bond Issue	
Original Construction Fund - Not To Exceed	\$ 25,000,000.00
Additions (Interest, Transfers from DSR, etc.)	168,216.23
Cumulative Draws Through Prior Month	(13,194,009.16)
	=====
Construction Funds Available	\$ 11,974,207.07
 Requisitions This Month	
Requisition 2018-284: Kutak Rock	\$ (290.00)
	=====
Total Requisitions This Month	\$ (290.00)
	=====
Construction Funds Remaining	\$ 11,973,917.07
 Committed Funding	
Lake Nona Medical City Drive Phase 2 – Developer-owned as of 03/202	-
	=====
Total Committed Funding	\$ -
	=====
Net Uncommitted	11,973,917.07