3501 Quadrangle Boulevard, Suite 270, Orlando, FL 32817; Phone: 407-723-5900 http://poitraseastcdd.com/

The following is the proposed agenda for the upcoming Meeting of the Board of Supervisors for the Poitras East Community Development District ("District"), scheduled to be held at **4:00 p.m. on Tuesday**, **February 20, 2024, at 6900 Tavistock Lakes Blvd. Ste 200, 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 the computer or the conference line:

Phone: 1-844-621-3956 Computer: pfmcdd.webex.com Participant Code: 2531 126 0013#

BOARD OF SUPERVISORS' MEETING AGENDA

Organizational Matters

- Roll Call to Confirm Quorum
- Public Comment Period
- 1. Consideration of the Minutes of the December 12, 2023, Board of Supervisors' Meeting
- 2. Consideration of Resolution 2024-01, Designating Authorized Signatories for the District's Bank Account(s)
- 3. Consideration of Resolution 2024-02, Election of Officers
- 4. Consideration of Resolution 2024-03, Underwriter Services Selection Policy

Business Matters

- 5. Consideration of Pest Control Proposals
- 6. Ratification of Operation and Maintenance Expenditures Paid in December 2023 in an amount totaling \$27,725.03
- 7. Ratification of Operation and Maintenance Expenditures Paid in January 2024 in an amount totaling \$42,374.85
- 8. Ratification of Requisition Nos. 2020-283 2020-288 Paid in December 2023 in an amount totaling \$49,755.24
- 9. Ratification of Requisition Nos. 2020-289 2020-300 Paid in January 2024 in an amount totaling \$141,941.19
- 10. Recommendation of Work Authorization/Proposed Services (if applicable)
- 11. 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. Landscape Supervisor
 - 6. Irrigation Supervisor
- B. Supervisor Requests



<u>Adjournment</u>



Minutes of the December 12, 2023, Board of Supervisors' Meeting

POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT BOARD OF SUPERVISORS' MEETING MINUTES

FIRST ORDER OF BUSINESS

Roll Call to Confirm Quorum

The Board of Supervisors' Meeting for the Poitras East Community Development District was called to order on Tuesday, December 12, 2023, at 4:00 p.m. at 6900 Tavistock Lakes Blvd., Ste 200, Orlando, FL 32827.

Present:

Richard Levey	Chairman
Frank Paris Brent Schademan	Assistant Secretary Assistant Secretary
Julie Salvo	Assistant Secretary

Also attending:

Jennifer Walden Lynne Mullins Jorge Jimenez Amanda Lane Tucker Mackie Jeffrey Newton Greg Platt Samantha Sharenow Katie Harmer Chris Wilson Dan Young DJ Batten Mike Heim Jennifer Roman PFM PFM PFM Vutak Rock Donald W. McIntosh Associates Donald W. McIntosh Associates Berman Berman Tavistock Tavistock Berman Jr. Davis Construction Resident

(via phone) (via phone)

(via phone) (via phone @ 4:03 pm)

(joined @ 4:18 pm) (joined @ 4:18 pm)

SECOND ORDER OF BUSINESS

Public Comment Period

Dr. Levey called for public comments. He noted there were no public comments.

THIRD ORDER OF BUSINESS

Consideration of the Minutes of the October 17, 2023, Board of Supervisors' Meeting

The Board reviewed the minutes of the October 17, 2023, Board of Supervisors' Meeting.

On motion by Mr. Schademan, seconded by Mr. Paris, with all in favor, the Board of Supervisors for the Poitras East Community Development District approved the Minutes of the October 17, 2023, Board of Supervisors' Meeting.

FOURTH ORDER OF BUSINESS

Notice of Construction Committee Member Resignation

Ms. Walden noted that the letter of resignation from Mr. McDermott is included in the agenda packet. She added there is currently no recommendation from the team but once there is, District staff will bring that nomination to the Board.

FIFTH ORDER OF BUSINESS

Consideration of Pest Control Proposals

Ms. Walden stated this item is not ready and should be tabled.

SIXTH ORDER OF BUSINESS

Consideration of Award of Lift Station G Project

a. Construction Committee Recommendation

Mr. Newton stated the District received two bids, one from Jr. Davis Construction and one from JHMC Inc. He noted Jr. Davis Construction was the apparent low bidder, and there were no anomalies. The Construction Committee's recommendation is to award the project to Jr. Davis Construction. Discussion ensued regarding the number of days to complete the project.

On motion by Mr. Paris, seconded by Ms. Salvo, with all in favor, the Board of Supervisors for the Poitras East Community Development District approved the Construction Committee's recommendation to award the Lift Station G Project to Jr. Davis Construction.

SEVENTH ORDER OF BUSINESS

Request to Advertise Invitation to Bid for Centerline Drive Section H1

Mr. Newton stated the Centerline Drive Section H1 project is associated with the Developer's project called Neighborhood N2 Phase 2. The plans for this roadway are far enough along that the Developer is ready to submit to the City. He noted once the first round of evaluation is done from the City, District staff would like to advertise this project for construction bidding.

On motion by Ms. Salvo, seconded by Mr. Schademan, with all in favor, the Board of Supervisors for the Poitras East Community Development District approved the request to advertise the Invitation to Bid for Centerline Drive Section H1.

EIGHTH ORDER OF BUSINESS

Ratification of Non-Ad Valorem Assessment Administrative Agreement Ms. Walden stated this is the annual Agreement that the District enters into with the Property Appraiser, so that the District can go on roll. She noted this was executed by the Chair outside of a meeting.

On motion by Mr. Schademan, seconded by Ms. Salvo, with all in favor, the Board of Supervisors for the Poitras East Community Development District ratified the Non-Ad Valorem Assessment Administrative Agreement.

NINTH ORDER OF BUSINESS

Ratification of Special Warranty Deed for Luminary Blvd. Phase 1B and 1C and Selten Way

Ms. Mackie stated the subject of this deed is rights of way intended to be owned by the City of Orlando. The rights of way were not dedicated to the City by plat but were rather retained by the District until the improvements thereon were constructed. Now that the improvements have been completed, it is the appropriate time to convey the right-of-way and improvements to the City of Orlando. The deed has already been approved by the Chair and is presented here for ratification.

On motion by Mr. Schademan, seconded by Mr. Paris, with all in favor, the Board of Supervisors for the Poitras East Community Development District ratified the Special Warranty Deed for Luminary Blvd. Phase 1B and 1C and Selten Way.

TENTH ORDER OF BUSINESS

Ratification of Operation and Maintenance Expenditures Paid in October 2023 in an amount totaling \$45,332.15

Dr. Levey stated these O&M Expenditures have been approved and need to be ratified.

On motion by Mr. Paris, seconded by Mr. Schademan, with all in favor, the Board of Supervisors for the Poitras East Community Development District ratified the Operation and Maintenance Expenditures paid in October 2023 in an amount totaling \$45,332.15.

ELEVENTH ORDER OF BUSINESS

Ratification of Operation and Maintenance Expenditures Paid in November 2023 in an amount totaling \$57,692.88

Dr. Levey stated these O&M Expenditures have been approved and need to be ratified.

On motion by Mr. Schademan, seconded by Ms. Salvo, with all in favor, the Board of Supervisors for the Poitras East Community Development District ratified the Operation and Maintenance Expenditures paid in November 2023 in an amount totaling \$57,692.88.

TWELFTH ORDER OF BUSINESS

Ratification of Requisition Nos. 2020-274 – 2020-279 Paid in October 2023 in an amount totaling \$85,666.76

Dr. Levey stated these Requisitions have been approved and need to be ratified.

On motion by Ms. Salvo, seconded by Mr. Schademan, with all in favor, the Board of Supervisors for the Poitras East Community Development District ratified Requisition Nos. 2020-274 – 2020-279 paid in October 2023 in an amount totaling \$85,666.76.

THIRTEENTH ORDER OF BUSINESS

Ratification of Requisition Nos. 2020-280 – 2020-282 Paid in November 2023 in an amount totaling \$38,552.65

Dr. Levey stated these Requisitions have been approved and need to be ratified.

On motion by Mr. Schademan, seconded by Ms. Salvo, with all in favor, the Board of Supervisors for the Poitras East Community Development District ratified Requisition Nos. 2020-280 – 2020-282 paid in November 2023 in an amount totaling \$38,552.65.

FOURTEENTH ORDER OF BUSINESS

Recommendation of Work Authorization/Proposed Services

Dr. Levey stated there were no Work Authorizations.

FIFTEENTH ORDER OF BUSINESS

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

Ms. Walden stated through November, the District has expenses of just under \$80,000.00 versus an overall budget of \$797,000.00. So, the District has spent approximately 10% of the adopted budget.

SIXTEENTH ORDER OF BUSINESS

Staff Reports

<u>District Counsel</u> –	Ms. Mackie stated she will be sending an email with information and a link to access the ethics training to fulfill the new requirement. She added that this will be a self-reporting requirement.
<u>District Manager</u> –	Ms. Walden sated the next Board meeting is January 16, 2024, which is the third Tuesday of the month.
<u>District Engineer</u> –	Mr. Newton introduced Greg Platt to the Board as he will be assisting Mr. Newton on District items.
	Mr. Newton stated the only outstanding Jr. Davis Construction project, other than the one the District just awarded, is the Luminary Blvd. Phase 1C and Centerline Dr. Segment F. He stated the reason this is still open is the deductive change order for owner direct purchased materials. He noted District staff presented the change order to Jr. Davis for signature, but they would not sign it because they believed the amount was too high, being more than they had budgeted for materials.
	Mr. Newton stated there is sufficient balance remaining in the contract to accommodate the full amount of the deductive change order and still have roughly \$408,000.00 to pay out the rest of the contract. Jr. Davis is asking for that amount to be increased by about \$85,000.00, as they took the difference of what was spent and what was budgeted and split it in half.
	He noted he presented this to the Construction Committee and the Construction Committee recommends denying the request and retain the full amount of the ODP. Their position is that this is a lump sum contract and any issues with materials should have been raised previously, as the materials were purchased approximately a year ago.
	Discussion ensued regarding the process and other price adjustment items that Jr. Davis had previously requested and were given approval by the District.
	Mr. Heim, with Jr. Davis Construction, and Ms. Roman, a resident, joined the meeting in progress. Mr. Heim gave an overview on the Luminary Blvd. Phase 1C and Centerline Dr. Segment F project as it relates to the deductive change order for owner direct purchase materials from Jr. Davis Construction's standpoint. Discussion ensued.
Poitras East Community Dev	n, seconded by Mr. Paris, with all in favor, the Board of Supervisors for the elopment District approved a reduction of \$84,750.24 in the amount for the rials deductive Change Order.

Construction Supervisor –	No report.
Landscape Supervisor –	No report.
Irrigation Supervisor –	No report.

SEVENTEENTH ORDER OF BUSINESS

Supervisor Requests

There were no Supervisor requests.

EIGHTEENTH ORDER OF BUSINESS

Adjournment

On motion by Ms. Schademan, seconded by Mr. Paris, with all in favor, the December 12, 2023, Meeting of the Board of Supervisors for the Poitras East Community Development District was adjourned.

Secretary / Assistant Secretary

Chair / Vice Chair

Resolution 2024-01, Designating Authorized Signatories for the District's Bank Account(s)

RESOLUTION 2024-01

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT AUTHORIZING THE DISTRICT MANAGER TO DESIGNATE THE AUTHORIZED SIGNATORIES FOR THE DISTRICT'S OPERATING BANK ACCOUNT(S); AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Poitras East Community Development District ("District") is a local unit of special-purpose government created and existing pursuant to Chapter 190, *Florida Statutes,* and Situated entirely within Orange County, Florida; and

WHEREAS, the Board of Supervisors of the District ("Board") has selected a depository as defined in Section 280.02, Florida Statutes, which meets all the requirements of Chapter 280 and has been designated by the State Chief Financial Officer as a qualified public depository; and

WHEREAS, the Board desires now to authorize signatories for the operating bank accounts(s).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT:

- <u>Section 1</u>. The Chairperson, Vice Chairperson, Secretary, Assistant Secretaries, Treasurer and Assistant Treasurers are hereby designated as authorized signatories for the operating bank account(s) of the District.
- <u>Section 2.</u> This Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED THIS 20th DAY of February 2024.

POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

ATTEST:

Secretary/Assistant Secretary

Chair/Vice-Chair

Resolution 2024-02, Election of Officers

RESOLUTION 2024-02

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT ELECTING THE OFFICERS OF THE DISTRICT AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the **POITRAS EAST COMMUNITY DEVELOPMENT 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 POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT:

Section 1.	Richard Levey	is elected Chair.
Section 2.	Rob Adams	is elected Vice Chair.
Section 3.	Jennifer Walden	is elected Secretary.
Section 4.	Lynne Mullins	is elected Assistant Secretary.
	Frank Paris	is elected Assistant Secretary.
	Julie Salvo	is elected Assistant Secretary.
	Brent Schademan	is elected Assistant Secretary.
Section 5.	Jennifer Glasgow	is elected Treasurer.
Section 6.	Amanda Lane	is elected Assistant Treasurer.
	Amy Champagne	is elected Assistant Treasurer.
	Rick Montejano	is elected Assistant Treasurer.
	Verona Griffith	is elected Assistant Treasurer.

- <u>Section 7</u>. All Resolutions or parts of Resolutions in conflict herewith are hereby repealed to the extent of such conflict.
- <u>Section 8</u>. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED THIS 20th DAY of February 2024.

ATTEST:

POITRAS EAST COMMUNITY DEVELOMENT DISTRICT

Resolution 2024-03, Adopting Underwriter Services Selection Policy

RESOLUTION 2024-03

A RESOLUTION BY THE BOARD OF SUPERVISORS OF THE POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT ADOPTING AN UNDERWRITING SERVICES SELECTION POLICY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Poitras East Community Development District (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, Florida; and

WHEREAS, Chapters 190 *Florida Statutes*, authorize the District to adopt rules and policies to govern the administration of the District; and

WHEREAS, the District was created for the purpose of financing and managing the acquisition, construction, installation, maintenance, and operation of community development facilities, services, and improvements within and without the boundaries of the District; and

WHEREAS, the District has previously indicated its intention to undertake, install, establish, construct, or acquire certain public infrastructure improvements and to finance such public infrastructure improvements through the issuance of bonds; and

WHEREAS, in connection with the sale and issuance of such bonds, the District may employ the services of firms providing underwriting services in structuring and delivering bonds; and

WHEREAS, pursuant to section 190.033(3), *Florida Statutes*, certain contractual services, including underwriting services, are not subject to competitive purchasing requirements; however, the District desires to adopt this Policy to support economical and efficient operations of the District; and

WHEREAS, the District desires to adopt by resolution the Underwriting Services Selection Policy attached hereto as **Exhibit A** and hereby determines that adoption of such is in the best interests of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT:

SECTION 1. The attached Underwriting Services Policy attached hereto as **Exhibit A** is hereby adopted pursuant to this Resolution.

SECTION 2. If any provision of this Resolution is held to be illegal or invalid, the other provisions shall remain in full force and effect.

SECTION 3. This Resolution shall become effective upon its passage and shall remain in effect unless rescinded or repealed.

PASSED AND ADOPTED THIS 20th DAY OF FEBRUARY, 2024.

ATTEST:

POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

Secretary/Assistant Secretary

Chairperson, Board of Supervisors

EXHIBIT "A"

POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT UNDERWRITING SERVICES SELECTION POLICY

A. <u>Purpose.</u>

- 1. The purpose of this policy is to establish procedures for the selection of a firm to provide Underwriting Services in connection with the offering of Bonds for the Poitras East Community Development District as such terms are defined herein.
- 2. Pursuant to section 190.033(3), *Florida Statutes*, contractual services, including Underwriting Services, are not subject to competitive purchasing requirements. However, the District desires to adopt this Policy to support economical and efficient operations of the District. Regardless of the procedure used by the District under this Policy for selection of a firm to provide Underwriting Services, no rights or remedies under this Policy, including but not limited to protest rights, are conferred on persons, firms, or vendors proposing to provide Underwriting Services to the District.

B. Definitions.

- 1. "Board" means the Board of Supervisors for the District.
- 2. "Bonds" means bonds issued by the District pursuant to Chapter 190, *Florida Statutes*, the maturity of which is greater than five (5) years.
- 3. "District" means the Poitras East Community Development District.
- 4. "District Management" means (i) the independent contractor (and its employees) retained by the District to provide professional district management services to the District and (ii) any other independent contractor (and its employees) separately retained by the District to provide amenity management services, provided said services include a responsibility to safeguard and protect Assets.
- 5. "Sister Districts" means the Greeneway Improvement District, the Midtown Improvement District, the Myrtle Creek Improvement District, and the Midtown Improvement District.
- 6. "Underwriting Services" means at a minimum, the following services to be provided to the District with respect to a specific Bond issuance and/or under a continuing basis:
 - (a) Advice to the District on the structure, timing and terms of the Bonds;
 - (b) Assistance with coordination of the financing process
 - (c) Performance of due diligence
 - (d) Assistance with the preparation of an offering memorandum
 - (e) Review of the District's assessment and Bond documents
 - (f) Marking and offering of Bonds to investors

C. Procedure Regarding Underwriting Services Selection.

- 1. <u>Request for Proposals.</u>
 - (a) When Underwriting Services are desired with respect to a specific Bond issuance and/or under a continuing basis, the Board may cause to be prepared a Request for Proposals ("RFP").
 - (b) District Management shall make a good faith effort to provide written notice, including by electronic mail, of the RFP to at least three (3) firms who provide Underwriting Services. The notice is not required to be published in a newspaper, a publicly accessible website, or by any other means. The RFP shall request written qualifications from firms interested in providing Underwriting Services to the District. The RFP shall state the time and place for submitting proposals.
 - (c) The District will evaluate timely submitted proposals during a publicly held meeting. The Board may conduct discussions with, and may require public presentation by, firms regarding their Proposal. The District will select the firm that submitted a proposal that best meets the overall needs of the District. Factors and qualifications that may be considered by the Board in its evaluation include, but are not limited to, all or a portion of the following:
 - i. Compensation structures including: management fee, underwriting fee, expenses, and take-down (commission).
 - ii. Relevant experience and analytic capability of the firm and the individuals assigned to the issuer, and experience of the individual in charge of day-to-day management of the bond sale, including both the investment banker(s) and the underwriter(s).
 - iii. The firm's bond distribution capabilities and firm's ability to access both retail and institutional investors should be described.
 - iv. The firm's participation in the District's recent bond sales or the bond sales of other issuers in the same state, including any Sister District or other governmental entity in the state, if any.
 - v. Analytic capability of the firm and assigned investment banker(s).
 - vi. Access to sources of current market information to provide bond pricing data before, during and after the sale.
 - vii. The amount of uncommitted capital available and the ability and willingness of the firm to purchase the entire offering of the issuer, if necessary, in the case of a firm underwriting.
 - (d) Simultaneously with the review of the submitted Proposals, the District may undertake negotiations with those firms that have submitted reasonable and timely Proposals and, in the opinion of the District, are fully qualified and capable of meeting all services and requirements.
 - (e) Notice of the intent to award, including rejection of some or all Proposals, shall be provided in writing to all proposers by United States Mail or via electronic mail.
 - (f) The District may maintain a list of firms interested in receiving notices of Requests for Proposals for Underwriting Services. The District shall make reasonable efforts to provide copies of any notices to such firms, but the failure to do so shall not give such

firms any protest or other rights or otherwise disqualify any otherwise valid selection process.

- (g) If only one (1) Proposal is received in response to an RFP, the District may proceed with the Proposal. If no Proposals are received, the District may take whatever steps are reasonably necessary in order to proceed with the selection of a firm to provide Underwriting Services. Nothing in this Policy shall prevent the District from evaluating and eventually selecting a firm if less than three (3) Proposals are received.
- (h) The Board has the right to reject any and all Proposals and such reservations shall be included in all Requests for Proposals and notices.
- 2. <u>Exemptions</u>. The selection of a firm to provide Underwriting Services to the District is exempt from this Policy when:
 - (a) the District selects a firm that it has previously selected in a manner consistent with the procedures of this Policy and the Board determines it is in the best interests of the District to do so;
 - (b) the District selects a firm that any Sister District or other governmental entity has previously selected in a manner consistent with the procedures of this Policy and the Board determines it is in the best interests of the District to do so;
 - (c) the District selects a firm that it has previously selected to provide Underwriting Services and the Board determines it is in the best interests of the District to do so; or
 - (d) the District selects a firm in any other manner that the Board determines is in the best interest of the District, which may include a direct negotiation and selection without a competitive selection process.

Specific Authority: §§ 190.011(3), (5) and (9); 190.033(3), *Florida Statutes* **Effective date:** _____, 2024

Pest Control Proposals

Fire Ant Treatment Quotes

	Current Cost/Budget	Fire Ant Control	Massey	BrightView
PECDD	\$0.00	\$595.00	\$0.00	\$0.00
Notes	Contingency	Sister District Vendor	Declined to bid	Declined to bid

FIRE ANT CONTROL, LLC

6671 Juniper Lane Bokeelia, FL 33922 info@fireantcontrol.com 239-321-8200

FIRE ANT CONTROL PROPOSAL

Proposal s	Submitte	<u>ea to:</u>				
Contact			Business			
Name:	Samant	ha Sharenow	Name:	Poitras CDD		
Service						
Location:					Date:	8 January 2024
City, State	, Zip:	Lake Nona, FL		Phone:	407-522-	-7140
We hereb	y submi	t specifications and est	timates for:			

The treatment for the control of fire ants the above described property. Cost below includes the amterials and applications.

Additional work to be done, comments or special instructions:

Poitras area roadways

Fire Ant Control, LLC. guarantees to provide full coverage service to apply fire ant bait to the above named property with permission of the above named contact. Fire Ant Control, LLC. guarantees to control fire ant infestations, specifically to reduce the size and number of fire ant colonies/mounds on the property.

Customer patience is all that is needed with fire ant control. For optimal results, 2-3 applications per year are mandatory for year-round control. If prior to the next treatment (after allowing eight (8) weeks from application date), a fire ant infestation occurs on the treated area, Fire Ant Control, LLC. will retreat the area of infestation at no additional cost.

TERMS OF AGREEMENT: All work to be completed in a workman-like manner according to standard practices. Any alteration or deviation from above specifications involving extra cost, will be executed only upon written orders, and will become an extra charge over and above the estimate. Fire Ant Control, LLC. reserves the right to adjust pricing prior to the next treatment and will advise customer of an adjustment in advance. All agreements are contingent upon weather, accidents, and unforseen delays, which are all beyond the control of and no liability will be assumed by Fire Ant Control, LLC. due to these conditions. Fire Ant Control, LLC. makes no expressed or implied warranties of products used other than that specified by the manufacturer. This proposal is subject to acceptance within 30 days and is void thereafter.

Fire Ant Control, LLC cannot guarantee fire ants will never be present on the property. At any time during or after treatment, it is possible for fire ant nests to exist on and around the property, even with regular treatments - for this reason, continue to monitor the property to protect people and animals from possible contact with fire ants.

Price per treatment	<u>\$595.00</u>	Submitted for Fire Ant Control, LLC by:
---------------------	-----------------	---

Acceptance of Proposal: The above prices, specification and conditions are hereby accepted. Fire Ant Control, LLC. is authorized to do the work as specified.

Customer	Signature:
----------	------------

Date:

Pete Rials, Owner

Acceptance of this proposal, either by signature or by verbal agreement, makes the agreement the invoice for payment of service. Payment is due
upon completion of the services stated above. After thirty days, accounts are considered to be in arrears and an interest charge of 1.5% monthly
accrues until this invoice is paid in full. Customer is liable for all legal and collection fees.



Operation and Maintenance Expenditures Paid in December 2023 in an amount totaling \$27.725.03

POITRAS EAST COMMUNITY DEVELOPMENT 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, 2023 through December 31, 2023. This does not include expenditures previously approved by the Board.

The total items being presented: \$27,725.03

Approval of Expenditures:

____ Chairman

_____ Vice Chairman

____ Assistant Secretary

Poitras East CDD

AP Check Register (Current by Bank)

heck Dates: 12/1/2023 to 12/31/2023

heck No.	ate	tatus*	Vendor ID	Payee Name		Amount
BANK ID:	CN1705 - FLORIE		JNITY BANK			001-101-0000-00-01
1489	12/22/23		DONMC	Donald W McIntosh Associates		\$312.50
1490	12/22/23		KUTAK	Kutak Rock		\$2,042.55
1491	12/22/23		ORLSEN	Orlando Sentinel		\$219.50
1492	12/22/23		PFMGC	PFM Group Consulting		\$4,459.68
1493	12/22/23		WRE	Wind River Environmental		\$150.00
1494	12/29/23		BERMAN	Berman Construction		\$1,200.00
1495	12/29/23		EPRA	epra Landscape		\$17,667.91
					BANK CN1705 REGISTER TOTAL:	\$26,052.14
					GRAND TOTAL :	\$26,052.14

26,052.14	Checks 1489-1495
1,672.89	PA 218 - OUC paid online
27,725.03	O&M cash spent

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

** Denotes broken check seq ence.

Payment Authorization #217

11/30/2023

tem No.	Payee	Invoice Number	General Fund	Fiscal Year
1	Donald W McIntosh ssociates Engineering Services Through 3/2023	45011	\$ 312.50	FY 2024
2	Kutak Rock General Counsel Through 31/2023	3311487	\$ 2,042.55	FY 2024
3	Orlando Sentinel Legal Advertising on 11/06/2023 (Ad: 7524227)	OSC82786104	\$ 219.50	FY 2024
		TOTAL	\$ 2,574.55	

RECEIVED

By Amanda Lane at 11:06 am, Dec 11, 2023

Achad fue

District Manager / Assistant DM

Chairperson

Poitras East Community Development District c/o PFM Group Consulting 501 Quadrangle Boulevard, Ste. 70 Orlando, FL 817 LaneA@pfm.com // (407) 723-5925



FY 2023

FY 2024

Payment uthorization #218

12/8/2023

ltem No.	Payee	Invoice Number	eneral Fund
1	Berman Construction		
	December Lift Station Maintenance	41414	\$ 200.00
	December Administrator & Irrigation Specialist	41415	\$ 1,000.00
2	Cepra Landscape		
	December Landscaping	O-S5230	\$ 17,667.91
3	OUC		
	Acct: 2989510986 ; Service 11/01/2023 - 12/01/2023		\$ 1,672.89
	PFM Group Consulting		
	Series 2023 Quarterly Disclosures 10/01/2023 - 12/31/2023	128236	\$ 1,250.00
	December DM Fee	DM-12-2023-45	\$ 3,208.33
	October Postage	OE-EXP-11-2023-22	\$ 1.35
	Wind River Environmental		
	Lift Station Inspection	6138498	\$ 150.00
		TOTAL	\$ 25,150.48

ct Manager / Assistant DM Distr

Poitras East Community Development District c/o PFM Group Consulting 3501 Quadrangle Boulevard, Ste. 70 Orlando, FL 32817 LaneA@pfm.com // (407) 723-5925

Achad fling

Chairperson



RECEIVED By Amanda Lane at 11:18 am, Dec 21, 2023

Operation and Maintenance Expenditures Paid in January 2024 in an amount totaling \$42,374.85

POITRAS EAST COMMUNITY DEVELOPMENT 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, 2024 through January 31, 2024. This does not include expenditures previously approved by the Board.

The total items being presented: \$42,374.85

Approval of Expenditures:

____ Chairman

_____ Vice Chairman

____ Assistant Secretary

Poitras East CDD

AP Check Register (Current by Bank)

Check Dates: 1/1/2024 to 1/31/2024

heck No.	ate	tatus*	Vendor ID	Payee Name		Amount
BANK ID: C	N1705 - FLORI	DA COMMUNI	TY BANK			001-101-0000-00-01
1496	01/11/24		BERMAN	Berman Construction		\$650.00
1497	01/11/24		CEPRA	Cepra Landscape		\$3,421.20
1498	01/11/24		DONMC	Donald W McIntosh Associates		\$250.00
1499	01/11/24		KUTAK	Kutak Rock		\$851.20
1500	01/11/24		ORLSEN	Orlando Sentinel		\$215.68
1501	01/11/24		PFMGC	PFM Group Consulting		\$7,720.13
1502	01/11/24		RLEVEY	Richard Levey		\$200.00
1503	01/11/24		ULS	United Land Services		\$2,101.96
1504	01/11/24		VGLOBA	VGlobalTech		\$135.00
1505	01/18/24		BERMAN	Berman Construction		\$1,250.00
1506	01/18/24		PFMGC	PFM Group Consulting		\$3,208.33
1507	01/18/24		TRUSTE	US Bank as Trustee for Poitras		\$950,206.90
1508	01/18/24		USIC	USIC Locating Services		\$685.86
1509	01/18/24		WRE	Wind River Environmental		\$150.00
1510	01/22/24		BERMAN	Berman Construction		\$1,200.00
1511	01/22/24		CEPRA	Cepra Landscape		\$17,667.91
1512	01/25/24		DONMC	Donald W McIntosh Associates		\$443.76
1513	01/25/24		VGLOBA	VGlobalTech		\$435.00
					BANK CN1705 REGISTER TOTAL:	\$990,792.93

GRAND TOTAL :

\$990,792.93

40,586.03	Checks 1496-1506, 1508-1513
950,206.90	Check 1507 (Debt Service)
1,788.82	PA 221 - OUC paid online
992,581.75	Total cash spent
42,374.85	O&M cash spent

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

** Denotes broken check seq ence.

Payment Authorization #219

12/15/2023

ltem No.	Payee	Invoice Number	General Fund	
	Cepra Landscape	0.05040	¢ 001.0	
	Irrigation Repairs - Luminary Controller B	O-S5040	\$ 891.6	
	Irrigation Repairs - Flow Sensor on Pearson Controller	O-S5041	\$ 591.6	
	Irrigation Repairs - Luminary A Controller	O-S5248	\$,683.00	
	Irrigation Repairs - Luminary Controller B M.I. Repairs	O-S5249	\$ 55.00	
	PFM Group Consulting			
	FY 2024 Tax Roll	7528	\$ 7,500.0	
	October Billable Expenses	8430	\$ 9.50	
	Supervisor Fees - 12/12/2023 Meeting			
	Richard Levey	1000	\$.00	
	United Land Services			
	Bed estoration	6890	\$,101.96	
	VGlobalTech			
	December Website Maintenance	5682	\$ 5.00	
		TOTAL	\$ 13,577.66	

District Manager / Assistant DM

Poitras East Community Development District c/o PFM Group Consulting 3501 Quadrangle Boulevard, Ste. 70 Orlando, FL 817 LaneA@pfm.com // (407) 723-5925

Chairperson



RECEIVED By Amanda Lane at 9:06 am, Jan 08, 2024

Payment Authorization #220

12/22/2023

Item No.	Payee	Invoice Number	(General Fund	
1	erman onstruction Pressure Washing of Roundabout and Walls	41688	\$	650.00	
2	Donald W McIntosh ssociates Engineering Services Through 12/01/2023	45128	\$	50.00	
3	Kutak Rock General Counsel Through 30/2023	3327969	\$	851.20	
4	Orlando Sentinel Legal Advertising on 12/04/2023 (Ad: 7539909)	OSC84328804	\$	5.68	
5	PFM Group onsulting November Reimbursables	OE-EXP-12-2023-24	\$	63	

TOTAL \$ 1,967.51

District Manager / Assistant DM

Achad furg

Chairperson

Poitras East Community Development District c/o PFM Group Consulting 3501 Quadrangle Boulevard, Ste. 70 Orlando, FL 817 LaneA@pfm.com // (407) 723-5925



RECEIVED By Amanda Lane at 9:06 am, Jan 08, 2024

Payment Authorization #221

1/5/2023

Item No.	Payee	Invoice Number	General Fund		
1	Berman Construction Holiday Decorations January Lift Station Maintenance and Screen Repair January Administrator & Irrigation Specialist Fees	41055 42232 42233	\$,250.00 \$.00 \$,000.00		
2	Cepra Landscape January Landscaping	O-S5354	\$ 7,667.91		
3	OUC Utility Service 3 - 4	Acct: 989510986	\$,788.82		
4	USIC Locating ServicesTicket and Service Fees Through30/2023Ticket and Service Fees Through31/2023Wind River EnvironmentalJanuary Lift Station Inspection	628847 634205 6178686	\$ 418.18 \$ 67.68 \$ 50.00		
		TOTAL	\$ 22,742.59		

District Manager / Assistant DM

Poitras East Community Development District c/o PFM Group Consulting 501 Quadrangle Boulevard, Ste. 70 Orlando, FL 817 LaneA@pfm.com // (407) 723-5925

Chairperson



RECEIVED By Amanda Lane at 2:01 pm, Jan 17, 2024

Payment Authorization #222

1/12/2024

		TOTAL	\$ 3,208.3	
1	PFM roup onsulting January District Management Fee	DM-01-2024-45	\$,208.33	
em No.	Payee	Invoice Number	General Fund	

der

Chairperson

District Manager / Assistant DM

Poitras East Community Development District c/o PFM Group Consulting 3501 Quadrangle Boulevard, Ste. 70 Orlando, FL 817 LaneA@pfm.com // (407) 723-5925

RECEIVED

By Amanda Lane at 2:01 pm, Jan 17, 2024



Payment Authorization #223

1/19/2024

ltem No.	Payee	Invoice Number	General Fund	
1	Donald W McIntosh Associates Engineering Services Through 12/31/2023	45242	\$	443.76
2	VGIobalTech Q4 ADA Audit January Website Maintenance	5702 5793	\$ \$	300.00 135.00
		TOTAL	\$	878.76

District Manager / Assistant DM

Achad flu

Chairperson

Poitras East Community Development 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 4:38 pm, Jan 23, 2024

Requisition Nos. 2020-283 – 2020-288 Paid in December 2023 in an amount totaling \$49,755.24

POITRAS EAST COMMUNITY DEVELOPMENT 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, 2023 through December 31, 2023. This does not include requisitions previously approved by the Board.

REQUISITION NO.	PAYEE	AMOUNT
S2020-283	Donald W McIntosh Associates	\$43,590.10
S2020-284	Kutak Rock	\$318.00
S2020-285	Orlando Sentinel	\$407.01
S2020-286	Yovaish Engineering Services	\$4,710.00
S2020-287	Boggy Creek Improvement District	\$47.63
S2020-288	Kittelson & Associates	\$682.50
		\$49,755.24

ATE: PAYEE: AD RESS:	November 30, 2023 Donald W McIntosh Associates Inc 2200 Park Avenue North Winter Park, FL 32789	REQUISITION NO: AMOUNT DUE: FUND:	283 \$43,590.10 <u>Acquisition/Construction</u>
ITEM:	 Invoice 45012 for Project 18124 (Pos2,775.00 Invoice 45015 for Project 23524 (PotThrough 1/03/2023 \$4,598.00 Invoice 45016 for Project 23541 (LotThrough 1/03/2023 \$16,228.90 Invoice 45017 for Project 23584 (CotThrough 45018 for Project 23585 (CotThrough 45018 for Project 23585) 	pitras East – Lift Station G Ev uminary Boulevard Extensior enterline Drive Segment H1)	valuation) Engineering Services a & Jim Branch Creek Crossing) Through 11/03/2023 – \$15,457.20

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 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2020 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 Board 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.

All invoice(s) are on file with the District from the vendor of the property acquired or services rendered with respect to which disbursement is hereby requested.

POITRAS EAST COMMUNITY DEVELOPMENT 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 Project and is consistent with: (i) the applicable or construction contract; (ii) the plans and specifications for the portion of the Project with respect to which such disbursement is being made; and, (iii) the report of the District Engineer, as such report shall have been amended or modified as of the date hereof.

BY: DISTRICT ENGINEER Jeffrey J. Newton, PE

November 30, 2023

Page 1 of 1

Poitras ast S2020 Reg 283: Donald W clintosh ssociates

DATE: PAYEE: ADDRESS:	November 30, 2023 Kutak Rock PO Box 30057 Omaha NE 68103-1157	REQUISITION NO: AMOUNT DUE: FUND:	284 \$318.00 Acquisition/Construction
ITEM:	Invoice 3311488 for Project 15	623-2 (Project Construction) T	hrough 10/31/2023

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 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2020 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

BY:

CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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

November 30, 2023

DATE: PAYEE: ADDRESS:	November 30, 2023 Orlando Sentinel PO Box 100608 Atlanta, GA 30384-0608	REQUISITION NO: AMOUNT DUE FUND:	285 \$407.01 <u>Acquisition/Construction</u>
ITEM:	Invoice 081981585000 for Co 10/25/2023	nstruction-Related Legal Adve	rtising (Ad 7518470) on

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 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2020 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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DEVELOPMENT DISTRICT

POITRAS EAST COMMUNITY

CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

BY:

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GINEER DISTRICT E Jeffrey J. Newton, PE

November 30, 2023

DATE:	November 30, 2023	REQUISITION NO:	286
PAYEE:	Yovaish Engineering Services	AMOUNT DUE:	\$4,710.00
ADDRESS:	953 Sunshine Lane	FUND:	Acquisition/Construction
	Altamonte Springs, FL 32714		
ITEM:	 Invoice 12981 for Contract PN 23-E2114.18A (Subsoil & GWL Investigation H1) Services Through 11/13/2023 – \$1,190.00 		
	 Invoice 12982 for Contract PN 23-E2114.18B (Subsoil & GWL Investigation H2) Services Through 11/13/2023 – \$1,950.00 		
	 Invoice 12983 for Contrac Services Through 11/13/2 		soil & GWL Investigation H3)

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 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2020 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY: DISTRIC FR effrey J. Newton, PE

oitras East S2020 Req 286: Yovaish Engineering Services

November 30, 2023

DATE:	December 8, 2023	REQUISITION NO:	287
PAYEE:	Boggy Creek Improvement District	AMOUNT DUE:	\$47.63
ADDRESS:	c/o PFM Group Consulting	FUND:	Acquisition/Construction
	3501 Quadrangle Boulevard, Ste. 270		
	Orlando, FL 32817		
ITEM:	Reimbursement for Construction-Relat		
	Greeneway, Myrtle Creek, Poitras East	t, and Midtown, Paid to	Orlando Sentinel Out of
	Boggy Creek Series 2013 Construction	Funds (Reference OSC	C83945445 ; Ad: 7534378),
	Req. 2013-434		

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 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2020 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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All invoice(s) are on file with the District from the vendor of the property acquired or services rendered with respect to which disbursement is hereby requested.

POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

BY

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

BY: DISTRICT ENGINEER Jeffrey J. Newton, PE December 8, 2023 Page 1 of 1



oitras ast S2020 Reg 287: Boggy Creek mprovement District

DATE: PAYEE: ADDRESS:	December 8, 2023 Kittelson & Associates PO Box 40847 Portland, OR 97240	REQUISITION NO: AMOUNT DUE: FUND:	288 \$682.50 <u>Acquisition/Construction</u>
ITEM:	Invoice 141281 for Project 262 10/31/2023	2690 (Narcoossee & Luminary	Post Design) Through

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 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2020 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

BY:

CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PRO ECT EXPENDITURES

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BY: DISTRICT ENGINEER Jeffrey J. Newton, PE

oitras East S2020 Req 288: Kittelson & ociates

December 8, 2023



Poitras East Community Development District

Requisition Nos. 2020-289 – 2020-298 Paid in January 2024 in an amount totaling \$141,941.19

POITRAS EAST COMMUNITY DEVELOPMENT 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, 2024 through January 31, 2024. This does not include requisitions previously approved by the Board.

REQUISITION NO.	PAYEE	AMOUNT
S2020-289	Donald W McIntosh Associates	\$56,571.55
S2020-290	Florida Department of Environmental Protection	\$650.00
S2020-291	Kutak Rock	\$122.00
S2020-292	Orlando Utilities Commission	\$7,060.50
S2020-293	South Florida Water Management District	\$1,500.00
S2020-294	Florida Department of Environmental Protection	\$500.00
S2020-295	Orange County Utilities	\$2,920.46
S2020-296	City of Orlando	\$10,000.00
S2020-297	Donald W McIntosh Associates	\$33,042.27
S2020-298	Yovaish Engineering Services	\$7,162.50
S2020-299	Florida Industrial Electric	\$21,948.41
S2020-300	Kutak Rock	\$463.50
		\$141,941.19

DATE:	December 22, 2023	REQUISITION NO:	289
PAYEE:	Donald W McIntosh Associates Inc	AMOUNT DUE:	\$56,571.55
ADDRESS:	2200 Park Avenue North	FUND:	Acquisition/Construction
	Winter Park, FL 32789		
ITEM:	 Invoice 45129 for Project 1812 \$1,156.25 	24 (Poitras East CDD) Engineer	ing Services Through 12/01/2023 –
	5	 Invoice 45132 for Project 23524 (Poitras East – Lift Station G Evaluation Engineering Services Through 12/01/2023 – \$2,110.50 	
	3	Invoice 45133 for Project 23541 (Luminary Boulevard Extension & Jim Branch Creek Crossing) Through 12/01/2023 - \$14,219.80	
	 Invoice 45134 for Project 2358 	 Invoice 45134 for Project 23584 (Centerline Drive Segment H1) Through 12/01/2023 - \$22,23 	
	 Invoice 45135 for Project 2358 	5 (Centerline Drive Segment H	2) Through 12/01/2023 – \$13,726.50
	 Invoice 45136 for Project 2358 	6 (Centerline Drive Segment H	3) Through 12/01/2023 - \$3,140.00

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 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2020 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

BY

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

BY. DISTRICT Jeffrey J. Newton, PE

Poitras East S2020 Req 289: Donald W McIntosh Associates

December 22, 2023



DATE: PAYEE: ADDRESS:	December 22, 2023 Florida Dept. of Environmental Protection c/o Donald W McIntosh Associates 2200 Park Avenue North Winter Park, FL 32789	REQUISITION NO: AMOUNT DUE: FUND:	290 \$650.00 <u>Acquisition/Construction</u>
ITEM:	Centerline Drive Segment H1 Water Applica	tion Fee	

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 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2020 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

BY

CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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1/2/20 BY: ENGINEER

Poitras East S2020 Req 290: lorida ept. of Environmental Protection

December 22, 2023

DATE:	December 22, 2023	REQUISITION NO:	291
PAYEE:	Kutak Rock	AMOUNT DUE:	\$122.00
ADDRESS:	PO Box 30057	FUND:	Acquisition/Construction
	Omaha, NE 68103-1157		
			20.1
ITEM:	Invoice 3327970 for Project 15	523-2 (Project Construction) T	hrough 11/30/2023

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 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2020 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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POITRAS EAST COMMUNITY DEVELOPMENT 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 Project and is consistent with: (i) the applicable or construction contract; (ii) the plans and specifications for the portion of the Project with respect to which such disbursement is being made; and, (iii) the report of the District Engineer, as such report shall have been amended or modified as of the date hereof.

BY DISTRICT ENGINEER Jeffrey J. Newton, PE

Poitras East S2020 Req 291: Kutak Rock

December 22, 2023



DATE: PAYEE: ADDRESS:	December 22, 2023 Orlando Utilities Commission c/o Donald W McIntosh Associates 2200 Park Avenue North Winter Park, FL 32789	REQUISITION NO: AMOUNT DUE: FUND:	292 \$7,060.50 <u>Acquisition/Construction</u>
ITEM:	Work Order 851970 for the "Centerlin Centerline Drive" Inspection Fee	ne Dr., Segment H1 Poitr	as East CDD/Laureate Park

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

BY

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DISTRICT ENGINEER Jeffrey J. Newton, PE

Poitras East S2020 Reg 292: Orlando Utilities ommission

December 22, 2023



DATE:	December 22, 2023	REQUISITION NO:	293
PAYEE: ADDRESS:	South Florida Water Management District c/o Donald W McIntosh Associates 2200 Park Avenue North Winter Park, FL 32789	AMOUNT DUE: FUND:	\$1,500.00 <u>Acquisition/Construction</u>
ITEM:	Centerline Drive Segment H1 Application F	Gee	

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

BY:

CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY DISTRICTENCINEER Jeffrey J. Newton, PE

oitras East S2020 Req 293: SFWMD

December 22, 2023



DATE: PAYEE: ADDRESS:	January 12, 2024 Florida Dept. of Environmental Protection c/o Donald W McIntosh Associates 2200 Park Avenue North Winter Park, FL 32789	REQUISITION NO: AMOUNT DUE: FUND:	294 \$500.00 <u>Acquisition/Construction</u>		
ITEM:	Centerline Drive Segment H1 Wastewater Application Fee				

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

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CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT EXPENDITURES

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BY: DISTRICT ENGINEER Jeffrey J. Newton, PE

Poitras East S2020 Reg 294: Florida Dept. of Environmental Protection

January 12, 2024



DATE: PAYEE: ADDRESS:	January 12, 2024 Orange County Utilities c/o Donald W McIntosh Associates 2200 Park Avenue North Winter Pa k, FL 32789	REQUISITION NO: A! FUND:	295 \$2,920.46 Acquisition/Construction
ITEM:	Plan Review and Inspection Fees fo	the Centerline Drive H-	1 Project (23-U-122)

The undersigned hereby certifies that obligations n the stated amount set forth above have been incurred by the District, that each disbursement set forth above s a proper charge against the 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition an the construction of the 2020 Project (herein after the "P oject") and each represents a Cost of the P oject, and has not previously been paid.

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

CHAIRMAN or VICE CHAIRMAN

DISTRICT ENGINEER'S APPROVAL FOR PROJECT XPENDITURES

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BY. DISTRICT ENGINEER Jeffrey J. Newton, PE

Poitras East S2020 Req 295: range County Utilities

January 12, 2024



DATE: PAYEE: ADDRESS:	January 19, 2024 City of Orlando c/o Donald W McIntosh Associates 2200 Park Avenue North Winter Park, FL 32789	REQUISITION NO: AMOUNT DUE: FUND:	296 \$10,000.00 <u>Acquisition/Construction</u>
ITEM:	Lift Station G Hold Harmless Agreen	nent Fee	

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 2020 Acquisition and Construction Account, referenced above, that each disbursement set forth above was incurred in connection with the acquisition and the construction of the 2020 Project (herein after the "Project") and each represents a Cost of the Project, and has not previously been paid.

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

CHAIRMAN or VICE CHAIRMAN

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BY: DISTRICT ENGINEER Jeffrey J. Newton, PE

Poitras East S2020 Req 296: City of Orlando

January 19, 2024



DATE:	January 19, 2024	REQUISITION NO:	297		
PAYEE:	Donald W McIntosh Associates Inc	AMOUNT DUE:	\$33,042.27		
ADDRESS:	2200 Park Avenue North Winter Park, FL 32789	FUND:	Acquisition/Construction		
ITEM:	 Invoice 45243 for Project 1812 \$2.382.51 	4 (Poitras East CDD) Engineer	ing Services Through 12/31/2023 –		
	 Invoice 45247 for Project 23524 (Poitras East – Lift Station G Evaluation) Engineering Through 12/31/2023 – \$1,878.55 Invoice 45248 for Project 23541 (Luminary Boulevard Extension & Jim Branch Creek Through 12/31/2023 – \$5,530.90 				
	 Invoice 45249 for Project 23584 (Centerline Drive Segment H1) Through 12/31/2023 – \$8,568.31 				
	 Invoice 45250 for Project 2358 	5 (Centerline Drive Segment H	2) Through 12/31/2023 - \$11,058.00		
	 Invoice 45251 for Project 23586 (Centerline Drive Segment H3) Through 12/31/2023 – \$3,624.00 				

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CHAIRMAN or VICE CHAIRMAN

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BY DISTRICT Jeffrey J. **IOIN**

Poitras East S2020 Reg 297: Donald W McIntosh Associates

January 19, 2024



DATE: PAYEE: ADDRESS:	January 19, 2024 Yovaish Engineering Services 953 Sunshine Lane Altamonte Springs, FL 32714	REQUISITION NO: AMOUNT DUE: FUND:	298 \$7,162.50 Acquisition/Construction		
ITEM:	Invoice 13082 for Contract PN 23-E2114.17 (Subsoil & GWL Investigation Luminary Blve Ext. & Culvert Crossing) Services Through 01/17/2024				

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT BY CHAIRMAN or VICE CHAIRMAN

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BY: DISTRICT ENGINEER Jeffrey J. Newton, PE



DATE: PAYEE: ADDRESS:	January 26, 2024 Florida Industrial Electric 104 Commerce Street Lake Mary, FL 32746	REQUISITION NO: AMOUNT DUE: FUND:	299 \$21,948.41 <u>Acquisition/Construction</u>		
ITEM:	Pay Application #8 for Project 13010 (Traffic Signal Improvements at Narcoossee Rd and Luminary Blvd) Through 01/25/2024				

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POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

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Í ENGINEER

Jeffrey J. Newton, PE 1/29/24

Poitras East S2020 Req 299: Florida Industrial Electric

January 26, 2024

DATE: PAYEE: ADDRESS:	January 26, 2024 Kutak Rock PO Box 30057 Omaha, NE 68103-1157	REQUISITION NO: AMOUNT DUE: FUND:	300 \$463.50 <u>Acquisition/Construction</u>		
ITEM:	Invoice 3340807 for Project 15623-2 (Project Construction) Through 12/31/2023				

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BY: DISTRICT ENGINEER Jeffrey J. Newton, PE 1/29/24

January 26, 2024



Poitras East Community Development District

Work Authorizations/Proposed Services (if applicable)

POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT

Recommendation for Work Authorization / Proposed Services

Project Name: _Centerline Drive / Boggy Creek Road Segment H.3 Analysis

Brief Description: <u>Transportation analysis of the projected traffic flows to/from the future BCR</u> intersection based upon future build-out as well as BCR improvements.

Name of Consultant /Vendor: Kittelson & Associates		
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:YesNo		
Form of Agreement Utilized: Proposal		
Amount of Services: \$15,500		
Recommendation: Approve Deny		
Dito a statest		

By: Dan Young, Chairman

Dan Young, Chairman Poitras East Community Development District Construction Committee

c: Jennifer Walden Tucker Mackie Jeffrey Newton Lynne Mullins



February 12, 2024

Project #: 29435

Jeffrey J. Newton, PE Poitras East Community Development District 12051 Corporate Boulevard Orlando, Florida 32817

RE: Centerline Drive Segment H3 Analysis

Dear Jeffrey:

Attached is a proposal for traffic engineering and planning services associated with Centerline Drive Segment H. Part "A" identifies our proposed services for the project in accordance with the terms and conditions outlined in Part "B". This scope was developed based on our discussions with you, our review of the proposed development plan, and our familiarity with the Lake Nona region.

We propose to conduct the services (detailed in Part "A" herein) on a lump sum, as a percentage (%) complete, basis for \$15,500 (detailed in Table 1 of the attached Part "B"). This proposal (scope of work, budget, and timeline) is effective for sixty days.

Daniel Torre, PE will serve as the Project Manager and Adam Burghdoff, PE will serve as the Project Principal providing senior review and quality assurance. Any questions of a technical or contractual nature can be directed to either of us.

Please review this proposal at your earliest convenience. If the attached Professional Services Agreement is satisfactory, please return a signed copy electronically. A fully executed copy will be returned for your records. Thank you for the opportunity to propose on this project. If you have any questions, please call us at 407.373.1121.

Sincerely, **KITTELSON & ASSOCIATES, INC.**

Daniel Torre Senior Engineer

Mr H

Adam Burghdoff **Principal Engineer**

PROFESSIONAL SERVICES AGREEMENT

February 12, 2024

Kittelson & Associates, Inc. 225 East Robinson Street, Suite 355 Orlando, FL 32801 407.540.0555 (P) 407.540.0550 (F)

Poitras East Community Development District with an office at 12051 Corporate Boulevard, Orlando Florida 32817 (the "CLIENT") hereby enters into this Professional Services Agreement (this "Agreement") with KITTELSON & ASSOCIATES, INC. to perform the services as described in this Agreement's Part "A" - Scope of Work (the "Services") for the Centerline Drive Segment H3 Analysis (the "Project"), subject to all of the provisions described in Part "B" Terms and Conditions.

PART A - SCOPE OF WORK

PROJECT UNDERSTANDING

The Poitras East Community Development District desires to extend Centerline Drive from Luminary Boulevard to Boggy Creek Road. This roadway falls within the Lake Nona PD. The latest transportation analysis within the Lake Nona PD was prepared in the 2022 *Lake Nona PD Network Analysis*. It is understood that the current plans for the Lake Nona PD may be refined as the Lake Nona area continues to develop. The magnitude and timing of the development program modifications are not yet known. Therefore, this scope of work is based upon the current approvals in place at the time of this document. Additional development program scenarios will be analyzed as additional services.

TASK 1 – DATA COLLECTION

Kittelson will retain a subconsultant to collect traffic counts at the study intersection. The traffic counts will include 12-hour manual turning movement counts at the intersection of Boggy Creek Road and the Renaissance Charter School driveway from 6:00 AM to 6:00 PM on a normal weekday (Tuesday, Wednesday, or Thursday) with Osceola County public schools in session.

TASK 2 – FUTURE VOLUME DEVELOPMENT

Kittelson will utilize the network analysis completed as part of the 2022 *Lake Nona PD Network Analysis* effort to prepare future buildout volumes for the proposed intersection of Centerline Drive and Boggy Creek Road. The project trip assignment determined in the *Lake Nona PD Network Analysis* will be utilized at the study intersection.

TASK 3 – INTERSECTION ANALYSIS

Kittelson will develop volume forecasts and future-year analyses for the intersection of Centerline Drive and Boggy Creek Road. Kittelson will assign estimated future traffic volume projections to the study intersections using the trip assignment established in Task 2. Recommended intersection geometrics will be determined based upon analysis software implementing the Highway Capacity Manual methodologies, FDOT Quality/Level of Service standards, and engineering judgment. AM and PM peak hour traffic forecasts will be completed as part of this task.

Based upon the results of the review, Kittelson will provide bubble diagrams indicating recommendations for intersection approach geometry including the number of lanes and turn lanes, required queue storage (based upon 95th percentile queues), and intersection control (i.e., signalized, stop-control).

TASK 4 – SUMMARY MEMORANDA AND MEETINGS

The results of the analyses in Tasks 1-3 will be summarized in a DRAFT summary memorandum and submitted to the Client for review. Subsequent to Client review, Kittelson will address any Client comments in a revised, FINAL report for Client use. In the event that the Client's comments result in additional analyses above and beyond those noted in Tasks 1 through 4, then those out-of-scope analyses will be conducted as additional services. Kittelson will prepare for up to and attend up to three (3) project related meetings to discuss the study results and conclusions.

This scope does not include preparatory time (graphics and handouts) or attendance time for any public hearings or meetings. All client requests for presentations and meetings of this nature will be accommodated on a time-and-materials basis and will be considered additional services.

PART B – TERMS AND CONDITIONS

- <u>GENERAL</u>: The terms and conditions set forth herein shall govern all services subsequently performed on behalf of CLIENT unless changed by a written agreement signed by KITTELSON & ASSOCIATES, INC. In case any one or more of the provisions contained in this Agreement shall be held unenforceable, the enforceability of the remaining provisions contained herein shall not be impaired thereby.
- II. LIMITATION OF LIABILITY: CLIENT AGREES THAT IN RECOGNITION OF THE RELATIVE RISKS AND BENEFITS OF THE PROJECT, KITTELSON & ASSOCIATES, INC.'S AGGREGATE JOINT, SEVERAL AND INDIVIDUAL LIABILITY, WHETHER FOR BREACH OF CONTRACT, BREACH OF WARRANTY, NEGLIGENCE, PROFESSIONAL MALPRACTICE, STRICT LIABILITY, OR ANY OTHER LEGAL OR EQUITABLE THEORY OF RECOVERY SHALL BE LIMITED TO AN AMOUNT NO GREATER THAN THREE TIMES THE TOTAL COMPENSATION RECEIVED BY KITTELSON & ASSOCIATES, INC. UNDER THIS AGREEMENT. THIS PROVISION SHALL SURVIVE THE TERMINATION OR EXPIRATION OF THIS AGREEMENT.
- III. LIMITATION OF REMEDY: CLIENT COVENANTS THAT IT WILL NOT, UNDER ANY CIRCUMSTANCES, BRING A LAWSUIT OR CLAIM AGAINST KITTELSON & ASSOCIATES, INC.'S INDIVIDUAL EMPLOYEES, OFFICERS, DIRECTORS OR SHAREHOLDERS AND THAT CLIENT'S SOLE REMEDY SHALL BE AGAINST KITTELSON & ASSOCIATES, INC.
- IV. WAIVER OF CONSEQUENTIAL DAMAGES: NEITHER KITTELSON & ASSOCIATES, INC. NOR ANY OF ITS OFFICERS, DIRECTORS, EMPLOYEES OR AGENTS SHALL BE LIABLE FOR ANY INDIRECT, PUNITIVE, CONSEQUENTIAL OR EXEMPLARY DAMAGES OF ANY NATURE, INCLUDING, BUT NOT LIMITED TO FINES, PENALTIES AND LOST PROFITS, WHETHER SAID CLAIM IS BASED UPON CONTRACT, WARRANTY, TORT (INCLUDING NEGLIGENCE AND STRICT LIABILITY) OR ANY OTHER LEGAL OR EQUITABLE THEORY OF RECOVERY.
- V. **INDEMNITY:** To the maximum extent allowed by law, CLIENT and KITTELSON & ASSOCIATES, INC. shall indemnify and hold harmless, but not defend, each other and the indemnified party's employees, officers, directors and agents from, for and against all claims, losses, legal costs and expenses resulting from any bodily injury or property damage, but only to the extent caused by the indemnifying party's negligence.
- VI. OWNERSHIP OF DOCUMENTS: KITTELSON & ASSOCIATES, INC is deemed the author and owner of its documents and other instruments of service, and will retain all common law, statutory, and other reserved rights, including copyrights. So long as CLIENT complies with all terms of this Agreement, including but not limited to terms of payment, KITTELSON & ASSOCIATES, INC. grants CLIENT a nonexclusive license to use instruments of professional service for the purpose of constructing, occupying and maintaining the Project. Reuse or modification of any such documents by CLIENT, without KITTELSON & ASSOCIATES, INC.'s written permission, shall be at CLIENT's own sole risk and CLIENT agrees to defend, indemnify, reimburse and hold harmless KITTELSON &

ASSOCIATES, INC. from all claims, liabilities, losses, costs, damages and expenses, including attorney's fees and expert's fees, related to the reuse by CLIENT or others acting through CLIENT.

- VII. <u>ELECTRONIC DOCUMENTS:</u> If KITTELSON & ASSOCIATES, INC. provides CLIENT any documents or other instruments of service in electronic form ("Electronic Documents"), acceptance and use of the electronic documents by CLIENT shall be at CLIENT's sole risk and CLIENT shall:
 - a. Waive and covenant not to sue KITTELSON & ASSOCIATES, INC. or its employees alleging any inaccuracy or defect of the Electronic Documents.
 - b. Agree that KITTELSON & ASSOCIATES, INC. makes no representation with regard to the compatibility of the Electronic Documents with any software or hardware or that the data is fit for any specific use.
 - c. Indemnify, hold harmless, reimburse and defend KITTELSON & ASSOCIATES, INC. from, for and against any claim, damage, liability, loss, expense or cost, including attorneys' fees and expert's fees, that may arise from CLIENT'S use of the Electronic Documents or any subsequent modification of the Electronic Documents by any person or entity.
 - d. CLIENT agrees that prior to use of the Electronic Documents on any project other than the Project, CLIENT shall retain the services of a licensed professional as necessary to review and revise the Electronic Documents for compliance with the local laws, practices and standards of the place where the Project will be located.
- VIII. **DISPUTE RESOLUTION:** In any dispute arising out of this Agreement or the Services, with the exception of disputes relating to CLIENT's non-payment, partial payment or late payment of any amount due under an invoice issued by KITTELSON & ASSOCIATES, INC. ("Payment Disputes"), for which the remedy will be in accordance with Article XVI of this Agreement, the Parties shall first attempt to resolve the dispute through good-faith negotiation. In the event that the Parties are unable to resolve the dispute through negotiation, CLIENT agrees that any claim or dispute arising out of this Agreement or the Services, with the exception of Payment Disputes, shall be submitted to non-binding mediation. If the dispute cannot be resolved by mediation, the parties agree to submit their dispute to binding arbitration before a single arbitrator. The arbitration shall be held in Multnomah County, Oregon and shall be conducted by and pursuant to the rules of Arbitration Service of Portland, Inc. (ASP), and the arbitrator shall be chosen in accordance with ASP rules. Except in the case of Payment Disputes, the parties agree that so long as they are making good-faith efforts to resolve the dispute pursuant to the terms of this Article, they shall continue to perform under this Agreement.
- IX. <u>GOVERNING LAW:</u> Without regard to conflict of laws, the rights and liabilities of the parties under this Agreement shall be governed by the laws of the State of Oregon.
- X. <u>**TIME BAR TO LEGAL ACTION:**</u> All legal actions by either party against the other arising out of or in any way connected with this Agreement or the services to be performed hereunder shall be barred

and under no circumstances shall any such legal action be initiated by either party after the earlier of three (3) years or the State's applicable statute of limitations, both of which shall commence to run on the last day Services are performed under this Agreement.

XI. <u>DIRECT EXPENSES:</u> KITTELSON & ASSOCIATES, INC.'s Direct Expenses shall be those costs incurred on or directly for the Project, including but not limited to necessary transportation costs including mileage at the current IRS-allowed rates, meals and lodging. Reimbursement for automobiles, meals and lodging, and any other expenses furnished by commercial sources shall be on the basis of actual charges plus a 10% markup.

All communication fees including, but not limited to computer services, telephone, faxes, postage, overnight deliveries, and in-house copies, printing, and binding charges shall be billed on the basis of a per direct labor hour fee when furnished by KITTELSON & ASSOCIATES, INC.

- XII. <u>PROFESSIONAL SERVICES</u>: KITTELSON & ASSOCIATES, INC. staff is defined as all permanent and temporary employees, as well as any and all contract labor of KITTELSON & ASSOCIATES, INC. All KITTELSON & ASSOCIATES, INC., staff time spent working on the Project will be billed as applicable per Table 1.
- XIII. <u>COST ESTIMATE:</u> Any cost estimates provided by KITTELSON & ASSOCIATES, INC. as part of the Services will be on a basis of experience and judgment, but because it has no control over market conditions or bidding procedures KITTELSON & ASSOCIATES, INC. cannot warrant that bids, construction or other Project costs will not vary from these cost estimates.
- XIV. <u>PEER REVIEW:</u> Any peer review report prepared by KITTELSON & ASSOCIATES INC. as part of the Services herein merely represents its professional, unbiased opinion regarding the deliverable. This opinion is based solely on KITTELSON & ASSOCIATES, INC.'S evaluation of the information provided by CLIENT and should not be considered an exhaustive review, insurance against errors or omissions in the deliverable, or advocacy of the intended project. CLIENT agrees that the purpose and intent of KITTELSON & ASSOCIATES, INC.'S evaluation of the deliverable is to reduce the risk of errors or omissions only and not to eliminate such risk. KITTELSON & ASSOCIATES, INC. offers no warranty or guarantee with regard to any requested peer review performed under this AGREEMENT.
- XV. <u>TERMINATION FOR CONVENIENCE:</u> In addition to other rights of termination, either CLIENT or KITTELSON & ASSOCIATES, INC. may terminate this Agreement for its convenience by giving 30 days' written notice to the other party. In such event, CLIENT shall forthwith pay KITTELSON & ASSOCIATES, INC. in full for all work previously authorized and performed prior to effective date of termination as well as all unavoidable expenses incurred prior to termination.
- XVI. **PAYMENT TO KITTELSON & ASSOCIATES, INC./REMEDIES FOR PAYMENT DISPUTES:** Monthly invoices will be issued by KITTELSON & ASSOCIATES, INC. for all services performed under the terms of this Agreement, and reimbursement of direct expenses. A retainer, if applicable, will be required in advance of start of services and will be credited to the final invoice(s) of Project. Invoices are due

and payable within 30 days of receipt. The CLIENT must notify the KITTELSON & ASSOCIATES, INC.'s Project Manager or Project Accountant, in writing, within 30 days of receipt of any disputed charges in an invoice (the "Disputed Charges"). In the event CLIENT gives notice of any Disputed Charges in an invoice, the undisputed invoiced amounts are still due and owing under the terms of this Article. Interest at the rate of 1.5 percent per month, or alternatively at the highest monthly rate allowable in the jurisdiction where the Services are being provided, whichever is higher, will be charged on all past due amounts. Interest charges on past due amounts are in addition to the fixed ceiling for the contract and are not counted in determining whether the fixed ceiling has been reached. CLIENT'S failure to make payments to KITTELSON & ASSOCIATES, INC. within 90 days of the issuance of an invoice shall constitute a material breach of this Agreement and KITTELSON & ASSOCIATES, INC. shall have the option to withhold services until paid or terminate this Agreement. Payment Disputes, including but not limited to disputes over (a) CLIENT's non-payment or late payment of any charge on an invoice; and (b) any charge on an invoice identified by CLIENT as a Disputed Charge, are not subject to the Dispute Resolution and Arbitration provisions of Article VIII of this Agreement, and KITTELSON & ASSOCIATES, INC. may avail itself of any and all available legal and equitable remedies to address such Payment Disputes, including, but not limited, to asserting a lien against the real property where PROJECT is located. In the event KITTELSON & ASSOCIATES, INC. is required to undertake collection actions, or otherwise incur any costs in connection with the collection of amounts owing under a past-due invoice, all such costs shall be the responsibility of CLIENT. KITTELSON & ASSOCIATES, INC. prefers that all payments be made through the Automated Clearing House Network ("ACH"). The following bank account information is provided below for this purpose:

Account Name: Kittelson & Associates, Inc. Bank Name: Chase Bank Account Number: 179118350 ABA Number: 325070760 Remittance Advice: apinvoice@kittelson.com

- XVII. **PREVAILING PARTY ATTORNEY FEES:** In the event of any litigation between the parties arising out of this Agreement, including mandatory arbitration under Article VIII of this Agreement, the prevailing party shall be entitled to recovery of its reasonable attorney's fees incurred in the litigation.
- XVIII. <u>ADDITIONAL INSURED</u>: KITTELSON & ASSOCIATES, INC. shall cause its general liability insurers to name CLIENT as an additional insured.
- XIX. <u>PROFESSIONAL STANDARDS:</u> KITTELSON & ASSOCIATES, INC. shall be responsible for performing the Services to the level of competency currently maintained by other practicing professional engineers performing the same type of services in CLIENT'S community. KITTELSON & ASSOCIATES, INC. makes no warranty, guarantee or assurance, express or implied, that the Services will yield or accomplish a perfect or particular outcome for the Project.

- XX. <u>ENTIRE AGREEMENT</u>: This Agreement constitutes the entire, legally-binding contract between the parties regarding its subject matter and supersede any and all prior or contemporaneous understandings, agreements, or representations, whether oral or written. Amendments to this Agreement will be governed by this Agreement and must be in writing and signed by both the CLIENT and KITTELSON & ASSOCIATES, INC.
- XXI. **NO THIRD PARTY RIGHTS:** To the fullest extent permitted by law, no party has any third party beneficiary or other rights arising from or related to the Services.

AUTHORIZATION TO PROCEED: Signing this form shall constitute agreement with all terms and conditions of this AGREEMENT and authorization by CLIENT for KITTELSON & ASSOCIATES, INC. to proceed with performance of the Services as of the date first written above (the "EFFECTIVE DATE").

<u> Table 1:</u>

Project Phase Description	Billing Method	Authorized Amount
Tasks 1-4	Lump Sum	\$15,500

Accepted for:	Approved for:
POITRAS EAST COMMUNITY DEVELOPMENT DISTRICT	KITTELSON & ASSOCIATES, INC.
Signature	Signature
Print Name	Print Name
Title	Title
Date	Date

Poitras East Community Development District

District's Financial Position and Budget to Actual YTD

Poitras East CDD Statement of Financial Position As of 1/31/2024

	General Fund	Debt Service Fund	Capital Projects Fund	Long-Term Debt Fund	Total
		<u>Assets</u>			
Current Assets					
General Checking Account	\$395,719.10				\$395,719.10
Alleyway & Infrastructure Capital Res.	105,133.49				105,133.49
Assessments Receivable	461,222.99				461,222.99
Assessments Receivable		\$1,300,509.37			1,300,509.37
Series 2020 Debt Service Reserve		116,913.09			116,913.09
Series 2023 Debt Service Reserve		814,368.75			814,368.75
Series 2023 Revenue		994,455.88			994,455.88
Series 2020 Interest		19.17			19.17
Series 2023 Acquisition/Construction			\$22,732.74		22,732.74
Total Current Assets	\$962,075.58	\$3,226,266.26	\$22,732.74	\$0.00	\$4,211,074.58
Investments					
Amount Available in Debt Service Funds				\$1,925,756.89	\$1,925,756.89
Amount To Be Provided				22,729,243.11	22,729,243.11
Total Investments	\$0.00	\$0.00	\$0.00	\$24,655,000.00	\$24,655,000.00
Total Assets	\$962,075.58	\$3,226,266.26	\$22,732.74	\$24,655,000.00	\$28,866,074.58

Poitras East CDD

Statement of Financial Position As of 1/31/2024

	General Fund	Debt Service Fund	Capital Projects Fund	Long-Term Debt Fund	Total
	Liabilities	and Net Assets			
Current Liabilities					
Accounts Payable	\$1,800.96				\$1,800.96
Deferred Revenue	461,222.99				461,222.99
Deferred Revenue		\$1,300,509.37			1,300,509.37
Retainage Payable			\$484,571.38		484,571.38
Total Current Liabilities	\$463,023.95	\$1,300,509.37	\$484,571.38	\$0.00	\$2,248,104.70
Long Term Liabilities					
Revenue Bonds Payable - Long-Term				\$24,655,000.00	\$24,655,000.00
Total Long Term Liabilities	\$0.00	\$0.00	\$0.00	\$24,655,000.00	\$24,655,000.00
Total Liabilities	\$463,023.95	\$1,300,509.37	\$484,571.38	\$24,655,000.00	\$26,903,104.70
<u>Net Assets</u>					
Net Assets, Unrestricted	(\$44,297.35)				(\$44,297.35)
Net Assets - General Government	429,537.14				429,537.14
Current Year Net Assets - General Government	113,811.84				113,811.84
Net Assets, Unrestricted		\$1,390,032.67			1,390,032.67
Current Year Net Assets, Unrestricted		535,724.22			535,724.22
Net Assets, Unrestricted			(\$588,504.47)		(588,504.47)
Current Year Net Assets, Unrestricted			126,665.83		126,665.83
Total Net Assets	\$499,051.63	\$1,925,756.89	(\$461,838.64)	\$0.00	\$1,962,969.88
Total Liabilities and Net Assets	\$962,075.58	\$3,226,266.26	\$22,732.74	\$24,655,000.00	\$28,866,074.58

Poitras East CDD Statement of Activities As of 1/31/2024

	General Fund	Debt Service Fund	Capital Projects Fund	Long-Term Debt Fund	Total
Revenues					
On-Roll Assessments	\$261,227.01				\$261,227.01
On-Roll Assessments		\$950,206.90			950,206.90
Other Assessments		412,253.09			412,253.09
Debt Proceeds		48,506.17			48,506.17
Other Income & Other Financing Sources			\$21,948.40		21,948.40
Debt Proceeds			296,128.13		296,128.13
Total Revenues	\$261,227.01	\$1,410,966.16	\$318,076.53	\$0.00	\$1,990,269.70
Expenses					
Supervisor Fees	\$400.00				\$400.00
D&O Insurance	2,788.00				2,788.00
Trustee Services	5,648.38				5,648.38
Management	12,833.32				12,833.32
Engineering	1,006.26				1,006.26
Disclosure	1,250.00				1,250.00
District Counsel	4,694.71				4,694.71
Assessment Administration	7,500.00				7,500.00
Travel and Per Diem	11.67				11.67
Postage & Shipping	1.98				1.98
Legal Advertising	911.68				911.68
Office Supplies	137.50				137.50
Web Site Maintenance	840.00				840.00
Holiday Decorations	1,250.00				1,250.00
Dues, Licenses, and Fees	175.00				175.00
Electric	724.11				724.11
Water Reclaimed	2,552.28				2,552.28
General Insurance	3,409.00				3,409.00
Property & Casualty	14,657.00				14,657.00
Irrigation Parts	16,652.80				16,652.80
Landscaping Maintenance & Material	61,071.64				61,071.64
Flower & Plant Replacement	2,101.96				2,101.96
Contingency	172.24				172.24
Entry and Wall Maintenance	650.00				650.00
Streetlights	1,328.37				1,328.37
Liftstation Maintenance	2,385.21				2,385.21
Personnel Leasing Agreement	4,000.00				4,000.00

Poitras East CDD Statement of Activities As of 1/31/2024

	General Fund	Debt Service Fund	Capital Projects Fund	Long-Term Debt Fund	Total
Interest Payments (Series 2020)		\$20,935.43			20,935.43
Interest Payments (Series 2023)		868,900.94			868,900.94
Engineering			\$145,076.42		145,076.42
District Counsel			903.50		903.50
Legal Advertising			513.54		513.54
Contingency			45,261.87		45,261.87
Total Expenses	\$149,153.11	\$889,836.37	\$191,755.33	\$0.00	\$1,230,744.81
Other Revenues (Expenses) & Gains (Losses)					
Interest Income	\$1,737.94				\$1,737.94
Dividend Income		\$14,594.43			14,594.43
Dividend Income			\$344.63		344.63
Total Other Revenues (Expenses) & Gains (Losses)	\$1,737.94	\$14,594.43	\$344.63	\$0.00	\$16,677.00
Change In Net Assets	\$113,811.84	\$535,724.22	\$126,665.83	\$0.00	\$776,201.89
Net Assets At Beginning Of Year	\$385,239.79	\$1,390,032.67	(\$588,504.47)	\$0.00	\$1,186,767.99
Net Assets At End Of Year	\$499,051.63	\$1,925,756.89	(\$461,838.64)	\$0.00	\$1,962,969.88

Poitras East CDD Budget to Actual For the Month Ending 1/31/2024

Year To Date

			fear to Date						
		Actual		Budget		Variance		FY 2024 Adopted Budget	Percentage Spent
Revenues									
On-Roll Assessments	\$	261,227.01	\$	240,816.67	\$	20,410.34	\$	722,450.00	39.62%
Carryforward Revenue	•	25,000.00		25,000.00	•		•	75,000.00	33.33%
Net Revenues	\$	286,227.01	\$	265,816.67	\$	20,410.34	\$	797,450.00	35.89%
General & Administrative Expenses									
Supervisor Fees	\$	400.00	\$	1,600.00	\$	(1,200.00)	\$	4,800.00	8.33%
D&O Insurance		2,788.00		1,033.33		1,754.67		3,100.00	89.94%
Trustee Services		5,648.38		4,483.88		1,164.50		13,451.64	41.99%
Management		12,833.32		12,833.33		(0.01)		38,500.00	33.33%
Engineering		1,006.26		6,500.00		(5,493.74)		19,500.00	5.16%
Disclosure		1,250.00		1,666.67		(416.67)		5,000.00	25.00%
Property Appraiser		-		66.67		(66.67)		200.00	0.00%
District Counsel		4,694.71		10,000.00		(5,305.29)		30,000.00	15.65%
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		-		3,500.00		(3,500.00)		10,500.00	0.00%
Arbitrage Calculation		-		333.33		(333.33)		1,000.00	0.00%
Travel and Per Diem		11.67		100.00		(88.33)		300.00	3.89%
Telephone		-		8.33		(8.33)		25.00	0.00%
Postage & Shipping		1.98		166.67		(164.69)		500.00	0.40%
Copies		-		333.33		(333.33)		1,000.00	0.00%
Legal Advertising		911.68		4,000.00		(3,088.32)		12,000.00	7.60%
Bank Fees		-		60.00		(60.00)		180.00	0.00%
Miscellaneous		-		2,333.36		(2,333.36)		7,000.00	0.00%
Meeting Room		-		266.67		(266.67)		800.00	0.00%
Office Supplies		137.50		83.33		54.17		250.00	55.00%
Web Site Maintenance		840.00		940.00		(100.00)		2,820.00	29.79%
Holiday Decorations		1,250.00		1,666.67		(416.67)		5,000.00	25.00%
Dues, Licenses, and Fees		175.00		58.33		116.67		175.00	100.00%
Total General & Administrative Expenses	\$	39,448.50	\$	54,617.23	\$	(15,168.73)	\$	163,851.64	24.08%
Electric Utility Services Electric Water-Sewer Combination Services	\$	724.11	\$	1,666.67	\$	(942.56)	\$	5,000.00	14.48%
Water Reclaimed		2,552.28		10,000.00		(7,447.72)		30,000.00	8.51%
Other Physical Environment									
General Insurance		3,409.00		1,233.33		2,175.67		3,700.00	92.14%
Property & Casualty Insurance		14,657.00		5,000.00		9,657.00		15,000.00	97.71%
Other Insurance		-		33.33		(33.33)		100.00	0.00%
Irrigation Repairs		16,652.80		8,333.33		8,319.47		25,000.00	66.61%
Landscaping Maintenance & Material		61,071.64		96,666.67		(35,595.03)		290,000.00	21.06%
Tree Trimming		-		6,666.67		(6,666.67)		20,000.00	0.00%
Flower & Plant Replacement		2,101.96		8,333.33		(6,231.37)		25,000.00	8.41%
Contingency		172.24		10,266.12		(10,093.88)		30,798.36	0.56%
Road & Street Facilities									
Entry and Wall Maintenance		650.00		2,000.00		(1,350.00)		6,000.00	10.83%
Hardscape Maintenance		-		3,333.33		(3,333.33)		10,000.00	0.00%
Alleyway Maintenance		-		3,333.33		(3,333.33)		10,000.00	0.00%
Streetlights		1,328.37		13,833.33		(12,504.96)		41,500.00	3.20%
Accent Lighting		-		166.67		(166.67)		500.00	0.00%
Liftstation Maintenance		2,385.21		10,000.00		(7,614.79)		30,000.00	7.95%
Parks & Recreation									
Personnel Leasing Agreement		4,000.00		12,000.00		(8,000.00)		36,000.00	11.11%
Reserves									
Infrastructure Capital Reserve		-		13,333.33		(13,333.33)		40,000.00	0.00%
Alleyway Reserve		-		5,000.00		(5,000.00)		15,000.00	0.00%
Total Field Operations Expenses	\$	109,704.61	\$	211,199.44	\$	(101,494.83)	\$	633,598.36	17.31%
Total Expenses	\$	149,153.11	\$	265,816.67	\$	(116,663.56)	\$	797,450.00	18.70%
Other Revenues (Expenses) & Gains (Losses)	¢	1 727 04	¢		¢	1 727 04	¢		
Interest Income	\$	1,737.94	\$	-	\$	1,737.94	\$	-	
Total Other Revenues (Expenses) & Gains (Losses)	\$	1,737.94	\$	-	\$	1,737.94	\$	-	
Net Income (Loss)	\$	138,811.84	\$	-	\$	138,811.84	\$	-	

Poitras East CDD Cash Flow

	Beg. Cash	FY23 Inflows	FY23 Outflows	FY24 Inflows	FY24 Outflows	End. Cash
10/1/2022	197,890.08	2.55	(10,591.67)			176,558.95
11/1/2022	176,558.95	2,872.00	(15,751.04)			152,350.27
12/1/2022	152,350.27	56,703.17	(39,151.87)			169,901.57
1/1/2023	169,901.57	56,982.23	(4,789.45)			222,094.35
2/1/2023	222,094.35	56,713.40	(8,682.15)	-	-	270,125.60
3/1/2023	270,125.60	135,035.26	(10,534.43)	-	-	394,626.43
4/1/2023	394,626.43	5,570.93	(66,369.10)	-	-	333,828.26
5/1/2023	333,828.26	2,052.73	(35,778.00)	-	-	300,102.99
6/1/2023	300,102.99	8,262.26	(16,702.52)	-	-	291,662.73
7/1/2023	291,662.73	3.63	(22,859.90)	-	-	268,806.46
8/1/2023	268,806.46	63,043.12	(22,396.62)	-	-	309,452.96
9/1/2023	309,452.96	3,177.44	(12,045.87)	-	-	300,584.53
10/1/2023	300,584.53	10,514.53	(27,801.73)	3.94	(22,716.50)	260,584.77
11/1/2023	260,584.77	-	(3,188.28)	72,374.27	(54,504.60)	275,266.16
12/1/2023	275,266.16	-	-	569,265.18	(27,725.03)	816,806.31
1/1/2024	816,806.31	-	-	571,494.54	(992,581.75)	395,719.10
2/1/2024	395,719.10	-	-	-	(9,861.01)	385,858.09 as of 02/15/2024
	Totals	400,933.25	(296,642.63)	1,213,137.93	(1,107,388.89)	