

**MINUTES OF MEETING
FIDDLER'S CREEK COMMUNITY DEVELOPMENT DISTRICT #2**

The Board of Supervisors of the Fiddler's Creek Community Development District #2 held a Regular Meeting on December 11, 2019 at 10:00 a.m., at the Fiddler's Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114.

Present at the meeting were:

Elliot Miller	Chair
Victoria DiNardo	Vice Chair
Linda Viegas	Assistant Secretary
Bill Klug	Assistant Secretary
John Nuzzo	Assistant Secretary

Also present were:

Chuck Adams	District Manager
Cleo Adams	Assistant Regional Manager
Tony Pires	District Counsel
Terry Cole	District Engineer
Tony DiNardo	Developer
Ron Albeit	Foundation General Manager
Shane Willis	Fiddler's Creek Security
John Stack	Architectural Fountains
Gary Alpin	Manager, Coastal Zone Management

Residents present were:

Steve and Doris Schwartz	Marlo McQuaker
Bill Mason	Shannon Benedetti
Joe Luceri	Michael Laurence

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mrs. Adams called the meeting to order at 10:00 a.m. All Supervisors were present, in person.

SECOND ORDER OF BUSINESS

Public Comments: Non-Agenda Items

Disclaimer: These minutes are a summary of the meeting and are intended to provide highlights of the topics discussed, items considered and actions taken.

Mr. Steve Schwartz, a resident, distributed photos and stated that he and his wife Doris live on 9634 Campanile Circle and, due to the lack of a visual barrier from the street by plantings, car lights shine directly into their home and walkers and bikers can look in. He asked if the hedge could be extended. Mr. Schwartz stated that there is a severe water problem behind their home and homes next to them; their water pump is under 2' of standing water, there is a 2' drop off from their home, which is where Taylor Morrison (TM) installed a swale. GradyMinor reviewed it last week and found that the property line between their home and CDD #2 land is in the middle of the hedge, which is where the swale should be but instead TM installed it about 8' in front and into their yard. He toured the area with Mr. Justin Laurie, Vice President of TM, and it was determined that the grading was never done correctly.

Mrs. Adams stated she executed a work order yesterday to extend the hedge.

Ms. Marlo McQuaker, a resident, Chairperson of the Amador Landscape Committee and a representative for homeowners from 9610 to 9634 Campanile Circle, stated an irrigation issue was discovered and brought to TM's attention but nothing was done. There is no major drain in the area to draw out the excess water and she believed that, during rainy season, there would be 2' of water, Fiddler's Creek Parkway would be flooded, and the trees and homes would be under water. TM's land development and GradyMinor engineers working for TM surveyed the land. Mr. Miller asked why this was a CDD #2 issue. Ms. McQuaker stated that the stakes put in to determine where the swale should be placed to help with drainage are in the middle of the hedge; therefore, she felt that half was on CDD #2 land and half was on the owner's property. She stated that, according to TM's engineering plans submitted to the Design Review Committee (DRC) for approval, water should not impact the homes or CDD #2; and that Mr. Robert Dieckmann reviewed the area and confirmed that the houses in the area did not have DRC approval, as the plans were never submitted. She stated that, according to the engineering plans, the swales between the CDD #2 property and the homes should have been made before the homes were built. The drainage as-builts should have been approved by the DRC but were not and TM built homes before DRC approval was received. She felt that TM has a responsibility not to have water impact CDD #2 or the homes and that CDD #2 cannot impact homes and vice versa; however, CDD #2's part is 2' above and sends water onto the Amador

homes. Ms. McQuaker wanted Mrs. Adams to have someone review the area. Mr. Miller stated the Board would determine how to remedy the issue.

From Ms. McQuaker's comments, Mr. Miller surmised that the genesis of the issue was that TM constructed homes before receiving DRC approval. Ms. McQuaker expressed her opinion that there was also a failure on CDD #2's part not to have CDD #2 properties properly surveyed so that the hedge would not be built on top of Amador property and because proper drainage was not taken into consideration Ms. McQuaker felt that The Foundation and DRC made it clear in their letter to the Amador Board that they do not want to get involved and that the property owners should deal with this issue on their own and, if necessary, take legal action against the party they believe is guilty. Mr. Klug felt the DRC was at fault and that CDD #2 was not responsible for constructing a remedy. A lengthy discussion ensued. Ms. McQuaker stated she was only referring to the CDD #2 land not homeowners' land.

Mr. Cole stated Mrs. Adams emailed him this morning and he briefly looked at the plans. The area is part of Phase 4, Unit 1 construction, where the construction entrance was closed and homes were built. The plans show yard drains along the back and the plat shows a 15' wide drainage easement dedicated to CDD #2. The middle of that drainage easement is on the rear property line and part is on the lot; the remaining is within a buffer tract that CDD #2 maintains and where the hedge is located. He could not confirm whether the hedge encroaches onto the property line. There is a swale along the back of the properties; however, he did not inspect the area for yard drains. In his opinion, it is the responsibility of the Developer or the Builder to fix these issues not CDD #2. There are drainage problems but he cannot determine the extent of the problems until he receives the as-built drawings and reviews the location and elevation of the swale and yard drains to see how the area drains. The center of the drainage swale should be at the property line. He did not believe Fiddler's Creek Parkway or the homes would be flooded if the yard drains are in place. Everything must be certified by GradyMinor and, if there was a design change, it must be certified and properly permitted through the County. The north end of the swale has an opening going into the lake; however, the ground is soft so additional grading may be needed and, if there are no yard drains but they are needed, there should be a revised design permitted through the County and certified appropriately for permitting and completion of construction. Mr. Cole stated, once

the system is in place and certified, CDD #2 would be responsible for maintenance. As CDD #2's District Engineer, he stated that the system is not functioning properly and, if there are design and certifications needed, those must be provided, prior to CDD #2 accepting maintenance responsibilities.

Mr. DiNardo stated the DRC only approves elevation and landscaping, as they relate to aesthetics; the DRC does not approve engineering calculations and is not responsible for drainage. He suggested that Mr. Cole and GradyMinor determine who is responsible, figure out what TM did, and, if it was not done correctly, decide who to blame. He stated that Mr. Dieckmann did not understand that there were agreements with the DRC and TM such that, if TM was building the same product with the same landscaping, similar to all the other homes the DRC already approved, then DRC approval was not required for each separate home. Discussion ensued regarding DRC filings and whether they were done.

Ms. McQuaker stated that she asked to see TM's drainage plans and documentation, but was told there were none and that TM is not required to install drainage, as it is not a requirement of The Foundation or the CDD. She stated that Mr. Keith Norton, Senior Manager of TM Land Development, wants to work with CDD #2 to determine what must be done and who should install the swales. Mr. Miller asked Ms. McQuaker to have Mr. Norton contact Mr. Cole.

Mr. Miller stated that, while the Board sympathized with Mr. and Mrs. Schwartz, it can only address CDD #2 related issues; thus, Mr. Cole would evaluate the situation and present his recommendations about CDD #2 issues and, if it is related to something TM should or should not have done, the District would address it appropriately. Ms. McQuaker hoped it could be dealt with by adding proper drainage, which was her request.

Ms. McQuaker stated that TM hit a CDD tree along Mr. Schwartz's property and they would like it replaced, along with the additional hedge, to create a barrier; TM would be asked to assist with the financing. She asked the District to review a Hong Kong orchid on CDD #2 property that was damaged in the hurricane and fell over, and for a dead palm behind it to be replaced. She accused LandCare of leaving garbage and debris behind the hedges. Mr. Miller stated these issues do not need to come to the Board; rather, to save time, she can email Mrs. Adams.

Mr. Bill Mason, an Oyster Harbor resident, discussed damages to his vehicle tires, on numerous occasions, due to debris left in the road by TM. When he spoke to various TM representatives, he was told to take them to small claims court; however, during the last conversation he was told they would do their best to keep the road clean. Regarding who is responsible for keeping the road clean, Mr. DiNardo stated that they pay for street sweeping at Dorado. He suggested sending a letter stating that CDD #2 would have the roads swept and bill TM for the expense. Discussion ensued regarding how often the streets should be swept. Mr. Mason discussed TM leaving garbage and debris everywhere, including the lakes on Belon Lane, where 12 homes are being built. Regarding whether County Code Enforcement requires maintenance of construction sites and streets, Mr. DiNardo stated he would have Mr. Willis notify Code Enforcement about the street conditions. Mr. Pires was asked to send a letter to TM regarding this issue of debris in the streets and lakes. Mr. Miller felt that the homeowners should take TM to small claims court. Mr. Pires asked Mr. Mason to email the details of the perceived violations he observed to Mrs. Adams. Mr. Mason discussed water coming out of an overflow pipe at the end of Belon Lane in the middle of the night. Mr. Cole and Mr. Adams stated it sounded like an automatic flush out by Collier County Utilities to maintain the chemical balance in the drinking water, which could not be stopped.

Ms. Shannon Benedetti, a resident, agreed to wait to discuss her landscaping issue so another significant and related issue could be addressed first.

▪ **Discussion/Presentation: Architectural Fountains (John Stack)**

This item was an addition to the agenda.

Mr. Miller recalled the issues with the Aviamar fountain and noted that there were numerous comments about the fountain on Fiddler's Friends. The fountain does not always work and does not look the way it was as seen in photos circulated by Ms. Viegas. The maintenance contractor for the fountains was at the meeting to address the issues.

Mr. John Stack, of Architectural Fountains (AF), stated the Aviamar fountain wind speed controller is now set to shut off when the wind reaches 8 miles per hour (mph); it was previously set at 5 mph. This was the reason for the fountain shutting off. The fountain has multiple pumps and motors which can break and cause it to go down and the broken pumps or motors must be repaired or replaced, which can take about three weeks. Mr. Miller asked if AF

keeps an inventory of pumps and motors. Mr. Stack replied no because, at \$3,500 each, they are very expensive. The life expectancy of a pump is four years and, to his knowledge, three of the eight pumps were replaced. Ms. Viegas noted Mr. Stack had only serviced the pumps for two years and more pumps/motors were replaced prior to that.

Mr. Stack stated a surge protector is in place and everything is grounded but a direct lightning strike could take out all the electrical and the motors.

Mr. Stack responded to questions as follows:

➤ When the fountain goes down due to the wind speed there is a 10-minute delay before it attempts to start again. The delay time could be lowered to 5 minutes but not less, as starting and stopping that often would cause too much stress on the pumps and motors. Ms. Viegas asked Mr. Stack to make that change today. Mr. Stack received confirmation from Mrs. Adams to lower the delay time to five minutes.

➤ Capping the pipes a year ago, due to leaks under the fountain, impacted the display of the fountain because of the difference in the number of pipes going to each pump.

➤ Regarding what happened a week ago when the nozzles that were not working were adjusted, the valves were inadvertently closed by half. The valves were all opened today so the fountain is now fully operational. A photo was sent to Mrs. Adams.

➤ When the fountain takes a direct hit from lightning, the pump/motor is taken to the shop for repairs or sent out for repairs, if necessary. If it cannot be repaired, it must be replaced, which could take weeks.

➤ Regarding his conversation with Sweetwater, who maintains the water in the fountain, Sweetwater pumps chlorine into the fountain two days a week. On those days the chlorine is especially "hot" which will burn the plants when the water sprays. Sweetwater wants to use chlorine injection pumps which would control and balance the level of chlorine dispensed in the water throughout the week.

Mr. Miller asked for the cost. Mrs. Adams stated it would cost approximately \$1,600 for all three fountains. Mr. Stack stated this should help with the plants being damaged by the chlorine. The chlorine level would be lowered and plants would be saved.

Discussion ensued regarding potential issues with liquid chlorine. Mrs. Adams stated that, before proceeding, she would research this and coordinate with Mr. Cole and the County regarding any issues or requirements that must be fulfilled.

Ms. Benedetti stated she was speaking for the Landscape Advisory Board today. Issues with the copperleaves around the Veneta fountain and LandCare trimming shrubs on the back due to chlorine damage were discussed with Mrs. Adams. Some were pulled out and some were moved to try and save them. Ms. DiNardo felt that this issue could not be addressed until there is an answer about the chlorine. Ms. Benedetti stated the landscape at the Aviamar fountain was not aesthetically pleasing. A lot of the dead plants were replaced but a lot of those plants do not make sense; the overall design is poor. Ms. Benedetti suggested that Juniper look at it again, come up with a design, and present renderings. Mr. DiNardo suggested looking at all three fountains. Mr. Miller voiced his opinion that Veneta looked fine as it is. Mrs. Adams noted that Oyster Harbor is being redone.

It was noted that chlorine is used in the fountains to prevent algae. Regarding trying to plant chlorine tolerant plants, Mr. DiNardo and Ms. Benedetti both stated that there is no such thing; chlorine kills any plant. A suggestion was made to research a different chemical to see if there is anything else that could be used that would not be so destructive to plants. Ms. Viegas asked if Ms. Benedetti was included in the current design for the plantings around the Aviamar fountain. Ms. Benedetti stated that she was not involved.

THIRD ORDER OF BUSINESS

Special Counsel Update

Mr. Miller stated the bond refunding was completed. He discussed issues that arose and were resolved, including one related to the interpleader litigation that was resolved so the interpleader litigation would finally be settled.

- **Developer's Report/Update**

This item, previously the Fifth Order of Business, was presented out of order.

Mr. DiNardo stated the "Publix Coming Soon" sign was up at the Sandpiper entrance. Publix was projected to open during the first quarter of 2021. Entry to the plaza will be from a road off of Sandpiper Drive that would be named Sandpiper Lane. Engineers are meeting in early January to discuss the development work and constructing the Sandpiper guard house.

- **Consideration of District Traffic Signal Agreement By and Among FCC Preserve, LLC, and HEPFC, LLC, and Fiddler's Creek CDD #2**

This item, previously the Eighth Order of Business, was presented out of order.

Mr. DiNardo stated that Halvorsen, who is buying the land and then leasing it to Publix, would contribute \$200,000 towards the traffic light when or if it is approved by the Florida Department of Transportation (FDOT). The \$200,000 would go towards CDD #2's obligation and CDD #1 would owe CDD #2 for half the cost of the light. CDD#2 would receive the money from Halvorsen when the light is completed.

Mr. Miller noted an error in the signature block which he would correct when he executes the Agreement. Ms. Viegas asked about a few sections of the Agreement, but, while the issues were valid, they would not be incorporated because the verbiage was sufficient.

On MOTION by Ms. DiNardo and seconded by Mr. Nuzzo, with all in favor, the District Traffic Signal Agreement By and Among FCC Preserve, LLC, and HEPFC, LLC, and Fiddler's Creek CDD #2, was approved.

FOURTH ORDER OF BUSINESS

Health, Safety and Environment Report

Mr. Willis distributed an updated version of the Report and gave a PowerPoint presentation highlighting the following:

- A new phone number, 239-919-3705, was added that can be called to reach the community patrol.

Mr. DiNardo stated that he hoped to give a presentation on what the new construction road would look like at the next meeting or the following meeting. He stated that, once the Sandpiper gate house is moved and developed, construction vehicles would not use Sandpiper. Mr. Miller asked when new drawings of the gate house would be available. Mr. DiNardo stated this project would not occur until 2020 so he did not have the drawings yet.

Mr. Willis continued his report:

- There were approximately 50,000 gatehouse entries in November, compared to approximately 43,000 in October.
- Occupancy rate was about 245 homes higher per week than last year.

- Patrol Mileage: Approximately 200 miles per day.

Mr. Willis stated that new vehicles were arriving this week or the next. The old vehicles would be stored near the pump stations. Mrs. Adams stated the old vehicles are owned by the CDDs and would be surplus. This would be a future agenda item.

In response to who would bid on the old vehicles, Mrs. Adams stated that she and Mr. Adams would be bidding on them. Mr. Adams stated the bidding is open to the public; anyone interested can bid, as it is a sealed bid process, according to State statute. Mr. DiNardo felt that was a conflict of interest, as The Foundation wanted to purchase them but were not allowed. Mr. Pires stated that he would research the statute and advise if it would be a conflict.

Mr. Klug asked if the road patrol had flat tires from driving through the Oyster Harbor construction areas. Mr. Willis replied affirmatively. Mrs. Adams stated that the CDD was paying for the flat tires since it still pays for security to the end of the year when it is turned over to The Foundation. Mr. Willis stated that he also called TM about the flat tires and was also told by TM to take them to small claims court.

Mr. Pires read from the statute related to the sale of property, which stated "sold to the highest bidder or by public auction". Mr. Adams stated that CDD #1 is the owner of record for the vehicles and the decision maker as to how to proceed. Mr. Miller believed that CDD #2 also has a vested interest since it pays for half. Mr. Pires suggested tabling this to the next meeting and he would confer with CDD #1 about how it should be handled. Discussion ensued about investigating the public auction process.

- Incidents: The number increased due to people feeding alligators and fishing. People should be reminded to not feed the alligators. Signs were being installed at Marsh Point.
- Fiddler's Creek received its 2020 National Firewise USA Program Certificate of Recognition. Property owners may be able to get a discount if they send it to their insurance provider.
- Pressure cleaning in CDD #2 was completed.
- The Championship Drive radio-frequency identification (RFID) system scanner was installed. Tags were being provided to all the employees that use that gate and, once they are all issued, the gate would be turned back on and clickers would be required.

Ms. Viegas asked if the new construction road would open before the Sandpiper Drive entrance is closed. Mr. DiNardo stated that he would address that during his presentation at the next meeting.

FIFTH ORDER OF BUSINESS

Developer’s Report/Update

This item was presented following the Third Order of Business.

SIXTH ORDER OF BUSINESS

Presentation: Collier County’s Comprehensive Water Shed Improvement Plan (by Gary McAlpin, Manager – Coastal Zone Management)

Due to time constraints Mr. Gary McAlpin, Manager of the Collier County Coastal Zone Management Division, left the meeting due to a prior commitment; he would give his presentation at the next meeting, early in the agenda. Mr. Cole stated he and Mr. McAlpin were meeting to discuss the watershed plan before the next CDD meeting.

SEVENTH ORDER OF BUSINESS

Consideration of Resolution 2020-03, Accepting the Updated Report of the District Engineer Dated November 2019 for the Phase 3 Project Funded by the 2005 Series Bond (the “2005 Series Project”); and, Providing for Severability, Conflicts and an Effective Date

Mr. Cole distributed another version of the updated Engineer’s Report.

Mr. Cole and Mr. Pires responded to the questions posed by Mr. Miller about the Resolution and the updated Engineer’s Report, as follows:

- When was the court order that authorized the bond validation? Answer: 2003. The court order authorized the validation authorization; it does not impact the resolution.
- Did Fishkind and Associates (Fishkind), who was referred to as a Financial Advisor in the November 2019 updated Engineer Report and Supplemental Report, render any function in 2019? Answer: Not since the original Report in 2005; references to Fishkind would be removed.

Mr. Miller asked for the 2019 Report to be revised so the tenses used relate to the time when the action took place as there were instances of certain phases of infrastructure anticipated to be completed in 2013, which was long past. Mr. Cole stated that the Report would be updated.

➤ What does a zero lot line mean? Answer: It allows for building a house up to the lot line and to have 10' spacing between houses but it is rarely used.

Mr. DiNardo stated it is a committed sizing of a house on a lot.

➤ Are Exhibits 1 and 2 identical? Answer: Yes; the difference was how they were labeled.

Mr. Cole answered questions regarding reclaimed and potable water; he needed to check on others.

Mr. Cole stated he highlighted the copies where changes were made that differed from the Report in the agenda package. The Resolution did not change.

Mr. Cole responded to questions posed by Ms. Viegas, as follows:

➤ Why was an expense incurred in Phases 1 and 3 for bike paths since there are no bike paths in Fiddler's? Answer: The original Report and diagrams referred to the sidewalk on one side of the street as a bike path even though it was not.

➤ What was the expense incurred in Phase 3, for the East of US 41 Entrance? Answer: Costs were for the permit and construction of the present Sandpaper Drive entrance and the improvement to US 41.

Ms. Viegas stated she would give Mr. Cole a copy of her other questions and corrections rather than spending meeting time on them.

➤ The revised Engineer's Certificate requested at the last meeting was sent the following week.

Mr. Cole would revise the updated Engineer's Report one more time and present it for approval at the next meeting.

Mr. Pires distributed a revised Resolution with corrections from Ms. Viegas.

EIGHTH ORDER OF BUSINESS

Consideration of District Traffic Signal Agreement By and Among FCC Preserve, LLC, and HEPFC, LLC, and Fiddler's Creek CDD #2

This item was presented following the Third Order of Business.

NINTH ORDER OF BUSINESS**Engineer's Report: *Hole Montes, Inc.***

Mr. Cole distributed the following requisitions:

- Series 2005 Requisition #156 for \$635: There is nothing in the bond construction account so items are being held until the money from the litigation settlement is deposited.

Mr. Cole stated that he is meeting with Mr. DiNardo and GradyMinor to proceed with the Sandpiper construction.

- Series 2015 Requisition #22 for \$3,050: Treatment of the lakes by SOLitude Lake Management (SOLitude).

Mr. Cole reported the following:

- Numerous complaints about potholes were received from Oyster Harbor. Someone was sent to fix them, but catch basins, valley gutter and curb issues would not be fixed until construction is completed.

Mr. Miller stated that it would take years. Mr. Cole stated that was what was done in the past; however, he believed it would be sooner than expected.

- He would follow up with Ms. McQuaker regarding the water issues in Amador.
- The irrigation issues on the back side of Lagomar were addressed; however, CDD #2 did not do the work.

Mr. Cole would respond accordingly. Mrs. Adams stated that Lagomar homeowners were supplied any information they had.

- What is needed for lake erosion repairs would be outlined. The geotube, referenced by Mr. Barry Jones at the last meeting, was hit by a lawn mower on the golf course years ago. Mr. Jones incorrectly stated it happened recently.
- Oyster Harbor has lake erosion similar to Lagomar. TM has to install roof and yard drains. There was no need for CDD #2 to address lake erosion until TM fixes the drain issues.
- CDD #1 wanted to extend the sidewalk from Mahogany Bend to Campanile Circle, if CDD #2 agrees.

Mrs. Adams stated a motion was made but not passed at the CDD #1 meeting, so it would not be pursued.

Mr. Cole responded to Ms. Viegas' questions as follows:

- He emailed Lennar yesterday regarding the Millbrook street depressions that are holding water. There are two main depressions and two smaller ones. The two larger ones need to be addressed.
- The Mussorie curb replacement/repair matter that Ms. Irmen brought up at the last meeting was addressed. Ms. Irmen was advised that the District would not be repairing it; Ms. Irmen understood.
- He needed to meet with Mr. McAlpin before providing an estimate of the costs for him to monitor the storm water project.
- Regarding an update from GradyMinor for the final acceptance of Veneta and Aviamar, a list of outstanding items must still be addressed.

Mr. Klug presented a photo of a collapsed section at 9249 Campanile around a water line. Mr. Cole asked Mr. Klug to send the photo to him and he would follow up.

TENTH ORDER OF BUSINESS

Acceptance of Unaudited Financial Statements as of October 31, 2019

Mr. Adams responded as follows to questions posed by Ms. Viegas and Mr. Miller:

- Does the amount Due to Developer still include the \$100,000 that was forgiven?
Answer: Yes, it was included, but would be addressed in the December financials.
- Why does the 2003 bond show a negative \$300,000+ since those bonds were refunded and paid off? Answer: It was a timing issue.
- Why does the 2014-4 bond still have an amount when TM paid it off? Answer: It would all be cleaned up in the December financials now that everything was settled; the footnote should also be deleted.
- Regarding the Series 2019 bond, why was \$240,250 listed as cost of issuance but the report received last month had \$261,000? Answer: There may be more costs coming that are not reflected.

ELEVENTH ORDER OF BUSINESS

Consideration of Minutes

A. October 23, 2019 Regular Meeting

Mrs. Adams presented the October 23, 3019 Regular Meeting Minutes.

The following changes were made:

Line 70: Delete "and"

Line 178: Change "to the" to "in the"

Line 181: Change "Fountain" to "fountain"

Line 221: Change "CCD" to "CDD"

Mr. Miller noted that, on Line 79, although he said 15%, it was actually 14%.

On MOTION by Mr. Klug and seconded by Mr. Nuzzo, with all in favor, the October 23, 2019 Regular Meeting Minutes, as amended, were approved.

B. November 13, 2019 Regular Meeting

Mrs. Adams presented the November 13, 2019 Regular Meeting Minutes.

The following changes were made:

Line 160: Mr. Pires would provide Mrs. Adams with revised language for the motion box, as a revised Resolution was approved, not the one originally presented and referenced in the minutes.

Line 269: Change "trip and" to "trips or"

Line 321: Change "Mr." to "Mrs."

On MOTION by Ms. DiNardo and seconded by Ms. Viegas, with all in favor, the November 13, 2019 Regular Meeting Minutes, as amended, were approved.

TWELFTH ORDER OF BUSINESS

Staff Reports

A. District Counsel: *Woodward, Pires and Lombardo, P.A.*

Mr. Pires asked Mr. Cole to provide a redlined version of the Engineer's Report revisions for the next meeting, rather than a summary of the changes.

Mr. Pires reported the following and responded to questions, as follows:

- A reply and documents regarding the Mussorie land bridge were pending.

➤ A letter to Mr. McAlpin about the storm water issue would be sent, as CDD #1 requested; the letter would cover CDD #2 as well.

➤ Tract E Agreement: Mr. Woodward told him he now had it, but it was still not signed.

Ms. Viegas asked Mr. Pires for a copy before the next Foundation meeting and she would get Mr. Woodward to sign it at that meeting if he had not signed it yet.

➤ There was no response from the trucking company regarding the Oyster Harbor oil spill. He had not followed up with Mr. Willis, who was supposed to talk to them, but he would.

Ms. Viegas asked about the Pulte license agreement. Mrs. Adams stated she met with the Pulte representative and the request was being submitted to the DRC first.

Ms. Benedetti noted that, as the Board knew, Ms. Valerie Lord left Fiddler's and Mr. Willis was now doing the DRCs. Ms. Cathy Feser was no longer being used and The Foundation is using Juniper, but she did not know the specific contact.

B. District Manager: *Wrathell, Hunt and Associates, LLC*

- **NEXT MEETING DATE: January 22, 2020 at 10:00 A.M.**

- **QUORUM CHECK**

The next meeting was scheduled for January 22, 2020.

C. Operations Manager: *Wrathell, Hunt and Associates, LLC*

Mrs. Adams distributed and presented the Field Operations report.

THIRTEENTH ORDER OF BUSINESS

Supervisors' Requests

There being no Supervisors' requests, the next item followed.

FOURTEENTH ORDER OF BUSINESS

Adjournment

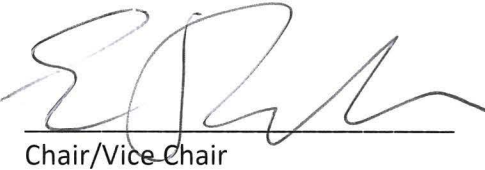
There being no further business to discuss, the meeting adjourned.

On MOTION by Mr. Klug and seconded by Mr. Miller, with all in favor, the meeting adjourned at 12:30 p.m.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]



Secretary/Assistant Secretary



Chair/Vice Chair