

**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 9, 2020 at 10:00 a.m., at the Fiddler’s Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114.

Present were:

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

Also present were:

Chuck Adams	District Manager
Cleo Adams	Assistant District Manager
Tammie Smith	Operations Manager
Tony Pires	District Counsel
Terry Cole	District Engineer
Ron Albeit	The Foundation General Manager
Mark Kimmel	Resident
Joan Smith	Resident
Michael Laurence	Resident

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

Resident Mark Kimmel stated that he and several property owners in Amador are furious with Taylor Morrison (TM) for not properly installing the swale behind Lots 1 through 7 and they felt that TM should be held accountable for the repairs. The property owners who are impacted are willing to sacrifice the ficus hedges to facilitate the improvement. Asked about the position of the Amador Village Board, Mr. Kimmel voiced his opinion that the swale

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

provided by the Developer was inferior and the HOA expended a considerable amount to maintain the landscaping behind the seven lots. Mr. Miller stated that, although the CDD Board empathizes, these issues are not within the scope of the District’s authority; this is an HOA issue. Regarding adverse consequences to the property owners, due to the failure of TM to build the swale as required, Mr. Kimmel noted increased water in backyards and flooded irrigation boxes. Mr. Pires discussed a letter sent to TM asking for a timeframe for repairing the easement issues and suggested that Mr. Kimmel try to obtain the individual building permits for the seven lots to see what type of survey was given to the County at the time the building permit applications were made. Discussion ensued regarding landscaping issues, soggy conditions, maintaining the easement, making a claim against TM, and the County’s failure to properly inspect the swales. Mr. Miller suggested that Mr. Kimmel meet with the HOA Board, determine what remedies are necessary, and present his findings for further discussion.

Resident Michael Laurence voiced his concerns regarding safety and security, specifically, speeding in Aviamar by residents and contractors. He emailed Mr. Willis but never received a response. Discussion ensued regarding ongoing speeding, The Foundation installing traffic calming devices, and the fining committee. Mr. Miller asked Mr. Albeit to remind Mr. Willis that he should respond to resident emails.

Resident Joan Smith stated that, at Aviamar and Amaranda, she witnessed a motorist entering the traffic circle in the wrong direction. Ms. Viegas suggested photographing the motorists’ license plates, the vehicles, the time, and date when it happens, and forwarding them to Mr. Willis. Mr. Albeit asked to be copied on emails to Mr. Willis.

THIRD ORDER OF BUSINESS

Administration of Oath of Office to Newly Elected Supervisors, Victoria DiNardo [Seat 1], Linda Viegas [Seat 3] and John Nuzzo [Seat 4] (*the following to be provided in a separate package*)

Mrs. Adams, a Notary of the State of Florida and duly authorized, administered the Oath of Office to Ms. DiNardo, Ms. Viegas and Mr. Nuzzo. She distributed the following items:

- A. Guide to Sunshine Amendment and Code of Ethics for Public Officers and Employees**
- B. Membership, Obligations and Responsibilities**
- C. Financial Disclosure Forms**

- I. Form 1: Statement of Financial Interests
- II. Form 1X: Amendment to Form 1, Statement of Financial Interests
- III. Form 1F: Final Statement of Financial Interests
- D. Form 8B, Memorandum of Voting Conflict

FOURTH ORDER OF BUSINESS

Consideration of Resolution 2021-01, Designating a Chair, a Vice Chair, a Secretary, Assistant Secretaries, a Treasurer and an Assistant Treasurer of the Fiddler’s Creek Community Development District #2, and Providing for an Effective Date

Mrs. Adams presented Resolution 2021-01. Ms. Viegas nominated the current slate of officers as follow:

Chair	Elliot Miller
Vice Chair	Victoria DiNardo
Secretary	Chuck Adams
Assistant Secretary	Linda Viegas
Assistant Secretary	Bill Klug
Assistant Secretary	John Nuzzo
Assistant Secretary	Craig Wrathell
Treasurer	Craig Wrathell
Assistant Treasurer	Jeff Pinder

No other nominations were made.

On MOTION by Ms. Viegas and seconded by Mr. Klug, with all in favor, Resolution 2021-01, Designating a Chair, a Vice Chair, a Secretary, Assistant Secretaries, a Treasurer and an Assistant Treasurer of the Fiddler’s Creek Community Development District #2, as nominated, and Providing for an Effective Date, was adopted.

FIFTH ORDER OF BUSINESS

Update: Request for County Assistance for 7-Eleven Contribution for Traffic Signal

Mr. Pires stated that an ordinance was adopted with verbiage that the developer of the 7-Eleven would be responsible for a proportionate cost of the traffic signal work. Discussion ensued regarding how long it would take to install the traffic signal, the timeframe for the traffic study, traffic generation, and the Publix opening.

SIXTH ORDER OF BUSINESS

Health, Safety and Environment Report

There being no report, the next item followed.

SEVENTH ORDER OF BUSINESS

Developer’s Report/Update

There being no report, the next item followed.

EIGHTH ORDER OF BUSINESS

Engineer’s Report: Hole Montes, Inc.

Mr. Cole reported the following:

- The concrete valley gutter repairs were in progress.
- The re-striping was substantially completed in CDD #2.

Ms. Viegas stated five traffic cones were left at 8977 Cherry Oaks Trail in District #1. Mr. Cole stated he was notified of several punch list items that need to be addressed; he would look into the cones.

- The intersection on the northern side of Aviamar Circle was re-striped.
- The Lake 88 excavation repairs would be completed after the holidays.
- Sandpiper Drive construction was ongoing and should be completed in February.
- The roadway depressions on Aviamar Circle were inspected, per Ms. Viegas’ request. The depressions are not an immediate issue but should be remedied by Lennar before they worsen.

Mr. Cole responded to questions regarding construction completion dates on the access roads, an undeveloped parcel of land in Amaranda, and the sidewalk connection between Sandpiper and Aviamar. Mr. Cole would contact Mr. Parisi regarding the parcel.

NINTH ORDER OF BUSINESS

Acceptance of Unaudited Financial Statements as of October 31, 2020

Mr. Adams presented the Unaudited Financial Statements as of October 31, 2020. He responded to questions regarding where the District's operating account is held, the current interest rate, short-term CDs, and removal of the Series 2003 and 2014 bonds from the financials. Mr. Adams would have those items removed from the financials. Mrs. Adams provided updates on insurance, the fountains, and the benches. In response to Mr. Miller's question, Mrs. Adams stated it is impossible to insure fountain repairs. The financials were accepted.

TENTH ORDER OF BUSINESS

Approval of Minutes

A. October 28, 2020 Regular Meeting

Mrs. Adams presented the October 28, 2020 Regular Meeting Minutes. The following changes were made:

Line 74: Insert a comma after "centers"

On MOTION by Mr. Miller and seconded by Ms. DiNardo, with all in favor, the October 28, 2020 Regular Meeting Minutes, as amended, were approved.

B. November 11, 2020 Regular Meeting

Mrs. Adams presented the November 11, 2020 Regular Meeting Minutes. Mr. Miller asked about Mr. Parisi's exact title. Mr. Albeit would check and inform Management.

On MOTION by Ms. DiNardo and seconded by Mr. Nuzzo, with all in favor, the November 11, 2020 Regular Meeting Minutes, as presented, were approved.

ELEVENTH ORDER OF BUSINESS

Public Comments

There were no public comments.

TWELFTH ORDER OF BUSINESS

Staff Reports

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

Mr. Pires reported the following:

➤ Staff previously transmitted a letter to Mr. Charles Mann, of Lennar, regarding the depressions in Aviamar Circle. Mr. Pires followed up with an email requesting a response.

Mr. Pires asked Mrs. Adams to distribute copies of the letters Staff transmitted to Lennar and TM to the Board.

➤ TM would repair the valley gutters and a streetlight that was knocked over. Mr. Pires asked for a schedule of when the repairs would be done. TM has not responded and did not respond to the request for legal fees.

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

- **NEXT MEETING DATE: January 27, 2021 at 10:00 A.M.**
 - **QUORUM CHECK**

All Supervisors confirmed their attendance at the January 27, 2021 meeting.

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

Ms. Smith presented the December Field Operations Report.

Discussion ensued regarding cocoplums on Sandpiper Drive, the landscapers, the pressure cleaning schedule, Veneta and Aviamar entrances, streetlights, and whether debris removal from District roadways is included in the landscaping contracts. Ms. Viegas asked why the numbers for the paver pads changed from the previous month's report. Ms. Smith explained that the previous month's figure was for three pads and three benches and the current figure is for four. Mrs. Adams asked Ms. Smith to obtain a quote for A/C maintenance located at the Aviamar pump station.

Mrs. Adams presented the monthly Status Report and highlighted the following:

- The pine straw program was delayed due to COVID-19.
- The quadrants in the Veneta Fountain would be operational by Friday.

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 at 11:16 a.m.


Secretary/Assistant Secretary


Chair/Vice Chair