

**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 May 26, 2021 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
Tony Pires	District Counsel
Zach Lombardo	Woodward, Pires & Lombardo, P.A.
Terry Cole	District Engineer
Ron Albeit	The Foundation General Manager
Michael O’Neil	Counsel for The Foundation
Dan Frechette	Fiddler’s Creek Security
Scott Smith	Juniper Landscaping
Mark Grimes	GulfScapes Landscape Management Services (GulfScapes)
Mike Barrow	GulfScapes
Chuck Tentley	GulfScapes
Shannon Benedetti	Resident/Landscape Committee Member
Judy Tibbs	Resident
Margie Cardillo	Resident
Ray Magill	Resident
Maura Magill	Resident
Bill Parenteau	Resident
Joan Smith	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.

SECOND ORDER OF BUSINESS**Public Comments: Non-Agenda Items**

There being no public comments, the next item followed.

▪ **Engineer's Report: *Hole Montes, Inc.***

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

Mr. Cole reported the following:

➤ Lake erosion punch list repairs at Lake 88 were completed and Phase 4 was completed. Some funds were allocated for Fiscal Year 2022 but everything in the plan was now repaired. \$60,000 was in the Fiscal Year 2021 budget and \$30,000 was proposed for Fiscal Year 2022.

➤ A chemical spill occurred on Museo Drive and repairs to the asphalt were completed. A sidewalk damaged by tree roots was also being replaced near Museo Drive and Tesoro Lane.

➤ Three separate repairs on Corfu Court were pending; the County is working with Waste Management (WM) who is responsible for the largest repair and agreed to pay to have the damage repaired. Repairs for CDD #2 and the HOA were being coordinated with Collier Paving.

Mr. Pires would send a letter to the County Manager following successful completion of the repair work to thank County Staff for addressing the issue. Mr. Miller felt that, over the years, WM has been very responsible whenever an issue arose and asked for that to be included in the letter.

➤ The irrigation contractor, Aqua-Matic Irrigation Systems, Inc. (AIS), was performing repairs to valves related to the pumphouses. Mr. Adams would discuss budgeting for future pumphouse replacement.

➤ Milling and paving of Club Center Boulevard was underway, representing the completion of milling and paving repairs for Fiscal Year 2021. Additional milling and repaving would be needed in CDD #2, as the roads are 20 to 25 years old. A proposal would be developed at the appropriate time.

THIRD ORDER OF BUSINESS**Consideration of Woodward, Pires & Lombardo, P.A., Proposed Revised Billing Rates, Fees, Expenses and Charges Beginning October 1, 2021**

Mr. Pires presented the Woodward, Pires & Lombardo, P.A., Proposed Revised Billing Rates, Fees, Expenses and Charges Beginning October 1, 2021. He stated that the rates had not increased since he began representing the District many years ago and the proposed rates are below the rates charged to other Districts. Mr. Adams stated he did not believe a budgetary adjustment would be necessary.

On MOTION by Ms. DiNardo and seconded by Mr. Nuzzo, with all in favor, the Woodward, Pires & Lombardo, P.A., Proposed Revised Billing Rates, Fees, Expenses and Charges Beginning October 1, 2021, was approved.

- **Consideration of Roadway Facilities Lease Agreement By and Between Callista at Fiddler's Creek Condominium Association, Inc., and Fiddler's Creek Community Development District #2**

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

Mr. Pires stated his understanding that the streetlight had not been installed and the curb and valley gutter repairs were not finished. Mr. Cole stated that he needed to meet with someone from the HOA but has not yet. Mr. Miller asked to what extent the provided draft differs from agreements executed over the years with other HOAs in CDD #2. Mr. Pires stated there was a clarification in Paragraph 5 regarding the affirmative obligation for the Lessor to maintain certain areas and typographical errors were corrected.

The following changes were made to the Agreement:

Page 3, Paragraph 6: Delete "and to pursue all available legal remedies"

Page 5, Paragraph 10: Change "any damages provided by law" to "terminate the Lease"

Mr. Cole stated he needed someone from Callista to contact him. Mrs. Adams stated she would ascertain who the contact is and ask the person to contact Mr. Cole. Mr. Albeit stated the property management company for Callista is Southwest Properties and Ms. Tina Miller is the person to contact. Mr. Cole would contact Southwest Properties.

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

This item, previously Item 17a, was presented out of order.

- I. **Update: Letter to Taylor Morrison Regarding Hedge Removal and Berm**

Mr. Pires stated he did not recall receiving direction about how to proceed. He thought Mr. Kimmel would pursue the matter, but he heard nothing further from Taylor Morrison (TM) or Mr. Kimmel.

Mr. Miller asked if TM responded to the CDD's claim for damages, in the form of legal and engineering fees. Mr. Pires stated TM had not responded. He believed that, in one response, a request was made for the basis for legal fees but he did not recall a response to the claim for engineering fees.

Mr. Pires discussed options and stated he would review the correspondence and follow up by asserting the fees are damages owed to the District.

Mr. Miller asked if there were any additional comments regarding the Roadway Facilities Lease Agreement.

On MOTION by Ms. DiNardo and seconded by Mr. Nuzzo, with all in favor, the Roadway Facilities Lease Agreement By and Between Callista at Fiddler's Creek Condominium Association, Inc., and Fiddler's Creek Community Development District #2, subject to the District Engineer's certification that work was completed, was approved.

II. Update: Amaranda Landscape Maintenance

Mr. Pires stated that a response from the Management Company was pending.

Mrs. Adams stated the executed Agreement was returned and forwarded to the Board Members this morning. Ms. Viegas voiced her opinion that the area was still not being maintained. She stated that, after the meeting, she would discuss the issue with Mr. Grimes, of GulfScapes Landscape Management Services (GulfScapes), who was in attendance.

III. Update: Halvorsen Traffic Signal Contribution Discussion

Mr. Pires stated he would speak with Mr. Parisi regarding scheduling a meeting with Halvorsen. Mr. Miller noted that installation of the traffic light is a long way off but he would like to know that Halvorsen will contribute the funds in advance, rather than reimbursing CDD #2 for the expense.

Mr. Pires stated the Legislative Session concluded and he would monitor the bills related to CDDs. One bill that may affect CDDs pertains to how internet based public notices can be published. He would present the information to the Board if it is signed into law.

- **Consideration of Woodward, Pires & Lombardo, P.A., Proposed Revised Billing Rates, Fees, Expenses and Charges Beginning October 1, 2021**

Discussion of this item, the Third Order of Business, resumed.

The following change was made to the Woodward, Pires & Lombardo, P.A., Proposed Revised Billing Rates, Fees, Expenses and Charges Beginning October 1, 2021, which was approved during the Third Order of Business:

Last Sentence: Change "issued" to "issue"

FOURTH ORDER OF BUSINESS

Consideration of Resolution 2021-03, Approving a Proposed Budget for Fiscal Year 2021/2022 and Setting a Public Hearing Thereon Pursuant to Florida Law; Addressing Transmittal, Posting and Publication Requirements; Addressing Severability; and Providing an Effective Date

Mr. Adams presented Resolution 2021-03. He explained the annual budget preparation, deliberation, public hearing and adoption process. Between now and the budget public hearing, the budget and funding levels could be revised.

On MOTION by Mr. Klug and seconded by Ms. Viegas, with all in favor, Resolution 2021-03, Approving a Proposed Budget for Fiscal Year 2021/2022 and Setting a Public Hearing Thereon Pursuant to Florida Law for August 25, 2021 at 10:00 a.m., at the Fiddler's Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114; Addressing Transmittal, Posting and Publication Requirements; Addressing Severability; and Providing an Effective Date, was adopted.

Mr. Adams reviewed the proposed Fiscal Year 2022 budget and responded to questions regarding line item increases, decreases and adjustments, compared to the Fiscal Year 2021 budget, and explained the reasons for any adjustments.

Mr. Miller asked how many property owners pay their assessments early and if the discount property owners receive for paying early is calculated into the budget. Mr. Adams stated the majority of the property owners take advantage of the discount, which is factored into the budget, as shown on the "Allowable discounts (4%)" line item on Page 1.

Mr. Miller asked about the high increase in the "Assessment levy-gross" line item, on Page 1. Mr. Adams stated that the increase was due to the increases in expenditures, that must be offset, including irrigation repairs, pumphouse repairs, and CDD #2's anticipated contribution to the traffic light.

Ms. Viegas recalled that, in Mr. Cole's January 2021 presentation, the CDD #2 contribution for the traffic light was \$350,000, before the Halvorsen contribution and the remaining bond portion. She questioned why the entire \$350,000 was budgeted, if the net amount CDD #2 will need to pay is \$35,000. Mr. Cole stated, in January he discussed the need for the CDD to fund the traffic light, up front, and have the expense reimbursed; the budget figure represented a worst-case scenario. After reimbursement from Halvorsen and use of bond funds to pay for design and permitting, the net amount to be paid by CDD #2 should be \$35,000.

Mr. Miller asked where the Halvorsen contributions were reflected. Mr. Adams stated the Halvorsen contribution would not be reflected until it is received. He noted that the CDD would have to pay its portion of the costs for the traffic light up front. Mr. Miller asked if the Halvorsen contribution would be considered as receivables, given that they were an obligation under the contract. Mr. Adams stated he would research whether that was in accord with governmental accounting methods.

Mr. Adams stated another strategy would be to utilize surplus fund balance to pay the upfront expense, in anticipation of the reimbursement from Halvorsen. Mr. Miller stated he was hopeful that Halvorsen would agree to pay the CDD up front, as a matter of good faith. Mr. Pires stated he would present it that way.

Ms. Viegas asked why funds were not taken out of the remaining \$115,000 in the bond fund, rather than from the General Fund budget, which would increase assessments.

Mr. Cole stated his summary showed the total costs of \$865,000, less the \$115,000 presently in the bond fund, which still leaves \$750,000 for construction. Part of the assumptions include the 7-Eleven and Collier County portions, which have not been reimbursed yet. From a cash flow perspective, \$700,000 for the project would be needed up front, equating to \$350,000 from CDD #1 and \$350,000 from CDD #2, in order to facilitate the contract for the signal. Reimbursements would be received from Halvorsen, the County and 7-Eleven.

Ms. Viegas asked if the \$300,000 line of credit the Board is pursuing could be utilized for the upfront payment to avoid assessing residents for a cash flow problem. Mr. Cole stated obtaining a line of credit was a Board and District Manager decision. He noted that some portion of the assessment increase was related to funding irrigation and the pumphouses.

Mr. Adams stated the District's healthy Fund balance could be used to offset the proposed assessment increase and obtaining a line of credit was underway to help bridge the gap between the required upfront payment and receipt of the contribution from Halvorsen.

Mr. Miller and Ms. Viegas stated they wanted to avoid an assessment increase. Mr. Adams stated he would implement that strategy.

Mr. Adams responded to budget-related questions as follows:

- The "Arbitrage rebate calculation" is a separate line item because it is not done by the District Manager.
- "Field management services" represents operational services performed by District Management.
- 3.5% of the gross levy is expensed as follows: 1.5% to the Property Appraiser; 2% to the Tax Collector.

Mr. Miller asked how much it would cost to increase the general liability insurance limit for Directors & Officers (D&O) coverage. Mr. Adams stated the payment premium for \$5 million in D&O coverage with the same deductible would be \$11,750, compared to the current \$8,000 premium, with the same insurance provider. The consensus was to increase the D&O coverage

to \$5 million, subject to the deductibles and premium costs being correct. Mr. Adams stated he would secure the increased D&O insurance coverage.

Ms. DiNardo expressed her opinion that the “Roadway services” line item amount should be increased. Mrs. Adams had stated a separate line item should be added for sidewalks, curbs, and gutter repairs and Callista Mar Way would also require repairs. Mrs. Adams stated the Financial Highlights Report showed that “Roadway maintenance” included sidewalk, curb and gutter repairs that totaled \$67,000 through April, as well as \$44,000 for the pressure cleaning contract with The Foundation, and \$5,100 for catch basin cleaning. Mr. Cole stated a significant amount of miscellaneous repairs were completed in Fiscal Year 2021. He recommended budgeting \$50,000 for sidewalk and curb repairs for Fiscal Year 2022.

Mr. Cole noted that the \$350,000 for “Roadway maintenance” was for the traffic signal funding; therefore, he recommended renaming that line item “Traffic signal funding” and adding a \$50,000 “Roadway maintenance” line item. Mr. Cole stated there should be no need for repairs in Callista in Fiscal Year 2022 because the District will not accept the road until the streetlight is installed and all repairs have been made.

Ms. Viegas asked why “Water management-other contractual” decreased so much. Mr. Adams stated it was because there was a reduction in lake bank repairs. Ms. Viegas asked why the “Electricity” line item decreased so much. Mr. Adams stated that it was the result of the cost savings realized from the conversion to LED lights a year ago.

FIFTH ORDER OF BUSINESS

Consideration of Resolution 2021-04, Designating Dates, Times and Locations for Regular Meetings of the Board of Supervisors of the District for Fiscal Year 2021/2022 and Providing for an Effective Date

Mr. Adams presented Resolution 2021-04. He stated that CDD #1 cancelled its November meeting, as there is a very short time between the October and November meetings because the November meeting would be held two weeks earlier due to Thanksgiving.

The consensus was to keep the proposed Fiscal Year 2022 Meeting Schedule as is, including the November meeting.

On MOTION by Ms. DiNardo and seconded by Mr. Klug, with all in favor, Resolution 2021-04, Designating Dates, Times and Locations for Regular Meetings of the Board of Supervisors of the District for Fiscal Year 2021/2022 and Providing for an Effective Date, was adopted.

SIXTH ORDER OF BUSINESS

Continued Discussion: Aviamar Entry Landscape Renovation

- **Consideration of Design Plans**

Resident and Landscape Committee Member Shannon Benedetti stated two groups are focusing on the Aviamar entrance. She discussed the following:

- Mr. Scott Smith, of Juniper Landscaping (Juniper) would present a redesign.
- Mr. Mike Barrow, of GulfScapes was performing the maintenance. He completed a walkthrough of the property and would present maintenance modifications that would not be costly. Consideration of how big the space is and addressing small plants behind big plants is necessary.
- A long-term plan would be developed to complete the work in phases to help with budgeting, as follows:
 - ✓ Phase I: Front Entrance at Sandpiper
 - ✓ Phase II: Fountain Area
 - ✓ Phase III: Middle Area
- The design would add more grass and smaller landscape beds to reduce long-term landscape maintenance costs. Annuals are included but more perennials would be included for budgetary purposes; annuals may be reserved for the front area. Some resident feedback was critical of the maintenance and aesthetics. Many residents liked the bougainvillea, but it is not thriving. One resident felt that the multiple plantings looked like a landscape nursery due to all the plantings.

Mr. Miller asked if the fountain would be the focus of the design. Ms. Viegas stated the fountain could not be seen from any angle due to the monument sign, the distance from the road, and the height of the fountain jets. Ms. Benedetti stated the clusias behind the monument sign would be lowered but the fountain would still not be the focus.

Mr. Smith discussed the design plans and stated the phases could be delineated differently, as reflected on the design. Mr. Miller asked if the aesthetic and the annual maintenance were both considered in the design. Mr. Smith replied affirmatively.

Mr. Klug asked if the plan had an alternative to the grassy areas. Mr. Smith stated that hardscape, which has a higher upfront cost but lower maintenance costs, could be incorporated into the design; however, hardscape could “invite” people to walk through the area. Discouraging walkers in the area, aesthetics and maintenance were discussed. Mr. Klug expressed his concern that large areas of grass could have dry areas and a negative visual effect. Groundcover plantings were discussed. Mr. Smith stated perennial peanut would require frequent weeding at a higher cost per square foot than sod.

Ms. Viegas voiced her opinion, as follows:

- In the new design, only 95 plantings remained.
- This plan was much more than a modification and does not reflect what was discussed at the walkthrough.
- She submitted a list of questions for clarification regarding design. The questions were circulated to the Board Members.
- Ms. Benedetti did a good job communicating with residents; therefore, Ms. Viegas felt that the Landscape Committee was the appropriate group to consult with rather than directly with residents.

Ms. Benedetti stated that residents expressed dissatisfaction with the aesthetic appearance of the entrance, which they believe contributes to their property values and curb appeal. She stated the new design was intended to beautify the areas over the long term and to facilitate maintenance of ground cover.

Mr. Miller asked for a consensus regarding installing hardscape. Following a brief discussion regarding vegetation losses, the visual effect, and the issue of Design Review Committee (DRC) approval, the consensus was not to install any hardscape.

Ms. Viegas noted that Mr. Smith previously stated it was 70% a maintenance issue and only a 30% design issue. A complete redesign was not requested. Mr. Miller felt that both installation and maintenance costs must be considered. Ms. Viegas stated that plants are being

replaced with the same type of plant in many areas. Ms. DiNardo noted that a significant amount of money was already spent in this area. She felt that any change would need to be cost-effective and focus on plants that would thrive.

Mr. Smith stated that, while modification versus a complete redesign was discussed, adding new plants would cause the old plants to look poor in comparison, so they would then need to be replaced. His plan represented what the finished product could look like. He believed there were some maintenance issues that may resolve themselves and once they are resolved, he could rework the design.

Mr. Miller expressed his opinion that the design should be based on the assumption that plants would be maintained properly. Mr. Smith agreed and stated that soil related issues, plant selection and maintenance issues could be addressed and resolved before changing the plants.

Ms. Benedetti stated this was a preliminary design and a final decision was not expected today. She realized that this is an ongoing issue and she was working with GulfScapes to address the maintenance component. She stated the design would be presented in sections for Board consideration and budgeting, in cooperation with Ms. Viegas.

Mr. Miller asked Mr. Grimes if he had maintenance concerns with the new design.

Mr. Grimes stated, while he agreed there were some maintenance issues related to trimming heights and the original design, he respectfully disagreed with the earlier comment that 70% of the issues were related to maintenance. He felt that most of the maintenance issues were related to the plant materials originally installed. Mr. Grimes stated, while duranta and hybrid bougainvillea work well in some environments, the island areas have high winds, which can be an issue, and duranta, which is no longer planted, requires monthly whitefly treatment. He stated the choices and quantities of plants with insect issues and low airflow create a difficult problem.

Mr. Miller believed that Mr. Grimes' input should be considered, with regard to the design. He asked for Mr. Grimes, Mr. Smith, Ms. Benedetti and Ms. Viegas to provide a proposal at the next meeting.

Mr. Grimes voiced his opinion that he did not see any major issues with the general concept presented, as it would open up the visual of that entrance, making it appear bigger and more open. He stated that grass is cheaper to maintain than plants so it would not change the maintenance contract. He agreed that annuals would be nice at the tip of the island, to match Oyster Harbor across the street.

SEVENTH ORDER OF BUSINESS

Discussion: Landscape Tour by Ms. Benedetti and Mr. Barrow

This item was presented in conjunction with the Sixth Order of Business.

EIGHTH ORDER OF BUSINESS

Consideration of Roadway Facilities Lease Agreement By and Between Callista at Fiddler’s Creek Condominium Association, Inc., and Fiddler’s Creek Community Development District #2

This item was presented following the Third Order of Business.

NINTH ORDER OF BUSINESS

Health, Safety and Environment Report

Mr. O’Neil stated that Mr. Willis resigned and was no longer employed by The Foundation. Mr. Todd Lux, who was not present today, would assume the maintenance responsibilities and, in the future, he would present a report detailing irrigation and pressure washing efforts. Mr. Dan Frechette, who has been on staff for some time, would assume responsibilities of the security and safety component.

Mr. Frechette reviewed the monthly PowerPoint report. He noted that nearly all numbers declined due to a lower population compared to the previous month. Mr. Miller requested the total number of units occupied. Mr. Frechette stated he would obtain that information.

Ms. Viegas requested an update on the vendor Radio Frequency Identification (RFID) sticker program. Mr. Frechette stated when the Sandpiper gate is open, resident entry would

be strictly via RFID stickers and the guest pass system. It was hoped that the vendor RFID sticker program would be operational in July.

Resident Judy Tibbs stated her RFID sticker does not work. Mr. Frechette stated he would assist her following the meeting.

TENTH ORDER OF BUSINESS

Developer’s Report/Update

Mr. O’Neil had nothing to report. He responded to questions, as follows:

➤ Regarding the Sandpiper gatehouse opening, some County inspections were still needed before it can open. The County was expected to inspect within the next few days. He estimated that the gatehouse would open during the first week in June.

Ms. Viegas asked if Mr. O’Neil was aware of the issue with the undeveloped land in Amaranda that Mr. Parisi was looking into. Mr. O’Neil stated he was not aware of the issue and would wait until Mr. Parisi attends a meeting.

ELEVENTH ORDER OF BUSINESS

Engineer’s Report: *Hole Montes, Inc.*

This item was presented following the Second Order of Business.

- **Status of Sandpiper Gatehouse Opening and Completion of Construction Roads**

This portion of the report was presented during the Tenth Order of Business.

TWELFTH ORDER OF BUSINESS

Continued Discussion: Taylor Morrison Agreement with Homeowners to Install Pipe and Swale in Correct Location if Ficus Hedges are Removed

This item was presented during Mr. Pires’ Staff Report following the Third Order of Business.

THIRTEENTH ORDER OF BUSINESS

Continued Discussion: Status of Line of Credit for Impending Hurricane Season

Mr. Adams stated he spoke with Iberia Bank and Synovus Bank. He hoped to have some information at the next meeting. Both banks are familiar with government entities and Synovus Bank has a specific department for government lending. He expected to receive term letters within the coming weeks. A \$500,000 credit line was requested.

FOURTEENTH ORDER OF BUSINESS**Acceptance of Unaudited Financial Statements as of April 30, 2021**

Mrs. Adams distributed the Financial Highlights Report.

Ms. Viegas asked why the "Street lighting" category line items, on Page 2, were under budget by so much. She understood that "Electricity" was down due to the LED conversion but questioned why the other items were under budget. Mrs. Adams stated she would follow up and look at the detail.

Ms. Viegas asked if Mr. Benson provided Mr. Adams with an update on the bond issues. Mr. Miller wanted to know if any of the bonds have call dates that would allow refinancing now. Mr. Adams stated he would follow up. The consensus was there were no upcoming call dates but the possibility of refinancing the bonds was worth checking. The financials were accepted.

FIFTEENTH ORDER OF BUSINESS**Approval of April 28, 2021 Regular Meeting Minutes**

Mrs. Adams presented the April 28, 2021 Regular Meeting Minutes. The following changes were made:

Line 116: Insert "by Mr. Miller" after "noted"

Line 151: Insert "Ms. Viegas" after "distributed"

Mr. Miller referred to Line 189 and requested that the Board Members' names be specified on Line 189, and for the specific details of what each Board Member said to be added to the April 28, 2021 meeting minutes.

Mr. Miller voiced his opinion that specificity is important in the meeting minutes and requested more detailed meeting minutes. He recalled that meeting minutes were successfully

used in prior litigation; therefore, he felt that the meeting minutes should be the basis for opposition in any lawsuit. He specifically wanted Mr. Kimmel's points at the April 28, 2021 meeting added to the minutes.

Mr. Adams noted that, in the event of a significant issue or legal matter, the meeting audios are always available. Mr. Miller recalled that meeting minutes were used in bond litigation for deposition and cross examination; therefore, he wants the meeting minutes to reflect the details of what is said. He stressed his opinion that it is particularly important regarding Mr. Kimmel's comments.

Mrs. Adams requested that all speakers state their name when they speak. The consensus was that Mr. Miller would continue to identify each speaker by name.

Line 189: Change "Several Board Members" to "Mr. Klug, Ms. DiNardo, Mr. Nuzzo and Ms. Viegas" and insert the details of what was said.

Lines 188 through 190: Transcription would re-transcribe to include all conversation involving Ms. Joan Smith and add all Board Members' comments and opinions.

Mr. Miller referred to Line 299 and stated that, when Mr. Kimmel raised the issue about engaging a lawyer and going to the media, he (Mr. Miller) specifically stated that the issues concerned the survey company, and the title company and those were not CDD issues, and Mr. Kimmel should deal with those himself.

Lines 291 through 311: Transcription would re-transcribe to include all conversations involving Mr. Kimmel, including all Board Member comments and statements.

Line 319: Change "Regarding" to "Ms. DiNardo asked why"

Ms. DiNardo wanted the Supervisors' observations regarding maintenance to be specifically included in the meeting minutes for purposes of follow up.

On MOTION by Mr. Klug and seconded by Ms. Viegas, with all in favor, the April 28, 2021 Regular Meeting Minutes, as amended, were approved.

SIXTEENTH ORDER OF BUSINESS

Public Comments

There being no public comments, the next item followed.

SEVENTEENTH ORDER OF BUSINESS**Staff Reports**

- A. District Counsel: *Woodward, Pires and Lombardo, P.A.***
- I. Update: Letter to Taylor Morrison Regarding Hedge Removal and Berm**
 - II. Update: Amaranda Landscape Maintenance**
 - III. Update: Halvorsen Traffic Signal Contribution Discussion**

These items were presented following the Second Order of Business.

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

- **NEXT MEETING DATE: June 23, 2021 at 10:00 A.M.**
 - **QUORUM CHECK**

The next meeting will be held on June 23, 2021 at 10:00 a.m.

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

In the interest of time, the Operations Manager's Report was not given.

EIGHTEENTH ORDER OF BUSINESS**Supervisors' Requests**

Mr. Klug expressed his opinion that the utility box on Sandpiper Drive is an eyesore. Ms. Viegas stated that Ms. Smith was supposed to contact Florida Power & Light (FPL) to replace it. Ms. Viegas agreed with Mr. Klug's opinion that the box looks terrible due to rust and corrosion. Mrs. Adams stated the boxes would be reported to the appropriate utility.

Mr. Klug stated the pad around the newly installed bench on Sandpiper is not wide enough to allow a person in a wheelchair to get around to sit on the bench. He noted that other benches that look out on the ponds have a much wider pad. He suggested widening the pad for better accessibility. Mrs. Adams stated she would follow up with Mr. Cole.

Mr. Klug stated the new bench installed in Museo is not anchored to the pad but all the other benches are anchored. Mrs. Adams stated she would follow up with LandCare.

Mr. Klug asked when the temporary pedestrian crosswalk sign at the intersection of Campanile and Museo will be replaced with a permanent sign. Mrs. Adams stated she would follow up with Mr. Cole.

Ms. DiNardo thanked Mrs. Adams for addressing the Veneta fountain issue.

Mr. Miller stated the Veneta fountain sprinklers were running on Fridays; however, it was his understanding that the County does not allow irrigating on Fridays. Mr. Adams stated the timers are probably set incorrectly. He would follow up regarding the issue.


NINETEENTH ORDER OF BUSINESS

Adjournment

There being no further business to discuss, the meeting adjourned at 11:55 a.m.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]


Secretary/Assistant Secretary


Chair/Vice Chair