

**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 February 23, 2022 at 10:00 a.m., at the Fiddler’s Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114. Members of the public were able to listen to and participate at 1-888-354-0094, Participant Passcode: 709 724 7992.

Present 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 District Manager
Tony Pires	District Counsel
Terry Cole	District Engineer
Joe Parisi	Developer’s Counsel
Valerie Lord	Foundation Counsel
Todd Lux	Fiddler’s Creek Director of Facilities
Ed Jasiocki	Fiddler’s Creek Director of Safety
Richard Renaud	Fiddler’s Creek Security
Cesare Turrin	Resident
Shannon Benedetti	Resident

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mrs. Adams called the meeting to order at 10:01 a.m. All Supervisors were present in person.

SECOND ORDER OF BUSINESS

Public Comments: Non-Agenda Items

No members of the public spoke.

THIRD ORDER OF BUSINESS

Health, Safety and Environment Report

A. Irrigation and Pressure Washing Efforts: *Todd Lux*

Mr. Lux gave a PowerPoint presentation and reported the following:

- His department is responsible for tree canopy trimming, pressure washing sidewalks and curbs, and ensuring that irrigation is supplied to the communities. He works closely with the CDDs and HOAs.
- Tree Canopy Trimming: Trimming is caught up and will resume in March, with the fruited palms, which will be cut in March and again in October. Juniper's previous manager is no longer with the company. The trimming schedule would be monitored closely.
- Pressure Washing: Over the past 30 days, crews have been working on Marsh Drive. Crews are currently working in Marsh Cove.
- The new pressure washing machine was received and will hopefully be operational within the next two weeks. The old machine would be kept as a spare.
- The new machine has a larger water tank to run longer between fill-ups. It can clean curbs and gutters completely, in one pass, and offers hand deployable pressure washing nozzles that can be used by one person. The new machine is faster, has a better turning radius, etc.
- Current Month Projected Plan: Areas in red on the graphic were completed and areas in yellow are scheduled; the schedule is running approximately 15 days behind but, with the new equipment, the crews were expected to catch up. Crews are currently in Marsh Cove and would proceed to Isla Del Sol and then Championship Drive. From Championship Drive, crews will go into all the surrounding communities.

Mr. Miller asked when the crews would start work in CDD #2. Mr. Lux stated he expects to reach CDD #2 in April or May. He stated some communities that were not cleaned last year were added to the schedule; the map is meant to ensure that all areas are cleaned and show the progress.

B. Security and Safety Update: *Ed Jasiiecki*

Mr. Parisi introduced the new Director of Safety, Mr. Ed Jasiiecki.

Mr. Jasiiecki gave the monthly PowerPoint presentation, discussed ways to contact the gatehouse and the following:

- Community Patrol staff are not first responders. In an emergency, 911 should be called first, followed by calling the Community Patrol, who will respond and assist as needed.
- The email address safety@fiddlerscreek.com is the preferred method of communication for questions, concerns and visitor registration. Emails are monitored by all three gatehouses and Supervisors 24 hours a day, 7 days a week and they are generally quick to respond.
- The automated gatehouse number goes directly to voicemail and allows residents to leave a message; calls are not answered by a live staff member. Messages are checked frequently.
- The Community Patrol phone number is answered 24 hours a day, 7 days a week by the roving patrol officers.
- Gate Access: In January a total of 10,000 to 12,500 vehicles entered, with 2,000 to 3,000 vehicles entering weekly. The totals include all three gatehouses.
- Occupancy Report: January residency was close to the December levels, with approximately 8,862 residents on property.
- Incident Reports: The numbers remain fairly consistent from month-to-month. Parking warnings have noticeably decreased the number of violations. Patrols have responded to 31 open garage doors. Medical responses and noise complaints were also consistent.

Ms. Viegas asked about errors on two reports she had emailed. Mr. Jasiacki stated he corrected the pages but must not have sent them in time for them to be included in today's presentation. Ms. Viegas noted the weekly average for Mondays was incorrect and there were 2021 numbers on the 2022 graph.

Mr. Klug asked what type of bylaw violations were observed. Mr. Jasiacki stated there were four fishing violations for which violation notices were issued and reports were taken. One notice was issued to a resident and three were issued to people who are not residents.

Mr. Miller asked what is done in response to traffic complaints, such as speeding. Mr. Jasiacki stated the Traffic Hawk monitoring system is back in use and data was being compiled. The findings would be sent to Ms. Lord for adjudication through the fining committee or a letter. Ms. Lord stated none have gone to the fining committee since she returned. Mr. Jasiacki stated one violation was in the process of being adjudicated but the committee has not met.

FOURTH ORDER OF BUSINESS

Update: Status of Taylor Morrison Faulty Design Issues and Potential Claim for Associated Engineering and Legal Expenses

Mr. Pires stated he emailed the hybrid proposal that was submitted to the Board last month and requested a follow-up Zoom conference. The attorney for Taylor Morrison (TM) responded that he was in a complicated arbitration hearing that week and would not be available. Mr. Pires stated he could not communicate directly with TM without their counsel. A follow-up email was sent this morning to suggest a meeting next week.

Mr. Miller asked if the amounts requested were communicated to both parties.

Mr. Pires stated they were advised of the amounts sought for legal and engineering fees. Mr. Cole's hybrid remediation model and the GulfScapes proposal totaling over \$60,000 were recently sent. Mr. Miller asked if any response was received. Mr. Pires stated no response was received yet; he believed TM wants the final number.

Mr. Klug asked what will happen next if TM continues delaying this matter. Mr. Pires stated he would like to be reasonably optimistic that TM wants to resolve this and focus on "Plan A" right now. The next step would be litigation in Circuit Court, which is costly. The pros and cons of litigation, attorney's fees, and communications with various parties, were discussed.

Mr. Parisi asked Mr. Pires to copy him on the emails so he can forward them to other TM representatives.

FIFTH ORDER OF BUSINESS

Developer's Report/Update

- **Status of Gate Behind Publix**

Mr. Parisi stated the concrete will be delivered on Thursday and the gate has been fabricated. Permitting issues were resolved and construction should begin on Thursday, and he is hopeful that the gate will be complete by the next meeting. The conduit is already in place. Gulf Bay Homes is overseeing the work at the gate.

Regarding a missing fence between Amaranda and Sandpiper Drive, Mr. Parisi stated the permit was resubmitted. It was found that Public Utility Easements (PUEs) exist in the area and those require "No Objection" letters from each of the utilities; a County employee found the

needed letters and the permit was resubmitted. When complete, the fence would be installed between the gate arms and the concrete fence. Existing landscaping in that area that is being trampled by pedestrians would also be addressed.

- **Status of Sandpiper Lane Stop Sign**

Mr. Parisi thought the engineers are discussing the stop sign but he did not have enough information to provide an update. He would contact Mr. Cole and Grady Minor and provide an update at the next meeting.

Ms. Viegas asked Mr. Parisi if he contacted Commissioner LoCastro yet. Mr. Parisi stated he emailed him but did not receive a response. He noted that this is really a Florida Department of Transportation (FDOT) issue and not an issue for the Commissioner. He discussed the FDOT requirement that an entrance on US41 be closed and a triangular, raised "pork chop" island be installed, which would cost \$500,000. He noted that Publix unsuccessfully tried to fight that process. He stated that the FDOT controls the issues and seeks to prevent future liability.

Ms. DiNardo asked if the statistics from the traffic study are available. Mr. Cole stated he would provide an update.

SIXTH ORDER OF BUSINESS

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

Mr. Cole reported the following:

➤ Traffic Study – Traffic Signal: The FDOT approved the warrants for the traffic signal. He is trying to schedule a pre-design meeting but received no response. The estimated time for design and permitting is nine months, with another nine months for construction. Six of those months are needed just to order the made-to-order mast arms. While the process could be sped up by ordering those sooner, ordering them before receiving the permit approval is not advised.

Mr. Miller asked Mr. Cole to review the design process of the light once the permit is issued. Mr. Cole reiterated that he is trying to schedule the pre-design meeting. He recalled that, 10 or so years ago, when turn lane improvements were done at the Sandpiper Drive entrance, there was a two-lane road with longer turn lanes, but the FDOT turned it into a six-lane road and shortened the turn lanes. Mr. Jim Banks, one of the consultants, is of the opinion

that the FDOT should pay to lengthen the turn lane that they shortened, rather than the CDD; this stance would be raised at the meeting. Several turn lanes are affected. The pre-design meeting would likely be held virtually.

Mr. Miller asked if Mr. Cole would know what parts to order once the meeting occurs. Mr. Cole stated the CDD could go out to bid and the contract could be awarded, and parts ordered after the permit is approved. Mr. Miller thought there were issues with the soil for the traffic light on 951 and asked if there is an issue with the solidity of the ground. Mr. Cole stated he did not recall an issue but soil samples from borings are tested during the process for foundation design purposes.

➤ As requested, a contractor looked at the landscape bridge on the north side of Aviamar, where the structure is at least ten years old and is in need of repair. A \$38,000 proposal was received to complete the repairs, which he felt would need to be done sometime. Aesthetically, missing fascia board and other imperfections are visible from across the lake. Mr. Cole stated he requested a reduced proposal for aesthetic repairs only and suggested budgeting for the remaining repairs as a longer-term project.

Mr. Klug asked for the nature of the additional repairs required. Mr. Cole stated some of the wood and Hardie boards need to be replaced. The pilings are intact but some elements above the pilings and some bolts need to be replaced.

Ms. DiNardo asked if there would be any safety issues if the additional repairs are not made. Mr. Cole stated there were not. The consensus was that there is no boat or foot traffic in the area and that landscaping should not be affected.

➤ The Pumphouse roof repairs approved at the last meeting would begin soon and should be completed by June.

➤ Pay Draw #176, in the amount of \$850, was distributed. This related to soft costs associated with Grady Minor inspections for Aviamar Phase 5, Unit II that was finally approved by the County.

➤ Updated cost information is being requested for replacement of the pumphouses, budgeted for completion in Fiscal Years 2023 and 2025; the costs would be split between CDD #1 and CDD #2. He estimated that \$800,000 was budgeted for each pumphouse and explained that the budgeted funds being collected this year will go to pay for the repairs that will be done

to the first pumphouse in Fiscal Year 2023. He just learned that project costs have increased 16%, which was not unexpected given the ongoing issues. Rounding up to 20%, the increase for each pumphouse would be approximately \$160,000. He would continue gathering information to submit to Mr. Adams, by April. Given that monies must be expended in Fiscal Year 2023, the project must be budgeted for work that will be done during 2023.

Mr. Klug asked when the numbers could be locked in. Mr. Cole stated bids would be requested in the fall, the project would be awarded in the second quarter of Fiscal Year 2023, and the work would likely be completed in August 2023.

Ms. DiNardo asked what percentage of the costs would be CDD #2's responsibility. Mrs. Adams stated the percentage right now is 55% for CDD #1 and 45% for CDD #2, but percentages are subject to change. Mr. Cole stated he would find out if the project can go out to bid earlier.

Mr. Miller asked if it would be possible to repair the pumphouses instead of replacing them. Mr. Cole stated repairs are not feasible because the pumphouses already reached their functional lifespan; however, the lifespan for new systems is 30 years, as opposed to the previous pumphouses that only lasted about 20 years. Mr. Adams noted that many CDDs are replacing pumphouses of similar age. He stated that repairs are not feasible, but the controls, pumps, and motors were greatly improved and the efficiency, from an electrical draw perspective, is much greater. Mr. Cole stated the pumphouses function like a car chassis in the sense that they support other equipment and while the pumps were replaced over time, the pumphouses are rusting.

Ms. Viegas asked if Mr. Cole prepared a Construction Fund Summary for the traffic light, as noted at the last meeting. Mr. Cole stated it is still on his list.

Ms. DiNardo asked about the six pedestrian signs in Veneta. Mr. Cole stated he did not get to those yet. He noted that the CDD does not have adequate funds in the Construction Fund to pay for the pedestrian signs. This should be kept in mind when spending on additional items.

Mrs. Adams stated \$6,840 was spent on six signs and an additional sign on Campanile Circle just before Menaggio Court was requested. Ms. DiNardo felt it is important because that was the only area without appropriate pedestrian signage. The consensus was that municipal signs are missing in the area.

Resident Cesare Turrin asked if the traffic signal design would include signage indicating that Fiddler’s Creek is to the right or the left. Mr. Cole thought it would be similar to the sign on 951, shortly before the signal; the signage might just read “Sandpiper Drive Signal Ahead”, and “Fiddler’s Creek” might not be included.

Mr. Turrin asked if the CDD would pay for that and if that sign can be accelerated. Mr. Cole stated a flashing sign would be installed first, as was done when the 951 signal was installed. Mr. Cole stated the sign cannot be installed before the traffic light, but the sign would be installed before the signal is operational.

SEVENTH ORDER OF BUSINESS

Update: Status of Petition for Boundary Amendment

Mr. Pires stated he is working with Mr. Urbancic on this matter. CDD #2’s petition is currently scheduled for consideration by the County Commission on March 22, 2022. CDD #1’s petition may be considered at the March 29, 2022 Florida Land and Water Adjudicatory Commission (FLWAC) meeting and, if not approved in March, it might be considered at the June meeting. Mr. Miller asked if CDD #2 can get approval, at the County level, subject to the State approval for CDD #1. Mr. Pires replied affirmatively.

EIGHTH ORDER OF BUSINESS

Consideration of Florida Painters Proposal for Pressure Washing/Sealing Entry Area to Aviamar

Mrs. Adams presented the Florida Painters proposal for pressure washing the entry area to Aviamar. She recalled that there was discussion last month about pressure washing, sealing and painting the entry area to Aviamar. A new \$14,500 proposal was submitted, and they are willing to provide a one-year guarantee on their workmanship.

Ms. DiNardo noted the area keeps getting cleaned yet, in her opinion, it still looks terrible.

Ms. Viegas asked where this expense would appear in the budget, given that it was not budgeted. Mrs. Adams stated it would be in the “Roadway maintenance” line item, for which \$100,000 was budgeted and \$50,000 was budgeted for pressure cleaning services.

Ms. Viegas asked if the CDD could get a credit from The Foundation since they currently pressure wash the area. Mrs. Adams stated that is unlikely because there is an Agreement with The Foundation to pressure clean. Ms. Viegas asked if this will need to be done every year and if it should be budgeted. Mrs. Adams suggested evaluating the situation in one year, in case it should be added to the annual budget.

Ms. Viegas asked why the Scope and Clarifications from the last proposal were missing from this proposal. She stated that she would like them to be added and include cleaning and protecting the plants in the area. Mrs. Adams stated she will make sure they are all added.

Ms. DiNardo noted that, while this would be evaluated in one year, it may last longer than one year. Mrs. Adams believed it lasted for five years in Veneta before it needed to be painted again. The consensus was this would be a one-time event and be reviewed every year.

On MOTION by Ms. DiNardo and seconded by Mr. Klug, with all in favor, the Florida Painters proposal for Project #220098, in the amount of \$14,500, was approved.

NINTH ORDER OF BUSINESS

Consideration of IberiaBank Term Sheet for Revolving Line of Credit (Renewal)

Mr. Pires stated First Horizon Bank is now the parent company of IberiaBank. He discussed his experience working with them on another project.

Mr. Miller expressed his concerns with the term sheet, given the floating interest rate, currently at 3.75%, and Fed interest rate increases coming. He asked if a cap on the interest rate can be requested. Based on her financial services experience, Ms. Viegas stated her feeling that the CDD could ask but suggested they would say no. Mr. Adams stated he would ask.

Mr. Miller wanted to know the interest rate for the account IberiaBank would require the CDD to open. Ms. Viegas had the same question and asked what type of account they are requiring. Types of accounts and interest rates were discussed. Mr. Adams stated there would be less flexibility than in the public sector; the bank is a Qualified Public Depository (QPD), and the rates would be very similar to Truist. The best investment is the cash sweep account with FineMark Bank, which may offer 50 basis points better than a Truist or First Horizon operating account. Mr. Adams stated he would inquire about the rate.

Mr. Miller wanted it to be clear that the bank does not have a lien. Mr. Adams stated he would make sure it is clear.

Mr. Miller requested the following revisions to the Term Sheet:

Page 2, Item 2.: Insert “reasonable” before “conditions” in two locations

Page 2, Item 2.: Insert “not” before “limited to”

Mr. Miller asked for it to be made clear that the maximum fees will remain at \$1,250. Mr. Adams stated that would be added and noted that legal fees would apply for both sides. Mr. Pires suggested requesting a flat fee for legal fees and that Mr. Adams ensure there is no acceleration clause. Mr. Adams concurred.

Ms. Viegas stated the last sentence in Section 2, on Page 2, is incorrect; it should be identified in “Collateral” not “clause (b) above”. Mr. Miller suggested the following additional revision:

Page 2, Item 2.: Delete “in clause (b) above”

Mr. Adams stated he hoped to have the line of credit in place before the start of hurricane season.

TENTH ORDER OF BUSINESS

**Consideration of FL GIS Solutions, LLC
Professional Services Agreement**

Mr. Adams stated the man who has been providing this service through Passarella and Associates (Passarella) is now working for FL GIS Solutions, LLC (FLGIS). Mr. Miller asked what “geospatial services” refers to. Mr. Adams stated it refers to the map that displays layers and interconnected lakes and pipes. This service involves updating the applicable maps on a regular basis and updating software, ownership records, links to the County and other public records. Each time a new area is added, Mr. Cole sends him Computer Aided Drafting design files so that layers can be added, and the maps are expanded.

Mr. Adams stated the rate previously charged by Passarella was \$140 per hour; the proposed rate from FLGIS is \$110 per hour. Mr. Adams stated he negotiated a reduced rate of \$100 per hour and which will be locked in for two years. As all records belong to the CDD, as a governmental entity, the records can be requested from Passarella.

On MOTION by Ms. DiNardo and seconded by Mr. Klug, with all in favor, the FL GIS Solutions, LLC Professional Services Agreement, at the rate of \$100 per hour as negotiated by Mr. Adams, was approved.

ELEVENTH ORDER OF BUSINESS

Status of Proposal for Landscape Bridge Repairs Behind Millbrook

This item was addressed during the Sixth Order of Business.

TWELFTH ORDER OF BUSINESS

Continued Discussion: Consideration of Acceptance of Deeds for Fee Simple Ownership of Various Landscape/Buffer Tracts Within Fiddler's Creek CDD #2

This item was deferred and would be included on the next agenda.

THIRTEENTH ORDER OF BUSINESS

Consideration of Resolution 2022-01, Implementing Section 190.006(3), Florida Statutes, and Requesting that the Collier County Supervisor of Elections Begin Conducting the District's General Elections; Providing for Compensation; Setting Forth the Terms of Office; Authorizing Notice of the Qualifying Period; and Providing for Severability and an Effective Date

Mr. Adams stated this is an election year. This Resolution announces the election and requests and authorizes the Supervisor of Elections to conduct the CDD's election. Seats 2 and 5, currently held by Mr. Miller and Mr. Klug, respectively, are up for election.

Mr. Adams stated that the Resolution outlines the qualifications for candidates, including residency in the State of Florida and the minimum age requirement of 18 years of age. It also states the compensation of \$200 per meeting and the four-year term of office. The qualification period is June 13 through June 17, 2022, though candidates can likely qualify in advance. Mr. Klug stated he already went.

Mr. Adams presented Resolution 2022-01.

On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor, Resolution 2022-01, Implementing Section 190.006(3), Florida Statutes, and Requesting that the Collier County Supervisor of Elections Begin Conducting the District's General Elections; Providing for Compensation; Setting Forth the Terms of Office; Authorizing Notice of the Qualifying Period; and Providing for Severability and an Effective Date, was adopted.

FOURTEENTH ORDER OF BUSINESS

Acceptance of Unaudited Financial Statements as of January 31, 2022

Mrs. Adams stated the Financial Highlights Report was distributed.

Mr. Miller stated he had an insurance question. Mr. Adams reminded Mr. Miller of last month's discussion about miscodings that were corrected, causing the credit amounts in two line items.

FIFTEENTH ORDER OF BUSINESS

Approval of January 26, 2022 Regular Meeting Minutes

Mrs. Adams presented the January 26, 2022 Regular Meeting Minutes.

The following changes were made:

Line 207: Change "now" to "not"

Line 339: Change "941" to "951"

Line 353: Insert "fiduciary" before the second occurrence of "obligation"

Line 353: Change "fiduciaries" to "beneficiaries, its constituents"

On MOTION by Ms. DiNardo and seconded by Mr. Klug, with all in favor, the January 26, 2022 Regular Meeting Minutes, as amended, were approved.

• **Action/Agenda or Completed Items**

Per the meeting notes, the following change was made:

Item 24: Change "Pires" to "Parisi"

SIXTEENTH ORDER OF BUSINESS

Staff Reports

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

There was no report.

Ms. Viegas stated she contacted Mr. Pires about the dead palms that still remain in Amaranda. Mr. Pires sent another letter and an email to the HOA's property management company; he has not received a response.

Mr. Miller stated he sent an email to Ms. Kayla Soler, at Cardinal, the property management company. He noted that he does not want to enter a legal dispute regarding the issue. He will speak to Ms. Soler again at the Chiasso meeting in a few weeks, as this issue has gone on for at least a year. Mrs. Adams stated she asked GulfScapes to submit a proposal to replace the dead palms. The Agreement was for the HOA to maintain CDD property; however, the CDD can terminate the Agreement. Mr. Miller stated the CDD has various remedies under the Agreement, but he hoped it would not be necessary to use them.

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

- **NEXT MEETING DATE: March 23, 2022 at 10:00 A.M.**
 - **QUORUM CHECK**

All Supervisors confirmed their attendance at the March 23, 2022 meeting.

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

The Monthly Status Report was emailed to the Board and provided as a handout.

Mrs. Adams stated she is meeting with LandCare following the meeting because she has numerous concerns. She and Mr. Adams reviewed the property prior to this meeting and noted a fertilization issue with the turf and the bougainvilleas; a defective work notice would be issued to LandCare today. Although she had a conversation with LandCare a month ago, the condition has not improved. The areas maintained by GulfScapes look great.

Mr. Miller asked if it is a personnel issue due to staff members they lost. Mrs. Adams discussed staffing changes and stated it would be addressed.

Mr. Klug asked what would be done after the defective work notice is issued. Mrs. Adams stated, if need be, she would hire another company to do the work and deduct pay from LandCare's invoicing. Normally, the contractor would have seven days to correct the work, but, with the difficulty getting chemicals, she would give them 14 days.

Ms. DiNardo recalled that, last month, she informed LandCare of the need to improve their performance.

Mrs. Adams stated she would give an update about the LandCare meeting next month.

SEVENTEENTH ORDER OF BUSINESS

Update: Landscape Advisory Committee

- **Oyster Harbor/Aviamar – Comments/Report**
- **Veneta – Comments/Report**

Ms. Benedetti provided photos of the Veneta landscaping to the Board. She expressed her concerns about the gold mounds and bougainvillea at the Veneta entrance. Gold mounds are being replaced every few months; they require feeding and the top leaves are falling out. Mrs. Adams stated they need to be fed and fungus and white fly need to be addressed. Mrs. Adams stated she was not receiving reports from LandCare regarding plant applications as required in the contract; that would be addressed during her meeting with LandCare.

Ms. Benedetti discussed areas in which the bougainvillea appeared dead, such as near the monument and the median and in various beds around the fountain.

Mrs. Adams stated she has had no complaints about GulfScapes; the major issues were sent to Mr. Cole because they were generally construction-related damages.

Ms. Benedetti suggested different plantings. Mr. Miller asked if more hardier plantings are needed. Mrs. Adams noted that overspray of chemicals from the fountain is also a consideration. Ms. DiNardo noted the impact of the recent cold weather.

Ms. Benedetti stated Dr. Caldwell, of the University of Florida Extension Center, retired and the new contact visited to inspect the palms and plants for Ganoderma disease. The new contact also inspects plants and stated she would visit again to inspect the shrubs, at no cost, or the vendors could send close-up photos to validate.

Ms. Benedetti stated Ganoderma infected two big trees at the entrance; the disease is found in the soil and is also airborne. The disease causes mushroom type growths at the base of the tree. These must be placed in a plastic bag and then the tree must be removed, and no replacement of any palm tree is permitted for up to ten years in that area. After removal, only a shrub or a hardwood can be planted due to soil contamination, as it takes up to ten years for the soil to clear up.

Ms. Benedetti stated Ganoderma was found in the Arecia Palms; none was found on Campanile, but some were found in Lagomar, Menaggio and Chiasso. She advised The Foundation of this so that residents will be notified of the issue. There would be a Ganoderma presentation at the March 22 Village Counsel meeting. Mrs. Adams invited the two landscape companies to the presentation.

Ms. Benedetti stated there are only a few outstanding issues in Aviamar and Oyster Harbor. GulfScapes addresses issues very quickly; shrubs that died were replaced right away.

Mr. Klug suggested having LandCare attend the next meeting. Mr. Miller suggested issuing the defective work notice first to see if things are addressed.

Mr. Miller thanked Ms. Benedetti for her report.

Mr. Pires noted he forgot to raise the Generac generator request from a contractor representing an Oyster Harbor resident. He stated he would present it at the next meeting. Mr. Miller recalled that the Board received an email stating that something was found in the easement, so it is not a simple approval. Mr. Cole stated he supplied them with the information regarding what they need to do, since there is a pipe in the easement. Mr. Miller asked Mr. Cole to contact them and ask if they want the request to be placed on the next meeting agenda.

EIGHTEENTH ORDER OF BUSINESS

Adjournment

There being no further business to discuss, the meeting adjourned at 11:33 a.m.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]


Secretary/Assistant Secretary


Chair/Vice Chair