

**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 July 27, 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 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	District Manager
Tony Pires	District Counsel
Terry Cole	District Engineer
Joe Parisi	Developer’s Representative
Valerie Lord	Foundation Representative
Jose Castillo	Fiddler’s Creek Director of Facilities
Ed Jasiocki	Fiddler’s Creek Director of Safety
Richard Renaud	Fiddler’s Creek Security
Darryll Adams	Foundation General Manager
Cesare Turrin	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 Cesare Turrin asked the Board to reconsider conducting an internal controls review. He recalled that, at the June 22 meeting, the Board reviewed the Fiscal Year 2021

Independent Auditor's Report and discussed whether there is a need for an internal controls review. He believed the auditor's report stated that the Board is responsible for internal controls and that the independent auditor did not evaluate the effectiveness of District Management's internal controls. Referring to page 30, he read, "We do not express an opinion on the effectiveness of the District's internal controls." Referring to the June 22, 2022 Meeting Minutes, Line 125, he noted that Mr. Benson, of Keefe McCullough, expressed his opinion that the CDD has one of the best management teams and stated he always communicates any of his concerns to his clients and that he does not believe there is any issue that requires an in-depth internal controls review.

Mr. Turrin voiced his opinion that the independent auditor's statements and Mr. Benson's statements during the meeting are in conflict because, his impression was that Mr. Benson expressed his opinion about District Management's internal controls without reviewing them. Mr. Turrin contended that, unlike financial audits, internal control reviews are intended to verify that adequate procedures and controls are in place to avoid and identify procedural mistakes caused by lack of experience or inadequate procedures, unauthorized changes to financial and other company records, and fraud and misappropriation of funds, equipment, services, and materials. He recommended that, if an internal controls review has not been done in the last three to five years, one should be done to provide an independent assessment by a new person. He recommended having a different auditing firm conduct such a review.

Mr. Miller thanked Mr. Turrin for his comments and stated that he raised the issue of internal controls at the June meeting and asked for the cost of such a review, which was estimated at \$10,000. Mr. Miller noted that following discussion, the Board unanimously decided not to have the review done.

Mr. Klug asked Mr. Turrin to explain his primary concern. Mr. Turrin stated his concern is protection of assets, including equipment and cash, along with contracts and errors. Mr. Klug stated, if something falls through the cracks, there would be recourse for correction and noted that no issues were discovered in the past three to five years. He felt that such an action is not warranted.

Mr. Turrin reiterated his opinion that the audit is misrepresented, as it states the Board is responsible for certifying internal controls. He believes the auditor put that statement in to

cover themselves and their statement that there is not an issue with internal controls is a conflict.

Mr. Miller stated the auditor's statement is a response to a question and not an opinion given as though an audit was conducted or an analysis of internal controls was undertaken.

Ms. DiNardo stated the issue was discussed in depth and stressed that there have not been any incidents of wrongdoing in the past five years.

Ms. Viegas told Mr. Turrin that the email he sent to Mr. Miller was distributed to the Board. She thanked him for his time and stated she wants to address his concerns. She discussed her background in financial services for 21 years, during which she spent time in the internal control area. She reviews the Board's financials in detail each month and asks questions about specific entries and often requests copies of the general ledger to review transactions in detail. Regarding the statement in Mr. Turrin's email that the internal auditor follows up on control weaknesses noted by the external auditors, the audit states that during the audit they did not identify deficiencies in internal control that they consider to be material weaknesses. Regarding his concerns about District Management's "small" support team, Ms. Viegas stated that according to Wrathell, Hunt and Associates, LLC's (WHA) website they have been in business since 2005; they serve over 70 special districts, have 31 employees, and have never had issues raised with internal controls; therefore, there seems no justification for such a review.

Mr. Adams stated that WHA now manages 143 special districts and has 45 staff members.

Mr. Turrin asked if Ms. Viegas is taking responsibility for the internal controls.

Ms. Viegas stated that is not what she is saying. Mr. Miller stated that Ms. Viegas' responsibilities are the same as every other Board Member.

Mr. Nuzzo discussed his 30-year background in finance and risk management and his 12 years observing and 3 years serving on the Board and expressed confidence with the Board's due diligence and the District Management team. Mr. Adams stated that he and Mrs. Adams represent a larger team. Mr. Nuzzo stated Board Members scrutinize the financials to protect all homeowners.

Mr. Miller stated he arrived during CDD #1’s meeting and he missed the beginning of the discussion regarding the Halvorsen contribution. He requested an update regarding the CDD #1 Board’s position on the funds from Halvorsen for the traffic signal.

Mr. Adams stated, without discussing CDD #1’s legal position, the CDD #1 Board’s direction was to reduce CDD #1’s contribution to \$352,000, which would match up with the current budget for the project, deducting the monies coming from 7-Eleven and deducting the monies promised by Halvorsen off the cost of the entire project. That net obligation is what they would contribute.

Mr. Miller concluded that the CDD #1 Board voted to breach the contract.

Mr. Adams stated the CDD #1 Board voted to reduce CDD #1’s budgeted obligation to \$352,000.

Mr. Miller reiterated his conclusion that the CDD #1 Board voted to breach CDD #1’s contractual obligation. He stated the CDD #1 Board voted to reduce the amount of CDD #1’s obligation but the “dust will settle” at the end of the project when CDD #1 is expected to pay its 50% obligation under the contract. That is when this topic will likely be picked up again.

Mr. Adams stated between now and then, there can be changes in position, but that was CDD #1’s position as of this morning and it is clearly on the record and will be in CDD #1’s minutes and it is public record.

For the record, Mr. Miller stated that CDD #2’s position is that the contractual part is with CDD #1 in a written contract which requires each CDD to pay half the cost of the light. How CDD #2 raises its half is CDD #2’s business and how CDD #1 raises its half is CDD #1’s business. CDD #2’s half includes the Halvorsen money. As far as he is concerned, he will not tolerate any breach of the contract that is to CDD #2’s detriment.

**THIRD ORDER OF BUSINESS**

**Health, Safety and Environment Report**

There were no PowerPoint presentations, as no screen was set up in the room.

**A. Irrigation and Pressure Washing Efforts: *Jose Castillo***

Mr. Castillo reported the following:

- Tree Canopy Trimming: The hardwood trimming is scheduled for next month and high palm trimming is underway.

- Irrigation Projected Usage: 20 programmable satellites within the villages are programmed to run Monday, Wednesday, and Saturday, from 9:00 p.m. to 8:00 a.m. Fridays are still prohibited. Last month, nine watering cycles were completed, with four rain holds.
- In the common areas of CDD #2, nine programmable satellites are programmed to run Tuesday, Thursday, and Sunday. Last month, eight watering cycles were completed, with five rain holds.
- In June, slightly over 9 million gallons of water were used in the villages. The common areas in CDD #2 used about 4.5 million gallons of water. Total June water usage for both CDDs was 49,374,000 gallons, a reduction of 13.5 million gallons over the previous month. In June, an average of 14" of rain was received which led to many rain holds. While it rains daily, some rains are too brief for rain holds so the irrigation manager monitors rain gauges throughout the property and adjustments are made accordingly.

Mr. Miller asked if there is a way to automatically adjust for rain holds. Mr. Parisi stated the Baseline community system has an in-ground component that measures the depth of the water to determine if water is reaching the root zone. Those automatic systems will also measure the rain and minimize the amount of water used according to what is needed. He stated system reviews are underway.

Mr. Parisi stated SiteOne, the representative for Baseline, gave a presentation. The conversations with SiteOne give them an idea of the options, what systems are needed, and where systems and communities can be connected to the satellites. It might be possible to conduct a presentation at a future Board meeting to address timelines and intentions. Villages would be contacted. Every village has a different program, and all are in different stages in the life of their equipment so that will affect the options and considerations. The idea is to bring everyone onto one system. Right now, some communities and irrigation systems are run on battery packs outside the CDD system so, while water usage can be tracked, it cannot be controlled. The goal is to address that with the future system.

Mr. Miller asked when the new system will become available. Mr. Parisi and Mr. Cole agreed that it will take at least one year. Mr. Parisi stated the system design will address CDD water usage in main areas, including determining the quantity of meters, irrigation heads and controllers needed, and wiring and installation. The planning process will begin at the CDD level

and then incorporate the villages. Mr. Miller asked if the system will automatically adjust based on rainfall amounts. Mr. Parisi replied affirmatively and stated the equipment is impressive. A device measures rainfall 3' deep underground and pauses and shuts off irrigation based on readings.

Ms. DiNardo asked if all villages will be connected to the system. Mr. Parisi stated Mahogany Bend, Mulberry Row and Isla del Sol have independent systems at each home. Baseline's options will offer water management to those villages. Other than those communities, all residents will be on the new system shared by the villages and the CDD. When the system is established, it will manage water within the entire community, eliminating issues like battery pack failures caused by landscape companies, builders, and villages acting independently.

Ms. DiNardo asked if new communities established will automatically be added to the new system. Mr. Parisi replied affirmatively. The new system will incorporate Oyster Harbor. Satellite tie-ins will allow for economies of scale.

- Pressure Washing: During the past 30 days, work was done in the Veneta communities, including the monument signs. Work is underway in Aviamar.
- Confirmation was received that the cleaning machine will be delivered next week.

Ms. DiNardo noted there were no yellow areas on the map for planned pressure cleaning. Mr. Castillo stated, after Aviamar's inner sidewalks are finished, crews will go to Cranberry Crossing and then Fiddler's Creek Parkway, including the villages off the Parkway.

**B. Security and Safety Update: *Ed Jasiiecki***

Mr. Jasiiecki discussed the following:

- Community Patrol officers are not emergency first responders; 911 should always be called for an emergency, and then call Community Patrol to report the incident.

Mr. Jasiiecki recalled a woman who was followed to her home from US 41 by a contractor. Mr. Jasiiecki was called directly on his cellphone but he was not able to answer for approximately 45 minutes. Mr. Renaud and his team resolved the issue and the Sheriff's Department was called, but the woman should have called 911. It turned out that the contractor was doing legitimate work at a nearby residence.

- Occupancy Report: June occupancy is currently at approximately 34%, based on 3,011 units.
- Gatehouses and Patrols: All three gatehouses are operational and manned 24 hours a day, seven days a week.
- Two Community Safety Patrols respond to calls 24 hours a day, seven days a week.
- Two new gray patrol vehicles were purchased; all vehicles have new logos.
- The two permanent Traffic Hawk radar speed detection devices and one portable detection unit are in use around the community.
- Regarding a recent challenge as to Fiddler's Creek's authority to enforce traffic regulations, by law and by legal opinion, Fiddler's Creek does not. Fiddler's Creek does not enforce traffic regulations; The Foundation enforces the Covenants which clearly state that all residents, members, guests, and owners are responsible to comply with all posted speeds and/or traffic regulations on Fiddler's Creek property via violation notices and letters. Patrols do not conduct vehicle stops like police do.

Mr. Parisi stated an email was received from Commissioner LoCastro, through the County Attorney. His response advised that, over the years there were many issues with people speeding through the community. Homeowners were concerned and asked how Fiddler's Creek would address the issue of people speeding, and running stop signs and yield signs. One of the processes to resolve issues was to enforce the Covenants which require unit owners to comply with posted speed limits. The information was provided to Commissioner LoCastro and the County Attorney.

Mr. Parisi noted that other attorneys and law firms that specialize in Association Law have written articles indicating that Covenants can be enforced, including those dealing with speed limits. The concern is whether it can be proven that a violation occurred. The Traffic Hawk's cameras show license plates at the scene and are included in the correspondence. Most residents are more apologetic than confrontational. He advised the Commissioner that, while a few residents might have complained about enforcement, many more have complained about speeding and asked Fiddler's Creek to address the issue. So far, no one has responded. Enforcement and referring violations to the Fining Committee are on hold until a response is received.

Mr. Miller asked when the letter was sent to Commissioner LoCastro. The consensus was it has been seven days. Mr. Miller believed if no response was received yet a response is unlikely. He suggested The Foundation resume Fining Committee activities, if necessary. Mr. Parisi stated warnings are issued and, when drivers are referred to the Fining Committee, they receive a notice and have 14 days to prepare and are given an opportunity to be heard. In his opinion, it is helpful to inform drivers of the need to be careful on the roads and the program is beneficial.

Ms. DiNardo asked if there should be more police visible since it has become an issue. She noted that most Fiddler's Creek roads are public roads, and it has been an issue since the very beginning. Mr. Parisi stated the police have the right to come into the community, but Fiddler's Creek has no control of their schedule or their personnel; in his opinion, the empty police vehicles are ineffective. If no word is received soon, the Fining Committee procedures will resume.

Mr. Klug asked if the Fining Committee protocols are the same as the Condominium Association protocols. Mr. Parisi stated the Amendments are part of the record included on the member's website, and there are Declarations and Resolutions for the Fining Committee processes. When the program began, residents were fined if they would not supply needed information. Violators referred to the Fining Committee receive a 14-day notice and are given an opportunity to be heard. The Traffic Hawk allows proof of speeding to be documented. Mr. Parisi noted that the County's efforts to implement Traffic Hawks with automatic speeding and traffic light tickets resulted in a lawsuit. Fiddler's Creek is following the Covenants and following protocols.

Mr. Jasiocki stated they are working with the Sheriff to increase patrols. Documentation was submitted to possibly make a required post inside Fiddler's Creek.

➤ Gate access slowed from approximately 24,000 in May to 20,000 in June.

Mr. Klug asked if the new vehicles are gasoline-powered. Mr. Jasiocki replied affirmatively. Mr. Klug asked if an analysis was done on possibly buying a hybrid vehicle and suggested it be considered next time. Mr. Jasiocki stated there is no way to charge them at this time. Mr. Klug stated some hybrids self-charge.

Ms. DiNardo asked if the gate arm damage is being charged to the person who caused the damage. Mr. Jasiiecki stated the gate arms are designed to break away; if there is major damage and the gate arm cannot be put back on, reimbursement is requested based on the damage. The replacement cost ranges from \$1,000 to \$1,500 per gate arm.

Ms. Viegas asked why the May numbers for gate access for the Championship and Sandpiper gates changed since the report last month. The May number for the Championship gate increased by 1,309 and the Sandpiper gate increased by 3,165. Mr. Jasiiecki stated he was out when the July report was written, so the numbers might have been pulled from somewhere else. He will investigate it.

Ms. Viegas asked why the logo on the vehicles and the new badges are incorrect and do not have the apostrophe in Fiddler's. Mr. Jasiiecki stated he did not notice, but he will find out. Ms. Viegas noted that, if the logo with the apostrophe was sent, the company should redo them at no expense. Mr. Jasiiecki reiterated that he will follow up this afternoon.

**FOURTH ORDER OF BUSINESS****Developer's Report/Update**

Mr. Parisi reported the following:

➤ The Publix exit gate is finally finished. He met with Halvorsen, Publix in the Fiddler's Safety Group, and Mr. Darryll Adams, the new General Manager, who will be introduced later, to review gate operations. The gate is now closed and operational. A pin pad was installed to access the gate and a process will be implemented for pin number rotation. There are two pads and cameras for the Sandpiper and Collier gatehouses so they can view and converse with people.

Mr. Miller thought the gate was much nicer than expected. Mr. Parisi stated it is very nice, and, it is as proposed in the beginning. It is much longer than anticipated. He estimated the gate is 6.5' to 7' tall; whereas, in one area, the wall is 7' to 8' tall.

➤ Some signage at the gate should be changed. The "Right Turn" sign should say "Right Turn Only." He would also like to add a "No Exit" sign at the entrance to the gate to prevent residents from going to Publix that way, and he would like to prevent U-turns. The Publix Assistant Manager stated they would rather not use that gate. Mr. Parisi told him that is fine, the gate was installed at their request. He believes Publix prefers the trucks use other exits.

- Landscaping is being redone at the Sales Center and the Corporate Office.
- The Golf Clubhouse project is ongoing. Arboretum Drive is essentially complete, other than asphalt paving, which will be done later in the process. Fencing will start going up. Permits are pending for excavation of the lake behind Hidden Cove, known as Lake 70A, and other development work for that site. The permit for construction was filed and revisions will be made following peer review. The projected completion date is November 2023.
- An architect is reviewing the Championship gatehouse to update it to mirror the US41 and Collier gatehouses.
- Dorado and Oyster Harbor are the two projects currently underway. Six buildings in Dorado will be underway by the end of the year and development started on some of them. Building is also underway in Kumamoto, in Oyster Harbor. Of 26 buildings in Dorado, seven or eight are ready to be built. So far, no issues have been raised with shared driveways as there is plenty of access and parking area on the large driveways that service two units in each building.
- The construction compound on Sandpiper Drive and Cherry Oaks Trail is underway. Cleanup is being finalized, there are fill areas in the back, and the storage facilities have been ordered. Fencing is underway and a revision is needed for the permit.
- Dorado construction depends upon sales; six buildings are currently in progress.

Mr. Parisi stated Mr. Cole will present the schedule for the traffic signal; he will fill in the timing of the Halvorsen payments during Mr. Cole's report. Mr. Miller asked for the final resolution of the timing. Mr. Parisi believed it was what was agreed upon; he will send the information received in writing with the payment schedule and copy Mr. Miller.

- **Introduction of New General Manager**

Mr. Parisi introduced Mr. Darryll Adams, the new General Manager, who has over 30 years' experience with Ritz Carlton.

Mr. Darryll Adams stated he was with the Ritz Carlton for 34 years and worked for them in Florida from 2003 until 2012. He was Hotel Manager at the Amelia Island facility, and then a General Manager in New Orleans and in Philadelphia. He retired in April as the Area General Manager of Luxury Residential Operations for Marriott in New York. He stated that his team's goal is to provide exceptional service to everyone, not just hospitality. It will take some time, but he guarantees everyone will be happy with the product put forth.

Mr. Miller asked Mr. Darryll Adams to explain the difference between his career in the hotel industry and a residential community, such as this. Mr. Darryll Adams stated the difference is residents do not go home; he finds residents are less demanding because relationships and rapport are developed, and it runs more smoothly with everyone working together.

Mr. Parisi stated that Fiddler's Creek Staff members get to set the expectations; in hotels, guests come in with their own expectations.

Mr. Parisi noted that a 16" main line irrigation break occurred. He thanked Mr. and Mrs. Adams for taking care of it over the weekend so it was taken care of before Monday.

Ms. DiNardo echoed Mr. Parisi's sentiments.

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

Mr. Cole reported the following:

- The main irrigation line break was the eighth one. New piping was installed. Asked what causes the breaks, Mr. Cole stated it might be defective piping. He noted that the system is 20 years old. In considering replacing all piping, the price would be over \$500,000 so the decision was to address issues as they arise.
- The traffic signal installation timeline was distributed. 60% of the design plans will be submitted tomorrow. The design is different than the signal on Collier because there are four approach roads coming to this intersection, as opposed to three at Collier. The anticipated installation will be in the fall of 2023, with a projected full operational date of January 2024.

Mr. Miller asked if it is realistic that the Florida Department of Transportation (FDOT) review of the plans is estimated to take one month. Mr. Cole replied affirmatively and stated the estimate was based on what consultants are reporting. Ms. DiNardo noted that the progress seems better than it was when the Collier traffic signal was installed. Mr. Cole stated it took time to get the warrants met for that signal; in this case, the warrants were met more quickly.

- The Irrigation Team is having ongoing discussions. Another meeting will be held to discuss irrigation control upgrades with Baseline and studies that have been ongoing.

➤ The budgets proposed for work related to irrigation were primarily for the pumphouses, ongoing irrigation repairs, gate valve replacements, etc. The controller replacements were not included in the budget because a detailed scope is needed; they will be included in the next budget. The cost will not be as substantial as the pumphouses.

**Mr. Pires left the meeting at 11:00 a.m.**

Mr. Cole stated he is reviewing the License Agreements that Mr. Pires prepared for Amador. Mr. Miller stated he also reviewed the Agreements and submitted his changes to Mr. Pires, who made all the changes. Mr. Miller stated that he approved the Agreements yesterday.

Mr. Cole stated his suggestions to the Exhibits were submitted to Mr. Pires. He will follow up with Mr. Pires. Mr. Steve Schwartz provided the owners' contact information to Mr. Pires.

Mr. Cole stated the Museo pedestrian crossing signs were installed. Mrs. Adams stated she drove by and they are not all installed. Mr. Cole stated he will follow up with Lykins.

**SIXTH ORDER OF BUSINESS**

**Update: Status of First Horizon Term Sheet for Revolving Line of Credit (Renewal)**

- **Update/ Consideration of Revolving Loan Agreement**

Mr. Adams stated there have been a lot of edits going back and forth with the bank, including deletion of references to other clients. There was one key element that Mr. Miller took issue with regarding the ability to issue additional bonds, and that language was to be removed. The latest round of edits submitted by Ms. Viegas and Mr. Miller went to the bank.

Mr. Miller stated that his edits were based on the approval of the Executive Vice President of the Region. His edits must be adopted; otherwise, the CDD cannot do the deal. Mr. Adams agreed. The unacceptable language and revisions to the document were discussed. Ms. Viegas noted that the process has been slow due to the bank's additional edits, which were not requested. The bank's difficulties revising the documents were discussed.

**SEVENTH ORDER OF BUSINESS**

**Continued Discussion: FY2023 Proposed Budget**

Mr. Miller asked if all the changes discussed at the last meeting were made. Mr. Adams replied affirmatively. Ms. Viegas added that she checked and everything was corrected.

Mr. Miller asked for the final number of Equivalent Residential Units (ERUs). Mr. Adams stated the number of ERUs is 1,543, as shown on Page 2.

Mr. Miller asked what is covered in “Field management”. Mr. Adams stated it encompasses the work done by his team and pointed out that the price has not changed for many years.

Mr. Miller asked what “Water management” includes, other than the fountains.

Mrs. Adams stated it includes lake maintenance as well as Belle Meade.

Mr. Miller asked why the “Landscaping services” budget decreased. Mr. Adams stated that some areas that were anticipated were already brought on, so the numbers were reduced accordingly and now reflect what is actually under contract.

Mr. Miller asked if Supervisors’ fees are statutorily set at \$200 per meeting, plus applicable taxes. Mr. Adams replied affirmatively and stated that applicable taxes refer to FICA.

Mr. Adams stated that Ms. Viegas and Mr. Miller both reviewed the assessment increase letter to be sent to property owners and made edits.

**On MOTION by Mr. Miller and seconded by Ms. DiNardo, with all in favor, the proposed Fiscal Year 2023 budget, as presented, was approved.**

Ms. Viegas asked if the August Public Hearing date changed because the notice had to be sent by a certain time. Mr. Adams stated that was not the reason. There was an issue with CDD #1 having a quorum on the original date, so it was rescheduled.

**EIGHTH ORDER OF BUSINESS**

**Acceptance of Unaudited Financial Statements as of June 30, 2022**

Mrs. Adams distributed the Financial Highlights Report.

Ms. Viegas stated Mrs. Adams answered all her questions via email.

The financials were accepted.

**NINTH ORDER OF BUSINESS**

**Approval of June 22, 2022 Regular Meeting Minutes**

Mrs. Adams presented the June 22, 2022 Regular Meeting Minutes.

The following changes were made:

Lines 23 and 24: Change "Counsel" to "Representative"

Line 339: Change "allow" to "prevent"

Lines 407 and 410: Insert "gate" after "exit"

Line 469: Change "Ruth" to "Roost"

**On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor, the June 22, 2022 Regular Meeting Minutes, as amended, were approved.**

• **Action/Agenda or Completed Items**

Items 2, 14 and 15 were completed.

Regarding Item 17, Mrs. Adams noted there are still dead palm trees at Amaranda. She emailed Mr. Stewart Carter, and he advised her that he is looking into the warranty. Ms. Viegas stated that she asked Mr. Barrow, of GulfScapes, to check the area before the meeting. Mr. Barrow sent pictures that she sent to Mrs. Adams and Mr. Pires. Mr. Miller stated the photos were circulated. Ms. Viegas recalled that a letter was sent in November requesting reimbursement for the legal fees spent trying to enforce the Agreement because they were in violation. She asked if this should be pursued since Mr. Pires is spending additional time on it since they are still in violation. Mr. Miller stated the answer would depend upon how much in legal fees have been incurred. This matter will be discussed at the next meeting.

Ms. DiNardo asked if the palm trees came down. Ms. Viegas stated the palm trees were replaced but three of the replacement palms are already dead.

**TENTH ORDER OF BUSINESS**

**Staff Reports**

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

Mr. Pires did not return to the meeting so there was no report.

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

- **NEXT MEETING DATE: August 31, 2022 at 10:00 A.M. (Public Hearing on Adoption of Fiscal Year 2023 Budget)**
  - **QUORUM CHECK**

All Supervisors confirmed their attendance at the August 31, 2022 meeting.

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

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

Ms. Viegas asked if any response was received from the insurance carrier regarding the Oyster Harbor fountain claim. Mrs. Adams stated she has not received a response.

Mr. Miller asked how GulfScapes is doing since they took over the whole CDD. Mrs. Adams felt that everything looks pretty good; she did call to advise Mr. Barrow of some vine growth on the ficus hedges adjacent to Museo, and GulfScapes was already in the process of resolving the issue. Ms. DiNardo felt that the area looks much better since GulfScapes took over.

Discussion ensued regarding LandCare and GulfScapes. The consensus was that GulfScapes is doing a good job.

Ms. Viegas asked if the Board would like The Foundation to send an email about mosquitoes, who to call, and if Mrs. Adams or any Board Members received resident requests for more spraying. The consensus was that no resident calls were received.

**ELEVENTH ORDER OF BUSINESS**

**Adjournment**

There being no further business to discuss, the meeting adjourned at 11:23 a.m.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

  
Secretary/~~Assistant Secretary~~

  
Chair/Vice Chair