

**MINUTES OF MEETING  
FIDDLER'S CREEK COMMUNITY DEVELOPMENT DISTRICT #1 &  
FIDDLER'S CREEK COMMUNITY DEVELOPMENT DISTRICT #2**

A Joint Regular Meeting of the Boards of Supervisors of the Fiddler's Creek Community Development District #1 and Fiddler's Creek Community Development District #2 was held on **Wednesday, April 28, 2010 at 8:00 a.m.**, at the **Fiddler's Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114.**

**Present at the meeting were:**

**For Fiddler's Creek CDD #1:**

Phillip Brougham	Chairman
James Curland	Vice Chairman
Jim Schutt	Assistant Secretary
James Robertson	Assistant Secretary
Robert Slater	Assistant Secretary

**For Fiddler's Creek CDD #2:**

James Robertson	Chair
Manuel Correia	Vice Chair
Victoria DiNardo	Assistant Secretary
Gretchen Scott	Assistant Secretary
Peggy Schmitt	Assistant Secretary

**Also present were:**

Chuck Adams	District Manager
Cleo Crismond	Operations Manager
Terry Cole	District Engineer
Tony Pires	District Counsel
Ron Albeit	Fiddler's Creek Foundation
Mike Charbonneau	Director Safety, Fiddler's Creek Foundation
Carla Barrow	Special Counsel
Doug Gonzalez (via telephone)	Special Counsel
Jim Vajen	Gulf Bay
Michelle Blackstock (via telephone)	Grau & Associates
Bill Benson (via telephone)	Keefe, McCullough & Co., LLP
Jack Perrin	Resident
Alan Caspin	Resident
Elliot Miller	Resident

**FIRST ORDER OF BUSINESS    Call to Order/Roll Call**

Mr. Adams called the meeting to order at 8:00 a.m., and noted, for the record, that all CDD #1 and CDD #2 Supervisors were present.

**FIDDLER'S CREEK CDD #1 ITEMS**

**SECOND ORDER OF BUSINESS**

**Presentation of Audited Financial Report  
for Fiscal Year Ended September 30,  
2009, Prepared by Grau & Associates**

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

Ms. Michelle Blackstock, of Grau & Associates, presented the Fiddler's Creek CDD #1 audit. She referred to the Independent Auditor's Report and indicated it is an unqualified, clean opinion. She called attention to paragraph 4 and several notes relating to the developer's bankruptcy and nonpayment of assessments. As the CDD is dependent on the developer, these items led to the CDD making unscheduled draws from both reserve accounts, resulting in a reserve deficit.

Ms. Blackstock outlined the balance sheet on Page 9, reflecting all of the District's major funds. She reviewed Page 11, noting a net change in fund balance deficit of (\$2,609,058); the majority related to not receiving enough in assessments to pay down the principal and interest. Ms. Blackstock referred to Note 7 on Page 22, which explains the developer's transactions and gives details of the delinquent debt assessment. She indicated Note 12 states, subsequent to year end, some additional assessments were paid to the District. She noted the District paid approximately \$500,000 to the developer for infrastructure. Continuing with Note 12, Ms. Blackstock explained, it further details the developer's bankruptcy and impact on the District.

Ms. Blackstock indicated the report on Page 27 reflects no issues with internal controls but the audit did reveal an instance of noncompliance. Ms. Blackstock referred to Page 30 which explains the noncompliance issue related to the unscheduled draws on the debt service reserve accounts. She explained the audit recommendation and Management's response.

Mr. Schutt referred to the custodial risk item on Page 17 and asked if the statement was a recommendation that the District should have something in place. Ms. Blackstock said, not necessarily, most CDDs default to the state's policy on investing and do not have a formal policy. She indicated this matter is noted, as disclosure of the fact is required.

Mr. Robertson commended Grau & Associates for completing the audit in a timely manner.

**THIRD ORDER OF BUSINESS**

**Consideration of Resolution 2010-5,  
Accepting the Audited Financial Report  
for the Fiscal Year Ended September 30,  
2009**

***\*\*\*This item, previously the Ninth Order of Business, was presented out of order.\*\*\****

Resolution 2010-5 was presented for the Board's consideration.

**On MOTION for Fiddler's Creek CDD #1 by Mr. Slater and seconded by Mr. Schutt, with all in favor, Resolution 2010-5, Accepting the Audited Financial Report for the Fiscal Year Ended September 30, 2009, was adopted.**

***\*\*\*Ms. Blackstock left the meeting.\*\*\****

**JOINT MEETING ITEMS**

**FOURTH ORDER OF BUSINESS**

**Update: Foreclosure Claim/Bankruptcy Filing**

***\*\*\*This item, previously the Second Order of Business, was presented out of order.\*\*\****

Ms. Barrow provided an update on the Chapter 11 Bankruptcy filed by the developer and reviewed the information in the Agenda package. She spoke of the hearing on Wednesday, April 14, 2010. She noted there is a Creditor's Committee and information will be online, soon.

Relating to the hearing, Ms. Barrow summarized there was a renewed and continued motion with respect to the approval of certain debtor-in-possession (DIP) financing, financing that the debtors have sought from a related entity, in order to fund their ongoing operations, including the O&M assessments. She indicated, prior to this hearing, the only amount approved was \$87,000 per month to cover the off roll portion of the O&M assessment. Ms. Barrow indicated they were able to reach an interim agreement on the DIP financing, where the debtors agreed to increase the budget for the next seven (7)-week interim period by \$45,000, allocated for payment of anticipated shortfalls in the CDD #2 O&M budget. She noted the necessary

amount was \$50,000, but the \$45,000 amount inches them closer to the goal. Ms. Barrow explained they preserved all objections to the DIP financing and an official objection was filed. She explained the basis for the objection as the Districts are not disfavoring the financing; however, they want to advise the debtors as they get their O&M payments paid and inform the court of the necessity to use the money wisely and not forget that the payments to the Districts are prime and essential to the stability and ongoing of the community. Ms. Barrow indicated counsel will continue working with the debtors, to get fully funded for the O&M.

Mr. Brougham's question was inaudible. Ms. Barrow indicated the CDDs do not have a commitment from the debtors yet, but will. She voiced her confidence that the debtors could agree, as they have been able to expand or fund other areas, when necessary. Ms. Barrow noted counsel reminded them that the obligations to the CDDs fits with their planned reorganization and maintaining the stability of the community.

A Board Member asked, of the additional \$45,000, was there a breakdown in the allocation between CDD #1 and CDD #2. She indicated it was allocated to CDD #2, on the basis of the shortfall.

A Board Member spoke of counsel's right to object. Ms. Barrow confirmed an objection was filed and remains preserved. She explained an objection is the marker in the line and affirms the CDDs will be heard on this matter.

In response to a question, Ms. Barrow indicated the next milestone is June 4<sup>th</sup>, which is a hearing regarding the DIP financing and any other matters that remain pending or are filed, in the interim period, may be addressed.

Ms. Barrow advised that sales were approved at the last hearing and sale orders are being considered by the court. She noted the Motion to Approve Sales was filed the morning of the hearing and none of the creditors were able to review it, prior to the hearing. Ms. Barrow stated, while the sale of homes is a good thing, counsel wants to ensure that all funds due to the Districts are paid to the Districts. She indicated that information was not necessarily available and counsel did not have time to review the motion. She indicated counsel and Management have attempted to pull the numbers together and, once the sales are complete, the CDDs should realize approximately \$50,000.

A Board Member noted the February assessment payment was missed before the bankruptcy and asked what happens with that. Ms. Barrow indicated that is a pre-petition matter

part of the claim. Ms. Barrow indicated the court extended the time for filing proof of claims to June 30<sup>th</sup>. She indicated, when there is a sale, the outstanding amounts should be paid, at the closing. She felt, as sales increase, anything on-roll, or past due on-roll, should be reimbursed to the Districts, at closing.

Mr. Correia confirmed the first priority of the Districts is to ensure payments from the debtor to the Districts are kept as current as possible and ensuring that the Districts do not do anything that would ultimately delay the debtor from coming out of Chapter 11. He questioned counsel's filing of an objection to the debtors request to hire an investment banker, with the thought that fees for the investment banker may delay payments to the Districts. Mr. Correia felt it is necessary for the debtor to have an investment banker in order to set up a long-term plan.

Mr. Gonzalez explained the objection was filed because, by law, there are six (6) factors that must be included in a request for investment assistance and the debtor's request did not include any of the six (6) factors; therefore, counsel was required to object because the debtor failed to set forth a basis to allow it. Mr. Gonzalez stated debtor's counsel indicated he has little room to obtain additional money to pay the assessments due to the CDDs. Mr. Gonzalez noted, subsequently, the debtor located an account where they have \$125,000 per month to hire the investment assistance, without telling them the specifics of the retention or whether they have tried to get a better price. Mr. Gonzalez concluded, if the debtor has \$125,000 per month available and could have hired similar assistance, at a lower rate, he feels they have freed up money and could pay the CDDs. He explained counsel is looking long term, but was given these documents in court and had a ten (10)-day deadline to file an objection to what occurred in court.

Mr. Gonzalez indicated the Boards must determine the extent of his firm's authority in defending and prosecuting the case to the best of their ability, to obtain stable relief for the CDDs. He asked if the Boards wished to have everything brought before them, but noted many deadlines do not allow for that.

From CDD #2's perspective, Mr. Robertson indicated, when there is a major motion, Mr. Adams should be notified, prior to the filing, so he can inform the Supervisors.

Ms. Barrow summarized that, of the debtor's \$3.2 million budget from the beginning of the bankruptcy until the June 4<sup>th</sup> hearing, approximately 1/3 is for professional fees, including the debtor's attorney's fees. She indicated counsel felt, if there is that much money available, there should be equity and justice in dividing it.

Mr. Brougham indicated he appreciates counsel's aggressiveness on the issues and taking action but feels counsel should keep Management and the Boards informed of what they are doing and why.

Ms. DiNardo asked if there was concern from the bondholders regarding the investment banker issue. Ms. Barrow replied affirmatively, indicating they filed a joinder in the objection and another lender filed an objection. She confirmed there are at least three (3) parties who have filed an objection in this matter.

A Board Member asked what becomes of the off-roll assessments and asked if a lien is filed against the property. Ms. Barrow indicated the CDDs' lien continues and that assessment is preserved in the lien on the property. She indicated, when payment comes in, if the debtors meet their sales target, they intend on paying back some of the debt assessments. Ms. Barrow stated the court will hold a status conference by June 23<sup>rd</sup>, where the debtors will discuss a timeframe and formulate a plan of reorganization. She indicated the reorganization plan will demonstrate the plan for payment.

Discussion ensued regarding, while it appears debtor's counsel is acting in good faith, there have been several instances where their actions have come as a surprise and may not demonstrate good faith. Mr. Gonzalez confirmed counsel is set and working to ensure that no others try to weaken the position of the Districts.

On behalf of CDD #2, Mr. Robertson asked that counsel keep the District Manager informed, so he can keep the Supervisors informed, especially when there is a dramatic turn.

Mr. Gonzalez stated anything counsel perceives as a relatively major event in the bankruptcy, either in direction or something that will result in a large expenditure of funds, counsel feels should go to the District's, counsel will make every effort to ensure that Mr. Adams is notified right away. He indicated Counsel can copy Mr. Adams on everything, if desired.

Mr. Adams informed the Boards that Ms. Barrow and Mr. Gonzalez already do an excellent job of keeping him informed. He requested he be notified in advance, when there are formal positions being considered and/or filed, so he can review it with the Board Chairs, at the least, if not all Supervisors.

Mr. Adams confirmed both CDDs received this month's off-roll assessments, absent CDD #2's additional \$45,000. Ms. Barrow said the \$45,000 is anticipated the week of May 11<sup>th</sup>.

Ms. Barrow recapped the status and reminded the Boards the next hearing is June 4<sup>th</sup>. She asked Mr. Adams to attend the hearing and he confirmed he would be doing so.

Mr. Brougham stated, while he appreciates CDD #2's situation, CDD #1 has been prudent in its expenditures and built its reserves and he wants to ensure that any actions, on behalf of the Districts, represent both Districts equally. Mr. Adams indicated arguments are being made equally; however, in the interim and in an attempt to avoid a cash flow crisis requiring a special assessment in CDD #2, the argument was made that additional money was needed for CDD #2. Mr. Brougham voiced his concern that since CDD #1's reserves are large, counsel will take care of CDD #2 first.

Mr. Gonzalez indicated a bankruptcy of this size usually moves along fairly quickly. He noted the assigned judge is notorious for moving quickly. Mr. Gonzalez explained the Districts' options, should the case move too quickly or slowly.

Discussion ensued about filing of sales motions. Ms. Barrow felt the process will improve. A question was raised regarding whether proceeds from the initial sales are on hold. Ms. Barrow indicated it is structured so parties have the ability to object within ten (10) days of the entry of the orders; the orders are with the court and may have been entered.

**\*\*\*Mr. Gonzalez left the meeting.\*\*\***

Brief discussion ensued regarding the debt service obligations of the Districts, options in the event of shortfalls and the possible necessity of a special assessment.

Regarding the debt financing, Mr. Jack Perrin, a resident, asked if the court has issued a final order approving it. Ms. Barrow indicated an interim order was approved, not a final order. Mr. Perrin asked for a copy of the debt budget. Mr. Adams indicated he will post it on both CDD websites. Mr. Perrin asked about dissemination of the bankruptcy information and updates. Mr. Adams indicated the information can be found on the websites, in various locations. Mr. Brougham said information about the bankruptcy can also be found on the Official Unsecured Creditors' Committee of Fiddler's Creek's website ([www.fiddlerscreekcommittee.com](http://www.fiddlerscreekcommittee.com)).

Mr. Perrin commended Ms. Barrow on a fantastic job.

Regarding the extension of the deadline for filing a proof of claim, Mr. Alan Caspin, a resident, asked if the extension applies to any proof of claim. Ms. Barrow replied affirmatively; each proof of claim must be asserted separately. For example, Ms. Barrow explained, for the

off-roll assessments in default, there are at least six (6) debtors on which as separate proof of claim would be filed.

Mr. Elliot Miller, a resident, voiced his feeling that it is essential to remain cooperative, rather than contentious, in dealing with the developer, as the residents and the developer all have similar interests, with regard to the community.

A resident asked about filing an individual proof of claim. A Board Member confirmed District Counsel cannot provide guidance on the matter; they must make their decision and seek legal advice on their own.

***\*\*\*Ms. Barrow left the meeting.\*\*\****

**FIFTH ORDER OF BUSINESS**

**Consideration of Entry Designation Sign  
at Sandpiper at 41**

***\*\*\*This item, previously the Third Order of Business, was presented out of order.\*\*\****

Mr. Cole recalled discussion at the last meeting regarding installation of an advance entrance sign at Sandpiper. He indicated Lykins Signtek can design, permit and install a sign for \$900. The sign would read "Fiddler's Creek Entrance Ahead". He reviewed the proposed location of the sign, indicating it would be placed approximately 400 feet before the entrance. He confirmed no provisions were made for lighting the sign.

A CDD #1 Board Member voiced his opinion that, while the sign would be nice, it should be delayed, given the Districts' tenuous financial situation and recommended delaying this item. Another Board Member felt the sign is necessary in order to prevent an accident. Ms. Scott pointed out it is only a partial solution because it will not be lit at night. Mr. Adams confirmed this item is CDD #2 business.

***\*\*\*Mr. Benson joined the meeting.\*\*\****

Discussion continued regarding the size and location of the sign. Discussion continued regarding whether a sign is a necessity and whether lighting should be added.

**On MOTION for Fiddler's Creek CDD #2 by Mr. Robertson and seconded by Ms. DiNardo, with Ms. Schmitt in favor and Mr. Correia and Ms. Scott opposed, deferring the installation of a sign until the District's financial situation stabilizes, was approved. (Motion passed 3-2)**



▪ **Engineer**

**\*\*\*This item, previously Item 6b., was presented out of order.\*\*\***

For CDD #2, Mr. Cole presented Pay Draw #52 for the 2005 Series Bond, in the amount of \$1,441.25 for engineering services for coordination of the FP&L agreements related to deposit money necessary for them to go forward with design and coordination efforts related to bonds.

Mr. Robertson asked if all of the pay draws are going to the bondholders for approval. Mr. Cole clarified these items are on the bondholders' approval list.

For CDD #1, Mr. Cole presented Pay Draw #45, in the amount \$34,578.17, for fees related to continued treatment in the Belle Meade Preserve, the environmental consultant's report, the county inspection and continued maintenance. He indicated he will work with Mr. Pires on preparing the documents to turn over the preserve areas to the District. Brief discussion ensued regarding the permitting, inspection and turning over of the areas. Mr. Adams suggested Mr. Cole estimate the amount for ongoing maintenance and try getting the bondholders' approval of it.

Mr. Cole indicated Pay Draw #45 also relates to Championship Drive connections. Discussion continued regarding other sidewalk repairs throughout the District. Minor charges on the temporary canal crossing were included in the pay draw and the majority of the work is complete.

Mr. Cole recalled previous discussion about installation of street lights at the entrance to Fiddler's Creek Parkway and 951. An estimate was presented to the bondholders and was approved. Mr. Cole indicated the street lights will be the same as those at Sandpiper and US 41.

**\*\*\*Mr. Cole left the meeting.\*\*\***

**FIDDLER'S CREEK CDD #2 ITEMS**

**SIXTH ORDER OF BUSINESS**

**Presentation of Audited Basic Financial Statements for Fiscal Year Ended September 30, 2009, Prepared by Keefe, McCullough & Co., LLP**

**\*\*\*This item, previously the Thirteenth Order of Business, was presented out of order.\*\*\***

Mr. Bill Benson, of Keefe, McCullough & Co., LLP, presented the Fiddler's Creek CDD #2 Audit. He referred to the Independent Auditor's Report on Pages 1 – 2, indicating the audit is an unqualified opinion. Mr. Benson highlighted the 4<sup>th</sup> paragraph referencing Notes 6 and 11, regarding the developer's failure to fund the debt service assessments due to the District, resulting in the District using debt service reserve and construction accounts to make its scheduled payments. The paragraph also notes the developer's recent bankruptcy filing, subsequent to the year end. Mr. Benson indicated Page 24 contains a more elaborate explanation and discussion of this matter.

Mr. Benson referred to the tables at the bottom of Page 4 and top of Page 5, indicating these reflect the District's general financial condition. He indicated the District had assets of approximately \$60 million and total liabilities of approximately \$80 million, resulting in a net deficit of approximately (\$20 million). Mr. Benson discussed the Reconciliation of the Balance Sheet of Governmental Funds to the Statement of Net Assets on Page 10. He highlighted Note 5 on Pages 19 – 22, which itemizes and details the District's long term debt. He again pointed out Note 11, the developer's nonpayment of assessments and bankruptcy and the impacts on the District. Mr. Benson reviewed the reports beginning on Pages 25 and 27, noting there were no findings.

The Board thanked Keefe, McCullough & Co., LLP for completing the audit in a timely manner.

**\*\*\*Mr. Benson left the meeting.\*\*\***

**SEVENTH ORDER OF BUSINESS**

**Consideration of Resolution 2010-6,  
Accepting the Audited Basic Financial  
Statements for the Fiscal Year Ended  
September 30, 2009**

**\*\*\*This item, previously the Fourteenth Order of Business, was presented out of order.\*\*\***

Resolution 2010-6 was presented for the Board's consideration.

**On MOTION for Fiddler's Creek CDD #2 by Ms. DiNardo and seconded by Mr. Robertson, with all in favor, Resolution 2010-6, Accepting the Audited Basic Financial Statements for the Fiscal Year Ended September 30, 2009, was adopted.**

**EIGHTH ORDER OF BUSINESS**

**Approval of March 24, 2010 Joint  
Regular Meeting Minutes**

***\*\*\* This item, previously the Fourth Order of Business, was presented out of order.\*\*\****

Mr. Robertson presented the March 24, 2010 Joint Regular Meeting Minutes and asked for any additions, deletions or corrections. The following changes were made:

Line 52: Change "38" to "28" and change "debtors" to "creditors"

Line 74: Change "Mr." to "Ms."

Line 79: Change "May" to "April"

Line 109: Change "Sadler" to "Miller"

Lines 134 and 135: Change "Pires" to "Cole"

Line 140: Change "west" to "south"

Line 184: Change "Via" to "Avia"

Line 377: Change "Drive" to "Lane"

**On MOTION for Fiddler's Creek CDD #1 by Mr. Robertson and seconded by Mr. Brougham, with all in favor, the March 24, 2010 Joint Regular Meeting Minutes, as amended, were approved.**

**On MOTION for Fiddler's Creek CDD #2 by Ms. Schmitt and seconded by Ms. DiNardo, with all in favor, the March 24, 2010 Joint Regular Meeting Minutes, as amended, were approved.**

**NINTH ORDER OF BUSINESS**

**Other Business**

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

Relating to CDD #1, Mr. Pires presented a settlement offer of \$25,000 to settle the OneSource contract dispute.

**On MOTION for Fiddler's Creek CDD #1 by Mr. Robertson and seconded by Mr. Brougham, with all in favor, the \$25,000 cash settlement offer to OneSource to settle the pending dispute was approved and execution by the Chair was authorized.**

**TENTH ORDER OF BUSINESS**

**Staff Reports**

**\*\*\*This item, previously the Sixth Order of Business, was presented out of order.\*\*\***

**a. Attorney**

There being nothing additional to report, the next item followed.

**b. Engineer**

This item was addressed during the Fifth Order of Business.

**c. Manager**

**i. NEXT MEETING DATE: May 26, 2010 at 8:00 A.M.**

The next meeting is May 26, 2010 at 8:00 a.m., at this location.

**ii. Number of Registered Voters as of April 15, 2010**

- **Fiddler's Creek CDD #1: 757**

Mr. Adams indicated CDD #1 had 757 registered voters, living within the boundaries of the District, as of April 15, 2010 and Seat 1 and Seat 2 will be on the 2010 general election ballot.

- **Fiddler's Creek CDD #2: 266**

Mr. Adams indicated CDD #2 had 266 registered voters within the boundaries of the District, as of April 15, 2010. He noted CDD #2 now meets both of the thresholds necessary to transition from landowners' elections to general elections. He indicated the next election cycle would normally be in 2011; however, as general elections must be held in even numbered years, the Board will be asked to consider resolutions extending the terms of the existing Board Members by one (1) year, so the terms expire in even years. Seats 1, 3 and 4, currently set to expire in 2011, would be extended to 2012 and Seats 2 and 5, currently set to expire in 2013, would be extended to 2014. Mr. Adams indicated CDD #2's first general election is anticipated to be held November, 2012. Mr. Adams briefly explained the general election process and Mr. Pires explained the candidate qualifications.

**d. Operations Manager**

Ms. Crismond presented the Operations Manager's Report for Districts #1 and #2. Ms. Crismond noted concerns with the lakes located in Whisper Trace and Cranberry Crossing with treatment continuing. She indicated hedge trimming is underway and, as requested, the palm tree located by the sidewalk at Deer Crossing was relocated. Ms. Crismond indicated patrols have returned to once per week, as of April 23<sup>rd</sup>. She reported a total of 25 total stops, 24

residents and one (1) guest, with nine (9) citations and 16 warnings issued. One (1) stop was for speeding and 24 stops were stop sign violations.

Ms. Crismond recalled, at the last meeting, the Board approved approximately \$10,000 for sidewalk repairs. She indicated, since the last meeting, additional sidewalk areas in need of repair were identified and confirmed by the District Engineer. The areas include Fiddler's Creek Parkway and Sandpiper. Ms. Crismond indicated the total cost for the additional repairs is \$5,668. It was noted that the additional section is located in CDD #1.

**On MOTION for Fiddler's Creek CDD #1 by Mr. Slater and seconded by Mr. Schutt, with Mr. Robertson and Mr. Curland in favor and Mr. Brougham opposed, additional funds of \$5,668, for additional sidewalk repairs, was approved. (Motion passed 4-1)**

**FIDDLERS CREEK CDD #1 ITEMS**

**ELEVENTH ORDER OF BUSINESS**

**Off-Roll Assessment Payments**

**\*\*\*This item, previously the Seventh Order of business, was presented out of order.\*\*\***

This item was not discussed.

**TWELFTH ORDER OF BUSINESS**

**Unaudited Financial Statements as of  
March 31, 2010**

**\*\*\*This item, previously the Tenth Order of business, was presented out of order.\*\*\***

Mr. Adams presented the Unaudited Financial Statements as of March 31, 2010.

**THIRTEENTH ORDER OF BUSINESS**

**Audience  
Requests**

**Comments/Supervisors'**

**\*\*\*This item, previously the Eleventh Order of business, was presented out of order.\*\*\***

There being no Audience Comments or Supervisors' Requests, the next item followed.

**FIDDLERS CREEK CDD #2 ITEMS**

**FOURTEENTH ORDER OF BUSINESS**

**Unaudited Financial Statements as of  
March 31, 2010**

*\*\*\*This item, previously the Fifteenth Order of business, was presented out of order.\*\*\**

Mr. Adams presented the Unaudited Financial Statements as of March 31, 2010.

**FIFTEENTH ORDER OF BUSINESS**

**Audience  
Requests**

**Comments/Supervisors'**

*\*\*\*This item, previously the Sixteenth Order of business, was presented out of order.\*\*\**

Mr. Correia reported he spoke to CDD #2 residents to find out what is going on in the community. He indicated most comments and concerns were related to properties where owners have walked away from the property and are not paying their association fees. He discussed the possibility of hiring an attorney for collections. Mr. Adams clarified this is not necessarily a District issue or anything the District can act upon, but it is good information.

**SIXTEENTH ORDER OF BUSINESS**

**Adjournment: Fiddler's Creek CDD #1**

*\*\*\*This item, previously the Twelfth Order of business, was presented out of order.\*\*\**

**On MOTION for Fiddler's Creek CDD #1 by Mr. Brougham and seconded by Mr. Schutt, with all in favor, the Fiddler's Creek CDD #1 portion of the meeting adjourned at 10:30 a.m.**

**SEVENTEENTH ORDER OF BUSINESS**

**Adjournment: Fiddler's Creek CDD #2**

**On MOTION for Fiddler's Creek CDD #2 by Ms. DiNardo and seconded by Mr. Robertson, with all in favor, the Fiddler's Creek CDD #2 portion of the meeting adjourned at 10:30 a.m.**

**FIDDLER'S CREEK CDD #1 &  
FIDDLER'S CREEK CDD #2**

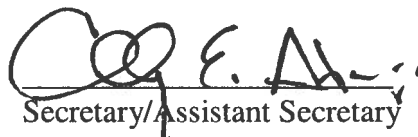
**April 28, 2010**

**Fiddler's Creek CDD #1**

  
Secretary/Assistant Secretary

  
Chairman/Vice Chairman

**Fiddler's Creek CDD #2**

  
Secretary/Assistant Secretary

  
Chair/Vice Chair