

**MINUTES OF MEETING  
FIDDLER’S CREEK COMMUNITY DEVELOPMENT DISTRICT #1**

The Board of Supervisors of the Fiddler’s Creek Community Development District #1 held a Regular Meeting on December 9, 2020 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:**

Phil Brougham	Chair
Robert Slater	Vice Chair
Joseph Badessa	Assistant Secretary
Torben Christensen	Assistant Secretary
Joseph Schmitt	Assistant Secretary

**Also present were:**

Chuck Adams	District Manager
Cleo Adams	Assistant District Manager
Tammie Smith	Operations Manager
Tony Pires (via telephone)	District Counsel
Terry Cole	District Engineer
Joe Parisi	Developer’s Corporate Counsel
Ron Albeit	Foundation General Manager
Christina Kennedy (via telephone)	SOLitude Lake Management
Kenny Flage	LandCare
Jessie Fritz	Resident
Mark Swann	Resident
Richard Peters	Resident

**FIRST ORDER OF BUSINESS**

**Call to Order/Roll Call**

Mr. Brougham called the meeting to order at 8:00 a.m. All Supervisors were present.

**SECOND ORDER OF BUSINESS**

**Public Comments: Non-Agenda Items (3 minutes per speaker)**

No members of the public spoke.

**THIRD ORDER OF BUSINESS**

**Administration of Oath of Office to Newly Elected Supervisors, Joseph Schmitt [SEAT 3], Robert Slater [SEAT 4] and Phillip Brougham [SEAT 5] (the following to be provided in a separate package)**

Mrs. Adams, a Notary of the State of Florida and duly authorized, administered the Oath of Office to Mr. Schmitt, Mr. Slater and Mr. Brougham.

- A. Guide to Sunshine Amendment and Code of Ethics for Public Officers and Employees**
- B. Membership, Obligations and Responsibilities**
- C. Financial Disclosure Forms**
  - I. Form 1: Statement of Financial Interests**
  - II. Form 1X: Amendment to Form 1, Statement of Financial Interests**
  - III. Form 1F: Final Statement of Financial Interests**
- D. Form 8B, Memorandum of Voting Conflict**

**FOURTH ORDER OF BUSINESS**

**Consideration of Resolution 2021-02, Designating a Chair, a Vice Chair, a Secretary, Assistant Secretaries, a Treasurer and an Assistant Treasurer of the Fiddler's Creek Community Development District #1, and Providing for an Effective Date**

Mr. Brougham presented Resolution 2021-02. The consensus was to keep the existing slate of officers, as follows:

Chair	Phil Brougham
Vice Chair	Robert Slater
Secretary	Chesley (Chuck) E. Adams, Jr.
Assistant Secretary	Joseph Badessa
Assistant Secretary	Torben Christensen
Assistant Secretary	Joseph Schmitt
Assistant Secretary	Craig Wrathell
Treasurer	Craig Wrathell

Assistant Treasurer

Jeff Pinder

No other nominations were made.

**On MOTION by Mr. Christensen and seconded by Mr. Brougham, with all in favor, Resolution 2021-02, Designating a Chair, a Vice Chair, a Secretary, Assistant Secretaries, a Treasurer and an Assistant Treasurer of the Fiddler's Creek Community Development District #1, as stated, and Providing for an Effective Date, was adopted.**

**FIFTH ORDER OF BUSINESS**

**Waterway Inspection Report – December, 2020: SOLitude Lake Management**

Mr. Brougham stated he would prefer a monthly report focused on “problem lakes” rather than the monthly report format currently provided. Ms. Kennedy stated the Waterway Inspection Report was more of a quality control report, given the number of lakes monitored and maintained monthly. Discussion ensued regarding the monthly report, ongoing monitoring and treatment of lakes, current reporting and the content desired in a new report.

Mr. Brougham asked Mrs. Adams to create a report of the lakes with issues, how they are treated and the results; a spreadsheet would suffice. Mrs. Adams would work with Ms. Kennedy to create a SOLitude Action List. The consensus was that color photos were unnecessary and that a site map should be included in the report.

**SIXTH ORDER OF BUSINESS**

**Developer’s Report**

Mr. Parisi stated the gatehouses were proceeding according to schedule; the main gate would be completed in January and the back gate would be completed in February. Discussion ensued regarding Radio Frequency IDs (RFIDs); over 400 residents received decals. Contractors, renters and players at The Rookery must obtain daily passes at the main gate.

**SEVENTH ORDER OF BUSINESS**

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

Mr. Cole reported the following:

➤ Concrete valley gutters and curb repairs and restriping were nearly complete. The wide valley gutter on the eastern entrance of the Clubhouse would be completed in two phases to accommodate traffic. The white concrete would fade over time.

➤ Milling and repaving of Fiddler’s Creek Parkway was scheduled to begin in April; at that time Club Center Drive, between Fiddler’s Creek Parkway and The Rookery entrance, would also be remilled, repaved and restriped.

A Board Member asked if Mr. Cole was aware of pavement failures on Championship Drive near the Mulberry entry. Mr. Cole stated he was not but he would inspect the area.

➤ Lake bank erosion repairs were underway; Lake 21 was mostly completed and lakes along Fiddler’s Creek Parkway were scheduled next. Fiscal Year 2021 repairs should be completed in March; a plan for Fiscal Year 2022 would be developed and repairs would begin next spring.

➤ Mr. Schmitt asked if the “Pedestrian Crossing” sign at the corner of Championship Drive and Fiddler’s Creek Parkway, which was hit repeatedly, could be moved. The sign and post were hit and removed. Mr. Cole would survey the area and advise.

Mr. Pires discussed the letter sent to Collier County regarding the Johns Eastern demand for compensation; no response was received.

**EIGHTH ORDER OF BUSINESS**

**Consideration of Award of Contract for Landscape Maintenance**

Mr. Brougham suggested awarding the contract for Landscape Maintenance to LandCare, USA, LLC (LandCare). Discussion ensued regarding the bids received from LandCare and from Mainscapes, Inc. (Mainscapes).

Mr. Badessa noted that the contract provided a two-year rate guarantee. Mr. Brougham stated the District expected the same level of service and staffing as has been provided.

**On MOTION by Mr. Brougham and seconded by Mr. Schmitt, with all in favor, awarding the contract for Landscape Maintenance to Landcare, USA, LLC, was approved.**

**NINTH ORDER OF BUSINESS**

**Acceptance of Unaudited Financial Statements as of October 31, 2020**

Mr. Brougham asked about "Due from FC foundation" line item, on Page 1, and noted it had been in the financials since July 2020 and the amount was now \$1,788. Mrs. Adams stated she would follow up with Mr. Parisi.

Mr. Christensen asked about the "Contingencies" line item, on Page 2, which was at 35% of the budgeted amount, or \$1,397. Mrs. Adams stated she would follow up and advise regarding this line item.

**TENTH ORDER OF BUSINESS**

**Approval of Minutes**

**A. October 28, 2020 Public Hearing and Regular Meeting**

Mr. Brougham presented the October 28, 2020 Public Hearing and Regular Meeting Minutes.

The following change was made:

Line 31: Change "Riainitis" to "Varianides"

**On MOTION by Mr. Brougham and seconded by Mr. Badessa, with all in favor, the October 28, 2020 Public Hearing and Regular Meeting Minutes, as amended, were approved.**

**B. November 11, 2020 Regular Meeting**

Mr. Brougham presented the November 11, 2020 Regular Meeting Minutes.

**On MOTION by Mr. Badessa and seconded by Mr. Schmitt, with all in favor, the November 11, 2020 Regular Meeting Minutes, as presented, were approved.**

**ELEVENTH ORDER OF BUSINESS**

**Action/Agenda or Completed Items**

Item 1: Mr. Pires stated he would speak with Mr. Parisi regarding reimbursement of District legal costs.

Item 2: Mr. Cole stated some inspections were done to identify encroachments in drainage easements; a new County procedure served to inform the District of encroachments at time of permit request. This item would be removed from the list.

Item 11: Mr. Cole stated the State's contractor inspects the culverts on 951 semi-annually or quarterly. The contractor advised that an inspection was completed following Tropical Storm Sally and all pipes and structures draining from the east side to the west side of 951 were inspected.

Item 13: Mr. Cole stated he would conduct a spot check within the villages.

Items 2, 3, 5, 8, 9, 10, 11, 15, 17, 18 and 23 were completed.

**TWELFTH ORDER OF BUSINESS**

**Staff Reports**

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

There was no report.

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

- **NEXT MEETING DATE: January 27, 2021 at 8:00 A.M.**

- **QUORUM CHECK**

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

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

Ms. Smith presented her Field Operations Report and noted the following:

- All items noted during the November LandCare landscape review were addressed.

Discussion ensued regarding roadway oil leaks; Ms. Smith would request a quote to have the pavers flipped over. Discussion ensued regarding attempts to catch the vehicle responsible for the leaks.

Mrs. Adams stated that LandCare picks up litter in the streets twice each day.

- A hazard was reported regarding a bench on Fiddler's Creek Parkway overlooking Mallards Lake. Staff would review and advise.

Mrs. Adams presented her Field Operations Report and noted the following:

- Pine straw mulch was delayed due to the supplier's COVID-19 labor shortage.

The mulching project was discussed. Mrs. Adams stated that proceeding with coco mulch would create a shortfall of almost \$100,000. The consensus was not to proceed with the project at that price.

**D. Director of Safety, Health and Environment: *Shane Willis***

Mr. Willis’s report was included for informational purposes.

Mr. Brougham asked Mr. Parisi to work with Staff to update Post Orders with current personnel, responsibilities and telephone numbers

Mr. Slater asked Mr. Parisi to evaluate whether the security vehicle parked at Cherry Oaks was an efficient use of resources.

**THIRTEENTH ORDER OF BUSINESS**

**Supervisors’ Requests**

Given the frequency of spill incidents, Mr. Pires suggested including an agenda item to evaluate whether the agreed-upon routine maintenance has been done by Waste Management. Mr. Brougham stated this was addressed recently and Waste Management confirmed that trucks were inspected before every run.

**FOURTEENTH ORDER OF BUSINESS**

**Public Comments**

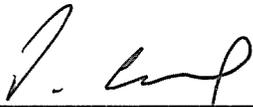
Mr. Richard Peters, a resident, asked if additional landscaping would be installed at the corner of Sandpiper Drive and Fiddler’s Creek Parkway, when traffic at the new Publix increases. Mrs. Adams stated some additional landscaping was installed; however, line of sight could not be obstructed. She would review and advise.

**FIFTEENTH ORDER OF BUSINESS**

**Adjournment**

There being nothing further to discuss, the meeting adjourned at 9:04 a.m.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

  
Secretary/Assistant Secretary

  
Chair/Vice Chair