

**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 January 27, 2021 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	District Counsel
Terry Cole	District Engineer
Ron Albeit	Foundation General Manager
Shane Willis	Director of Safety, Health and Environment
Christina Kennedy (via telephone)	SOLitude Lake Management
Alfred Noto	Resident
George Varianides	Resident
Shannon Benedetti	Resident/Landscape Committee

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

Waterway Inspection Report – January, 2021: SOLitude Lake Management

Mr. Brougham presented the January 2021 Waterway Inspection Report. He stated he appreciated the new monthly report focused on “problem lakes”, which was much more

concise. Mr. Schmitt noted that Lake 41-B had many weeds along the shoreline. He requested that Mr. Cole survey Lake 41-B for erosion along the shore.

FOURTH ORDER OF BUSINESS

Developer's Report

Mr. Albeit stated the main gate would be completed the first week in February and the back gate would be completed the second week in February. The consensus was that the gatehouses were progressing nicely and looked beautiful. Mr. Albeit noted that the guards would have a much better view of traffic.

Mr. Schmitt recalled a notice stating that the drive to the pump house was to be paved and asked why this was an issue after so many years. Mr. Cole stated this work was mandated necessary and funded by the County and would involve only a minor disruption to residents.

FIFTH ORDER OF BUSINESS

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

Mr. Cole reported the following:

- The County bidding process for the force main project was in process and work was anticipated to begin in the second quarter of 2021. A notice would be sent to residents.

Discussion ensued regarding a temporary detour. Mr. Cole stated the Sandpiper Gate was anticipated to be open in March.

- Lake bank erosion repairs were ongoing. In those locations where truck access caused disruption, landscaping and irrigation would be restored, as necessary.
- Concrete valley gutters and curb repairs and restriping were substantially completed.
- The irrigation system required a number of repairs to valves. AquaMatic would submit proposals to be considered on a prioritized basis. Ongoing issues with pump houses would be coordinated with Staff.

Mr. Brougham noted such repairs were expected, as the equipment was over 20 years old. He discussed the need to plan and budget for proactive repairs or replacement.

SIXTH ORDER OF BUSINESS

Discussion: Sandpiper/US 41 Traffic Signal Budget and Funding Split Requirements

Mr. Cole presented a funding summary for the Sandpiper/US 41 Traffic Signal. Design and permitting work were anticipated to begin soon. Traffic counts could not begin until April,

which is the end of the season. Road closures and travel restrictions would also be reflected in measurements. Future development and future traffic generated must be taken into consideration. Funding may be needed when construction begins, by summer 2021 at the earliest; warrants must be met to obtain permits.

Mr. Brougham noted that nothing was budgeted for Fiscal Year 2021 for this project; it would be addressed during budget discussions and included in the draft Fiscal Year 2022 budget. Surplus fund balance, start dates and availability of funding, were discussed.

Mr. Noto asked for clarification of the costs shown for CDD #1 and CDD #2. Mr. Cole reviewed the funding summary, which showed the funding sources. Mr. Brougham stated both Districts agreed to fund 50% of the traffic signal and noted that a greater percentage of CDD #2’s portion of this expenditure would be funded with bond proceeds. Discussion ensued regarding the potential start dates, cash flow, the funding summary and the project.

SEVENTH ORDER OF BUSINESS

Presentation/Discussion: Potential Engagement of DS Ideas to Further Pursue Hurricane Irma Recovery Appeal with FEMA

Mr. Brougham discussed the proposition of engaging DS Ideas (DSI) to further pursue the District’s Hurricane Irma recovery appeal with the Federal Emergency Management Agency (FEMA). Discussion ensued regarding the cost, DSI, potential outcomes and pros and cons of using a consulting firm. Mr. Christensen stated he would like to know DSI’s outcomes with FEMA claims. Discussion ensued regarding other claims rejected by FEMA, additional information required before engaging DSI to work on the District’s behalf, the District’s original filing in early 2018 and the appeal.

Mr. Schmitt proposed authorizing the Chair to work with Staff to negotiate an agreement for DSI to answer specific questions following a review of the District’s claim, including a professional estimate of the probability of success, the name(s) of individuals in charge of the District’s case and whether contact has been made with that individual.

On MOTION by Mr. Schmitt and seconded by Mr. Christensen, with all in favor, engaging DS Ideas to further pursue the District’s Hurricane Irma recovery appeal with FEMA, in a not-to-exceed amount of \$20,000, was approved.

Mr. Brougham presented the Unaudited Financial Statements as of December 30, 2020.

NINTH ORDER OF BUSINESS

**Approval of December 9, 2020 Regular
Meeting Minutes**

Mr. Brougham presented the December 9, 2020 Regular Meeting Minutes.

The following changes were made:

Line 107: Change "gutter s" to "gutters"

On MOTION by Mr. Badessa and seconded by Mr. Schmitt, with all in favor, the December 9, 2020 Regular Meeting Minutes, as amended, were approved.

TENTH ORDER OF BUSINESS

Action/Agenda or Completed Items

Items 8 and 16 were completed.

Item 13 was a duplicate and would be deleted.

ELEVENTH 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: February 24, 2021 at 8:00 A.M.**

- **QUORUM CHECK**

All Supervisors confirmed their attendance at the February 24, 2021 meeting.

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

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

- Although Staff contacted multiple contractors regarding the pump house doorjamb repairs, only one estimate was obtained.

Mr. Willis stated he would assist Ms. Smith in contacting a contractor.

Mr. Schmitt stated he received the landscape renderings for both the main entrance and the Sandpiper entrance. Mrs. Adams stated these were sent for informational purposes.

Mr. Schmitt stated the Hawk’s Nest sign was turned 90° and required adjustment.

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

• **Consideration of Updated Post Orders**

Mr. Willis reported the following:

- Gatehouse: Weekly and monthly entry averages were up; occupancy was down from the prior year due to COVID-19.
- Incident Reports: Parking issues and garage doors were very common.
- A resident entering the main gate physically and verbally assaulted a Security Officer. The resident was arrested and charged with a third-degree felony on a person over 65 years old.
- Irrigation: Approximately 5 million more gallons of water were used in December than November.
- Power washing was slightly ahead of schedule and currently underway on Mahogany Bend. Resident complaints notwithstanding, cleaning equipment must be parked on the street.
- 2,600 vehicles were registered and issued radio-frequency identification (RFID) stickers; the gate would become fully operational in February.

Discussion ensued regarding patrol frequency and ticketing in front of fire hydrants.

TWELFTH ORDER OF BUSINESS

Supervisors’ Requests

There were no Supervisors’ requests.

THIRTEENTH ORDER OF BUSINESS

Public Comments

There were no public comments.

FOURTEENTH ORDER OF BUSINESS

Adjournment

There being nothing further to discuss, the meeting adjourned at 9:07 a.m.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]


Secretary/Assistant Secretary


Chair/Vice Chair