

**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 Continued Emergency Meeting and Executive Session on August 10, 2023 at 10:00 a.m., at the Fiddler’s Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114.

Present at the meeting were:

Robert Slater	Chair
Joseph Schmitt (via telephone)	Vice Chair
Torben Christensen	Assistant Secretary
Joseph Badessa	Assistant Secretary
Frank Weinberg	Assistant Secretary

Also present were:

Chuck Adams	District Manager
Scott Beatty	Special Counsel
Court Reporter	

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mr. Adams called the Continued Emergency Meeting to order at 10:30 a.m.

Supervisors Slater, Badessa, Christensen and Weinberg were present. Supervisor Schmitt attended via telephone.

On MOTION by Mr. Slater and seconded by Mr. Weinberg, with all in favor, authorizing Mr. Schmitt’s attendance and full participation, via telephone, due to exceptional circumstances, was approved.

SECOND ORDER OF BUSINESS

OPEN CONTINUED EMERGENCY MEETING

Mr. Adams stated that the primary reason for this Continued Emergency Meeting is to hold an Executive Session, which was requested as a part of the Emergency Meeting held Tuesday, August 8, 2023.

Mr. Adams stated there were no members of the public present.

THIRD ORDER OF BUSINESS

**ANNOUNCE EXECUTIVE SESSION/RECESS
CONTINUED EMERGENCY MEETING**

Mr. Adams recessed the Continued Emergency Meeting at 10:31 a.m., and turned off the public recording device.

The Executive Session will be transcribed by the Court Reporter.

FOURTH ORDER OF BUSINESS

**COMMENCEMENT OF EXECUTIVE SESSION
(Closed to the Public by Law)**

- **Executive Session Regarding: Fiddler’s Creek Community Development District #2 v. Fiddler’s Creek Community Development District #1, Case No. 11-2023-CA-001612-001-XX Pending Litigation**

The Executive Session commenced at 10:31 a.m.

FIFTH ORDER OF BUSINESS

**RECONVENE CONTINUED EMERGENCY
MEETING**

The Continued Emergency Meeting reconvened at 11:19 a.m.

SIXTH ORDER OF BUSINESS

**Consideration of Matters Related to
Fiddler’s Creek Community Development
District #2 v. Fiddler’s Creek Community
Development District #1, Case No. 11-
2023-CA-001612-001-XX**

Mr. Slater discussed how the Board might proceed. Mr. Adams stated that the approach is two-fold and recommended two motions and votes.

Mr. Christensen stated that he does not support incurring additional costs, as he thinks the process will not be effective.

Mr. Badessa voiced his opinion that it is worth another discussion and/or mediation with CDD #2.

Mr. Adams suggested separating the actions into two motions.

On MOTION by Mr. Slater and seconded by Mr. Weinberg, with all in favor, authorizing Special Counsel to respond to the Court Ruling sharing the facts to correct the Record such that, in its Fiscal Year 2024 budget, CDD #1 has appropriately funded what is expected to be 50% of the gross cost of the Traffic Signal project, as estimated today, was approved.

On MOTION by Mr. Slater and seconded by Mr. Weinberg, with Mr. Slater, Mr. Weinberg, Mr. Schmitt and Mr. Badessa in favor and Mr. Christensen dissenting, authorizing Special Counsel to request Court mediation, was approved. [Motion passed 4-1]

SEVENTH ORDER OF BUSINESS

NEXT MEETING DATE: August 23, 2023 at 8:00 AM [Public Hearing and Regular Meeting]

EIGHTH ORDER OF BUSINESS

Supervisors' Requests

There were no Supervisors' requests.

NINTH ORDER OF BUSINESS

Public Comments

There were no members of the public present.

TENTH ORDER OF BUSINESS

Adjournment

On MOTION by Mr. Weinberg and seconded by Mr. Slater, with all in favor, the meeting adjourned at 11:27 a.m.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]



Secretary/Assistant Secretary



Chair/Vice Chair