

**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 April 24, 2024 at 8:00 a.m., at the Fiddler’s Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114.

**Present were:**

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

**Also present:**

Chuck Adams	District Manager
Cleo Adams	District Manager
Tony Pires	District Counsel
Terry Cole	District Engineer
Mike Barrow	GulfScapes Landscape Manager
Ryan Hennessey	Fiddler’s Creek Director of Community Services
Aaron Haak	Fiddler’s Creek Deputy General Counsel
Jody Benet	Fiddler’s Creek Irrigation Manager
Bill Kurth (via telephone)	Premier Lakes, Inc.
Mike Cote	Resident, Mulberry Village Assoc. President
Alfred Noto	Resident and Montreux Board Member
Geoff Fitzgibbons	Resident and Cranberry Crossing President
Kate Hein	Resident
Bill Wheat	Resident

**FIRST ORDER OF BUSINESS**

**Call to Order/Roll Call**

Mrs. Adams called the meeting to order at 8:00 a.m.

Supervisors Schmitt, Christensen and Slater were present. Supervisor Badessa attended via telephone. Supervisor Weinberg was not present.

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

**SECOND ORDER OF BUSINESS**

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

Resident and Montreux Board Member Al Noto asked if Fiddler's Creek can send e-blasts related to emergencies, such as water main breaks after hours. Mr. Hennessey replied affirmatively.

Mr. Noto stated that, after the last meeting, he spoke with Mr. Alex Kurth, of Premier Lakes, about the weeds in Lake 30. He voiced his opinion that the lake used to be clear but it is now overtaken with weeds. He asked if the weeds, which are approximately 5' to 6' high, can be cut down. He also sent two emails but has not received a response. Mr. Bill Kurth stated he knows that Mr. Alex Kurth reviewed the site and noted that it has beneficial littoral plants. Typically, a request to cut down littoral plants is referred to Mrs. Adams and then to the Board for discussion; it is a Board decision. He believes that the Board is more concerned with how far into the lake the littorals extend and stated that Mr. Alex Kurth did advise that the plants are taking over a significant amount of the water body, at the narrow north end of the lake, which might be severe. He will speak with Mr. Alex Kurth and advise.

Mr. Noto stated he will send an email to the Board regarding the issue. Mrs. Adams asked Mr. Noto to contact her directly in the future, rather than the contractor. She stated that Mr. Bill Kurth is referring to spikerush.

Mr. Noto voiced his opinion that the palm trees, weeds and grass on CDD property around Lake 30 and around the back of Montreux and Championship need to be trimmed. Mrs. Adams stated the CDD will address the weeds and the grass; tree trimming is The Foundation's responsibility. A representative is present and the issue was noted accordingly.

Resident Geoff Fitzgibbons will reserve his comments until the Tenth Order of Business.

Resident Kate Hein asked when Clusia will be planted at the intersection of Sandpiper and Fiddler's Creek Parkway. She described her location on Campanile, at Lakes 22 and L65-F, and stated she spoke with Mrs. Adams, Mr. Barrow and Mr. Cole regarding traffic and intrusive headlights that have been an issue for five months.

Mr. Cole stated that Juniper has been very difficult to work with and the Amador project is taking far too long. Compromised sod was installed in CDD #2 and, because the ficus in this area was cleared in error when the stumps were removed, Juniper was advised that they need to plant Clusia. Juniper is arguing the matter and funds will be withheld, if necessary, to cover

the cost of installing the Clusia. Mrs. Adams stated Mr. Barrow provided an estimate for Clusia but Juniper needs to do the work because they are responsible. She suggested that the CDD can proceed, with District Counsel's support. Mr. Pires will advise Juniper that funds will be withheld.

Mr. Barrow believes the cost estimate for Clusia is approximately \$8,000. Mr. Slater suggested the planting be approved. Mr. Schmitt asked if that is part of the funding provided by CDD #2 and if CDD #2 can be asked to reimburse the cost. Mrs. Adams replied affirmatively; if CDD #2 is holding funds to pay Juniper, the cost can be deducted from what is owed to Juniper and reimbursed.

**On MOTION by Mr. Schmitt and seconded by Mr. Slater, with all in favor, installation of Clusia by GulfScapes, in a not to exceed amount of \$8,000, and asking CDD #2 to reimburse CDD #1 for the cost, if it is settled with Juniper, was approved.**

**THIRD ORDER OF BUSINESS****Quality Control Lake Report – Premier Lakes, Inc. (Alex Kurth)**

Mr. Bill Kurth presented the Quality Control Lake Report and noted the following:

- The shoreline grasses and weeds in regular shorelines and littoral zones are in good shape. This time of year, weeds emerge but the challenges are not near what they were in the beginning; problem areas are in good shape and technicians are staying on top of them.
- Less algae growth than typical was observed; the treated lakes are well controlled.
- The Golf Course Superintendent encouraged more aggressive spraying just above the lake banks to control torpedograss. It is hoped that infiltration into lakes will be reduced.
- Submersed vegetation has not emerged significantly yet this year. A Sonar® application for Widgeon grass was conducted in Lake 30, in Montreux.
- A water body, known as the Cardinal Cove Canal, was treated for hydrilla and southern nyad; Sonar® herbicide was applied in that area, which gets very shallow this time of year.
- The major submersed weed issue is in the FC1 through FC5 lake system that attaches to Lakes #65 A through E. As Mr. Alex Kurth indicated in the Report, treatment was scheduled and applied on April 18, 2024 for Illinois Pondweed; treatments will be monitored and reapplied as necessary.

➤ Lake #50 has minimal Illinois Pondweed; when the timing is right, a Sonar® herbicide treatment will be applied so that it is controlled through the rainy season.

Mr. Christensen asked when it is reasonable to expect a result from the Illinois Pondweed treatment on Lake #65. Mr. Bill Kurth stated it was a contact treatment; some results should be visible tomorrow but improvement should be very visible within a few weeks.

**FOURTH ORDER OF BUSINESS****Health, Safety and Environment Reports**

Mr. Hennessey reviewed the monthly PowerPoint presentation, which included reminders to report questions, comments or concerns to [Irrigation@Fiddlerscreek.com](mailto:Irrigation@Fiddlerscreek.com) or [Pressurewashing@Fiddlerscreek.com](mailto:Pressurewashing@Fiddlerscreek.com) or directly to the Safety Department.

Mr. Hennessey reported the following:

➤ Tree Canopy Trimming: Juniper trimmed the fruited palms, on Sandpiper Drive, throughout CDDs #1 and #2, hardwoods in CDDs #1 and CDD #2 and in the buffer around Veneta in CDD #2.

**A. Irrigation and Pressure Cleaning Efforts**

- Irrigation Projected Usage: Approximately 4.5" of rain was received in March.
- There were two rain holds in the villages and one in the common areas.
- Approximately 48.6 million gallons of water were used in March 2024, compared to 60 million gallons in March 2023.
- Irrigation Report: There were no major repairs in March. Some routine satellite communication failures occurred.

Mr. Christensen asked if irrigation stations on private roads, like Runaway, are being inspected. Mr. Benet stated the contract for the villages expired; he focuses mainly on the CDDs but he reacts to requests from contractors and ensures that everything in the central computer is communicating on a daily basis; however, the HOA controllers are not tested. Mr. Christensen asked if that should be communicated to the HOA because the CDD controllers are maintained frequently. Mr. Haak clarified that The Foundation's Agreement with the CDDs for irrigation relates to CDDs' equipment. Contractors managing systems for individual villages are aware of this and they will contact Mr. Benet in the event of an issue or if a homeowner has an issue. Day-to-day maintenance of the villages systems has never been The Foundation's purview. Mr. Slater stated that Bent Creek landscapers are always referred to Mr. Benet for

issues. He asked if that is already set up with each HOA. Mr. Benet stated he tries to keep track of contractors but The Foundation is seldom notified when a village changes contractors. When he observes a new contractor, he contacts them to set up an orientation meeting so that they understand the Fiddler's Creek policies and procedures, County policies and what assistance The Foundation can provide. Mr. Slater suggested communicating that at the next Village Council meeting.

➤ Pressure Washing: Crews are working in Oyster Harbor. The map identifies completed areas in red and work planned for the current month is in green. Crews are currently two months ahead of schedule.

**B. Security and Safety Update**

Mr. Hennessey reviewed the monthly PowerPoint presentation, which included reminders to first call 911 in an emergency, followed by reporting the incident or other non-emergency matters to the Community Patrol. Residents can register guests via the member's website, mobile app, calling the Automated Gatehouse or emailing [Safety@Fiddlerscreek.com](mailto:Safety@Fiddlerscreek.com).

➤ Occupancy Report: Occupancy from February to March decreased slightly from 2,423 to 2,373; for comparison, it is expected to be under 1,000 in August. Statistics are measured with the database that tracks vehicular data.

➤ Gatehouses and Patrols: Sandpiper, Championship and the Main gates are operational 24 hours a day, seven days a week. There are two patrols per shift.

➤ Gatehouse Activity: Gate entries from February to March decreased by 10%, decreasing from approximately 102,000 to 92,000.

➤ Incidents: A small nuisance gator was removed from Campanile; the trapper was able to promptly address the issue. Parking continues to be the highest incident category, with 36 extra tickets issued. Medical incidents tripled, from 10 to 31. Officer observations doubled.

➤ Parking is no longer allowed on Club Center Drive, now that seasonal residents have departed. Repeat parking offenders are referred to the Fining Committee; offenses typically include more than three cars parked in a driveway, pickup trucks parked in a driveway overnight, vehicles parked at a loading dock, etc.

➤ Speed Detection and Enforcement: The portable speed detection device was in use throughout the community and at Aviamar, Marsh Cove, Campanile, Museo and Fiddler's Creek Parkway. Four violations were observed on Cherry Oaks; 22 warnings were given to first time

offenders exceeding the speed limit by 5 miles per hour (mph). Violations are given to repeat offenders; six violations were issued and, together, these totaled 28 violations for the month.

➤ The Collier County Sheriff's Office (CCSO) advised that there were 79 extra patrols, 31 medical calls, 18 accidental hang-up calls to 911, 16 alarm calls, 10 traffic stops and three crashes.

Mrs. Adams stated that the 2024 hardwood pruning schedule provided by Juniper indicates that all CDD #1 hardwood pruning is projected to be completed in April.

Mr. Hennessey stated that Juniper is currently trimming in CDD #1; Juniper started in March and trimming will continue through April and will likely be completed in May 2024.

Mulberry resident Bill Wheat asked if any changes were observed where speed bumps were installed. Mr. Hennessey stated that speeding decreased slightly; there were four violations on Cherry Oaks despite the four speed humps. Previously, there were as many as twelve per month; violators still managed to reach 31 mph in a 25 mph zone.

The Board and Staff discussed the persistence of habitual speeders.

Mrs. Adams stated this will be discussed during the Twelfth Order of Business.

**FIFTH ORDER OF BUSINESS**

**Developer's Report**

Mr. Haak responded to questions and reported the following:

➤ Per his email, The Foundation will provide a monthly list of landscaping and irrigation issues.

➤ The Foundation entered into an agreement with a Construction Manager Consultant for the master irrigation system project. The kickoff meeting will be next week; he, Mr. Cole and Mr. Benet will be part of the process on behalf of both CDDs.

➤ The first part of the project will likely be an overall mapping of the total system throughout the community. Villages, landscapers and irrigation managers will be contacted and involved in the mapping and the design phase of the process. Further updates will be provided.

➤ Construction continues in Oyster Harbor and in Dorado.

➤ Work on the golf clubhouse is continuing.

➤ Work on the golf course is continuing; significant progress was made at Holes 6, 7 and 8, and work is progressing as scheduled.

Mr. Schmitt discussed an email from Special Counsel, Mr. Beatty, regarding CDD #1's request for CDD #2 to accept \$10,000 and his rejection of that offer given that \$25,000 was negotiated and agreed upon in mediation. No response was received from CDD #2 and Mr. Miller's planned deposition was rescheduled to May 14, 2024. Mr. Schmitt stated he will attend Mr. Miller's deposition.

Mr. Christensen stated that CDD #2's legal costs through February 2024 total approximately \$27,000. Mr. Adams stated that reflects bills received thus far, and billings have not been received promptly.

Mr. Schmitt discussed CDD #2's claim and his belief that \$25,000 was a generous offer.

**SEVENTH ORDER OF BUSINESS**

**Engineer's Report: Hole Montes, a**  
**Bowman Company**

- **Consideration of Sophistico Construction Proposal for Pumphouse 3/4 Truss Repairs from Water Damage**

Mr. Cole discussed the need to bolster a truss connection compromised by wood rot due to water damage; three columns are needed for the temporary repair. A proposal for the first emergency repair for repair to the Aviamar pump station to the right of the gatehouse was requested but not yet received. Replacing the roof is not planned for some time; the first emergency repair will stabilize the truss. A second proposal will be needed for temporary roof repair to secure the roof leaks. The cost of the repair will be shared with CDD #2.

Mr. Schmitt asked if this represents the "prudent effort" or if the CDDs should consider a more permanent solution. Mr. Cole stated this is the prudent effort; the permanent solution of replacing the truss would be extremely expensive. He spoke with Mr. Milo Seidel, of Metro P.S.I. (Metro), who saw this information and understands the repair and believes it will not be in the way of any maintenance work, so it could remain for several years and accomplish its purpose.

**On MOTION by Mr. Slater and seconded by Mr. Schmitt, with all in favor, the Sophistico Construction Proposal for Pumphouse 3/4 Truss Repairs due to water damage, in the amount of \$4,500, was approved.**

Mr. Christensen asked about the CDD's insurance coverage on the pumphouses and if the inspection was after the hurricane. Mr. Adams does not recall the coverage amount; the policy would cover the building and contents and the cost will not exceed the \$5,000 deductible. Mr. Adams stated a proposal can be obtained for replacement of the entire roof. Mr. Christensen suggested that the pumphouses be inspected and insured after the hurricanes.

Mr. Pires asked if full replacement is covered. Mr. Adams stated the policy anticipates full replacement except for perhaps the concrete flooring and more permanent structures.

**EIGHTH ORDER OF BUSINESS**

**Consideration of Aqua-Matic Irrigation Systems, Inc. Revised Proposal for Main Line Gate Valves Replacements**

Mrs. Adams stated this item was approved at the last meeting and the contract was executed.

Mr. Cole responded to questions and discussed the following:

- ADA Mat Repairs: The list of twelve locations will be emailed to Mrs. Adams.
- Mulberry Valley Gutter Replacement and Repaving: He will follow through on the contract with Collier Paving, as approved last month.
- Potholes on Championship Drive: A proposal was requested to repair three potholes on Championship Drive; the proposal will be forthcoming.

Mr. Schmitt reported that another small pothole is starting in the eastbound lane, approximately 100' from the intersection. Mr. Cole stated he noticed that one.

- Sight Line Issues: The inspector, Bob Ferguson, met with Mr. Barrow, who is preparing a proposal to trim five sections to address sight line issues.

Mr. Barrow stated that five sections will need to have landscaping removed, including sea grape trees and palm trees. In some areas, turf will be installed. Mrs. Adams stated, when it is sent for approval, a map of locations will be sent to Mr. Haak.

- Landshore Shoreline Restoration: A schedule is being developed for the proposal approved last month. When received, it will be distributed.

Mr. Christensen suggested, for budgeting reasons, the Board and Staff consider future lake bank restoration liabilities. Mr. Cole stated that lake bank repairs have been done for



about 12 years; a tremendous number of repairs were done in CDD #1 in the first few years before it was cut back. \$100,000 was spent in the previous fiscal year and he recommends budgeting another \$100,000 for Fiscal Year 2025. He will schedule inspection of Runaway.

➤ Guard Rail Project: The insubstantial change request was submitted. The County confirmed the fee amount and a check was requested from the CDD. Once approved, Mr. Barrow's staff will manage the project.

**NINTH ORDER OF BUSINESS****Discussion/ Consideration of Installing a Pedestrian Crosswalk at Fiddler's Creek Parkway and Mulberry Lane**

Resident and Mulberry Village Association President Mike Cote stated he was asked to present a request for a pedestrian crossing to the Board. He emailed the request to Mr. Schmitt and others. Technically, an unmarked crosswalk is present now and, in his opinion, marking the crosswalk would make motorists more aware of its presence and assure pedestrians that there is a safe way to cross Fiddler's Creek Parkway. No stop signs or traffic lights would be needed. All that is being requested is paint and a sign similar to the crosswalks at every intersection on Championship Drive. He deferred to Mr. Cole's expertise and stated his belief that the posted speed is below 40 miles per hour (mph) on Fiddler's Creek Parkway and he believes there are fewer than 15,000 vehicles per day. There is a raised median that would allow for pedestrian refuge, which helps meet the criteria of being able to mark the crosswalk. He voiced his belief that crosswalks can help control where pedestrians cross and cause drivers to slow down.

Mr. Schmitt suggested the Board and Staff consider installing crosswalks in some of the intersections at Mulberry, Majorca, Isla DelSol and Runaway Bay, as many people walk in the community. He thinks it can be done rather inexpensively. He asked the experts to consider the matter, including whether crossings are needed on both sides of the street or on just one side. He stated that there is a marked crosswalk at the Parkway and Club Center Way. It was noted that the next crosswalk is at Sandpiper.

Mr. Slater asked if there is a way to install crosswalks without striping on the street. Mr. Cole replied no. There are a few crosswalks on Championship Drive, which is a two-lane road. For every crossing, there is a sign before it, the sign at the crossing and also the striping in the road. He showed a photograph of a four-lane road with an actuated pedestrian crossing. He stated the four options are to do nothing, install stop signs, install non-actuated crosswalks like

the one on Championship Drive or install a solar powered actuated crosswalk, which comes on when someone wanting to cross the road presses the button. He suggested installing one at the intersection at Mulberry and Fiddler’s Creek Parkway, which is about halfway between the main entrance and Club Center Boulevard. He believes it could initially be installed without an actuated crossing with the actuated crossing being added in the event of issues or concerns.

Mr. Schmitt does not see the need for an actuated crossing; he recommended one crossing at Champion and the Parkway and possibly a crossing at Mulberry.

Mr. Cole estimated that the costs, including four decorative signs, striping and the insubstantial change, would be \$15,000 and \$18,000.

The consensus was to take no action at this time.

Mr. Cote asked for a marked crosswalk, without signage, like the “Pedestrian Crossing Next ¾ of a Mile” sign on Championship Drive. Mr. Cole stated that was done on Championship Drive because several signs are present in that location; an advance sign, a sign at the crossing and signs on each side would be required in order to install a crossing at Fiddler’s Creek Parkway and Mulberry Lane.

Mr. Schmitt stated that no requests were received from Bellaggio; if Bellaggio raises the issue, it will be revisited. It was noted that Bellaggio residents would exit via the Clubhouse.

The Board took no action on this request.

**TENTH ORDER OF BUSINESS**

**Discussion: Landscape Contractor Parking on Cherry Oaks Lane**

Resident and Cranberry Crossing Board President Geoff Fitzgibbons stated, when he first moved into Cranberry Crossing, the circle was a complete roundabout; after multiple presentations residents made to Collier County regarding how unsafe Cherry Oaks Trail had become, the County elected to paint horizontal lines at the circle. When he first moved in, there were “YIELD” signs in two locations but the signs are no longer needed as they are left over from when the circle was a roundabout. The first issue is that they will ask to repurpose those two “YIELD” signs that are no longer needed for the use of the speed humps.

Mr. Fitzgibbons stated, about four years ago, when the horizontal lines at the circle were painted, he asked both Collier County and Mr. Ron Albeit to allow the Top Cut Landscape truck to be parked at the circle, in order to save time removing debris via wheelbarrow. The

request was approved; however, a homeowner on the south side of the circle recently lodged several complaints to both the Board and the CDD claiming that it is illegal for the truck to park there and that it is illegal to make a complete roundabout. He stated Mr. Hennessey inspected the area in question and had no issues with it.

Mr. Fitzgibbons displayed pictures and a video of the area in question and asked the Board to grant approval for the Top Cut Landscape truck to park at the circle and advise the homeowner of the same.

Mrs. Adams stated, when she was notified of the issue and the claim of liability at least one year ago, she suggested the lawn contractor move to the cul-de-sac on Cherry Oaks or on Club Center Drive because, if a resident is concerned about liability, the CDD is liable to be sued because the CDD owns the road.

Mr. Schmitt stated he does not believe the CDD has the authority to allow parking.

Mr. Pires stated it is not a roundabout; it is an island.

Mr. Cole stated the island did not have striping when he originally designed it 20 years ago in order to allow traffic exiting the pool to drive around the circle and go north. He was not involved in the decision to install striping in the circle.

Mr. Fitzgibbons discussed a safety incident involving a truck that drove around the circle so fast that the trailer jackknifed and cut a pole in half that nearly hit some children; shortly after he presented that information to the Collier County Board, the stripes were installed.

Mr. Schmitt reiterated that he does not believe the CDD has the authority to allow parking. Mr. Pires is unsure how the County mandated installing the striping. Mr. Schmitt thinks traffic exiting the pool has the right to go north.

Discussion ensued regarding the MUTCD and whether the Board wants the striping to remain.

Mr. Pires suggested "No Parking" signs be installed and a tow-away zone be established.

Mr. Cole does not believe the MUTCD will allow parking in the area.

Mr. Pires suggested installing "No Parking" signs.

Mr. Haak will ask Mr. Trebilcock for the history of the decision.

It was noted that the CDD does not enforce traffic laws regarding traffic in the circle; however, law enforcement can enforce traffic law violations.

Mrs. Adams suggested District Counsel put the lawn service company on notice that they can no longer park in that location.

**ELEVENTH ORDER OF BUSINESS**

**Continued Discussion: Interlocal Agreements with CDD #2 [Irrigation Distribution Lines]**

• **Consideration of Second Amendment to Interlocal Agreement**

Mr. Pires stated all edits submitted and concerns raised by the Board at the last meeting were incorporated. Mr. Cole updated the maps to ensure that the correct development patterns are reflected and areas outside the boundaries of the CDD are excluded.

**On MOTION by Mr. Schmitt and seconded by Mr. Slater, with all in favor, the Second Amendment to Interlocal Agreement, and authorizing the Chair to execute, was approved.**

**TWELFTH ORDER OF BUSINESS**

**Continued Discussion/Update: Limited Cost-Sharing Agreement with Cranberry Crossing and Cherry Oaks HOAs [Speed Bump Project]**

Mrs. Adams stated that she received a great deal of information recently; she has not had a chance to review it but she emailed it to Mr. Cole and Mr. Pires.

Mr. Pires stated he reviewed it briefly and he believes the height is still an issue.

Mr. Cole stated the contractor had to make corrections; he is unsure of the status.

Mr. Haak stated Mr. John Walsh, of his office, was contacted by the Fire Department regarding some concerns or issues that will likely be brought to Mr. Cole’s attention. He cannot speak to the issues and he does not believe that final signoff or acceptance have been given by the municipality. Mr. Pires stated the County is the permitting authority.

Mr. Schmitt asked if the contract was executed by Cherry Oaks and Cranberry Crossing. Mrs. Adams replied affirmatively and stated the CDD entered a Sharing Agreement.

Mr. Schmitt stated the CDD must ensure that final acceptance comes from the County. He stated he raised the issue with the County at the last Planning Commission because Mr. Parisi sent him an email noting that the speed limit on the road needs to be clarified. One sign coming off Sandpiper Drive reads “SPEED BUMPS 10 MPH” and 30’ in front of that is a sign

indicating a 25 mph speed limit. He emailed Mr. Trebilcock yesterday regarding this. While homeowner Fred Creamer thinks that was the only location for the sign, he disagrees. He does not agree that the sign is in the correct place and he believes reducing the speed limit to 20 mph is being considered. He stated he needs to ensure that whatever the County approved in the final SDP is noted and the final approval needs to be presented to the CDD.

Mr. Pires stated approval was supposed to be received before work began and a Hold Harmless Indemnification must be executed. The documents must be reviewed to ensure consistency with Codes. Mrs. Adams stated that Staff needs to review the paperwork; no funding will be provided until this is completely done and with Board approval.

Mr. Fitzgibbons stated Mr. Trebilcock is meeting with the Fire Chief and the owner of Bell Paving on Thursday; the approval should be forthcoming within a week after the meeting.

Mr. Pires asked for the names of the attorneys for the two entities so that he can send the Hold Harmless Indemnification Agreement.

Mr. Fitzgibbons stated Mr. Trebilcock is very optimistic that will take place. Regarding the speed limit, the reason the posted speed limit of 25 mph will be reduced to 20 mph is so that the recommended speed table limit of 10 mph is within the recommended variance of 10 mph.

Mr. Pires stated, with all due respect to Mr. Fitzgibbons, it begs the question of a number of items that were supposed to have taken place before work began, including them getting the approval of the plan and the specs and the signing of the Hold Harmless Indemnification, which did not happen and is why he needs the names of the attorneys for the two Associations to send them that document.

Mrs. Adams stated that she has been asked to reimburse on more than one occasion that she has brought to this Board.

Mr. Schmitt stated his only point regarding the speed is that he wants to ensure that the SDP is in the plan submitted by the Engineer.

This item will remain on the agenda.

**THIRTEENTH ORDER OF BUSINESS****Acceptance of Unaudited Financial Statements as of March 31, 2024**

- **Financial Highlights Report**

The Financial Highlights Report was distributed.

Mr. Christensen stated that the “Due from developer” expense seems to go up every month. Mrs. Adams stated that monthly payments are made and they are behind.

Mr. Adams stated that interest earnings in the Operating Fund were over \$10,000. Most of the money in the BankUnited MMA was moved into the Insured Cash Sweep account, which still earns 4.75% interest. It was noted that assessments were 99% collected.

The financials were accepted.

**FOURTEENTH ORDER OF BUSINESS**

**Approval of March 27, 2024 Regular Meeting Minutes**

The following changes were made:

Line 30 and throughout: Change “Merick” to “Marek”

Line 125: Change “rose” to “dropped”

Line 170: Change “berry” to “bury”

**On MOTION by Mr. Schmitt and seconded by Mr. Slater, with all in favor, the March 27, 2024 Regular Meeting Minutes, as amended, were approved.**

**FIFTEENTH ORDER OF BUSINESS**

**Action/Agenda or Completed Items**

Items 3, 4, 6, 7 and 9 were completed.

Item 5: Mr. Cole is seeking proposals.

**SIXTEENTH ORDER OF BUSINESS**

**Staff Reports**

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

Mr. Pires stated Mr. Cole distributed some notices of public hearings. One is for the Planning Commission meeting on May 2, 2024 related to amendments to the Section 29 Development Area. A Neighborhood Information Meeting (NIM) will be held on April 29, 2024 at 5:30 p.m., related to the Tamiami Trails Greenway Road MPUD. He provided a copy to Mr. Haak for distribution to the community. It was noted that the area in question is across from Fiddler’s Creek, just west of Sandpiper. Greenway Road is near the 7-Eleven.

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

Mrs. Adams distributed the Monthly Field Operations Report.

Mr. Christiansen noted that the tree pruning schedule indicates that fruited palms are scheduled to be trimmed in October. He asked if the trees should be trimmed before hurricane season. Mr. Haak stated he will work with the vendor in that regard.

- **NEXT MEETING DATE: May 29, 2024 at 8:00 AM [Presentation of Fiscal Year 2024/2025 Proposed Budget]**
  - **QUORUM CHECK**

It was noted that the May meeting was rescheduled to May 29, 2024. All Supervisors confirmed their attendance at the May 29, 2024 meeting.

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

**SEVENTEENTH ORDER OF BUSINESS**

**Supervisors’ Requests**

There were no Supervisors’ requests.

**EIGHTEENTH ORDER OF BUSINESS**

**Public Comments**

No members of the public spoke.

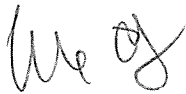
**NINETEENTH ORDER OF BUSINESS**

**Adjournment**

There being nothing further to discuss, the meeting adjourned at 9:31 a.m.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

  
Secretary/Assistant/Secretary

  
Chair/Vice Chair