

MINUTES OF MEETING

Each person who decides to appeal any decision made by the Board with respect to any matter considered at the meeting is advised that the person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which such appeal is to be based.

**WATERLEFE
COMMUNITY DEVELOPMENT DISTRICT**

A regular meeting of the Board of Supervisors of the Waterlefe Community Development District was held on **Tuesday, May 28, 2013 at 2:02 p.m.** at the Waterlefe Golf Club – Lefe Room, 1022 Fish Hook Cove, Bradenton, Florida.

Present and constituting a quorum were:

Ken Bumgarner	Board Supervisor, Chairman
John Brocki	Board Supervisor, Vice Chairman
Rosalyn Warner	Board Supervisor, Assistant Secretary
Mark Kalish	Board Supervisor, Assistant Secretary

Also present were:

Molly Syvret	District Manager, Rizzetta & Company, Inc.
Andy Cohen	District Counsel, Hankin, Persson, McClenathen, Cohen & Darnell
Rick Schappacher	District Engineer, Schappacher Engineering
Christine Brookfield	Property Management
Marty Schuler	Erosion Committee
Don McFadden	Golf Course Committee
Herb Krasow	Golf Course Committee
Franklyn Dickson	President, MPOA
Audience	

FIRST ORDER OF BUSINESS

Call to Order

Ms. Syvret called the meeting to order and conducted the roll call.

SECOND ORDER OF BUSINESS

**Consideration of Audit Review Committee
Recommendations**

Ms. Syvret advised the second meeting of the Audit Review Committee was held prior to the onset of this meeting. She provided an overview of the Committee's recommendations.

On a Motion by Mr. Kalish, seconded by Ms. Warner, with all in favor, the Board adopted the recommendations of the Audit Review Committee: accepting the proposal from Carr, Riggs & Ingram as the highest ranked proposer and approving a contract for audit services with Carr, Riggs & Ingram for the fiscal year ending September 30, 2013 in the amount of \$9,500, with two optional renewals for Waterlefe Community Development District.

THIRD ORDER OF BUSINESS

Presentation of the Proposed Budget for Fiscal Year 2013/2014

Ms. Syvret provided an overview of the proposed budget for fiscal year 2013/2014, which she advised takes into account all items as discussed at the budget workshop held earlier in the month, plus a few revisions made to select line items between the budget workshop and now . Ms. Syvret reviewed each line item that had experienced a change. The Board discussed long and short term goals of the District and reviewed various line items. Revisions were made to the line items for landscape architect and roadway repairs.

FOURTH ORDER OF BUSINESS

Consideration of Resolution 2013-05, Approving a Proposed Budget for Fiscal Year 2013/2014 and Setting a Public Hearing Thereon

Ms. Syvret provided an overview of the Resolution, advising that adoption of the Resolution would approve the proposed budget, as revised on the record, and set the public hearing related to the final budget. Ms. Kalish stated that in past years, the Board had always increased the budget by a certain percentage factor as a cushion, since once the Board approves a preliminary budget, it can decrease the budget, but cannot increase it. Mr. Kalish further explained that approving a preliminary budget at a higher amount, gives the Board the ability to account for unknown or unexpected expenses that may come to light in the approximate three month lag between approval of the preliminary budget and adoption of the final budget.

On a Motion by Ms. Warner, seconded by Mr. Brocki, with three in favor and one opposed, the Board adopted Resolution 2013-05, Approving the Proposed Budget, as amended on the record, for Fiscal Year 2013/2104 and Setting a Public Hearing Thereon for August 28, 2013 at 6:00 p.m., to be held at the Waterlefe Golf Club – Lefe Room, located at 1022 Fish Hook Cove, Bradenton, Florida 34212, for Waterlefe Community Development District.

FIFTH ORDER OF BUSINESS

Consideration of Audit for Fiscal Year End September 30, 2012 as Prepared by Carr, Riggs & Ingram

Ms. Syvret provided an overview of the audit. Questions were entertained and discussion ensued. This item was tabled until the next meeting.

SIXTH ORDER OF BUSINESS

Consideration of the Minutes of the Audit Review Committee Meeting held on April 23, 2013

Ms. Syvret presented the minutes of the Audit Review Committee Meeting held on April 23, 2013. She asked if there were any questions. There were none.

On a Motion by Mr. Bumgarner, seconded by Mr. Kalish, with all in favor, the Board accepted the Minutes of the Audit Review Committee Meeting held on April 23, 2013, for Waterlefe Community Development District.

SEVENTH ORDER OF BUSINESS

Consideration of the Minutes of the Board of Supervisors' Meeting held on April 23, 2013

Ms. Syvret presented the Minutes of the Board of Supervisors meeting held on April 23, 2013. She asked if there were any revision to be made to the Minutes. The Board requested changes to page six related to completion of interior renovations to the maintenance building, if needed.

On a Motion by Mr. Bumgarner, seconded by Ms. Warner, with all in favor, the Board approved the Minutes of the Board of Supervisors' Meeting held on April 23, 2013, subject to revisions as reflected on the record, for Waterlefe Community Development District.

EIGHTH ORDER OF BUSINESS

Consideration of the Minutes of the Erosion Committee Meeting held on March 19, 2013

Ms. Syvret asked if there were any questions related to the Minutes of the Erosion Committee meeting held on March 19, 2013. There were none.

On a Motion by Mr. Bumgarner, seconded by Mr. Brocki, with all in favor, the Board accepted the Minutes of the Erosion Committee Meeting held on March 19, 2013, for Waterlefe Community Development District.

NINTH ORDER OF BUSINESS

Consideration of the Minutes of the Golf Course Committee Meeting held on March 25, 2013

Ms. Syvret asked if there were any questions related to the Minutes of the Golf Course Committee meeting held on March 25, 2013. There were none.

On a Motion by Ms. Warner, seconded by Mr. Kalish, with all in favor, the Board accepted the Minutes of the Golf Course Committee Meeting held on March 25, 2013, for Waterlefe Community Development District.

TENTH ORDER OF BUSINESS

Consideration of the Minutes of the Landscape Committee Meeting held on April 9, 2013

Ms. Syvret asked if there were any questions regarding the Minutes of the Landscape Committee meeting held on April 9, 2013. There were none.

On a Motion by Mr. Bumgarner, seconded by Mr. Brocki, with all in favor, the Board accepted the Minutes of the Landscape Committee Meeting held on April 9, 2013, for Waterlefe Community Development District.

ELEVENTH ORDER OF BUSINESS

Consideration of the Operations and Maintenance Expenditures for the Month of April 2013

Ms. Syvret provided an overview of the expenditures for the month of April 2013, advising that expenditures for the period of April 1 through April 30, 2013 totaled \$67,285.32. Questions and comments were entertained regarding various items of expenditure.

On a Motion by Mr. Bumgarner, seconded by Mr. Brocki, with all in favor, the Board approved the Operations and Maintenance Expenditures for the Month of April 2013 totaling \$67,285.32, for Waterlefe Community Development District.

TWELFTH ORDER OF BUSINESS

Presentation of Monthly Financial Report

Ms. Syvret provided an overview of the monthly financial report. Discussion ensued.

THIRTEENTH ORDER OF BUSINESS

Staff Reports

A. District Counsel

Mr. Cohen stated that trademark counsel has advised that someone contacted him asking if the District would like to purchase the domain *thewaterlefedirectory.com*. Discussion ensued. The Board determined that Mr. Cohen should advise counsel that it did not wish to purchase the domain.

Mr. Cohen advised he is in the process of reviewing the list of permits being transferred by WCI either to the MPOA, the CDD, or the Marina Club.

Relating to the Shores matter, Mr. Cohen informed the Board that there has been an order granting the District's motion to intervene in one of the lawsuits between the MPOA and the Shores, which would be discussed in further detail in the attorney-client session scheduled for later that evening.

Mr. Cohen provided an overview of insurance requirements related to the agreement with the Sheriffs office related to off-duty patrols.

Mr. Cohen advised that in regard to The Landings easement encroachment agreement; the proposed resolution with The Landings residents would provide that the four pool cages currently on the ground stay, but no additional cages would be allowed, and that shallow root plantings only will be allowed. He advised he sent out a draft agreement to The Landings residents and to the Board.

After receipt of comments from some of the Board members, a second version was sent out incorporating the comments, which included reference with the agreement to the engineers report produced by Forge Engineering. It appears that 2-3 of the residents are willing to sign the first version and so far nobody is willing to sign the second version. Discussion ensued.

On a Motion by Mr. Kalish, seconded by Mr. Bumgarner, with all in favor, the Board authorized District Counsel to proceed with the first version of the easement encroachment agreement with insertion of a reference to a second document that would be recorded referencing existence of an engineering report, to draft the secondary document that addresses the engineering report, and to present both documents to all affected homeowners, provided that if they do not agree, he will report back to the Board, for Waterlefe Community Development District.

C. District Engineer

Mr. Schappacher advised the rip rap installation along the Fish Hook wall is almost complete, and should be done by the end of the week. He further advised that he only received one bid for the golf course piling repairs, which he feels is too high and he will not recommend it. Mr. Schappacher advised he is reviewing the next phase of erosion areas to be completed and the potential types of materials that can be used.

C. Property Manager

Ms. Brookfield provided an overview of the work order summary.

D. Golf Course Manager

No report.

E. Golf Course Committee

No report.

F. Erosion Committee

No report.

G. Landscape Committee

Ms. Warner advised that several of the plantings that were transplanted from the front entry to the back berm in conjunction with the front entry landscape project did not survive, and therefore it was requested that the Board approve purchase and installation of 33 new Gold Mound Duranta for the back berm at a cost of \$500.29.

On a Motion by Mr. Kalish, seconded by Ms. Warner, with all in favor, the Board approved the purchase and installation of 33 Gold Mound Duranta plants for the back berm in the amount of \$500.29, for Waterlefe Community Development District.

H. District Manager

Ms. Syvret advised the next meeting of the Board of Supervisors is scheduled for June 25, 2013 at 2:00 pm.

Ms. Syvret advised that per Florida Statutes she is required, prior to June 1 of each year, to announce the number of registered voters residing within the District as of April 15 of that year. Ms. Syvret announced that as of April 15, 2013 there are currently 844 persons registered to vote residing within the Waterlefe Community Development District.

Ms. Syvret advised that it is the time of year when typically re-mulching is completed. She advised she obtained a proposal from Austin Outdoor for a mulch event for the District landscape beds, excluding those areas part of the landscape enhancement project that will be receiving mulch as part of that project. She advised the proposal came out to \$10,830.00. Ms. Syvret noted that several areas do not really need mulch though, so after speaking with Ms. Warner, she wanted to present as an option to the Board of splitting the \$10,830.00 in funds that would be used for a full mulch, and using half of those funds to complete refresh mulch only in the areas that really need it and using the other half of the funds to complete some additional maintenance and enhancements to the back berm. Discussion ensued.

On a Motion by Mr. Bumgarner, seconded by Mr. Brocki, with all in favor, the Board authorized moving forward with refreshment of mulch of the District property where needed in an amount not to exceed \$5,415.00, and maintenance and refurbishment of the back berm in an amount not to exceed \$5,415.00, for Waterlefe Community Development District.

Ms. Syvret advised that Mr. Toborg had requested proposals for clean out of the yard drains and catch basin relating to the properties along the back gate area. One proposal was received from Bay Area Environmental for \$1,950.00 plus a provision for \$450.00 for off-site disposal. She advised management was waiting on a second proposal, which was expected to be received by the end of the week. Discussion ensued.

On a Motion by Mr. Bumgarner, seconded by Ms. Warner, with all in favor, the Board approved an amount not to exceed \$2,400 for completion of yard drain/catch basin cleaning, for Waterlefe Community Development District.

FOURTEENTH ORDER OF BUSINESS

Supervisor Requests and Audience Comments

Ms. Syvret opened the floor for audience questions. Audience questions and comments were entertained. No Board action was taken.

Ms. Syvret opened the floor for Supervisor requests and comments.

Ms. Warner advised that SimplyVerde, along with the County inspector/arborist would be reviewing all work completed by Austin Outdoor as part of the landscape renovation, once construction is complete and prior to final payment.

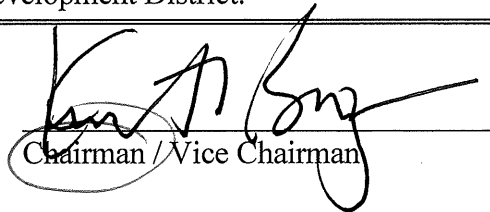
Mr. Bumgarner stated that after discussion with Patty Petruff, there has been some further discussion with Medallion and the County as to road position of Kay Road Extension and he is expecting a letter in the near future confirming those understandings.

FIFTEENTH ORDER OF BUSINESS

Adjournment

On a Motion by Mr. Brocki, seconded by Mr. Kalish, with all in favor, the Board adjourned the meeting at 4:50 p.m., for Waterlefe Community Development District.


Secretary / Assistant Secretary


Chairman / Vice Chairman