

## 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, December 14, 2010 at 2:11 p.m.** at the Waterlefe River Club, 995 Fish Hook Cove, Bradenton, Florida.

Present and constituting a quorum were:

Ken Bumgarner	<b>Board Supervisor, Chairman</b>
Tony Maddaloni	<b>Board Supervisor, Vice Chairman</b>
Mark Kalish	<b>Board Supervisor, Assistant Secretary</b>
Rosalyn Warner	<b>Board Supervisor, Assistant Secretary</b>
John Brocki	<b>Board Supervisor, Assistant Secretary</b>

Also present were:

Molly Syvret	<b>District Manager</b>
Andy Cohen	<b>District Counsel</b>
Doug Egly	<b>Property Manager /Golf Course Manager</b>
Steve Sanborn	<b>Representative, Golf Course Committee</b>
Franklyn Dickson	<b>President, MPOA</b>
Don McFadden	<b>Representative, Golf Course Committee</b>
Herb Krasow	<b>Representative, Golf Course Committee</b>
Paul Lang	<b>Representative, MPOA Strategic Committee</b>
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 the Minutes of the Board of Supervisors Meeting held on November 16, 2010**

Ms. Syvret stated the next item on the agenda was the consideration of the Minutes of the Board of Supervisors Meeting held on November 16, 2010. She asked if there were any revisions to the Minutes. There were none.

On a Motion by Mr. Maddaloni, seconded by Ms. Warner, with all in favor, the Board approved the Minutes of the Board of Supervisors Meeting held on November 16, 2010, for Waterlefe Community Development District.

**THIRD ORDER OF BUSINESS**

**Consideration of the Operation and  
Maintenance Expenditures for December  
2010**

Ms. Syvret presented the operation and maintenance expenditures for the month of December 2010 which total \$90,995.79. Questions were entertained.

On a Motion by Mr. Kalish, seconded by Ms. Warner, with all in favor, the Board approved the Operation and Maintenance expenditures totaling \$90,995.79 for the Month of December 2010 for Waterlefe Community Development District.

**FOURTH ORDER OF BUSINESS**

**Presentation of Monthly Financial Report**

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

**FIFTH ORDER OF BUSINESS**

**Consideration of the Audit Committee  
Recommendations**

Ms. Syvret advised that prior to the onset of the Board of Supervisors meeting the Audit Committee met to review proposals received in response to the RFP for Auditing Services. She stated that the Committee ranked the firms as follows: Carr Riggs & Ingram scored highest with 496 points, McDirmit Davis second with 409 points, Grau & Associates third with 375 points, and Tuscan & Company fourth with 345 points. Ms. Syvret stated that it is the recommendation of the audit committee to enter into a contract with Carr, Riggs & Ingram for audit services for Fiscal Year 2009/2010 with two renewable terms and language to be added to the Engagement Letter providing for a basis to calculate fees for future year services.

On a Motion by Mr. Kalish, seconded by Mr. Maddaloni, with all in favor, the Board accepted the recommendations of the Audit Committee, for Waterlefe Community Development District.

**SIXTH ORDER OF BUSINESS**

**Staff Reports**

A. District Counsel

Mr. Cohen advised that the appeal time has passed for the tax challenge relating to the golf course, and no appeal has been filed.

Mr. Cohen advised that Mr. Dickson has been having continued discussions with the Shores which potentially would take CDD out of responsibility for maintenance, and the Shores would deal directly with the MPOA.

Mr. Cohen advised that Mr. Schappacher provided a pared down version of correspondence drafted to send to homeowners abutting the retaining wall relating to planting and maintenance.

Mr. Cohen advised he is reviewing the Rules of Procedure provided by District Management. Once they have been reviewed and edited, they will be distributed to the Board prior to the Public Hearing in January

Mr. Cohen advised that the contract with the MPOA for Property Management is set to expire at the end of the month. Discussion ensued.

On a Motion by Mr. Kalish, seconded by Mr. Bumgarner, with all in favor, the Board approved a contract with the MPOA for Property Management Service at the same price and terms as the current year, with the inclusion of a provision providing for the automatic renewal of the contract, subject to review by District Counsel and delegating authority to the Chairman or Vice Chairman to execute the contract, for Waterlefe Community Development District.

B. District Engineer  
Not present.

C. Property Manager  
Mr. Egly reviewed the work order report. He also advised that the installation of the meter at the Burnett residence costs more than was previously authorized by the Board. Discussion ensued.

On a Motion by Mr. Bumgarner, seconded by Ms. Warner, with all in favor, the Board approved the installation of a meter at the Burnett residence in an amount not to exceed \$4,000, for Waterlefe Community Development District.

D. Golf Course Manager  
Mr. Egly reviewed the income statement through the month of November. He stated that the Grille Room Patio is basically complete and an event has already been held there. Mr. Egly then discussed upcoming work and renovations.

E. Golf Course Committee  
The Committee provided an update regarding the 15<sup>th</sup> hole erosion. The advised they received a proposal from BioMass in the amount of \$73,000 and are obtaining more proposals. The committee requested approval to allow the District Engineer authority to proceed with starting the permitting process.

On a Motion by Mr. Kalish, seconded by Ms. Warner, with all in favor, the Board authorized the District Engineer to move forward with permitting for repair of erosion on the 15<sup>th</sup> hold in an amount not to exceed \$5,000, for Waterlefe Community Development District.

F. Erosion Committee

Ms. Syvret provided an update on behalf of Mr. Hall, who was unable to attend. Ms. Syvret advised that Mr. Schappacher has been engaged to assist in preparing a scope of services for obtaining proposals to repair the first phase of erosion. Once the scope is drafted, District Counsel will review to ensure it contains adequate protection for the District. Once the scope is complete, the committee with the assistance of Mr. Toborg will be able to proceed with obtaining proposals. Ms. Syvret advised that the December committee meeting was cancelled since this process was not yet complete.

G. District Manager

Ms. Syvret provided an update regarding the purchase of a computer for CERT and District Insurance. Ms. Syvret announced that the next meeting of the Board of Supervisors is scheduled for Tuesday, January 25, 2011 at 2:00 p.m.

**SEVENTH ORDER OF BUSINESS**

**Supervisor Requests and Audience Comments**

Ms. Syvret stated that the next item on the Agenda was Supervisor Requests and Audience Comments. There were no audience comments or questions.

Mr. Maddaloni stated he has had some additional conversations with the course in Estero and he will provide an update at a future time.

Ms. Warner asked whether new Board Supervisor John Brocki needed to be fingerprinted and added to the liquor license.

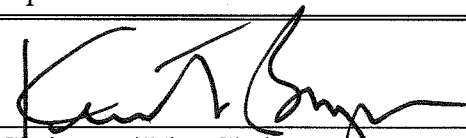
**EIGHTH ORDER OF BUSINESS**

**Adjournment**

Ms. Syvret stated that there was no further business to come before the Board and asked for a motion to adjourn.

On a Motion by Mr. Kalish, seconded by Ms. Warner, with all in favor, the Board adjourned the meeting at 3:51 p.m. for Waterlefe Community Development District.

  
Secretary / Assistant Secretary

  
Chairman / Vice Chairman