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**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, June 28, 2011 at 2:01 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, Rizzetta &amp; Company, Inc.</b>
Robbie Cox	<b>Rizzetta &amp; Company, Inc.</b>
John Toborg	<b>Operations Manager, Rizzetta &amp; Company, Inc.</b>
Brady Lefere	<b>Rizzetta &amp; Company, Inc.</b>
Andy Cohen	<b>District Counsel, Hankin, Persson, Davis, McClenathen &amp; Darnell</b>
Rick Schappacher	<b>District Engineer, Schappacher Engineering, LLC</b>
Joe Rassett	<b>General Manager, Waterlefe Golf Club</b>
Doug Egly	<b>Regional Manager, Escalante Golf</b>
Darcy Leahy	<b>Property Management</b>
Herb Krasow	<b>Representative, Golf Course Committee</b>
Don McFadden	<b>Representative, Golf Course Committee</b>
Tom Davidson	<b>MPOA-Ft. Hamer Bridge 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 May 24, 2011**

Ms. Syvret stated the next item on the agenda was the consideration of the Minutes of the Board of Supervisors Meeting held on May 24, 2011. She asked if there were any revisions to the Minutes. There were none.

On a Motion by Ms. Warner, seconded by Mr. Kalish, with all in favor, the Board approved the Minutes of the Board of Supervisors Meeting held on May 24, 2011, for Waterlefe Community Development District.

**THIRD ORDER OF BUSINESS**

**Consideration of the Operation and Maintenance Expenditures for May 2011**

Ms. Syvret presented the operation and maintenance expenditures for the period covering May 1-31, 2011 and totaling \$103,026.06. Discussion ensued regarding the water bills. The Board requested that Ms. Syvret provide a spreadsheet outlining the water bills for the past few months.

On a Motion by Mr. Bumgarner, seconded by Ms. Warner, with all in favor, the Board approved the Operation and Maintenance expenditures totaling \$103,026.06 for the Month of May 2011, for Waterlefe Community Development District.

**FOURTH ORDER OF BUSINESS**

**Presentation of Monthly Financial Report**

Ms. Syvret presented the financial summary for the period ending May 31, 2011.

**FIFTH ORDER OF BUSINESS**

**Presentation of Proposals for Landscape Architect Services**

Ms. Syvret provided an overview of the process for the presentations, advising the proposals would be presented in alphabetical order and requesting that the other firms leave the room during the presentations. The proposing firms consented to the process as stated.

Mr. Toborg introduced each of the firms. Presentations were made by the firms as follows: Anderson Lesniak Limited, Inc.; Cornerstone Solutions Group; Outside Productions, Inc.; and Simply Verde Landscape Architecture. Questions were entertained during the presentations. Discussion ensued. The Board directed District staff to confirm with each of the proposers what discount, if any, would be given if all four design phases were put under contract. The Board further authorized staff to proceed as necessary under the CCNA in the instance the proposals come in above the \$35,000 threshold.

Mr. Toborg presented a draft landscape plan for the guardhouse, estimated at \$3,745 for plant material. Ms. Syvret stated this is currently within the remaining landscape replacement budget. The Board directed staff to proceed with implementation of the plan.

Ms. Syvret stated that since it is a public meeting, the firms cannot be required to leave the room, but it is being requested as a matter of courtesy to those presenting.

**SIXTH ORDER OF BUSINESS**

**Discussion Regarding ADA Compliance Review Dated May 2011 as Prepared by Schappacher Engineering**

Mr. Schappacher provided an overview of the report for the Board. Discussion ensued. Property Management was requested to provide cost estimates to complete the identified items at the August meeting.

**SEVENTH ORDER OF BUSINESS**

**Presentation of Asset Inventory Completed on June 6, 2011 as Prepared by Schappacher Engineering**

Mr. Schappacher provided an overview of the Asset Inventory for the Board. Property management was requested to provide cost estimates to complete the requested items prior to the August meeting.

**EIGHTH ORDER OF BUSINESS**

**Ratification of Amendment/Change Order to Duncan Seawall Contract for Shoreline Stabilization**

Ms. Syvret provided an overview for the reason of the Amendment/Change Order. Ms. Syvret explained that since the additional work that was needed changed the amount for the work set forth in the contract approved by the Board, that it would be appropriate for the Board to ratify the additional expenditure.

On a Motion by Mr. Kalish, seconded by Ms. Warner, with all in favor, the Board Ratified the Amendment/Change Order to Duncan Seawall Contract for Shoreline Stabilization, for Waterlefe Community Development District.

**NINTH ORDER OF BUSINESS**

**Consideration of Audit, Prepared by Carr, Riggs & Ingram, for Fiscal Year End September 30, 2010**

Ms. Syvret advised that copies of the Audit had been mailed to the Board along with their Agenda books. She asked the Board if they had sufficient time to review the Audit. The Board indicated they had. Mr. Kalish had several questions and/or concerns with the Audit and asked that the Board table this item. Mr. Kalish advised he would e-mail his questions and/or concerns to District Management.

The Board tabled this item to the next meeting.

**TENTH ORDER OF BUSINESS**

**Staff Reports**

Ms. Syvret advised that the Board had asked that Management take a look into Assessments on the Marina tract.

Mr. Cox provided a presentation on investigation/analysis of Marina tract Assessments. Mr. Cox provided an overview of his memorandum to the Board, identifying possible reasons the tract may not have been assessed pursuant to the original assessment methodology, as well as what a potential assessment for the tract may be. Discussion ensued. The Board directed District staff to investigate further the possibility of assessing the marina tract.

Mr. Cox addressed the excess funds in the debt service reserve account. Mr. Cox provided an overview of how the excess funds are accumulated. He stated currently he recommends holding on to the excess funds for another year.

A. District Counsel

Mr. Cohen provided an update regarding follow-up on trademark matters advising that letters were sent by Counsel's office, to which one recipient responded and declined to adhere based on alleged defenses. The other recipients didn't respond. Discussion ensued.

B. Golf Course Committee

The Golf Course Committee advised that rather than pursue Lefe Room renovations, they would like to use the remaining committee budgeted funds for erosion repair on hole 18.

C. Property Manager

Ms. Leahy provided the Property Manager report. She provided a work order status. Ms. Leahy advised that Escalante has offered use of their boom for removal of the Christmas lights from the tall Palm Trees. They would also be able to use the boom for installation of the Christmas lights. She also advised that she has received a proposal for several trees which require removal. The total for removal of the trees is approximately \$1,400. Ms. Leahy advised that there are areas on Maritime where the geo webb was installed that the sod is dead. Ms. Syvret advised that BioMass shall come out to replace that sod. Ms. Leahy also advised that bills from the MPOA to the Shores for the current year assessments will go out in July. Discussion ensued regarding notice mailings.

Mr. Rasset provided the Golf Course Manager report. He provided an overview of the golf course financials for the month of May. Discussion ensued regarding public play.

D. District Engineer

Mr. Schappacher provided his report as a part of the Asset Inventory report. Mr. Schappacher noted he provided some proposals relating to the hole 18 issues all which came in very high.

Mr. Schappacher provided an update regarding proposals to the retaining wall. He advised that the previous bid from BioMass had come in at \$73,000, but after Mr. Schappacher re-bid the project a bid was submitted by Duncan Seawall in the amount of \$31,000.

On a Motion by Mr. Kalish, seconded by Mr. Maddaloni, with all in favor, the Board accepted the proposal from Duncan Seawall for the Retaining Wall improvements, in the amount of \$31,000, for Waterlefe Community Development District.

E. Erosion Committee

The Erosion Committee did not have a report.

F. District Manager

Ms. Syvret provided an overview of how the District is accounting for the Shores' billables. She advised if there are questions relating to the accounting, she can direct the Board to the Accounting Department.

Ms. Syvret advised that she had received a request to discuss the status of investment of District funds: Ms. Syvret suggested since the meeting had run long, that she distribute the information for the Board to review and questions and further discussion can take place at the next meeting.

The Board directed Ms. Syvret to look into fees associated with changing banks.

Ms. Syvret announced that the next regular meeting of the Board of Supervisors is scheduled for Tuesday, July 26, 2011 at 2:00 pm.

**ELEVENTH ORDER OF BUSINESS**

**Supervisor Requests and Audience  
Comments**

Ms. Syvret stated that the next item on the Agenda was Supervisor Requests and Audience Comments.

Mr. Krasow advised that the intersection of Foggy Morn and Discovery is dangerous due to lack of a stop sign at Discovery. The Board will look into making the intersection a three-way stop.

Mr. Davidson advised it has been a pleasure working with the CDD staff. He raised concern of conditions at the back gate. Several occurrences of inappropriate activity at the back gate at all hours of the night. It was noted that if the activity was outside of the gates all that can be done is to call the police. The Board advised property management would look into the other conditions.

Hearing no further comments or questions, Ms. Syvret opened the floor to Supervisor requests and comments.

Mr. Maddaloni advised that he would like to have a line item added to the budget for camera system maintenance in the amount of \$250.00 per month for Fiscal Year 2011/2012. He also advised that the MPOA has requested an increase of \$6,000 in the Property Management budget for next year. Mr. Maddaloni advised that he will work with the MPOA regarding the increase. The MPOA has also asked that work orders must be used for services from Matt. Mr. Maddaloni advised of issues with the camera systems and monitoring. Discussion ensued regarding the cameras and monitoring.

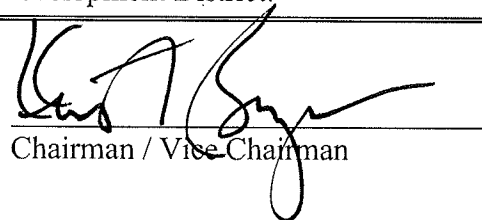
**TWELFTH ORDER OF BUSINESS**

**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 Mr. Bumgarner, with all in favor, the Board adjourned the meeting at 6:34 p.m. for Waterlefe Community Development District.

  
Secretary / Assistant Secretary

  
Chairman / Vice Chairman