

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, October 25, 2011 at 2:03 p.m.** at the Lefe Room, 1022 Fish Hook Cove, Bradenton, Florida.

Present and constituting a quorum were:

Ken Bumgarner
Tony Maddaloni
John Brocki

**Board Supervisor, Chairman
Board Supervisor, Vice Chairman
Board Supervisor, Assistant Secretary**

Also present were:

Molly Syvret
Andy Cohen

**District Manager, Rizzetta & Company, Inc.
District Counsel, Hankin, Persson, Davis,
McClenathen & Darnell
Property Management
Representative, Golf Course Committee
Representative, Golf Course Committee
Representative, MPOA & Erosion Committee**

Darcy Leahy
Don McFadden
Tony Tierno
Dick Hall
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 September
27, 2011**

Ms. Syvret stated the next item on the agenda was the consideration of the Minutes of the Board of Supervisors Meeting held on September 27, 2011. She asked if there were any revisions to the Minutes. There were none.

<p>On a Motion by Mr. Maddaloni, seconded by Mr. Bumgarner, with all in favor, the Board approved the Minutes of the Board of Supervisors Meeting held on September 27, 2011, for Waterlefe Community Development District.</p>

THIRD ORDER OF BUSINESS

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

Ms. Syvret presented the operation and maintenance expenditures for the period covering September 1-30, 2011 and totaling \$75,571.59. Questions and comments were entertained.

On a Motion by Mr. Bumgarner, seconded by Mr. Maddaloni, with all in favor, the Board approved the Operation and Maintenance expenditures totaling \$75,571.59 for the Month of September 2011, for Waterlefe Community Development District.

Ms. Syvret was directed to confirm with the off-duty patrol not to go into the Shores.

FOURTH ORDER OF BUSINESS

**Presentation of Monthly Financial
Summary**

Ms. Syvret advised that she had no report to provide due to financials being held open longer for year end, and she would provide the year end report at the next meeting.

FIFTH ORDER OF BUSINESS

**Consideration of the Minutes of the
Landscape Committee Meeting Held on
July 12, 2011**

Ms. Syvret advised the Board that the Landscape Committee held its first meeting on July 12, 2011 and the minutes, which include the Committee Charter, are being presented to the Board for acceptance prior to being posted to the Waterlefe CDD web site.

On a Motion by Mr. Bumgarner, seconded by Mr. Maddaloni, with all in favor, the Board approved the Landscape Committee Charter and the Minutes of the Landscape Committee Meeting held on July 12, 2011, for Waterlefe Community Development District.

SIXTH ORDER OF BUSINESS

**Consideration of Audit Engagement Letter
with Carr, Riggs & Ingram, LLC for
Fiscal Year Ended September 30, 2011**

Ms. Syvret advised that a copy of the Audit Engagement Letter between the District and Carr, Riggs & Ingram, LLC is in the agenda packages for review. She asked if there were any questions. Discussion ensued. Ms. Syvret advised she will remind the auditor in conjunction with the engagement letter that they are to incorporate Mr. Kalish's comments and concerns as they discussed with him during the audit process this past year.

On a Motion by Mr. Maddaloni, seconded by Mr. Bumgarner, with all in favor, the Board approved the Audit Engagement Letter with Carr, Riggs & Ingram, LLC for Fiscal Year Ended September 30, 2011, for Waterlefe Community Development District.

SEVENTH ORDER OF BUSINESS

**Presentation of SimplyVerde Landscape
Architecture Schedule**

Ms. Syvret advised there were no discussion or action required by the Board on this matter, the schedule was provided by Simply Verde for informational purposes to provide an overview of the timing for the project.

EIGHTH ORDER OF BUSINESS

Staff Reports

A. District Counsel

Mr. Cohen provided an update on the trademark action; special counsel will have their first complaint completed in the next few days. He also advised the MPOA is moving forward with Shores collections and the MPOA counsel has prepared an amendment to governing documents to be included in the annual meeting packages. Mr. Cohen also provided an update on WCI option to purchase the golf course.

B. District Engineer

Ms. Syvret advised that there continued to be problems with BioMass being responsive to requests to schedule and complete the outstanding issue related to the shoreline remediation on Maritime Court. MS. Syvret advised she had sent correspondence to BioMass recently advising that if a response was not received within seven days, the contractor's bonding company would be contacting. Ms. Syvret advised she received a reply the same day indicating that the contractor was finishing work out of town and would be able to return to Waterlefe in two weeks. Ms. Syvret advised that she would need to check the timing to confirm when that two week period would be met. Discussion ensued. The Board directed MS. Syvret to send additional correspondence to BioMass advising that the work needed to be complete prior to October 31, 2011 or the District would make a claim to the bonding company as previously suggested.

C. Golf Course Manager/Golf Course Committee

Mr. Tierno reviewed the September/Year End financials for the golf course. He discussed renewal of the Short Term lease for John Deere equipment, advising that signing the purchase order early makes it possible to save approximately \$25,000-\$30,000 from a price increase that would have gone into effect by the time the lease was up. It was noted that the golf cart lease would also be up for renewal soon and that this should begin to be looked at sooner rather than later, so that there would be adequate time for the matter to be properly considered by the Board. Mr. Tierno advised he is looking into purchasing chairs for the Grille Room.

D. Property Manager

Ms. Leahy provided a work order report and reviewed MPOA billing statements. She advised that the road/asphalt repairs will be starting at the end of the week and in two weeks pressure cleaning will begin.

E. Erosion Committee

The Erosion Committee advised the District Engineer inspected the property indicated on the erosion map as remaining severe erosion to be completed in the next phase of repairs. Because of planting/growth many areas are in better condition as when originally inspected. The Engineer will re-inspect the area after weeding occurs in November and give a final recommendation for areas to be included in phase two of the repairs.

F. Landscape Committee

The Landscape Committee had no report.

G. District Manager

Ms. Syvret announced that the next regularly scheduled meeting of the Board of Supervisors will be held on Tuesday, November 22, 2011 at 2:00 pm.

Ms. Syvret advised that she received the first bill from SEL for the warranty services for the camera/security equipment that were contracted for at the start of the new fiscal year. Ms. Syvret advised the invoice was for more than is indicated on the agreement in the District's files and was contemplated in the budget. Ms. Syvret advised she inquired to SEL and was told that the \$241 per month that the District contemplated only covered the equipment at the front gate, that there was a second page to the proposal related to the back gate at a cost of \$134 per month. SEL advised they could adjust the invoice to the \$241 for the main gate, but then the back gate equipment would not be covered. Ms. Syvret advised to include an additional \$134 per month would result in an additional \$1,608 per year for that contract that was not budgeted, and asked whether the Board still wanted to proceed with the contract. Discussion ensued. The Board directed Ms. Syvret to inquire whether SEL would be willing to perform the entire contract for the \$241 under the circumstances, and if not, they would like to cancel the thing. Discussion ensued concerning the security and gate access system and what other alternatives for access management may be available.

NINTH ORDER OF BUSINESS

Supervisor Requests and Comments

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

Mr. Bumgarner asked for topics of discussion/highlights for the MPOA meeting.

Hearing no further Supervisor requests or comments, Ms. Syvret opened the floor for Audience comments. There were none.


TENTH 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. Maddaloni, seconded by Mr. Bungarner, with all in favor, the Board adjourned the meeting at 3:53 pm, for Waterlefe Community Development District.


Secretary / Assistant Secretary


Chairman / Vice Chairman