

FIDDLER'S CREEK

COMMUNITY DEVELOPMENT

DISTRICT #2

October 25, 2023

BOARD OF SUPERVISORS

REGULAR MEETING

AGENDA

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2**

**AGENDA
LETTER**

Fiddler's Creek Community Development District #2

OFFICE OF THE DISTRICT MANAGER

2300 Glades Road, Suite 410W • Boca Raton, Florida 33431

Phone: (561) 571-0010 • Fax: (561) 571-0013 • Toll-free: (877) 276-0889

October 18, 2023

Board of Supervisors
Fiddler's Creek Community Development District #2

ATTENDEES:
Please identify yourself each time you speak to facilitate accurate transcription of meeting minutes.

Dear Board Members:

The Board of Supervisors of the Fiddler's Creek Community Development District #2 will hold a Regular Meeting on October 25, 2023 at 10:00 a.m., at the Fiddler's Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114. The agenda is as follows:

1. Call to Order/Roll Call
2. Public Comments: Non-Agenda Items (*3 minutes per speaker*)
3. Continued Discussion: Claim Against Fiddler's Creek CDD #1 Regarding Anticipatory Breach of Interlocal Agreement [Traffic Signal Cost Sharing]
4. Update: Superior Waterway Services, Inc. Cleanup Report (*Andy Nott*)
5. Health, Safety and Environment Report
 - A. Irrigation and Pressure Washing Efforts
 - B. Security and Safety Update
6. Developer's Report/Update
7. Engineer's Report/Update: *Hole Montes, a Bowman Company*
8. Continued Discussion: Locations of Non-Decorative Street Signs
9. Continued Discussion/Consideration of Proposals for Street Light Posts and Signpost Painting Projects
10. Discussion: Fiddler's Creek Foundation, Inc. Satellite Report [Irrigation Maintenance Agreement]
11. Consideration of Proposals for CDD Insurance
12. Acceptance of Unaudited Financial Statements as of September 30, 2023

13. Approval of September 27, 2023 Regular Meeting Minutes

14. Action/Agenda or Completed Items

15. Staff Reports

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

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

- NEXT MEETING DATE: November 8, 2023 at 10:00 AM

○ QUORUM CHECK

SEAT 1	VICTORIA DINARDO	<input type="checkbox"/>	IN PERSON	<input type="checkbox"/>	PHONE	<input type="checkbox"/>	NO
SEAT 2	ELLIOT MILLER	<input type="checkbox"/>	IN PERSON	<input type="checkbox"/>	PHONE	<input type="checkbox"/>	NO
SEAT 3	LINDA VIEGAS	<input type="checkbox"/>	IN PERSON	<input type="checkbox"/>	PHONE	<input type="checkbox"/>	NO
SEAT 4	JOHN P. NUZZO	<input type="checkbox"/>	IN PERSON	<input type="checkbox"/>	PHONE	<input type="checkbox"/>	NO
SEAT 5	BILL KLUG	<input type="checkbox"/>	IN PERSON	<input type="checkbox"/>	PHONE	<input type="checkbox"/>	NO

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

16. Adjournment

Should you have any questions, please do not hesitate to contact me directly at 239-464-7114.

Sincerely,


 Chesley E. Adams, Jr.
 District Manager

FOR BOARD MEMBERS AND STAFF TO ATTEND BY TELEPHONE

**CALL IN NUMBER: 1-888-354-0094
 PARTICIPANT PASSCODE: 709 724 7992**

FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2

5A

CDD 2

SEPTEMBER 2023

PRESENTED BY: RYAN HENNESSEY & JOSEPH PARISI

CDD 2 FOUNDATION CONTRACTED RESPONSIBILITIES

1. Tree Canopy Trimming
2. Irrigation
 - Irrigation@Fiddlerscreek.com
3. Pressure Washing
 - Pressurewashing@Fiddlerscreek.com

TREE CANOPY TRIMMING

- Trimmed Hardwood and Palm trees on Championship Drive.
- Christmas Light Trimming.



IRRIGATION PROJECTED USAGE

- 20 Programmed Village Satellites
 - Monday, Wednesday & Saturday
 - 9:00 pm – 8:00 am
 - 13 Possible Run Cycles / 10 Run Cycles
 - 3 Rain Hold
 - 9 Programmed Common Satellites
 - Tuesday, Thursday & Sunday
 - 12 Possible Run Cycles / 10 Run Cycles
 - 2 Rain Holds
 - September Water Estimated Calculation Usage
 - Villages: 10,284,150 Gallons
 - Common: 5,581,810 Gallons
 - Total Water Usage in September 2023 was 55,081,364 gallons.
Total Water Usage in September 2022 was 34,263,395 gallons.
- *Does not account for non-scheduled water usage such as leaks, wet checks, manual runs, battery times, individual residential timers and manual Toro clocks.



IRRIGATION REPORT

The irrigation manager found these problems in the month of September:



- I-15 Varena/Laguna- 9/07/23 Antenna post discovered broken at ground level. Post re-driven into the ground.
- I-19 Venetta Wall – 9/07/23 Determined blown common fuse. Replaced fuse and performed OHMS's test for all stations and notified Gulfscapes.
- I-22 Sandpiper- 9/01/23 Determined blown fuse in breaker panel. Fuse replaced.
- I-27 FCP North- 9/04/23 Determined blown common fuse. Replaced fuse and performed OHMS's test for all stations and notified Gulfscapes. Invoice sent to CDD for repairs.

PRESSURE WASHING

- Past 30 Days:
 - Fiddler's Creek Parkway
- Projected Next 30 Days:
 - Whisper Trace
 - Bent Creek
 - Mallards
 - Peppertree
 - Bellagio



Current Month's Projected Plan

- Completed
- Current Month Progress
- Scheduled Routes
- Other Pressure Cleanings

2023 Mapping

MAY

JUNE

JULY

AUGUST





Questions?



FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2

5B

Safety Department Update

Department of Safety, Health & Environment

DIRECTOR OF COMMUNITY SERVICES –
Ryan Hennessey

SAFETY MANAGER – Richard Renaud



Fiddler's Creek®

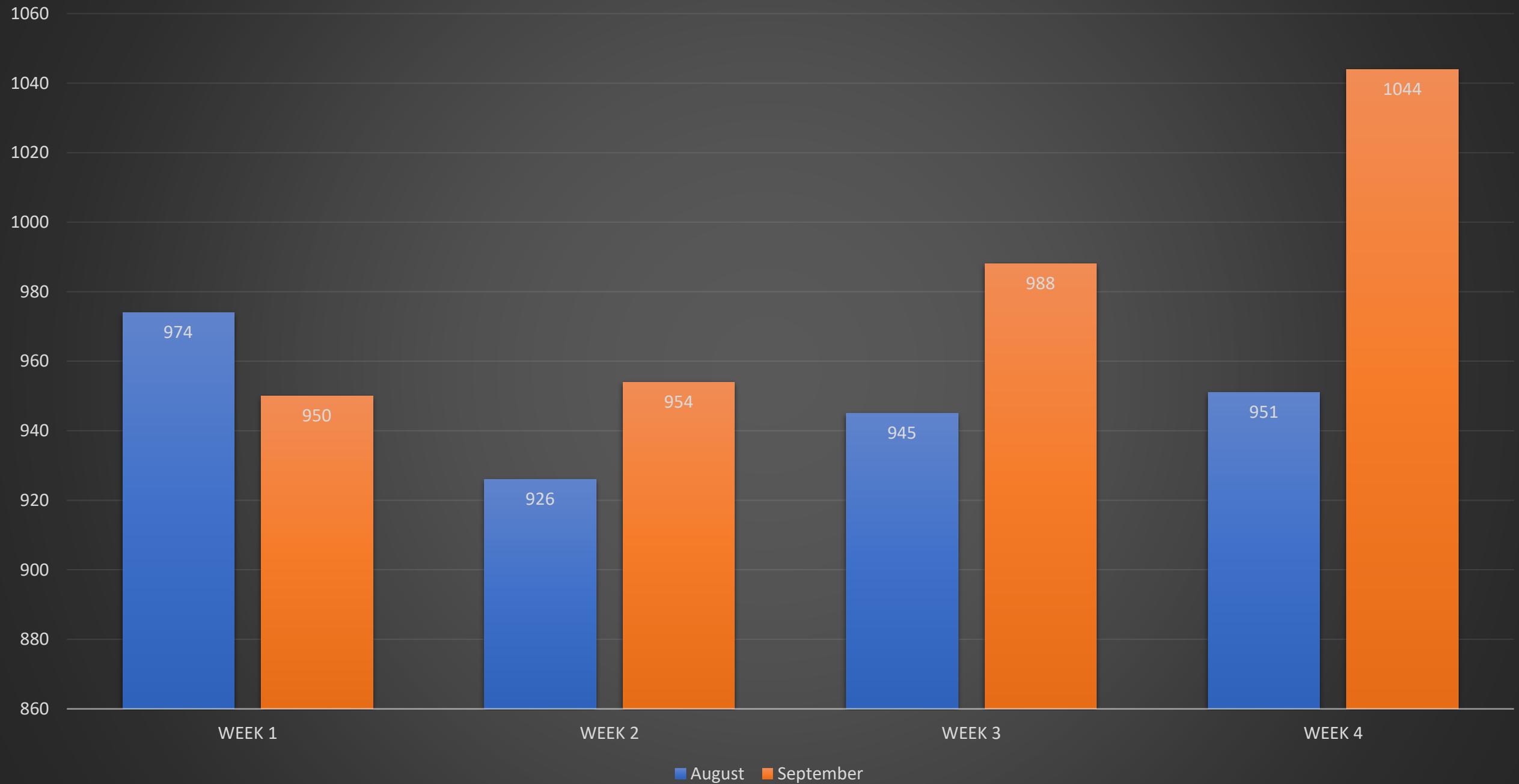
Gate Access Control

- Enter your guest information on the member's website
- Use the Fiddler's Creek mobile app to register guests
- Call the automated gate house at 239-529-4139
- IF YOU EXPERIENCE DIFFICULTY WITH ANY OF THESE,
PLEASE SEND THE INFORMATION TO
safety@fiddlerscreek.com, ALWAYS INCLUDE YOUR NAME
AND ADDRESS.
- **Community Patrol 239-919-3705**

**WE ARE NOT FIRST RESPONDERS, ALWAYS CALL 911 FOR AN
EMERGENCY**

**THEN CALL COMMUNITY PATROL TO INFORM THEM OF THE
INCIDENT**

Occupancy Report: August 2023-September 2023

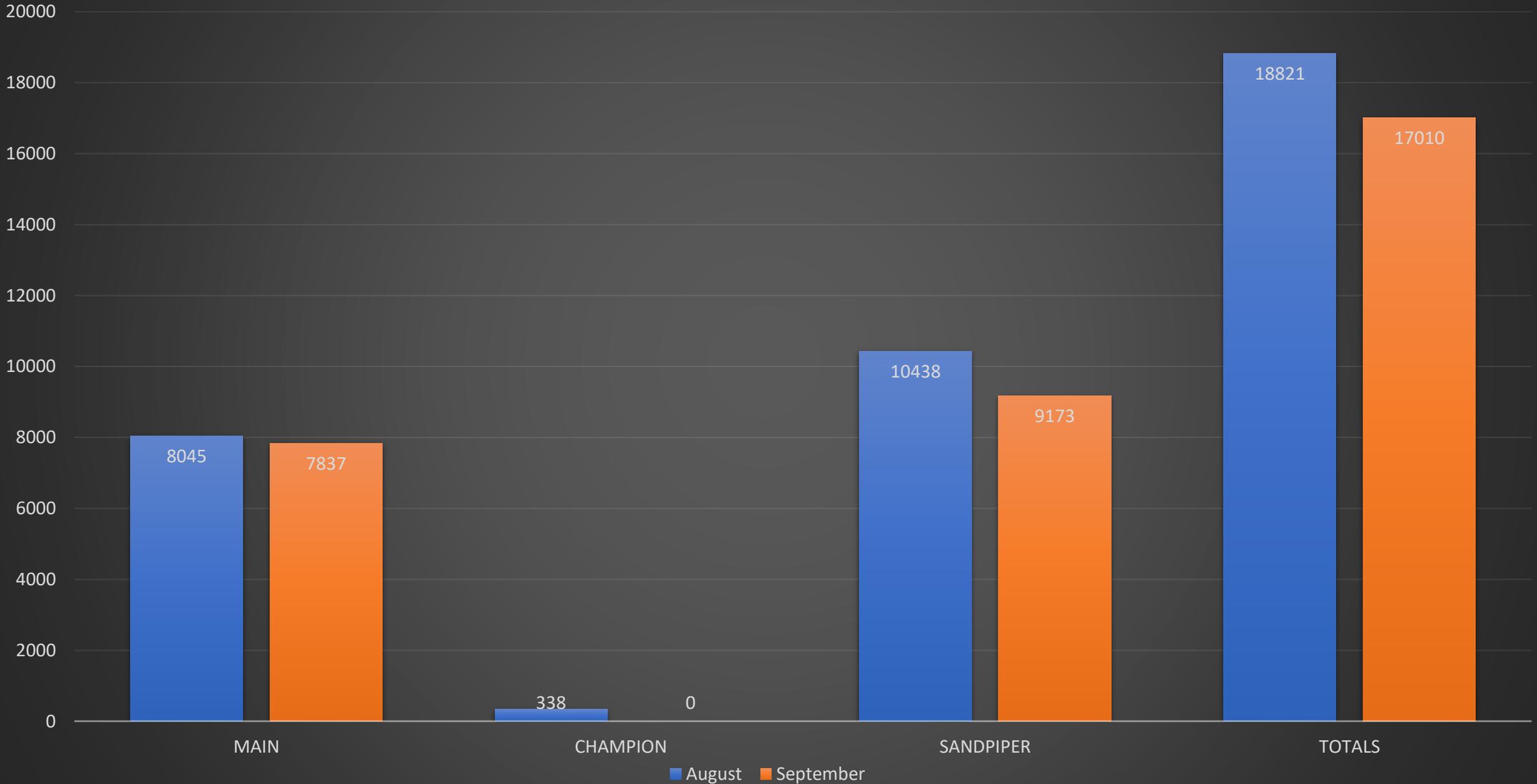


GATEHOUSES and PATROLS

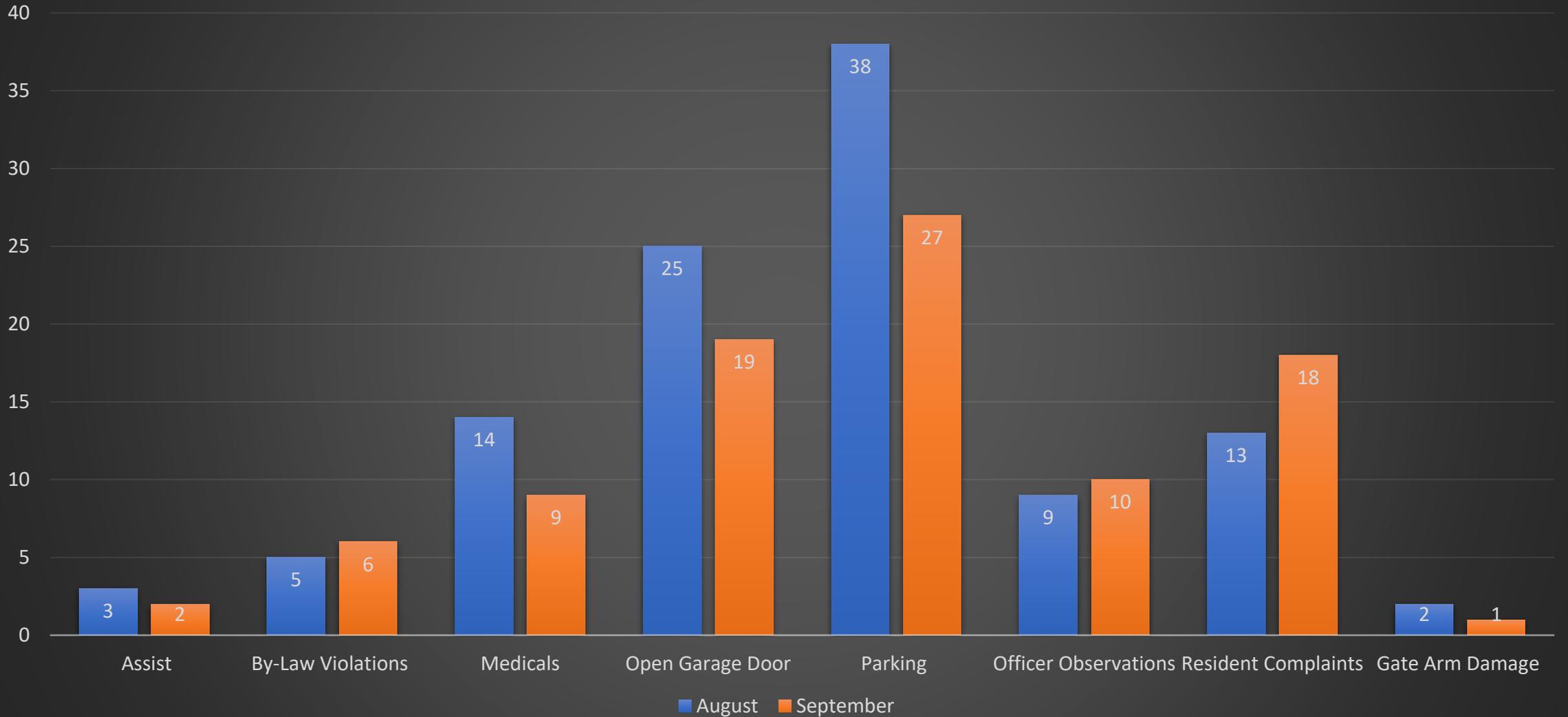
- Sandpiper, Championship, Main
- 24x7
- 2 Patrols per shift.
- 24x7



GATE HOUSE ACTIVITY: August 2023-September 2023



Incident Reports: August 2023-September 2023

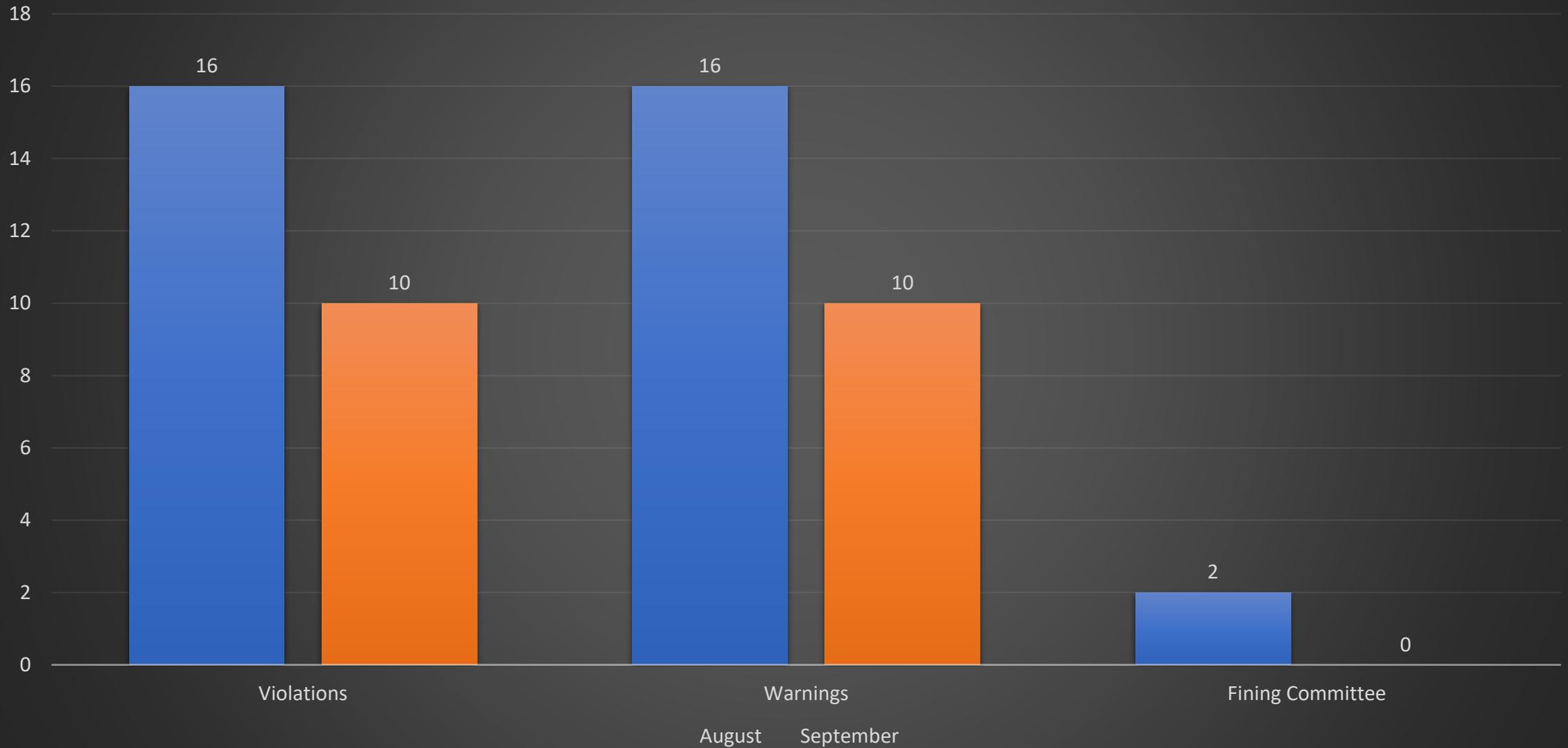


SPEED DETECTION and ENFORCEMENT

- Portable speed detection device
- Deployed throughout Fiddler's Creek at random
- Fixed device located on Cherry Oaks Trail



Traffic Hawk Speeding Violations: August 2023-September 2023



CHAMPIONSHIP GATE HOUSE



QUESTIONS?

- Thank you



**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2**

10

FIDDLER'S CREEK FOUNDATION, INC.

8156 FIDDLER'S CREEK PARKWAY
NAPLES, FLORIDA 34114
TELEPHONE (239) 732-9400
FACSIMILE (239) 732-9402

WRITER'S E-MAIL
PARISJ@GULFBAY.COM

October 9, 2023

Via Email Only [adamsc@whhassociates.com and adamsc@whhassociates.com]

Board of Supervisors
Fiddler's Creek Community Development District 2
c/o Wrathell, Hunt & Associates, LLC
9220 Bonita Beach Road, Suite 214
Bonita Springs, FL 34135

Attn.: Chuck Adamas, District Manager (and Cleo Adams)

RE: Service Agreement – Irrigation Maintenance effective January 1, 2023 (the “Agreement”) between Fiddler’s Creek Community Development District 2 (the “District”) and Fiddlers Creek Foundation, Inc.

Dear Board of Supervisors:

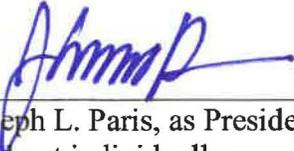
The Irrigation Manager has completed his physical inspection of the District's irrigation satellite stations in furtherance of the Agreement. His written report containing details of his inspection is attached.

Please contact us if you have any questions (or we can discuss them at the next CDD meeting).

Very truly yours,

FIDDLER'S CREEK FOUNDATION, INC.

By:



Joseph L. Paris, as President
And not individually

Detailed Satellite Inspection Reports for CDD #2

(#1 of 9 Total Satellites)

1-15 Varena/Laguna – (1st Generation) Communicating

- Antenna - External Yagi
- Radio – Motorola CM200d (Digital New)
- 46 Active Zones – Museo Commons
- 110a Power Supply Breaker (New) – Across street on right side of 9275 Museo #104
- Actions - Applied Insecticide



Detailed Satellite Inspection Reports for CDD #2

(#2 of 9 Total Satellites)

1-17 Veneta Entrance – (1st Generation) Communicating

- Antenna - External Yagi
- Radio – Motorola CM200d (Digital New)
- 31 Active Zones – Campanile and Veneta Entrance
- *Unknown 110a Power Supply or Breaker (*Need to Locate or Install)
- Actions – Cleared mulch / debris build-up & Applied Insecticide



1-18 Sandpiper 1 – (2nd Generation) Communicating

- Antenna - External Yagi
- Radio – Maxon (Digital New)
- 31 Active Zones – Sandpiper Dr. Commons
- Breaker – Through hedge across Aviamar Cir. At FPL transformer on left-side of Serena Lane
- Actions - Applied Insecticide



1-19 Veneta Wall – (2nd Generation) Communicating

- Antenna - External Yagi
- Radio – Maxon (Digital New)
- 29 Active Zones – Campanile Cir commons north-end
- Breaker – Across Campanile Cir on right-side of Chiasso Ct before 1st house
- **Debris & mulch build-up on pedestal**
- Actions – Cleared debris / mulch from pedestal & applied insecticide



Detailed Satellite Inspection Reports for CDD #2

(#5 of 9 Total Satellites)

1-20 Sandpiper 2 – (2nd Generation) Communicating

- Antenna - External Yagi
- Radio – Maxon (Digital New)
- 28 Active Zones – Veneta Entrance & Sandpiper Blvd
- Breaker – Near Satellite
- Actions – Applied insecticide



1-21 Campanile Buffer - (2nd Generation) Communicating

- Antenna – Internal Pancake (Factory original)
- Radio – Maxon (Digital New)
- 9 Active Zones – Buffer of Campanile South and Mahogany Bend Commons
- *Unknown 110a Power Supply or Breaker (*Need to Locate or Install)
- Actions – Applied insecticide



1-22 Sandpiper 3 - (2nd Generation) Communicating

- Antenna – External Yagi
- Radio – Maxon (Digital New)
- 47 Active Zones – Sandpiper Entrance and Boulevard Commons
- Breaker – Right-side of Satellite
- Actions – Applied insecticide



1-25 Oyster Harbor - (2nd Generation) Communicating

- Antenna – External Yagi
- Radio – Maxon (Digital New)
- 47 Active Zones – Oyster Harbor Blvd Commons
- Breaker – Near Satellite
- Actions – Applied insecticide



Detailed Satellite Inspection Reports for CDD #2

(#9 of 9 Total Satellites)

1-27 FCP North - (1st Generation) Communicating

- Antenna – External Yagi
- Radio – Motorola CM200d (Digital New)
- 19 Active Zones – FCP and Sandpiper Intersection Commons
- *Unknown 110a Power Supply or Breaker (*Need to Locate or Install)
- Actions – Applied insecticide



**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2**

**UNAUDITED
FINANCIAL
STATEMENTS**

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
FINANCIAL STATEMENTS
UNAUDITED
SEPTEMBER 30, 2023**

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
BALANCE SHEET
GOVERNMENTAL FUNDS
SEPTEMBER 30, 2023**

	General	Debt Service Series 2004	Debt Service Series 2005	Debt Service Series 2014-1A	Debt Service Series 2014-1B	Debt Service Series 2014-2A	Debt Service Series 2014-2B	Debt Service Series 2014-3	Debt Service Series 2015A-1	Debt Service Series 2015A-2	Debt Service Series 2015B	Debt Service Series 2019	Capital Projects Series 2014-2	Capital Projects Series 2015A-1	Total Governmental Funds
ASSETS															
Cash	\$ 2,669,898	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 2,669,898
Investments															
Revenue A	-	151,685	192,953	95	-	227	-	100,625	292,091	93,930	-	675,959	-	-	1,507,565
Revenue B	-	-	-	-	208,610	-	222,027	-	-	-	31	-	-	-	430,668
Reserve A	-	54,354	54,354	-	-	-	-	108,691	117,947	39,388	-	157,383	-	-	532,117
Reserve B	-	-	-	-	134,494	-	134,494	-	-	-	200,914	-	-	-	469,902
Prepayment A	-	762	27,217	573	-	4,637	-	27,417	26,198	9,635	-	98,922	-	-	195,361
Prepayment B	-	-	-	-	385	-	4,155	-	-	-	4,852	-	-	-	9,392
Interest	-	4	-	-	-	-	-	-	-	-	-	-	-	-	4
Construction	-	-	-	-	-	-	-	-	1,183	-	-	-	56,059	279,530	336,772
Sinking	-	-	-	-	475	-	556	-	-	-	-	-	-	-	1,031
Optional redemption	-	-	-	-	-	-	-	74	-	-	-	-	-	-	74
COI	-	-	-	-	14	-	14	-	-	-	-	18	-	-	46
Due from other funds															
Debt service fund series 2004	-	-	25,559	-	-	-	-	-	-	-	-	-	-	-	25,559
Debt service fund series 2014-1A	321	-	-	-	-	-	-	-	-	-	-	-	-	-	321
Debt service fund series 2014-2A	1,974	-	-	-	-	-	2,524	-	-	-	-	-	-	-	4,498
Debt service fund series 2014-3	-	-	-	192,581	-	367,575	-	-	-	-	63,593	-	-	-	623,749
Due from other															
Due from FCC Aviamar	-	-	-	53,203	-	157,123	-	-	-	-	-	-	-	-	210,326
Due from GB Hidden Cove	-	-	-	30,738	-	-	-	-	-	-	-	-	-	-	30,738
Due from FC Oyster Harbor	-	-	-	-	-	-	-	156,187	-	-	63,562	-	-	-	219,749
Accounts receivable	3,116	-	-	-	-	-	-	-	-	-	-	-	-	-	3,116
Undeposited funds	-	-	-	-	-	-	-	-	-	5,895	-	-	-	-	5,895
Total assets	\$ 2,675,309	\$ 206,805	\$ 300,083	\$ 277,190	\$ 343,978	\$ 529,562	\$ 363,770	\$ 392,994	\$ 437,419	\$ 148,848	\$ 332,952	\$ 932,282	\$ 56,059	\$ 279,530	\$ 7,276,781
LIABILITIES AND FUND BALANCES															
Liabilities															
Accounts payable	\$ 71,120	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 71,120
Due to other	-	-	-	-	-	-	-	897	-	-	-	-	-	-	897
Due to other funds															
Debt service fund series 2005	-	25,559	-	-	-	-	-	-	-	-	-	-	-	-	25,559
Debt service fund series 2014-1B	-	-	-	-	-	-	-	192,581	-	-	-	-	-	-	192,581
Debt service fund series 2014-2B	-	-	-	-	-	2,524	-	367,575	-	-	-	-	-	-	370,099
Debt service fund series 2015A-2	-	-	-	-	-	-	-	63,593	-	-	-	-	-	-	63,593
Due to general fund	-	-	-	321	-	1,974	-	-	-	-	-	-	-	-	2,295
Due to Fiddler's Creek CDD #1	7,653	-	-	-	-	-	-	-	-	-	-	-	-	-	7,653
Total liabilities	78,773	25,559	-	321	-	4,498	-	624,646	-	-	-	-	-	-	733,797
DEFERRED INFLOWS OF RESOURCES															
Deferred receipts	-	-	-	83,941	-	157,123	-	156,187	-	-	63,562	-	-	-	460,813
Total deferred inflows of resources	-	-	-	83,941	-	157,123	-	156,187	-	-	63,562	-	-	-	460,813
Fund balances:															
Restricted for:															
Debt service	-	181,246	300,083	192,928	343,978	367,941	363,770	(387,839)	437,419	148,848	269,390	932,282	-	-	3,150,046
Capital projects	-	-	-	-	-	-	-	-	-	-	-	-	56,059	279,530	335,589
Unassigned	2,596,536	-	-	-	-	-	-	-	-	-	-	-	-	-	2,596,536
Total fund balances	2,596,536	181,246	300,083	192,928	343,978	367,941	363,770	(387,839)	437,419	148,848	269,390	932,282	56,059	279,530	6,082,171
Total liabilities, deferred inflows of resources and fund balances	\$ 2,675,309	\$ 206,805	\$ 300,083	\$ 277,190	\$ 343,978	\$ 529,562	\$ 363,770	\$ 392,994	\$ 437,419	\$ 148,848	\$ 332,952	\$ 932,282	\$ 56,059	\$ 279,530	\$ 7,276,781

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
GENERAL FUND
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ -	\$ 2,484,669	\$2,459,310	101%
Settlements Taylor	-	72,883	-	N/A
Halvorsen Signal contribution	-	50,000	-	N/A
Interest & miscellaneous	22	35,773	7,500	477%
Total revenues	<u>22</u>	<u>2,643,325</u>	<u>2,466,810</u>	107%
EXPENDITURES				
Administrative				
Supervisors	1,076	11,841	14,369	82%
Management	7,055	84,662	84,662	100%
Assessment roll preparation	-	22,500	22,500	100%
Audit	-	18,000	16,500	109%
Legal - general	3,538	18,841	25,000	75%
Legal - litigation	4,957	15,365	-	N/A
Engineering	7,787	52,048	50,000	104%
Telephone	27	324	335	97%
Postage	154	2,360	2,000	118%
Insurance	-	15,820	15,200	104%
Printing and binding	49	595	595	100%
Legal advertising	588	3,388	2,000	169%
Office supplies	-	284	750	38%
Annual district filing fee	-	175	175	100%
Trustee	-	31,640	31,500	100%
Arbitrage rebate calculation	-	2,000	8,000	25%
ADA website compliance	-	210	900	23%
Contingency	47	7,781	10,000	78%
Total administrative	<u>25,278</u>	<u>287,834</u>	<u>284,486</u>	101%
Field management				
Field management services	952	11,424	11,424	100%
Total field management	<u>952</u>	<u>11,424</u>	<u>11,424</u>	100%
Water management				
Other contractual	-	68,172	126,712	54%
Fountains	15,604	233,707	167,500	140%
Total water management	<u>15,604</u>	<u>301,879</u>	<u>294,212</u>	103%
Street lighting				
Contractual services	-	15,323	15,000	102%
Electricity	937	9,209	10,000	92%
Capital outlay	-	5,200	10,000	52%
Hurricane clean-up	-	5,200	-	N/A
Miscellaneous	-	7,806	10,000	78%
Total street lighting	<u>937</u>	<u>42,738</u>	<u>45,000</u>	95%

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
GENERAL FUND
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
Landscaping				
Other contractual	133,006	859,814	1,000,000	86%
Other contractual-mosquito spraying	-	2,065	23,000	9%
Improvements and renovations	-	92,628	50,000	185%
Contingencies	-	2,480	25,000	10%
Total landscaping	<u>133,006</u>	<u>956,987</u>	<u>1,098,000</u>	87%
Roadway maintenance				
Contractual services (street cleaning)	350	4,200	5,000	84%
Roadway maintenance	-	80,823	100,000	81%
Roadway capital outlay	-	-	35,000	0%
Total roadway services	<u>350</u>	<u>85,023</u>	<u>140,000</u>	61%
Irrigation				
Controller repairs & maintenance	1,227	3,406	2,000	170%
Other contractual-irrigation manager	13,125	65,000	50,000	130%
Supply system	9,341	141,326	452,025	31%
Capital outlay	-	166,495	-	N/A
Total irrigation	<u>23,693</u>	<u>376,227</u>	<u>504,025</u>	75%
Other fees & charges				
Property appraiser	-	10,583	38,427	28%
Tax collector	-	49,661	51,236	97%
Total other fees & charges	<u>-</u>	<u>60,244</u>	<u>89,663</u>	67%
Total expenditures and other charges	<u>199,820</u>	<u>2,122,356</u>	<u>2,466,810</u>	86%
Excess/(deficiency) of revenues over/(under) expenditures	(199,798)	520,969	-	
Fund balances - beginning	2,796,334	2,075,567	1,566,768	
Fund balances - ending	<u>\$ 2,596,536</u>	<u>\$ 2,596,536</u>	<u>\$ 1,566,768</u>	

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE FUND SERIES 2004
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ -	\$ 33,927	\$ 33,600	101%
Interest	870	7,995	-	N/A
Total revenues	<u>870</u>	<u>41,922</u>	<u>33,600</u>	125%
EXPENDITURES				
Debt service				
Principal	-	10,000	10,000	100%
Interest	-	15,525	15,525	100%
Total debt service	<u>-</u>	<u>25,525</u>	<u>25,525</u>	100%
Other fees & charges				
Property appraiser	-	-	525	0%
Tax collector	-	679	700	97%
Total other fees & charges	<u>-</u>	<u>679</u>	<u>1,225</u>	55%
Total expenditures	<u>-</u>	<u>26,204</u>	<u>26,750</u>	98%
Excess/(deficiency) of revenues over/(under) expenditures	870	15,718	6,850	
Fund balances - beginning	180,376	165,528	164,071	
Fund balances - ending	<u>\$ 181,246</u>	<u>\$ 181,246</u>	<u>\$ 170,921</u>	

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE FUND SERIES 2005
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ -	\$ 188,720	\$ 190,160	99%
Prepayment assessments	-	82,784	-	N/A
Interest	1,147	11,665	-	N/A
Total revenues	<u>1,147</u>	<u>283,169</u>	<u>190,160</u>	149%
EXPENDITURES				
Debt service				
Principal	-	70,000	70,000	100%
Principal prepayment	-	90,000	-	N/A
Interest	-	106,800	107,700	99%
Total debt service	<u>-</u>	<u>266,800</u>	<u>177,700</u>	150%
Other fees & charges				
Property appraiser	-	-	2,971	0%
Tax collector	-	3,772	3,962	95%
Total other fees & charges	<u>-</u>	<u>3,772</u>	<u>6,933</u>	54%
Total expenditures	<u>-</u>	<u>270,572</u>	<u>184,633</u>	147%
Excess/(deficiency) of revenues over/(under) expenditures	1,147	12,597	5,527	
Fund balances - beginning	298,936	287,486	258,437	
Fund balances - ending	<u>\$ 300,083</u>	<u>\$ 300,083</u>	<u>\$ 263,964</u>	

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE EXCHANGE FUND SERIES 2014-1A
EXCHANGED SERIES 2004 AND BIFURCATED SERIES 2014-1
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: off-roll	\$ -	\$ 87,581	\$ 280,163	31%
Special assessments: on-roll	-	192,581	-	N/A
Interest	3	119	-	N/A
Total revenues	<u>3</u>	<u>280,281</u>	<u>280,163</u>	100%
EXPENDITURES				
Debt service				
Principal	-	105,000	105,000	100%
Interest	-	175,163	175,163	100%
Total expenditures	<u>-</u>	<u>280,163</u>	<u>280,163</u>	100%
Excess/(deficiency) of revenues over/(under) expenditures	3	118	-	
OTHER FINANCING SOURCES/(USES)				
Transfer in	-	192,581	-	N/A
Total other financing sources/(uses)	<u>-</u>	<u>192,581</u>	<u>-</u>	N/A
Net change in fund balances	3	192,699	-	
Fund balances - beginning	192,925	229	227	
Fund balances - ending	<u>\$ 192,928</u>	<u>\$ 192,928</u>	<u>\$ 227</u>	

On June 15, 2018, the District bifurcated the Series 2014-1 Bonds into two separate Bond Series- Series 2014-1 and Series 2014-1B. As a result of the bifurcation, the par amount of the Series 2014-1 Bonds is \$4,000,000; the par amount of the Series 2014-1B Bonds is \$3,815,000.

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE EXCHANGE FUND SERIES 2014-1B
EXCHANGED SERIES 2004 AND BIFURCATED SERIES 2014-1
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ -	\$ 376,183	\$ 372,345	101%
Interest	1,429	14,169	-	N/A
Total revenues	<u>1,429</u>	<u>390,352</u>	<u>372,345</u>	105%
EXPENDITURES				
Debt service				
Principal	-	135,000	135,000	100%
Interest	-	224,775	224,775	100%
Total debt service	<u>-</u>	<u>359,775</u>	<u>359,775</u>	100%
Other fees & charges				
Property appraiser	-	-	5,818	0%
Tax collector	-	7,519	7,757	97%
Total other fees & charges	<u>-</u>	<u>7,519</u>	<u>13,575</u>	55%
Total expenditures	<u>-</u>	<u>367,294</u>	<u>373,350</u>	98%
Excess/(deficiency) of revenues over/(under) expenditures	1,429	23,058	(1,005)	
Fund balances - beginning	342,549	320,920	311,162	
Fund balances - ending	<u>\$ 343,978</u>	<u>\$ 343,978</u>	<u>\$ 310,157</u>	

On June 15, 2018, the District bifurcated the Series 2014-1 Bonds into two separate Bond Series- Series 2014-1 and Series 2014-1B. As a result of the bifurcation, the par amount of the Series 2014-1 Bonds is \$4,000,000; the par amount of the Series 2014-1B Bonds is \$3,815,000.

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE EXCHANGE FUND SERIES 2014-2A
EXCHANGED SERIES 2005 AND BIFURCATED SERIES 2014-2
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: off-roll	\$ -	\$ 537,824	\$ 538,500	100%
Interest	20	562	-	N/A
Total revenues	<u>20</u>	<u>538,386</u>	<u>538,500</u>	100%
EXPENDITURES				
Debt service				
Principal	-	210,000	210,000	100%
Principal prepayment	-	20,000	-	N/A
Interest	-	327,900	328,500	100%
Total expenditures	<u>-</u>	<u>557,900</u>	<u>538,500</u>	104%
Excess/(deficiency) of revenues over/(under) expenditures	20	(19,514)	-	
OTHER FINANCING SOURCES/(USES)				
Transfer in	-	367,575	-	N/A
Transfer out	-	(169)	-	N/A
Total other financing sources/(uses)	<u>-</u>	<u>367,406</u>	<u>-</u>	N/A
Net change in fund balances	20	347,892	-	
Fund balances - beginning	367,921	20,049	(1,690)	
Fund balances - ending	<u>\$ 367,941</u>	<u>\$ 367,941</u>	<u>\$ (1,690)</u>	

On June 15, 2018, the District bifurcated the Series 2014-2 Bonds into two separate Bond Series- Series 2014-2 and Series 2014-2B. As a result of the bifurcation, the par amount of the Series 2014-2 Bonds is \$8,635,000; the par amount of the Series 2014-2B Bonds is \$4,835,000.

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE EXCHANGE FUND SERIES 2014-2B
EXCHANGED SERIES 2005 AND BIFURCATED SERIES 2014-2
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ -	\$ 418,447	\$ 416,404	100%
Interest	1,499	14,986	-	N/A
Total revenues	<u>1,499</u>	<u>433,433</u>	<u>416,404</u>	104%
EXPENDITURES				
Debt service				
Principal	-	155,000	155,000	100%
Interest	-	246,000	246,000	100%
Total debt service	<u>-</u>	<u>401,000</u>	<u>401,000</u>	100%
Other fees & charges				
Property appraiser	-	-	6,506	0%
Tax collector	-	8,363	8,675	96%
Total other fees & charges	<u>-</u>	<u>8,363</u>	<u>15,181</u>	55%
Total expenditures	<u>-</u>	<u>409,363</u>	<u>416,181</u>	98%
Excess/(deficiency) of revenues over/(under) expenditures	1,499	24,070	223	
Fund balances - beginning	362,271	339,700	337,365	
Fund balances - ending	<u>\$ 363,770</u>	<u>\$ 363,770</u>	<u>\$ 337,588</u>	

On June 15, 2018, the District bifurcated the Series 2014-2 Bonds into two separate Bond Series- Series 2014-2 and Series 2014-2B. As a result of the bifurcation, the par amount of the Series 2014-2 Bonds is \$8,635,000; the par amount of the Series 2014-2B Bonds is \$4,835,000.

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE EXCHANGE FUND SERIES 2014-3 (SERIES 2005)
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ -	\$ 179,911	\$ 178,074	101%
Assessment levy: off-roll	-	571,359	536,918	106%
Assessment prepayments	-	23,768	-	N/A
Interest	941	7,893	-	N/A
Total revenues	<u>941</u>	<u>782,931</u>	<u>714,992</u>	110%
EXPENDITURES				
Debt service				
Principal	-	275,000	275,000	100%
Interest	-	428,700	428,700	100%
Total debt service	<u>-</u>	<u>703,700</u>	<u>703,700</u>	100%
Other fees & charges				
Property appraiser	-	-	2,782	0%
Tax collector	-	3,597	3,710	97%
Total other fees & charges	<u>-</u>	<u>3,597</u>	<u>6,492</u>	55%
Total expenditures	<u>-</u>	<u>707,297</u>	<u>710,192</u>	100%
Excess/(deficiency) of revenues over/(under) expenditures	941	75,634	4,800	
OTHER FINANCING SOURCES/(USES)				
Transfer in	-	26,013	-	N/A
Transfer out	-	(623,750)	-	N/A
Total other financing sources/(uses)	<u>-</u>	<u>(597,737)</u>	<u>-</u>	N/A
Net change in fund balances	941	(522,103)	4,800	
Fund balances - beginning	(388,780)	134,264	134,931	
Fund balances - ending	<u>\$ (387,839)</u>	<u>\$ (387,839)</u>	<u>\$ 139,731</u>	

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE FUND SERIES 2015A-1
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ -	\$ 238,220	\$ 235,797	101%
Assessment prepayments	22,366	67,098	-	N/A
Interest	2,915	18,311	-	N/A
Total revenues	<u>25,281</u>	<u>323,629</u>	<u>235,797</u>	137%
EXPENDITURES				
Debt service				
Principal	-	60,000	60,000	100%
Principal prepayment	-	45,000	-	N/A
Interest	-	167,200	167,200	100%
Total debt service	<u>-</u>	<u>272,200</u>	<u>227,200</u>	120%
Other fees & charges				
Property appraiser	-	-	3,684	0%
Tax collector	-	4,760	4,912	97%
Total other fees & charges	<u>-</u>	<u>4,760</u>	<u>8,596</u>	55%
Total expenditures	<u>-</u>	<u>276,960</u>	<u>235,796</u>	117%
Excess/(deficiency) of revenues over/(under) expenditures	25,281	46,669	1	
OTHER FINANCING SOURCES/(USES)				
Transfer out	-	(26,013)	-	N/A
Total other financing sources/(uses)	<u>-</u>	<u>(26,013)</u>	<u>-</u>	N/A
Net change in fund balances	25,281	20,656	1	
Fund balances - beginning	412,138	416,763	429,508	
Fund balances - ending	<u>\$ 437,419</u>	<u>\$ 437,419</u>	<u>\$ 429,509</u>	

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE FUND SERIES 2015A-2
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ -	\$ 78,551	\$ 77,734	101%
Assessment prepayments	5,895	17,684	-	N/A
Interest	6,449	11,365	-	N/A
Total revenues	<u>12,344</u>	<u>107,600</u>	<u>77,734</u>	138%
EXPENDITURES				
Debt service				
Principal	-	30,000	30,000	100%
Principal prepayment	-	10,000	-	N/A
Interest	-	44,900	44,900	100%
Total debt service	<u>-</u>	<u>84,900</u>	<u>74,900</u>	113%
Other fees & charges				
Property appraiser	-	-	1,215	0%
Tax collector	-	1,570	1,619	97%
Total other fees & charges	<u>-</u>	<u>1,570</u>	<u>2,834</u>	55%
Total expenditures	<u>-</u>	<u>86,470</u>	<u>77,734</u>	111%
Excess/(deficiency) of revenues over/(under) expenditures	12,344	21,130	-	
Fund balances - beginning	<u>136,504</u>	<u>127,718</u>	<u>130,982</u>	
Fund balances - ending	<u>\$ 148,848</u>	<u>\$ 148,848</u>	<u>\$ 130,982</u>	

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE FUND SERIES 2015B
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: off-roll	\$ -	\$ 127,188	\$ 127,188	100%
Interest	867	8,028	-	N/A
Total revenues	<u>867</u>	<u>135,216</u>	<u>127,188</u>	106%
EXPENDITURES				
Debt service				
Interest	-	127,188	127,188	100%
Total expenditures	<u>-</u>	<u>127,188</u>	<u>127,188</u>	100%
Excess/(deficiency) of revenues over/(under) expenditures	867	8,028	-	
OTHER FINANCING SOURCES/(USES)				
Transfer in	-	63,594	-	N/A
Total other financing sources/(uses)	<u>-</u>	<u>63,594</u>	<u>-</u>	N/A
Net change in fund balances	867	71,622	-	
Fund balances - beginning	268,523	197,768	199,878	
Fund balances - ending	<u>\$ 269,390</u>	<u>\$ 269,390</u>	<u>\$ 199,878</u>	

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE FUND SERIES 2019
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ -	\$ 1,245,061	\$ 1,242,601	100%
Assessment prepayments	43,557	125,268	-	N/A
Interest	3,537	38,215	-	N/A
Total revenues	<u>47,094</u>	<u>1,408,544</u>	<u>1,242,601</u>	113%
EXPENDITURES				
Debt service				
Principal	-	675,000	680,000	99%
Principal prepayment	-	100,000	-	N/A
Interest	-	534,013	535,625	100%
Total debt service	<u>-</u>	<u>1,309,013</u>	<u>1,215,625</u>	108%
Other fees & charges				
Property appraiser	-	-	19,416	0%
Tax collector	-	24,884	25,888	96%
Total other fees & charges	<u>-</u>	<u>24,884</u>	<u>45,304</u>	55%
Total expenditures	<u>-</u>	<u>1,333,897</u>	<u>1,260,929</u>	106%
Excess/(deficiency) of revenues over/(under) expenditures	47,094	74,647	(18,328)	
Fund balances - beginning	<u>885,188</u>	<u>857,635</u>	<u>779,418</u>	
Fund balances - ending	<u>\$ 932,282</u>	<u>\$ 932,282</u>	<u>\$ 761,090</u>	

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
CAPITAL PROJECTS FUND EXCHANGE 2014-2 (SERIES 2005)
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date
REVENUES		
Interest & miscellaneous	\$ 267	\$ 4,264
Total revenues	267	4,264
EXPENDITURES		
Capital outlay	4,478	84,160
Total expenditures	4,478	84,160
Excess/(deficiency) of revenues over/(under) expenditures	(4,211)	(79,896)
OTHER FINANCING SOURCES/(USES)		
Transfers in	-	169
Total other financing sources/(uses)	-	169
Net change in fund balances	(4,211)	(79,727)
Fund balances - beginning	60,270	135,786
Fund balances - ending	\$ 56,059	\$ 56,059

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
CAPITAL PROJECTS FUND 2015
FOR THE PERIOD ENDED SEPTEMBER 30, 2023**

	Current Month	Year to Date
REVENUES		
Interest & miscellaneous	\$ -	\$ 9,727
Total revenues	-	9,727
EXPENDITURES		
Total expenditures	-	-
Excess/(deficiency) of revenues over/(under) expenditures	-	9,727
Fund balances - beginning	279,530	269,803
Fund balances - ending	\$ 279,530	\$ 279,530

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2**

MINUTES

DRAFT

**MINUTES OF MEETING
FIDDLER’S CREEK COMMUNITY DEVELOPMENT DISTRICT #2**

The Board of Supervisors of the Fiddler’s Creek Community Development District #2 held a Regular Meeting on September 27, 2023 at 10:00 a.m., at the Fiddler’s Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114.

Present were:

Elliot Miller	Chair
Victoria DiNardo	Vice Chair
Linda Viegas	Assistant Secretary
Bill Klug	Assistant Secretary
John Nuzzo (via telephone)	Assistant Secretary

Also present were:

Chuck Adams	District Manager
Cleo Adams	District Manager
Tony Pires	District Counsel
Aaron Haak	Fiddler’s Creek Deputy General Counsel
Terry Cole	District Engineer
Joe Parisi	Developer’s Representative
Markus Rentzing	Foundation General Manager
Valerie Lord	Foundation Representative
Ryan Hennessey	Fiddler’s Creek Director of Community Services
Jody Benet	Fiddler’s Creek Irrigation Manager
Mike Barrow	GulfScapes Landscape Management
Nat Pappagallo	Resident
Margaret Cardillo	Resident
Cesare Turrin	Resident
Shannon Benedetti	Resident

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mrs. Adams called the meeting to order at 10:00 a.m. Supervisors Miller, DiNardo, Viegas and Klug were present. Supervisor Nuzzo attended via telephone.

On MOTION by Mr. Klug and seconded by Mr. Miller, with all in favor, authorizing Mr. Nuzzo's attendance and full participation, via telephone, due to exceptional circumstances, was approved.

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SECOND ORDER OF BUSINESS

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

No members of the public spoke.

THIRD ORDER OF BUSINESS

Continued Discussion: Claim Against Fiddler's Creek CDD #1 Regarding Anticipatory Breach of Interlocal Agreement [Traffic Signal Cost Sharing]

Mr. Miller stated several things occurred since the last meeting. In Florida there is a provision in any litigation that, if reimbursement of legal fees is sought, before a motion can be made to the court, the defendant must send a copy of the motion to the plaintiff for comments. A draft proposed motion was received from CDD #1 and CDD #2 responded with a letter noting all the errors in CDD #1's proposed motion. CDD #1 then asserted some affirmative defenses and CDD #2 filed a reply. Yesterday, CDD #2 received the establishment of the docket from the court; the case is set for court from September 30, 2024 to October 5, 2024. The court requested 18 items that must be filed before September 1, 2024, including expert witnesses, agreements, etc. CDD #2 will make a motion for summary judgement; a draft of the motion will be received by October 18, 2023 and it will likely be filed before the next meeting.

Mr. Klug asked if CDD #1 filed their proposed motion with the court after CDD #2 sent the letter in response and to request attorneys' fees. Mr. Miller stated the motion was not filed yet.

Ms. Viegas stated that \$10,408.16 has been spent on the litigation for work through June 22, 2023. No invoices have been received for work in July or August.

FOURTH ORDER OF BUSINESS

Health, Safety and Environment Report

Mr. Hennessey presented the PowerPoint and reported the following:

- "Foundation Contracted Responsibilities" will be inserted in the report.

76 ➤ Tree Canopy Trimming: Juniper worked mainly in CDD #1 this month, trimming palm
77 trees on Fiddler's Creek Parkway and at the tennis courts. Work is ongoing on Championship
78 Drive and Marsh Drive.

79 **A. Irrigation and Pressure Washing Efforts**

80 ➤ Irrigation Projected Usage: Over 8" of rain was received in August. There were three rain
81 holds in the villages and four in the common areas. Just over 53 million gallons of water was
82 used, as compared to 51 million used last August. Water usage in the villages and common
83 areas does not account for leaks, wet checks, manual runs, battery timers, individual residential
84 timers and manual toro clocks.

85 ➤ Irrigation Report: An electrician serviced Satellite 1-22 for insufficient power supply.
86 Satellite 1-27 required service to address modem failure, which was replaced under warranty.
87 Communication failure reoccurred due to radio and cable failure; parts were ordered.

88 ➤ Water Main Blowout: On Sunday August 27, 2023, at approximately 10:30 a.m., a 16"
89 mainline pipe failed on Fiddler's Creek Parkway, north of Championship Drive. Fiddler's Creek
90 Parkway was shut down southbound between Montreaux and Championship Drive. Service was
91 restored as of Tuesday morning, after Hole Montes and Mr. Bob Ferguson came out to repair
92 the pipe. The sidewalk will be repaired in the future.

93 Mr. Klug asked what caused the blow out and if it was just the age of the pipe. Mrs.
94 Adams stated they believe there is a flaw in the material in the original pipes because this has
95 happened eight or nine times in this area of CDD #1. Mr. Cole stated the pipe has been in place
96 for over 15 years. Mr. Adams stated all the breaks have been in that area and the breaks have
97 not been at the valves or couplings. Mrs. Adams stated the entire pipe will eventually need to
98 be replaced. Mr. Cole stated no breaks were observed anywhere else and noted pipes should
99 last 40 years or longer.

100 ➤ Pressure Washing: Club Center Drive and Sauvignon were completed. Fiddler's Creek
101 Parkway will be ongoing for the next month or so, as indicated with yellow dots on the map.

102 Ms. Viegas thanked Mr. Hennessey and Mr. Parisi for the added detail on the report.
103 She asked for the costs of any repairs requiring Board approval to be added to the report. Mrs.
104 Adams stated she approves routine repairs under the \$1,500 threshold.

105 **B. Security and Safety Update**

- 106 ➤ Gate Access Control: Guest information can be entered on the members' website. The
107 automated gatehouse number is 239-529-4139. Community Patrol's number is 239-919-3705.
- 108 ➤ In an emergency, 911 should be called first, followed by the Community Patrol.
109 Mr. Hennessey reported the following:
- 110 ➤ Occupancy Report: Occupancy was down 61% from February.
- 111 ➤ Gatehouses and Patrols: Since the Championship gatehouse has been closed, the
112 Championship officers were moved to the Sandpiper gate to assist with commercial vehicles
113 and occasional road patrol. Officers are working to stop residents driving through the
114 Championship gate; it was addressed with residents and more cones were installed as a
115 deterrent. Cameras in the vicinity are not working due to the gatehouse construction.
- 116 ➤ Gatehouse Activity: The graphs do not represent actual activity due to an ISN database
117 issue. The issue will be addressed.
- 118 ➤ Incidents: Parking is the most common, with 39 and 38 incidents in July and August,
119 respectively, but it is down from a high of 147 in February. Medical calls average once a day.
- 120 ➤ Speed Detection and Enforcement: Portable and fixed speed detection devices are in
121 use; the portable device is deployed at random. Collier County Sheriff's Office (CCSO) installed
122 an additional unit to monitor speed and perform statistical analysis, as additional enforcement
123 was requested due to the low number of traffic stops. Data is tracked and additional
124 enforcement added for violations, such as driving more than five miles per hour over the speed
125 limit.
- 126 Regarding "Officer Observations", Mr. Hennessey stated it includes anything an officer
127 observes on their own rather than a resident call or complaint, such as trucks parked in
128 driveways, bear sightings, etc. "Bylaw Violations" are fineable offenses and are referred to the
129 Design Review Committee (DRC), Fining Committee or appropriate people.
- 130 ➤ Speed Detection and Enforcement: Total Traffic Hawk violations issued in July and
131 August were 18 and 16, respectively. Total referrals to the Fining Committee in July and August
132 were 3 and 2, respectively.
- 133 ➤ CCSO statistics show the results of extra Sheriff patrols in the community; there were
134 only three motor vehicle accidents in the last six months.

135 ➤ The weak points have extra patrol checks due to reports of youths knocking on doors in
136 the early morning and the suspicion that, if they are not residents, they are entering through
137 Tesoro, Campanile and/or Museo. The Creative Lane gate that was discussed at the last
138 meeting is now locked at all times except when specifically opened to give access to officials.

139 ➤ The investigation into the Runaway Bay larceny was suspended. It is unknown if the
140 reason was due to lack of evidence.

141 ➤ The wall by the canal at Campanile Circle was repaired.

142 ▪ **Ratification of Fiddler's Creek Foundation, Inc., Irrigation Maintenance Service**
143 **Agreement**

144 **This item, previously the Seventh Order of Business, was presented out of order.**

145 Mr. Parisi stated he shared the revised Exhibit for the Irrigation Agreement with District
146 Management. The revised Exhibit excludes Taylor Morrison property and represents property
147 included in CDD #1 and CDD #2. Mrs. Adams stated the Board will ratify the Agreement which
148 she executed on behalf of the Board in error.

149 Mr. Parisi presented the Exhibit and noted that salary information was not included for
150 privacy reasons. The search for an irrigation assistant is ongoing. The position is not easy to fill
151 due to the requirements and the need to relocate. Mr. Renaud and others will continue to help
152 until an assistant is hired.

153 Mr. Parisi stated Staff does not see the irrigation system as one system when issues
154 occur. In the past, there were agreements with both the villages and the CDDs; however, there
155 are no longer agreements with the villages, but the village systems affect the main system. Staff
156 will go when an issue arises to replace a board or advise of an issue, to ensure the CDDs' system
157 is operating correctly even though it is not solely a CDD system.

158 Mr. Miller asked if the villages are charged for these services. Mr. Parisi stated they are
159 not. It will change when the new Baseline system is implemented.

160 Mr. Miller asked for specifics regarding what several staff members do pertaining to
161 irrigation on a weekly basis. Ms. Lord stated it varies; her estimated eight to ten hours per week
162 might involve helping Mr. Benet determine the owner of properties, answering phone calls,
163 helping Mr. Benet, preparing invoices, etc. Mr. Parisi stated that Mr. Hennessey attends every
164 meeting; he and Mr. Renaud compile data and prepare the presentation, address questions

165 related to irrigation, etc. Mr. Haak stated he assists Mr. Benet with reviewing agreements,
166 necessary repairs and any issues that arise related to those issues.

167 Mr. Miller expressed surprise that so many staff members work on irrigation issues
168 almost daily. Mr. Parisi noted that three hours per week is not daily, and some employees
169 might send a few invoices a month. When an assistant is hired to work with Mr. Benet, there
170 will be less time spent by the others currently listed. Asked if the assistant will be less expensive
171 than the other staff members, Mr. Parisi stated it will likely be about the same cost or a little
172 more. He feels that an assistant is needed because there are more obligations as the
173 community grows and the system is more complicated; licensed people capable of repairing
174 boards and uploading to the computer are required. Mr. Benet stated training certifications in
175 specialized irrigation are needed. Mr. Parisi stated those qualifications are required by the
176 Agreement.

177 Ms. Viegas asked if the CDD's costs will increase when an assistant is hired and noted
178 that the CDD has a three-year agreement that specifies the CDD's cost. Mr. Parisi stated The
179 Foundation is not seeking additional funding from the CDDs; The Foundation covers the
180 variance and addresses calls from homeowners that might relate to a sprinkler head or
181 satellites in order to ensure issues are addressed and all valves remain in working order in case
182 of a water main break. The Foundation's agreement is only for satellites; the CDDs are
183 responsible for their valves, maintenance, locating valves and addressing issues.

184 Ms. DiNardo asked if Mr. Benet is the field person who identifies problems. Mr. Parisi
185 stated Mr. Benet is the field person who reads meters, reviews all the satellites, and performs
186 minor repairs; he has the technological certification to repair boards, correct wiring, and
187 antennas, etc. Mr. Benet addresses all issues related to the satellites with no additional cost
188 other than the cost of repair parts. When help is needed from other staff members, it is
189 initiated by Mr. Benet and not the other way around. Zoom, phone, or in person meetings are
190 held at least once a week to share information, plan workflow, gather information, and discuss
191 preparation of numerous reports and slides needed for meetings, all of which takes time away
192 from other inspections that could be done. Mr. Benet provides annotated, detailed background
193 regarding plans related to repairs, bug infestations, etc.

194 Mr. Pires stated all the information that was shared is a public record. Mr. Parisi replied
195 affirmatively and stated that is why he did not list staff members' salary information.

196 Regarding The Foundation not having an agreement with the villages, Mr. Parisi stated
197 staff does not know if an issue is village-related until it has been inspected. Satellite issues are
198 part of the CDDs' irrigation system. Rather than allocating time to bill for labor, the villages are
199 charged directly for parts used. The villages are not charged for labor.

200 Ms. Viegas voiced her belief that the Agreement to be ratified has an incorrect
201 statement, because the work being done does not stop at the CDD-owned point of connection.
202 Mr. Parisi stated the CDD's irrigation system has main lines into the villages; it is the CDD's main
203 line and part of the CDD's systems. If an entire satellite fails, the village would be advised to
204 have it replaced. The Foundation only does minor repairs to maintain function, but The
205 Foundation can stop at the CDD's borders if that is what CDD #2 prefers.

206 Ms. Viegas motioned to delete the following statement from Page 1 of the Irrigation
207 Maintenance Service Agreement:

208 "WHEREAS, the responsibility for the operation and maintenance of any
209 irrigation systems after the District-owned point of connection is that of the
210 individual property owner, condominium association or homeowner's
211 association, and is expressly excluded from this Agreement;"

212 Mr. Parisi objected to removing the language. He stated The Foundation needs an
213 exclusion that allows them to do what is necessary to operate the system. He stated, if Mr.
214 Pires revises the language, he will review it, but cautioned that changing or removing the
215 language could result in the villages expecting The Foundation to do more repairs than they
216 intend to do.

217 Mr. Miller observed that Mr. Parisi feels it is more advantageous for all parties to leave
218 the language as it is.

219 Ms. Viegas withdrew her motion.

220 Ms. Viegas asked if the other items in the Agreement are being updated each year and
221 sent to the CDD, such as the Certificate of Insurance (COI) naming the CDD as an additional
222 insured. Mr. Parisi stated it is updated each year; he is unsure if it is sent. Mr. Adams stated it is

223 received annually. Ms. Viegas asked Mr. Benet if his licenses and certifications, etc., were
224 delivered to the CDD. Mr. Adams stated they will be matters of public record once received.

225 Ms. Viegas noted that the Agreement indicates that all notices are sent to Mr. Albeit.
226 Mr. Parisi stated the contract might be amended to refer to the position rather than a name,
227 but it can be assumed that whoever has the role will receive the mail. Mr. Miller suggested
228 amending the Irrigation Maintenance Agreement and inserting "General Manager" in place of
229 Mr. Albeit's name; those in attendance agreed.

230 Mr. Parisi stated the contract includes an email address for the Irrigation Manager.
231

232 FIFTH ORDER OF BUSINESS

Developer's Report/Update

233

234 ■ Discussion: Pressure Washing Agreement

235 **This item was an addition to the agenda.**

236 Mr. Parisi stated the Pressure Washing Agreement will expire on September 30, 2023.
237 He would like to renew the contract, but he disagrees with one aspect of the language that Mr.
238 Miller submitted. Mr. Miller stated there is a provision that increases the CDD's cost based on
239 inflation rates, and he objects to the comment stating that there is no decrease for deflation.
240 Mr. Parisi stated he does not make a fee and The Foundation does not make a profit; it is a
241 direct pass-through. He stated that The Foundation cannot give raises based on the Consumer
242 Price Index (CPI) and take money back in the event of deflation, as no profit is built into pricing;
243 wages are increased based upon inflation, generally in accordance with the CPI, and the CDD's
244 payments do not cover all the costs.

245 Mr. Parisi stated the language provides for a minimum increase of 1.5%, with no
246 decrease; the increase is due to the CPI, which has been as high as 8% and is currently 3.7%.
247 Mr. Miller reiterated that the language does not provide for a decrease in the cost based on a
248 decline in inflation. Mr. Parisi stated that is correct, because employee wages do not decrease.
249 Mr. Miller believes The Foundation does not give automatic cost increases based on inflation.

250 Asked when the CPI last decreased, Mr. Parisi stated it fell from 7.8% last year to 3.7%
251 this year and The Foundation reduced the amount of the increase accordingly; the annual
252 increase never falls below 1.5%, so The Foundation can operate.

253 Mr. Pires discussed the comments and recommended revisions to the Agreement that
254 were previously provided to Mr. Parisi:

255 First "Whereas": Change "in the past, the District solicited proposals from various
256 vendors" to "the District, based upon the services previously provided, desires to retain the
257 contractors to pressure clean"

258 Fourth "Whereas": Add "and has" after "is knowledgeable to the current conditions"

259 Mr. Pires recalled the robust discussion of the compensation increase and stated that
260 Item 3(a)(vi) states that, notwithstanding anything, each year the base compensation increases
261 by not less than 1.5%. He noted that the verbiage relating to the date of commencement at the
262 beginning of Items 4 and 5 needs to be reconciled, as the current verbiage is contradictory, and
263 E-Verify language needs to be inserted. He will provide a redlined version. Mr. Miller stated he
264 will sign the revised version when he receives it.

265 Ms. Viegas stated she has not been able to view the agreement so she cannot vote in
266 support of it. When advised that she cannot abstain from the vote, Ms. Viegas stated she will
267 have to vote against it since she cannot vote for something she has not seen.

268 Mr. Pires stated the Agreement includes Mr. Rentzing's name. He suggested adding
269 language stating "the above contact information may be changed by written communication
270 from one party to the other." Mr. Miller asked for Mr. Rentzing's name to be changed to
271 "General Manager".

272 Discussion ensued regarding Ms. Viegas' vote against renewing the agreement.

273

274 **On MOTION by Ms. DiNardo and seconded by Mr. Miller, with Mr. Miller, Ms.**
275 **DiNardo, Mr. Nuzzo and Mr. Klug in favor and Ms. Viegas dissenting, the**
276 **Fiddler's Creek Foundation Inc., Pressure Cleaning Agreement, as amended,**
277 **was approved. [Motion passed 4-1]**

278

279

280 Mr. Parisi reported the following:

281 ➤ Championship Gatehouse: The gatehouse will open on October 13, 2023. Final
282 certifications are underway and an awning over the doorway will be installed. A notice to
283 residents and staff will be sent through The Foundation. While there have not been many
284 offenders, it is hazardous for vehicles to go through the gate despite the barricades.

285 ➤ Gym renovation: The interior designer has been hired and wallpaper selection is
286 underway; some equipment is delayed.

287 Mr. Miller stated, while it is not a CDD matter, he knows that many members are not
288 happy about delays with the gym renovation. Mr. Parisi stated in today's world it is not as easy
289 as it was before because of the need to contract with contractors. Costs are so high that
290 multiple bids and negotiations are needed, hiring and scheduling is more difficult, County
291 permitting and approval processes are difficult, etc. While there have not been issues with the
292 County per se, the County might reject a permit for a minor reason and that can cause a
293 month's delay. Asked who monitors and manages the progress, Mr. Parisi stated Mr. Rentzing is
294 involved in some regard, another staff member manages the interior designer, and Purchasing
295 Department staff work on the contracts. Mr. Miller noted this might be discussed further at the
296 financial meeting and he hopes, in the best interests of The Foundation, that this is being
297 monitored closely and effectively.

298 Mr. Rentzing stated Jeffrey, the new Facilities Manager, is very involved and on site
299 every day, and the staff is also helping with demolition. The boxes in the area are ceiling tiles,
300 not equipment, as Mr. Miller implied. As Mr. Parisi stated, the biggest challenge has been the
301 lead time for new equipment. Asked about the new rubber floor that will be installed in the
302 gym, Mr. Rentzing stated it will be installed in the gym and carpet will be installed outside of
303 the gym. Rubberized floor is easier to clean than carpet. Asked when the floors will be installed,
304 Mr. Rentzing stated some other work must be completed first. The projected completion date is
305 still October 20, 2023, if there are no delays with the equipment delivery. The shower area in
306 the locker rooms will be demolished, new floor and ceiling tiles will be installed, and the ceiling
307 fans are being replaced. Mr. Miller noted that the completion date is before the next meeting
308 on October 25 and warned that it will not be pleasant if the project is delayed. Mr. Rentzing
309 stated, if the completion date changes, he will communicate it to all.

310 ➤ Oyster Harbor and Dorado are still under construction. The last two homes on
311 Kumamoto are closing, and construction will move to Breton.

312 ➤ The Golf Clubhouse is on schedule for completion in January or February 2024. The roof
313 was installed and the grasswork and practice areas were completed.

314 ➤ Irrigation Construction Manager: Two candidates are under consideration. He will
315 consult with Mr. Cole and enter into a contract as an Independent Contractor retained by The
316 Foundation. Asked if these professionals are bondable, Mr. Parisi stated that is not needed for
317 the Irrigation Construction Manager, but a bond is needed for any contractor involved in the
318 actual design or construction.

319 Ms. Viegas asked Mr. Parisi if Mr. Cole provided the information needed to discuss
320 whether he will pay the bond renewal fees as discussed at the last meeting. Mr. Cole stated he
321 emailed the information regarding Aviamar Phase 5 Unit 2. He recalled the issue was having to
322 renew the bond every year due to the delay in completion of the sidewalks, which will not be
323 completed for several years, as each building is completed in Dorado. Mr. Parisi believes the
324 interest is a few hundred dollars and stated it would cost more to replace the sidewalk than to
325 pay the interest on the bond. Mr. Cole stated the agreement was that the CDD will not have to
326 continue renewing the bond since it is a Developer issue and a Developer project that dates
327 back to the 2005 construction bond. The CDD has been renewing the bond for many years, at a
328 cost of several thousand dollars per year.

329 Mr. Cole stated the CDD has been reimbursing the fees for the bond, which is in the
330 Developer's name, following a past discussion with Mr. Jonathan Walsh. Mr. Parisi stated the
331 CDD does not need to reimburse The Foundation for bond renewal fees any longer.

332

333 **SIXTH ORDER OF BUSINESS**

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

334

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336 Mr. Cole stated he distributed Draw #189 for approximately \$4,000 related to the 2005
337 bond, which is now the 2014-2 series bond which was primarily for work related to the
338 responses to the Florida Department of Transportation (FDOT) about the traffic signal. Grady
339 Minor also had charges related to the Phase 5 Unit 2 subdivision preliminary acceptance.

340

341 **On MOTION by Ms. DiNardo and seconded by Mr. Klug, with all in favor, Draw**
342 **#189, was approved.**

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345 Mr. Cole stated he also distributed an email summary concerning the traffic signal. More
346 comments were received from the FDOT, more phone calls occurred, and emails were sent
347 pleading for a resolution to this submittal so the project can proceed. On September 19, 2023,
348 Trebilcock responded to the last set of FDOT comments and made contact with a person at
349 FDOT who will help have the matter resolved. At the July 26, 2023 meeting, the cost was \$1.42
350 million. An update was sent to the contractor and the cost went down to \$1.28 million, mostly
351 due to the elimination of the conduit.

352 Mr. Cole stated he asked the FDOT to issue the Notice of Intent in order to obtain the
353 permit, which the FDOT promised to do weeks ago. FDOT will not issue the permit until the
354 performance bond is in place, but the CDD does not want to get the performance bond until the
355 permit is in place. He asked the Board to approve a not to exceed \$1.285 million amount,
356 contingent upon FDOT indicating its intent to issue the permit.

357

On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor, the American Infrastructure Services proposal, in a not-to-exceed amount of \$1.285 million, contingent upon FDOT indicating its intent to issue the permit, was approved.

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Mr. Cole stated the FDOT should have issued comments months ago. Mr. Miller expressed concern about the delay in receiving funds from Halvorsen. Mr. Klug noted that the CDD is at the mercy of the decision makers. Mr. Miller expressed concern that the changing amount might impact the litigation with CDD #1.

The permitting process and the chance of ongoing delays were discussed.

Mr. Cole stated the contractor cannot do anything to expedite the permitting process.

A. Discussion/Consideration of Sophistico Construction, Estimate No. 1047 for Pump House Roof

Mr. Cole presented Sophistico Construction Estimate No. 1047. The project has been subject to delays; however, the equipment is onsite, wrapped in tarps, and it is necessary to award the contract for demolition of the roof. He stated that Mrs. Adams prepared and sent the standard CDD contract to which Mr. Miller and Mr. Pires provided comments. He suggested the term of the contract be amended, as it states construction will begin on September 18,

377 2023, which already passed, and end 30 days later. He suggested the contract be approved for
378 “a period of 30 days commencing on issuance of the building permit”. He reviewed Mr. Pires’
379 changes and spoke with the contractor.

380 Mr. Klug asked if the Board will be asked to approve the contract today and voiced his
381 opinion that the CDD is falling into a bad habit of asking the Board to approve a contract they
382 have been unable to review in advance. Asked if all Board Members received a copy of the
383 contract, Mrs. Adams stated that it was not distributed to all Board Members because the
384 matter just arose in the last 24 hours, and she was waiting for revisions from Mr. Pires. Asked if
385 the matter should be tabled, Mr. Miller stated it cannot be tabled for a month because the
386 pumphouse would be without a roof. Mr. Klug asked that this not be repeated in the future, as
387 Board Members want the opportunity to review contracts in advance.

388 Asked if the contractor was made aware of the changes the CDD wants, Mr. Cole stated
389 the only change that involves the contractor is the time; he doubts the contractor will object to
390 changes in minor wording other than with the timing.

391 Ms. Viegas recalled a prior vote requiring contracts to be provided to the Board a week
392 in advance. Mr. Miller stated the requirement can be renewed.

393

394 **On MOTION by Ms. DiNardo and seconded by Mr. Miller, with all in favor,**
395 **Sophistico Construction, Estimate No. 1047 for Pump House Roof, as amended**
396 **with the modifications indicated, was approved.**

397

398

399 With regard to timing, Mr. Cole stated the equipment was delivered and Staff knew that
400 the permit for demolition would not be approved in time. The roof must be removed before the
401 equipment can be moved in. With the demolition contract proceeding, Staff hopes to receive
402 the permit next week, and it is hoped that the roof will be removed within the following few
403 weeks, after which, the equipment can be moved into the pumphouse. He understands, from
404 the contractor performing the work on the pumphouse system, that the pumphouse will be
405 able to operate fine without a roof, even in the rain. A building permit is also needed to replace
406 the trusses and the roof; he is getting an architect to finish his plans and a call is scheduled
407 today regarding a proposal for the roof. It is difficult to obtain proposals now because

408 contractors are so busy, and materials and manpower are very limited. Asked if that impacts
409 the pricing, Mr. Cole replied affirmatively.

410 Mr. Cole stated, in order to begin the project listed in Item 6B, Staff had the materials
411 delivered and stored at the pumphouse site because the factory would not store them because
412 they do not have room. The materials were delivered, and the original plan was to move it into
413 the pumphouse; however, now a crane will need to be rented.

414 **B. Consideration of Metro Pumping Systems, Inc., Estimate #R93474 to Hire Crane for**
415 **Loading of Pump Station**

416 Mr. Miller noted that Metro Pumping Systems (Metro PSI) cannot perform its work until
417 Sophistico does its work first. Mr. Cole stated that is correct and noted that the \$9,800 estimate
418 is to have a crane load the equipment into the building after the roof is removed.

419

420 **On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor, Metro**
421 **Pumping Systems, Inc., Estimate #R93474 to Hire Crane for Loading of Pump**
422 **Station, in the amount of \$9,800, was approved.**

423

424

425 Mrs. Adams stated she will create the Change Order to the existing contract.

426 Mr. Cole noted the full Metro PSI contract totals \$740,000.

427 Asked about the architect working on the roof, Mr. Cole stated the final drawings for
428 electrical should have been received weeks ago; his understanding is that it is the fault of a
429 subcontractor.

430 Ms. Viegas asked if these costs are part of the original budget and if the expense is being
431 shared with CDD #1. Mr. Cole replied affirmatively.

432 Mr. Cole reported the following:

433 ➤ Amador Swale: A contractor is trimming the ficus. The work should be completed this
434 week, weather permitting, and then Juniper can begin swale modifications. He met with Juniper
435 a few weeks ago and they are ready to begin once the ficus is trimmed.

436 ➤ This week, Timo Brothers will repair walkway pavers in Veneta near the fountain.

437 Mr. Miller noted that no water is spouting from the front of the Veneta fountain. Mrs.
438 Adams stated that will be addressed in her report.

439 ➤ A missing fence panel was replaced the next day, thanks to Coastal Concrete Products
440 and Mr. Barrow's crew.

441 ➤ Mr. Cole checked with Mr. Mark Minor regarding Aviamar pedestrian crossing signs
442 added during the final County inspection for Phase 5 Unit 2. The signs were added because they
443 should have been on the plan. He is aware of a couple of other pedestrian crossing signs
444 needed in Veneta, west of Museo Drive. Numerous signs were added in Phase 5 Unit 2 with the
445 typical \$200 steel post sign instead of the expensive decorative ones. There are over 20 such
446 unaesthetic signposts in the community.

447 Ms. Viegas noted that there are signs in those locations that passed the County
448 permitting process. Mr. Miller does not think the Board will approve replacing those 20 signs.

449 Mr. Cole stated he is aware of at least four standard signs needed at non-signed
450 crossings, one of which is in Veneta, and asked the Board to approve a not-to-exceed amount
451 of \$2,000. Asked about the consequence of not installing signs, Mr. Cole stated liability exists.
452 Mr. Pires agreed and discussed a lawsuit that occurred in Lee County.

453 Mr. Klug suggested tabling this matter to next month, when a plan and specific locations
454 can be provided.

455 Following discussion of sign aesthetics and cost considerations, Mr. Parisi stated the
456 Design Review Committee (DRC) must review signs.

457 Mrs. Adams noted that there are numerous temporary signs to address hazards.

458 Ms. Viegas asked for clarification regarding who installed the signs that were installed
459 when the County identified signs that were not on the plan, and if they are temporary signs or
460 DRC-approved permanent signs. Mr. Cole stated the Developer installed those signs for Phase 5
461 Unit 2. He was not informed in advance and, when a question arose at a meeting, he checked
462 and found 10 to 12 such signs. Mr. Parisi asked to be informed of which signs and stated, if they
463 are temporary, they will be replaced. Mr. Cole will provide the information. Mr. Miller noted
464 that the DRC has high aesthetic standards. Ms. DiNardo asked if the CDD is required to maintain
465 the standards with decorative signs in the future. Mr. Klug asked who would bear the cost if the
466 Developer installed cheap signs and the DRC wants the signs upgraded.

467 Mr. Parisi asked for specifics about the signs being discussed. Mr. Cole stated, on
468 Dorado Lane, every crossing to the east has a “Pedestrian Crossing” sign on each side of the
469 street. Mr. Parisi noted that there are crosswalk lines in the street in those areas.

470 Mr. Cole was asked to email the information about the signs to Mr. Parisi before the
471 next meeting. Mrs. Adams asked for it to be sent seven days before the meeting.

472

**On MOTION by Ms. Viegas and seconded by Ms. DiNardo, with all in favor,
473 requiring all contracts for Board consideration to be submitted and provided to
474 the Board at least one week in advance of the meeting date, was approved.
475**

476

477

SEVENTH ORDER OF BUSINESS

**Ratification of Fiddler’s Creek Foundation,
478 Inc., Irrigation Maintenance Service
479 Agreement
480**

481

482 This item was discussed following the Fourth Order of Business. No vote was taken.

483

EIGHTH ORDER OF BUSINESS

**Continued Discussion/Consideration of
484 Proposals for Street Light Posts and
485 Signpost Painting Projects
486**

487

488 This item was deferred to the next meeting.

489

NINTH ORDER OF BUSINESS

**Consideration of Proposals for CDD
490 Insurance
491**

492

493 This item was deferred to the next meeting.

494

TENTH ORDER OF BUSINESS

**Discussion/ Update: Operating Funds
495 Investment Options
496**

497

498 Mr. Adams presented proposals from Bank United, FineMark Bank and Synovus. He
499 noted the following:

- 500 ➤ All three banks are Qualified Public Depositories and collateralize all deposits with cash.
- 501 ➤ Each bank has a fallback with FDIC insurance up to \$250,000. Bank United is further
- 502 insured up to \$150 million.

503 ➤ Bank United and Synovus rates are both tied to the Federal Funds Rate.
504 ➤ Synovus is tiered and the interest rate decreases if the deposited amount goes below
505 \$500,000.

506 ➤ Bank United's rates are not tiered.

507 Mr. Adams noted that some other clients have not been happy with FineMark and
508 discussed the reasons. He stated the recommendation is to select Bank United.

509 Mr. Klug motioned to engage Bank United.

510 Mr. Miller stated he has additional questions about what private coverage Bank United
511 has in addition to FDIC coverage. Mr. Adams stated he misspoke; it is the diversification of the
512 portfolio that offers the \$150 million backing.

513 Ms. Viegas raised several issues with Bank United. She stated Bank United does not have
514 private insurance. They open multiple accounts of \$250,000 at different FDIC insured banks to
515 get the \$250,000 FDIC insurance at each. She noted that Bank United limits the number of
516 monthly withdrawals.

517 Ms. Viegas asked for the lowest amount the CDD would have in the account to eliminate
518 the tier issue and stated her belief that the CDD generally has at least \$1 million or more. Mr.
519 Adams replied affirmatively. Ms. Viegas noted that means the tiering does not matter, and that
520 Synovus pays a better rate.

521 Longevity, assets under management, and experience with each bank were discussed.

522 Mr. Klug withdrew his motion.

523

524 **On MOTION by Ms. Viegas and seconded by Mr. Miller, with all in favor,**
525 **establishing an account with Synovus Bank, was approved.**

526

527

528 **ELEVENTH ORDER OF BUSINESS**

**Acceptance of Unaudited Financial
Statements as of August 31, 2023**

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530

531 Ms. Viegas asked what the "Other contractual-irrigation manager" line-item credit is
532 related to. Mrs. Adams stated it was related to the miscoding of invoices.

533

On MOTION by Ms. Viegas and seconded by Mr. Miller, with all in favor, the Unaudited Financial Statements as of August 31, 2023, were accepted.

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TWELFTH ORDER OF BUSINESS

Approval of August 23, 2023 Public Hearing and Regular Meeting Minutes

The following changes were made to the August 23, 2023 Public Hearing and Regular Meeting Minutes.

Line 50: Change “finds” to “funds”

Line 323: Insert “Amendments to the Assessment Roll; Providing a Severability Clause; and Providing an Effective Date” after “Providing for”

On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor, the August 23, 2023 Public Hearing and Regular Meeting Minutes, as amended, were approved.

Ms. Viegas asked Mr. Adams about a reference to a schedule he was to supply, as noted in the minutes. Mr. Adams stated it was addressed, so there was no need to supply a schedule.

THIRTEENTH ORDER OF BUSINESS

Action/ Agenda or Completed Items

This item was presented following the Fourteenth Order of Business.

FOURTEENTH ORDER OF BUSINESS

Staff Reports

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

Mr. Pires stated he will prepare and send the demand letter to SOLitude before the next meeting.

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

- **NEXT MEETING DATE: October 25, 2023 at 10:00 AM**
 - **QUORUM CHECK**

All Supervisors confirmed their attendance at the October 25, 2023 meeting.

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

569 Mrs. Adams stated the Operations Report was emailed to the Board. She noted the
570 following:

- 571 ➤ Superior Waterway Services will provide a report about its cleanup efforts at the next
572 meeting.
- 573 ➤ The Veneta Fountain pump and motor should be received today and installed on Friday.
- 574 ➤ The Veneta bench is due to be delivered on October 9, 2023.
- 575 ➤ Lykins-Signtek will provide an update regarding street sign repairs next month.
- 576 ➤ The matter of insurance claims related to the fountain is concluded.

577 Ms. Viegas asked if the information related to the bond and payoff amounts will be
578 added to the CDD website. Mr. Adams stated an email address will be posted and a link will be
579 provided.

580 Ms. Viegas asked if Mr. Adams delivered the message to CDD #1 that CDD #2 is not
581 interested in merging and what CDD #1’s reaction was to the decision. Mr. Adams stated he
582 delivered the message and CDD #1 was disappointed.

583 ▪ **Action/ Agenda or Completed Items**

584 This item, previously the Thirteenth Order of Business, was presented out of order.
585 Items 12, 13, 14, 15, 16 and 18 were completed.

586

587 **FIFTEENTH ORDER OF BUSINESS**

Adjournment

588

589

590 **On MOTION by Ms. DiNardo and seconded by Ms. Viegas, with all in favor, the**
591 **meeting adjourned at 11:54 a.m.**

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[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

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Secretary/Assistant Secretary

Chair/Vice Chair

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2**

**ACTION/AGENDA
ITEMS**

FIDDLER'S CREEK CDD #2

#	MTG DATE ADDED TO LIST	ACTION/ AGENDA Or BOTH	ACTION/AGENDA or COMPLETED ITEM	ONGOING	POSSIBLY COMPLETED BEFORE NEXT MTG	COMPLETED	MTG DATE MOVED TO COMPLETED
1	08.25.21	ACTION	Staff: RE: Assessment increase: Mailed Notice & public notices should be an agenda item for Board review & editing prior to mailing.	X			
2	12.14.22	ACTION	Mr. Cole: FU on mtg w/ Grady Minor re: Punch list completion so CDD can stop paying bond renewals. 1.25.23 : Punch list items in progress.	X	X		
3	01.25.23	BOTH	Mr. Cole: Reconvene irrigation team to discuss irrigation system installation update.	X			
4	03.22.23	ACTION	Mr. Pires: Discuss deed language with Mr. Miller.	X			
5	03.22.23	ACTION	Mr. Cole: Inspect location in Museo that might need a geotube repair for lake bank erosion.	X	X		
6	05.31.23	ACTION	Auditor: Provide DRAFT AUDIT for early review in 2024	X			
7	06.28.23	ACTION	Mr. Cole: Ask Grady Minor why approx 30 locations of Pedestrian crossings that need signs were on the plan. Ascertain if Manual on Uniform Traffic Control Devices (MUTCD) requires signs. Mr. Pires: Advise Board if the CDD has liability.	X			
8	07.26.23	ACTION	Mrs. Adams: Obtain costs for the next phase of painting streetlights. 08.23.23 : Mrs. Adams to request additional proposals.	X			
9	07.26.23	ACTION	Mr. Hennessey: Ask that the street cleaner address roadway oil stains.	X			
10	08.23.23	ACTION	Mr. Pires: Submit a formal demand to SOLitude for cleanup costs.	X			
11	09.27.23	ACTION	Mr. Benet: Submit licenses and certifications to the CDD	X			
12	09.27.23	ACTION	Mr. Parisi: Amend Irrigation Maintenance Service Agreement, including replacing Mr. Albeit's name with "General Manager".	X			
13	09.27.23	ACTION	Mr. Pires: Provide redline version of Pressure Washing Agreement.	X			
14	09.27.23	ACTION	Mrs. Adams: create a Change Order to the existing Metro PSI contract.	X			
15	09.27.23	ACTION	Mr. Cole: Email Mr. Parisi the information regarding the signs one week in advance of the next meeting.	X			
16	09.27.23	ACTION	Staff: All contracts to be submitted for Board approval at least one week in advance.	X			
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18							
19							

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2**

**STAFF
REPORTS**

FIDDLER’S CREEK COMMUNITY DEVELOPMENT DISTRICT #2		
BOARD OF SUPERVISORS FISCAL YEAR 2023/2024 MEETING SCHEDULE		
LOCATION		
<i>Fiddler’s Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114</i>		
DATE	POTENTIAL DISCUSSION/FOCUS	TIME
October 25, 2023	Regular Meeting	10:00 AM
November 8, 2023*	Regular Meeting	10:00 AM
December 13, 2023*	Regular Meeting	10:00 AM
January 24, 2024	Regular Meeting	10:00 AM
February 28, 2024	Regular Meeting	10:00 AM
March 27, 2024	Regular Meeting	10:00 AM
April 24, 2024	Regular Meeting	10:00 AM
May 22, 2024	Regular Meeting	10:00 AM
June 26, 2024	Regular Meeting	10:00 AM
July 24, 2024	Regular Meeting	10:00 AM
August 28, 2024	Public Hearing & Regular Meeting	10:00 AM
September 25, 2024	Regular Meeting	10:00 AM

***Exceptions**

*November meeting date is two weeks earlier to accommodate the Thanksgiving holiday.
December meeting date is two weeks earlier to accommodate the Christmas holiday.*