

FIDDLER'S CREEK

COMMUNITY DEVELOPMENT

DISTRICT #2

July 28, 2021

BOARD OF SUPERVISORS

REGULAR MEETING

AGENDA

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

July 21, 2021

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 July 28, 2021 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. Continued Discussion: Status of Line of Credit for Impending Hurricane Season
 - Bond Call Dates/Possible Refinancing Opportunities
4. Continued Discussion: Fiscal Year 2022 Proposed Budget
5. Health, Safety and Environment Report
 - Irrigation and Pressure Washing Efforts – Todd Lutz
 - Security and Safety Update – Dan Frechette
6. Developer's Report/Update
7. Engineer's Report: *Hole Montes, Inc.*
8. Acceptance of Unaudited Financial Statements as of June 30, 2021
9. Approval of Minutes
 - A. April 28, 2021 Regular Meeting
 - B. June 23, 2021 Regular Meeting
10. Public Comments
11. Staff Reports

- A. District Counsel: *Woodward, Pires and Lombardo, P.A.*
 - I. Update: Letter to Taylor Morrison Regarding Hedge Removal and Berm
 - II. Discussion: Memorandum Regarding Chapter 2021-194, Laws of Florida [2021 Legislation; CS/CS/CS/HB 53]; Requirements to Prepare and Submit: 1. Wastewater Management Needs Analysis; and 2. Stormwater Management Needs Analysis
 - III. Update: Meeting with Halvorsen Regarding Traffic Signal Contribution

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

- NEXT MEETING DATE: August 25, 2021 at 10:00 A.M. {Adoption of FY 2022 Proposed Budget}
 - QUORUM CHECK

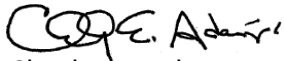
Victoria DiNardo	<input type="checkbox"/> IN PERSON	<input type="checkbox"/> PHONE	<input type="checkbox"/> NO
Elliot Miller	<input type="checkbox"/> IN PERSON	<input type="checkbox"/> PHONE	<input type="checkbox"/> NO
Linda Viegas	<input type="checkbox"/> IN PERSON	<input type="checkbox"/> PHONE	<input type="checkbox"/> NO
John P. Nuzzo	<input type="checkbox"/> IN PERSON	<input type="checkbox"/> PHONE	<input type="checkbox"/> NO
Bill Klug	<input type="checkbox"/> IN PERSON	<input type="checkbox"/> PHONE	<input type="checkbox"/> NO

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

- 12. Supervisors' Requests
- 13. 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
CONFERENCE ID: 8593810#

FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2

4

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
PROPOSED BUDGET
FISCAL YEAR 2022**

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
TABLE OF CONTENTS**

Description	Page Number(s)
General Fund Budget	1 - 2
Definitions of General Fund Expenditures	3 - 6
Debt Service Fund Budget - Series 2004 Bonds	7
Debt Service - Series 2004 Bonds - Debt Service Schedule	8
Debt Service Fund Budget - Series 2014-1A Bonds (exchanged Series 2004)	9
Debt Service - Series 2014-1A Bonds - Debt Service Schedule	10
Debt Service Fund Budget - Series 2014-1B Bonds (exchanged Series 2004)	11
Debt Service - Series 2014-1B Bonds - Debt Service Schedule	12
Debt Service Fund Budget - Series 2005 Bonds	13
Debt Service - Series 2005 Bonds - Debt Service Schedule	14
Debt Service Fund Budget - Series 2014-2A Bonds (exchanged Series 2005)	15
Debt Service - Series 2014-2A Bonds - Debt Service Schedule	16
Debt Service Fund Budget - Series 2014-2B Bonds (exchanged Series 2005)	17
Debt Service - Series 2014-2B Bonds - Debt Service Schedule	18
Debt Service Fund Budget - Series 2014-3 Bonds (exchanged Series 2005)	19
Debt Service - Series 2014-3 Bonds - Debt Service Schedule	20
Debt Service Fund Budget - Series 2015A-1 Bonds	21
Debt Service - Series 2015A-1 Bonds - Debt Service Schedule	22
Debt Service Fund Budget - Series 2015A-2 Bonds	23
Debt Service - Series 2015A-2 Bonds - Debt Service Schedule	24
Debt Service Fund Budget - Series 2015B Bonds	25
Debt Service - Series 2015B Bonds - Debt Service Schedule	26
Debt Service Fund Budget - Series 2019 Bonds	27
Debt Service - Series 2019 Bonds - Debt Service Schedule	28
Assessment Summary	29-32

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
GENERAL FUND BUDGET
FISCAL YEAR 2022**

	Fiscal Year 2021				Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	Total Actual & Projected	
REVENUES					
Assessment levy - gross	\$ 2,111,542				\$ 2,380,508
Allowable discounts (4%)	(84,462)				(95,220)
Assessment levy - net	2,027,080	\$ 1,985,301	\$ 41,779	\$ 2,027,080	2,285,288
Assessment levy: off-roll	80,731	40,366	40,365	80,731	91,319
Interest & miscellaneous	7,500	13,980	-	13,980	7,500
Total revenues	2,115,311	2,039,647	82,144	2,121,791	2,384,107
EXPENDITURES					
Professional & administration					
Supervisors' fees	14,369	6,244	8,125	14,369	14,369
Management	84,662	42,330	42,332	84,662	84,662
Assessment roll preparation	22,500	22,500	-	22,500	22,500
Audit	16,500	10,550	5,950	16,500	16,500
Legal - general	25,000	5,366	19,634	25,000	25,000
Engineering	40,000	23,207	20,000	43,207	50,000
Telephone	313	156	157	313	324
Postage	2,000	835	1,165	2,000	2,000
Insurance	10,509	17,704	-	17,704	13,000
Printing and binding	595	298	297	595	595
Legal advertising	2,000	-	1,000	1,000	2,000
Office supplies and expenses	750	-	750	750	750
Annual district filing fee	175	175	-	175	175
Trustee	25,500	31,500	-	31,500	31,500
Arbitrage rebate calculation	8,000	3,500	4,500	8,000	8,000
ADA website compliance	900	210	690	900	900
Contingency	10,000	450	5,000	5,450	10,000
Total professional & Administration	263,773	165,025	109,600	274,625	282,275
Field management					
Field management services	11,424	5,712	5,712	11,424	11,424
Total field management	11,424	5,712	5,712	11,424	11,424
Water management					
Other contractual	147,494	56,319	91,175	147,494	117,455
Fountains	145,000	95,715	60,000	155,715	165,500
Total water management	292,494	152,034	151,175	303,209	282,955
Street lighting services					
Contractual services	20,000	4,049	15,951	20,000	15,000
Electricity	16,000	3,102	6,000	9,102	10,000
Capital outlay	10,000	-	5,000	5,000	10,000
Miscellaneous (including Insurance)	1,000	-	1,000	1,000	10,000
Total street lighting	47,000	7,151	27,951	35,102	45,000

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
GENERAL FUND BUDGET
FISCAL YEAR 2022**

	Fiscal Year 2021			Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	
Landscaping services				
Other contractual	1,059,000	378,332	680,668	1,059,000
Other contractual- mosquito spraying	23,000	10,326	20,000	45,000
Improvements and renovations	75,000	16,910	58,090	75,000
Contingencies	5,000	-	5,000	5,000
Total landscaping services	<u>1,162,000</u>	<u>405,568</u>	<u>763,758</u>	<u>1,169,326</u>
Roadway services				
Contractual services (street sweeping)	5,000	1,710	3,290	5,000
Roadway maintenance	75,000	130,637	-	130,637
Roadway capital outlay	-	-	-	35,000
Total roadway services	<u>80,000</u>	<u>132,347</u>	<u>3,290</u>	<u>135,637</u>
Irrigation supply services				
Controller repairs and maintenance	2,000	602	1,398	2,000
Other contractual- irrigation manager	50,000	12,500	37,500	50,000
Supply system	132,716	50,444	82,272	303,135
Total irrigation supply services	<u>184,716</u>	<u>63,546</u>	<u>121,170</u>	<u>355,135</u>
Other fees and charges				
Property appraiser	31,673	-	31,673	35,708
Tax collector	42,231	33,951	8,280	47,610
Total other fees and charges	<u>73,904</u>	<u>33,951</u>	<u>39,953</u>	<u>83,318</u>
Total expenditures	<u>2,115,311</u>	<u>965,334</u>	<u>1,222,609</u>	<u>2,187,943</u>
Excess/(deficiency) of revenues over/(under) expenditures	-	1,074,313	(1,140,465)	(66,152)
Fund balance - beginning (unaudited)	1,044,066	1,345,356	2,419,669	1,279,204
Fund balance - ending (projected)	<u>\$ 1,044,066</u>	<u>\$ 2,419,669</u>	<u>\$ 1,279,204</u>	<u>\$ 1,279,204</u>

	Assessment Summary			
	ERU's	FY 21 Assessment	FY 22 Assessment	Total Revenue
On-Roll: other	1,495	1,407.69	1,592.31	2,380,508
Off-Roll: Developer	62	1,302.12	1,472.89	91,319
	<u>1,557</u>			<u>2,471,827</u>

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEFINITIONS OF GENERAL FUND EXPENDITURES**

EXPENDITURES

Professional & administration

Supervisors' fees	\$ 14,369
Statutory set at \$200 (plus applicable taxes) for each meeting of the Board of Supervisors not to exceed \$4,800 for each fiscal year. The District anticipates meeting 12 times.	
Management	84,662
Wrathell, Hunt and Associates, LLC specializes in managing community development districts in the State of Florida by combining the knowledge, skills and experiences of a team of professionals to ensure compliance with all governmental requirements of the District, develop financing programs, administer the issuance of tax exempt bond financings, and finally operate and maintain the assets of the community.	
Assessment roll preparation	22,500
Includes preparing, maintaining and transmitting the annual lien roll with annual special assessment amounts for capital and operating and maintenance assessments. Pursuant to an agreement with the District, AJC Associates, Inc., currently provides this service.	
Audit	16,500
The District is required to annually undertake an independent examination of its books, records and accounting procedures. This audit is conducted pursuant to Florida State Law and the Rules of the Auditor General.	
Legal - general	25,000
Woodward, Pires & Lombardo, P.A., provides on-going general counsel and legal representation. These lawyers are confronted with issues relating to public finance, public bidding, rulemaking, open meetings, public records, real property dedications, conveyances and contracts. In this capacity, they provide service as "local government lawyers," realizing that this type of local government is very limited in its scope - providing infrastructure and services to development.	
Engineering	50,000
Hole Montes, Inc., provides a broad array of engineering, consulting and construction services to the Districts, which assists in crafting solutions with sustainability for the long term interest of the community - recognizing the needs of government, the environment and maintenance of the District's facilities. Also covers the costs of Passarella and Associates for ongoing GIS services and updates.	
Telephone	324
Telephone and fax machine.	
Postage	2,000
Mailing of agenda packages, overnight deliveries, correspondence, etc.	
Insurance	13,000
The District carries public officials liability and general liability insurance. The limit of liability for this coverage is set at \$1,000,000 for general liability (\$2,000,000 general aggregate) and \$1,000,000 for public officials liability limit.	
Printing and binding	595
Letterhead, envelopes, copies, etc.	
Legal advertising	2,000
The District advertises in the Naples Daily News for monthly meetings, special meetings, public hearings, bidding, etc.	
Office supplies and expenses	750
Accounting and administrative supplies.	

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEFINITIONS OF GENERAL FUND EXPENDITURES**

EXPENDITURES (continued)

Annual district filing fee		175
	Annual fee paid to the Florida Department of Community Affairs.	
Trustee		31,500
	Annual fee paid to Wilmington Trust for the services provided as trustee, paying agent and registrar.	
Arbitrage rebate calculation		8,000
	To ensure the District's compliance with tax regulations, annual computations are necessary to calculate the arbitrage rebate liability.	
ADA website compliance		900
Contingency		10,000
	Miscellaneous, automated AP routing unforeseen costs incurred throughout the year.	
Field management		
Field management services		11,424
	The field manager is responsible for the day-to-day field operations. These responsibilities include preparing and bidding of services and commodities, contract administration, hiring and maintaining qualified personnel, preparation and implementation of operating schedules and policies, ensuring compliance with operating permits, preparing field budgets, being a resource regarding District programs and attending Board meetings.	
Water management		
Other contractual		117,455
	The District has a contract with SOLitude Lake Management, Inc, for monthly service within the lake and wetland areas. Also the District will continue to participate in the financial cost of maintaining the 310 acre Belle Meade Preserve. This expense will be shared with CDD #1 at the same cost sharing ratio as used for irrigation supply services.	
	Lake Maintenance	65,000
	Lake bank repairs	30,000
	Belle Meade	22,455
	Total	117,455
Fountains		165,500
	These expenditures are for the decorative fountains at the entrance to Veneta, Aviamar and Oyster Harbor.	
	Utilities (Electric/Water)	60,000
	Maintenance	92,500
	Insurance	13,000
	Total	165,500
Street lighting services		
Contractual services		15,000
	The District utilizes a licensed electrician for street light, signage and landscape lighting repairs.	
Electricity		10,000
	The District is charged on a monthly basis per street light for electric service.	
Capital outlay		10,000
	Allows for miscellaneous capital expenses for the streetlighting systems.	
Miscellaneous (including Insurance)		10,000
	Covers insurance premium associated with streetlights and any unforeseen costs.	

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEFINITIONS OF GENERAL FUND EXPENDITURES**

EXPENDITURES (continued)

Landscaping services

Other contractual		1,059,000
-------------------	--	-----------

This District contracts with two outside companies to maintain the District common areas and right-of-ways. The District anticipates additional areas to come on line during the upcoming fiscal year within the Oyster Harbor neighborhood. The contract provides for equipment, labor and materials. Costs also include mulching and on-call services.

Maintenance contracts	984,000	
Mulch	75,000	

Other Contractual- Mosquito Spraying		45,000
--------------------------------------	--	--------

The District engages a licensed and qualified contractor for mosquito spraying each summer. The program calls for every week spraying typically starting in early May and ending in mid to late September.

Improvements and renovations		75,000
------------------------------	--	--------

Provides for the replacement and renovation of landscape material and irrigation systems.

Contingencies		5,000
---------------	--	-------

Covers any unforeseen costs.

Roadway services

Contractual services (street sweeping)		5,000
--	--	-------

The District utilizes the services of a qualified contractor for street sweeping, once a month.

Roadway maintenance		100,000
---------------------	--	---------

Includes \$50k for repairs and \$50k for pressure washing through the agreement with the Foundation.

Roadway capital outlay		35,000
------------------------	--	--------

For fiscal year 2022, it is anticipated that the traffic signal will be installed at US 41 and Sandpiper Dr. The District's portion of the costs, per the interlocal agreement, is \$350K. The budget includes an anticipation of offsets to the CDD costs of \$200k from Halvorsen and \$115k from the CDD construction fund.

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEFINITIONS OF GENERAL FUND EXPENDITURES**

EXPENDITURES (continued)

Irrigation supply services

Controller repairs and maintenance	2,000
The District maintains its common areas and right of ways irrigation controllers which includes electricity and occasional repairs and updates.	
Other contractual- irrigation manager	50,000
The District has entered into an agreement with the Foundation for irrigation management services which will include but not be limited to managing and monitoring the District's irrigation central controller system, satellites and transmission lines as well as monitoring and reporting sprinkler system leaks and other observable deficiencies. This cost represents CDD #2's portion as this service is shared with CDD #1.	
Supply system	303,135
The District will maintain the community's irrigation pumping facility. This includes the well pumps, irrigation supply pumps and transmission lines. These costs are shared with Fiddler's Creek CDD #1 based upon units. The cost-sharing percentages are as follows:	

Summary of Expenditures for Supply System			
Units			
Fiddler's Creek #1	55%		
Fiddler's Creek #2	45%		
Total	100%		
	Fiddler's #1	Fiddler's #2	Total
Electricity	44,073	35,927	80,000
Repairs and Maintenance	49,582	40,418	90,000
Contractual Service	38,564	31,436	70,000
Capital -pump overhaul (split over 2 years), pmpmse roof, hatches, valves, distr. line replace	231,382	188,618	420,000
Insurance	8,264	6,736	15,000
Total	371,865	303,135	675,000

Other fees and charges

Property appraiser	
The property appraiser charges 1.5% of the assessment levy.	
	35,708
Tax collector	
The tax collector charges 2% of the assessment levy.	
	47,610
Total expenditures	

\$ 2,384,107

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2004 BONDS
FISCAL YEAR 2022**

	Fiscal Year 2021			Total Actual & Projected	Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21		
REVENUES					
Assessment levy: on-roll - gross	\$ 35,000				\$ 35,000
Allowable discounts (4%)	(1,400)				(1,400)
Assessment levy: on-roll - net	33,600	\$ 32,886	\$ 714	\$ 33,600	33,600
Interest	-	8	-	8	-
Total revenues	33,600	32,894	714	33,608	33,600
EXPENDITURES					
Debt service					
Principal	5,000	-	5,000	5,000	10,000
Interest	16,538	8,269	8,269	16,538	16,200
Total debt service	21,538	8,269	13,269	21,538	26,200
Other fees & charges					
Property appraiser	525	-	525	525	525
Tax collector	700	562	138	700	700
Total other fees & charges	1,225	562	663	1,225	1,225
Total expenditures	22,763	8,831	13,932	22,763	27,425
Excess/(deficiency) of revenues over/(under) expenditures	10,837	24,063	(13,218)	10,845	6,175
Beginning fund balance (unaudited)	154,380	145,945	170,008	145,945	156,790
Ending fund balance (projected)	\$165,217	\$170,008	\$156,790	\$ 156,790	162,965
Use of fund balance					
Debt service reserve account balance (required)					(50,000)
Interest expense - On-roll - November 1, 2022					(7,763)
Projected fund balance surplus/(deficit) as of September 30, 2022					\$ 105,202

Fiddler's Creek # 2
Community Development District
Series 2004 Remaining

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021	-	-	8,100.00	8,100.00
05/01/2022	10,000.00	6.750%	8,100.00	18,100.00
11/01/2022	-	-	7,762.50	7,762.50
05/01/2023	10,000.00	6.750%	7,762.50	17,762.50
11/01/2023	-	-	7,425.00	7,425.00
05/01/2024	10,000.00	6.750%	7,425.00	17,425.00
11/01/2024	-	-	7,087.50	7,087.50
05/01/2025	5,000.00	6.750%	7,087.50	12,087.50
11/01/2025	-	-	6,918.75	6,918.75
05/01/2026	15,000.00	6.750%	6,918.75	21,918.75
11/01/2026	-	-	6,412.50	6,412.50
05/01/2027	15,000.00	6.750%	6,412.50	21,412.50
11/01/2027	-	-	5,906.25	5,906.25
05/01/2028	10,000.00	6.750%	5,906.25	15,906.25
11/01/2028	-	-	5,568.75	5,568.75
05/01/2029	15,000.00	6.750%	5,568.75	20,568.75
11/01/2029	-	-	5,062.50	5,062.50
05/01/2030	20,000.00	6.750%	5,062.50	25,062.50
11/01/2030	-	-	4,387.50	4,387.50
05/01/2031	15,000.00	6.750%	4,387.50	19,387.50
11/01/2031	-	-	3,881.25	3,881.25
05/01/2032	15,000.00	6.750%	3,881.25	18,881.25
11/01/2032	-	-	3,375.00	3,375.00
05/01/2033	20,000.00	6.750%	3,375.00	23,375.00
11/01/2033	-	-	2,700.00	2,700.00
05/01/2034	15,000.00	6.750%	2,700.00	17,700.00
11/01/2034	-	-	2,193.75	2,193.75
05/01/2035	25,000.00	6.750%	2,193.75	27,193.75
11/01/2035	-	-	1,350.00	1,350.00
05/01/2036	20,000.00	6.750%	1,350.00	21,350.00

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2014 - 1A
EXCHANGED SERIES 2004 AND BIFURCATED SERIES 2014-1
FISCAL YEAR 2022**

	Fiscal Year 2021				Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	Total Actual & Projected	
REVENUES					
Assessment levy: off-roll	\$ 277,650	\$ 93,824	\$ 183,826	\$ 277,650	\$ 276,575
Total revenues & proceeds	<u>277,650</u>	<u>93,824</u>	<u>183,826</u>	<u>277,650</u>	<u>276,575</u>
EXPENDITURES					
Debt service					
Principal	\$90,000	-	90,000	90,000	\$95,000
Interest	187,650	93,825	93,825	187,650	181,575
Total expenditures	<u>277,650</u>	<u>93,825</u>	<u>183,825</u>	<u>277,650</u>	<u>276,575</u>
Excess/(deficiency) of revenues over/(under) expenditures	-	(1)	1	-	-
Beginning fund balance (unaudited)	131,581	228	227	228	228
Ending fund balance (projected)	<u>\$131,581</u>	<u>\$ 227</u>	<u>\$ 228</u>	<u>\$ 228</u>	<u>228</u>
Use of fund balance:					
Debt service reserve account balance					-
Interest expense - November 1, 2022					(87,581)
Projected fund balance surplus/(deficit) as of September 30, 2022					<u>\$ (87,353)</u>

Fiddler's Creek # 2

Community Development District

Special Assessment Bonds, Series 2014 - 1A

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021		-	90,787.50	90,787.50
05/01/2022	\$95,000	6.750%	90,787.50	185,787.50
11/01/2022		-	87,581.25	87,581.25
05/01/2023	\$105,000	6.750%	87,581.25	192,581.25
11/01/2023		-	84,037.50	84,037.50
05/01/2024	\$110,000	6.750%	84,037.50	194,037.50
11/01/2024		-	80,325.00	80,325.00
05/01/2025	\$120,000	6.750%	80,325.00	200,325.00
11/01/2025		-	76,275.00	76,275.00
05/01/2026	\$125,000	6.750%	76,275.00	201,275.00
11/01/2026		-	72,056.25	72,056.25
05/01/2027	\$135,000	6.750%	72,056.25	207,056.25
11/01/2027		-	67,500.00	67,500.00
05/01/2028	\$145,000	6.750%	67,500.00	212,500.00
11/01/2028		-	62,606.25	62,606.25
05/01/2029	\$155,000	6.750%	62,606.25	217,606.25
11/01/2029		-	57,375.00	57,375.00
05/01/2030	\$165,000	6.750%	57,375.00	222,375.00
11/01/2030		-	51,806.25	51,806.25
05/01/2031	\$175,000	6.750%	51,806.25	226,806.25
11/01/2031		-	45,900.00	45,900.00
05/01/2032	\$190,000	6.750%	45,900.00	235,900.00
11/01/2032		-	39,487.50	39,487.50
05/01/2033	\$205,000	6.750%	39,487.50	244,487.50
11/01/2033		-	32,568.75	32,568.75
05/01/2034	\$215,000	6.750%	32,568.75	247,568.75
11/01/2034		-	25,312.50	25,312.50
05/01/2035	\$235,000	6.750%	25,312.50	260,312.50
11/01/2035		-	17,381.25	17,381.25
05/01/2036	\$250,000	6.750%	17,381.25	267,381.25
11/01/2036		-	8,943.75	8,943.75
05/01/2037	\$265,000	6.750%	8,943.75	273,943.75
Total	2,690,000.00		1,799,887.50	4,489,887.50

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2014 - 1B
EXCHANGED SERIES 2004 AND BIFURCATED SERIES 2014-1
FISCAL YEAR 2022**

	Fiscal Year 2021				Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	Total Actual & Projected	
REVENUES					
Assessment levy: on-roll - gross	\$ 387,859				\$ 387,859
Allowable discounts (4%)	(15,514)				(15,514)
Assessment levy: on-roll - net	372,345	\$ 364,429	\$ 7,916	\$ 372,345	372,345
Interest	-	11	-	11	-
Total revenues & proceeds	372,345	364,440	7,916	372,356	372,345
EXPENDITURES					
Debt service					
Principal	\$115,000	-	\$115,000	115,000	\$125,000
Principal prepayment	-	5,000	-	5,000	-
Interest	241,313	120,656	120,657	241,313	233,213
Total debt service & cost of issuance	356,313	125,656	235,657	361,313	358,213
Other fees & charges					
Property appraiser	5,818	-	5,818	5,818	5,818
Tax collector	7,757	6,232	1,525	7,757	7,757
Total other fees & charges	13,575	6,232	7,343	13,575	13,575
Total expenditures	369,888	131,888	243,000	374,888	371,788
Excess/(deficiency) of revenues over/(under) expenditures	2,457	232,552	(235,084)	(2,532)	557
Beginning fund balance (unaudited)	278,087	300,850	494,775	300,850	298,318
Ending fund balance (projected)	<u>\$ 280,544</u>	<u>\$533,402</u>	<u>\$ 259,691</u>	<u>\$ 298,318</u>	<u>298,875</u>
Use of fund balance:					
Debt service reserve account balance					(125,000)
Interest expense - November 1, 2022					(112,388)
Projected fund balance surplus/(deficit) as of September 30, 2022					<u>\$ 61,487</u>

Fiddler's Creek # 2

Community Development District

Special Assessment Bonds, Series 2014 - 1B

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021		-	116,606.25	116,606.25
05/01/2022	\$125,000	6.750%	116,606.25	241,606.25
11/01/2022		-	112,387.50	112,387.50
05/01/2023	\$135,000	6.750%	112,387.50	247,387.50
11/01/2023		-	107,831.25	107,831.25
05/01/2024	\$140,000	6.750%	107,831.25	247,831.25
11/01/2024		-	103,106.25	103,106.25
05/01/2025	\$150,000	6.750%	103,106.25	253,106.25
11/01/2025		-	98,043.75	98,043.75
05/01/2026	\$160,000	6.750%	98,043.75	258,043.75
11/01/2026		-	92,643.75	92,643.75
05/01/2027	\$175,000	6.750%	92,643.75	267,643.75
11/01/2027		-	86,737.50	86,737.50
05/01/2028	\$185,000	6.750%	86,737.50	271,737.50
11/01/2028		-	80,493.75	80,493.75
05/01/2029	\$200,000	6.750%	80,493.75	280,493.75
11/01/2029		-	73,743.75	73,743.75
05/01/2030	\$210,000	6.750%	73,743.75	283,743.75
11/01/2030		-	66,656.25	66,656.25
05/01/2031	\$230,000	6.750%	66,656.25	296,656.25
11/01/2031		-	58,893.75	58,893.75
05/01/2032	\$245,000	6.750%	58,893.75	303,893.75
11/01/2032		-	50,625.00	50,625.00
05/01/2033	\$260,000	6.750%	50,625.00	310,625.00
11/01/2033		-	41,850.00	41,850.00
05/01/2034	\$280,000	6.750%	41,850.00	321,850.00
11/01/2034		-	32,400.00	32,400.00
05/01/2035	\$300,000	6.750%	32,400.00	332,400.00
11/01/2035		-	22,275.00	22,275.00
05/01/2036	\$320,000	6.750%	22,275.00	342,275.00
11/01/2036		-	11,475.00	11,475.00
05/01/2037	\$340,000	6.750%	11,475.00	351,475.00
Total	3,455,000.00		2,311,537.50	5,766,537.50

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2005 BONDS
FISCAL YEAR 2022**

	Fiscal Year 2021				Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	Total Actual & Projected	
REVENUES					
Assessment levy: on-roll - gross	\$ 209,879				\$ 206,379
Allowable discounts (4%)	(8,395)				(8,255)
Assessment levy: on-roll - net	201,484	\$ 193,912	\$ 7,572	\$ 201,484	198,124
Interest income	-	9	-	9	-
Total revenues	201,484	193,921	7,572	201,493	198,124
EXPENDITURES					
Debt service					
Principal	65,000	-	65,000	65,000	70,000
Principal - Off-roll	-	30,000	-	30,000	-
Interest	122,100	61,050	60,150	121,200	116,400
Total debt service	187,100	91,050	125,150	216,200	186,400
Other fees & charges					
Property appraiser	3,148	-	3,148	3,148	3,096
Tax collector	4,198	3,316	882	4,198	4,128
Total other fees & charges	7,346	3,316	4,030	7,346	7,224
Total expenditures	194,446	94,366	129,180	223,546	193,624
Excess/(deficiency) of revenues over/(under) expenditures	7,038	99,555	(121,608)	(22,053)	4,500
Beginning fund balance (unaudited)	229,123	268,413	367,968	268,413	246,360
Ending fund balance (projected)	\$ 236,161	\$ 367,968	\$ 246,360	\$ 246,360	250,860
Use of fund balance					
Debt service reserve account balance (required)					(50,000)
Interest expense - On-roll - November 1, 2022					(56,100)
Projected fund balance surplus/(deficit) as of September 30, 2022					\$ 144,760

Fiddler's Creek # 2
 Community Development District
 Series 2005 Remaining

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021	-	-	58,200.00	58,200.00
05/01/2022	70,000.00	6.000%	58,200.00	128,200.00
11/01/2022	-	-	56,100.00	56,100.00
05/01/2023	70,000.00	6.000%	56,100.00	126,100.00
11/01/2023	-	-	54,000.00	54,000.00
05/01/2024	75,000.00	6.000%	54,000.00	129,000.00
11/01/2024	-	-	51,750.00	51,750.00
05/01/2025	80,000.00	6.000%	51,750.00	131,750.00
11/01/2025	-	-	49,350.00	49,350.00
05/01/2026	85,000.00	6.000%	49,350.00	134,350.00
11/01/2026	-	-	46,800.00	46,800.00
05/01/2027	90,000.00	6.000%	46,800.00	136,800.00
11/01/2027	-	-	44,100.00	44,100.00
05/01/2028	95,000.00	6.000%	44,100.00	139,100.00
11/01/2028	-	-	41,250.00	41,250.00
05/01/2029	105,000.00	6.000%	41,250.00	146,250.00
11/01/2029	-	-	38,100.00	38,100.00
05/01/2030	110,000.00	6.000%	38,100.00	148,100.00
11/01/2030	-	-	34,800.00	34,800.00
05/01/2031	115,000.00	6.000%	34,800.00	149,800.00
11/01/2031	-	-	31,350.00	31,350.00
05/01/2032	125,000.00	6.000%	31,350.00	156,350.00
11/01/2032	-	-	27,600.00	27,600.00
05/01/2033	130,000.00	6.000%	27,600.00	157,600.00
11/01/2033	-	-	23,700.00	23,700.00
05/01/2034	140,000.00	6.000%	23,700.00	163,700.00
11/01/2034	-	-	19,500.00	19,500.00
05/01/2035	150,000.00	6.000%	19,500.00	169,500.00
11/01/2035	-	-	15,000.00	15,000.00
05/01/2036	155,000.00	6.000%	15,000.00	170,000.00
11/01/2036	-	-	10,350.00	10,350.00
05/01/2037	165,000.00	6.000%	10,350.00	175,350.00
11/01/2037	-	-	5,400.00	5,400.00
05/01/2038	180,000.00	6.000%	5,400.00	185,400.00
Total	\$1,940,000.00		\$1,214,700.00	\$3,154,700.00

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2014-2A
EXCHANGED SERIES 2005 AND BIFURCATED SERIES 2014-2
FISCAL YEAR 2022**

	Fiscal Year 2021				Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	Total Actual & Projected	
REVENUES					
Assessment levy: off-roll	\$ 536,600	\$ 175,798	\$ 360,802	\$ 536,600	\$ 540,500
Total revenues	<u>536,600</u>	<u>175,798</u>	<u>360,802</u>	<u>536,600</u>	<u>540,500</u>
EXPENDITURES					
Debt service					
Principal	\$185,000	-	\$185,000	185,000	\$200,000
Interest	351,600	175,800	175,800	351,600	340,500
Total debt service	<u>536,600</u>	<u>175,800</u>	<u>360,800</u>	<u>536,600</u>	<u>540,500</u>
Total expenditures	<u>536,600</u>	<u>175,800</u>	<u>360,800</u>	<u>536,600</u>	<u>540,500</u>
Excess/(deficiency) of revenues over/(under) expenditures	-	(2)	2	-	-
Beginning fund balance (unaudited)	217,530	(1,689)	(1,691)	(1,689)	(1,689)
Ending fund balance (projected)	<u>\$217,530</u>	<u>\$ (1,691)</u>	<u>\$ (1,689)</u>	<u>\$ (1,689)</u>	<u>(1,689)</u>
Use of fund balance:					
Debt service reserve account balance					-
Interest expense - November 1, 2022					(164,250)
Projected fund balance surplus/(deficit) as of September 30, 2022					<u><u>\$ (165,939)</u></u>

Fiddler's Creek # 2

Community Development District

Special Assessment Bonds, Series 2014-2A

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021		-	170,250.00	170,250.00
05/01/2022	\$200,000.00	6.000%	170,250.00	370,250.00
11/01/2022		-	164,250.00	164,250.00
05/01/2023	\$210,000.00	6.000%	164,250.00	374,250.00
11/01/2023		-	157,950.00	157,950.00
05/01/2024	\$225,000.00	6.000%	157,950.00	382,950.00
11/01/2024		-	151,200.00	151,200.00
05/01/2025	\$235,000.00	6.000%	151,200.00	386,200.00
11/01/2025		-	144,150.00	144,150.00
05/01/2026	\$250,000.00	6.000%	144,150.00	394,150.00
11/01/2026		-	136,650.00	136,650.00
05/01/2027	\$270,000.00	6.000%	136,650.00	406,650.00
11/01/2027		-	128,550.00	128,550.00
05/01/2028	\$285,000.00	6.000%	128,550.00	413,550.00
11/01/2028		-	120,000.00	120,000.00
05/01/2029	\$300,000.00	6.000%	120,000.00	420,000.00
11/01/2029		-	111,000.00	111,000.00
05/01/2030	\$320,000.00	6.000%	111,000.00	431,000.00
11/01/2030		-	101,400.00	101,400.00
05/01/2031	\$340,000.00	6.000%	101,400.00	441,400.00
11/01/2031		-	91,200.00	91,200.00
05/01/2032	\$360,000.00	6.000%	91,200.00	451,200.00
11/01/2032		-	80,400.00	80,400.00
05/01/2033	\$385,000.00	6.000%	80,400.00	465,400.00
11/01/2033		-	68,850.00	68,850.00
05/01/2034	\$405,000.00	6.000%	68,850.00	473,850.00
11/01/2034		-	56,700.00	56,700.00
05/01/2035	\$430,000.00	6.000%	56,700.00	486,700.00
11/01/2035		-	43,800.00	43,800.00
05/01/2036	\$460,000.00	6.000%	43,800.00	503,800.00
11/01/2036		-	30,000.00	30,000.00
05/01/2037	\$485,000.00	6.000%	30,000.00	515,000.00
11/01/2037		-	15,450.00	15,450.00
05/01/2038	\$515,000.00	6.000%	15,450.00	530,450.00
Total	\$5,675,000.00		\$3,543,600.00	\$9,218,600.00

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2014-2B
EXCHANGED SERIES 2005 AND BIFURCATED SERIES 2014-2
FISCAL YEAR 2022**

	Fiscal Year 2021				Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	Total Actual & Projected	
REVENUES					
Assessment levy: on-roll - gross	\$ 442,944				\$ 442,944
Allowable discounts (4%)	(17,718)				(17,718)
Assessment levy: on-roll - net	425,226	\$ 416,186	\$ 9,040	\$ 425,226	425,226
Assessment prepayments	-	37,529	-	37,529	-
Interest	-	12	-	12	-
Total revenues	425,226	453,727	9,040	462,767	425,226
EXPENDITURES					
Debt service					
Principal	140,000	-	140,000	140,000	155,000
Interest	268,800	134,400	134,400	268,800	260,400
Total debt service	408,800	134,400	274,400	408,800	415,400
Other fees & charges					
Property appraiser	6,644	-	6,644	6,644	6,644
Tax collector	8,859	7,117	1,742	8,859	8,859
Total other fees & charges	15,503	7,117	8,386	15,503	15,503
Total expenditures	424,303	141,517	282,786	424,303	430,903
Excess/(deficiency) of revenues over/(under) expenditures	923	312,210	(273,746)	38,464	(5,677)
Beginning fund balance (unaudited)	313,519	321,302	633,512	321,302	359,766
Ending fund balance (projected)	<u>\$ 314,442</u>	<u>\$633,512</u>	<u>\$359,766</u>	<u>\$359,766</u>	<u>354,089</u>
Use of fund balance:					
Debt service reserve account balance					(125,000)
Interest expense - November 1, 2022					(125,550)
Projected fund balance surplus/(deficit) as of September 30, 2022					<u>\$ 103,539</u>

Fiddler's Creek # 2

Community Development District

Special Assessment Bonds, Series 2014 - 2B

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021		-	130,200.00	130,200.00
05/01/2022	\$155,000.00	6.000%	130,200.00	285,200.00
11/01/2022		-	125,550.00	125,550.00
05/01/2023	\$155,000.00	6.000%	125,550.00	280,550.00
11/01/2023		-	120,900.00	120,900.00
05/01/2024	\$165,000.00	6.000%	120,900.00	285,900.00
11/01/2024		-	115,950.00	115,950.00
05/01/2025	\$185,000.00	6.000%	115,950.00	300,950.00
11/01/2025		-	110,400.00	110,400.00
05/01/2026	\$190,000.00	6.000%	110,400.00	300,400.00
11/01/2026		-	104,700.00	104,700.00
05/01/2027	\$200,000.00	6.000%	104,700.00	304,700.00
11/01/2027		-	98,700.00	98,700.00
05/01/2028	\$220,000.00	6.000%	98,700.00	318,700.00
11/01/2028		-	92,100.00	92,100.00
05/01/2029	\$225,000.00	6.000%	92,100.00	317,100.00
11/01/2029		-	85,350.00	85,350.00
05/01/2030	\$240,000.00	6.000%	85,350.00	325,350.00
11/01/2030		-	78,150.00	78,150.00
05/01/2031	\$255,000.00	6.000%	78,150.00	333,150.00
11/01/2031		-	70,500.00	70,500.00
05/01/2032	\$275,000.00	6.000%	70,500.00	345,500.00
11/01/2032		-	62,250.00	62,250.00
05/01/2033	\$295,000.00	6.000%	62,250.00	357,250.00
11/01/2033		-	53,400.00	53,400.00
05/01/2034	\$315,000.00	6.000%	53,400.00	368,400.00
11/01/2034		-	43,950.00	43,950.00
05/01/2035	\$335,000.00	6.000%	43,950.00	378,950.00
11/01/2035		-	33,900.00	33,900.00
05/01/2036	\$355,000.00	6.000%	33,900.00	388,900.00
11/01/2036		-	23,250.00	23,250.00
05/01/2037	\$375,000.00	6.000%	23,250.00	398,250.00
11/01/2037		-	12,000.00	12,000.00
05/01/2038	\$400,000.00	6.000%	12,000.00	412,000.00
Total	\$4,340,000.00		\$2,722,500.00	\$7,062,500.00

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2014 - 3 (Exchanged Series 2005)
FISCAL YEAR 2022**

	Fiscal Year 2021			Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	
REVENUES				
Assessment levy: on-roll - gross	\$ 65,334			\$ 60,392
Allowable discounts (4%)	(2,613)			(2,416)
Assessment levy: on-roll - net	62,721	\$ 56,571	\$ 6,150	\$ 62,721
Assessment levy: off-roll	650,166	212,968	437,198	650,166
Interest	-	7	-	7
Total revenues	<u>712,887</u>	<u>269,546</u>	<u>443,348</u>	<u>712,894</u>
EXPENDITURES				
Debt service				
Principal	245,000	-	245,000	245,000
Principal prepayment	-	50,000	-	50,000
Interest	465,600	232,800	231,300	464,100
Total debt service	<u>710,600</u>	<u>282,800</u>	<u>476,300</u>	<u>759,100</u>
Other fees & charges				
Property appraiser	980	-	980	980
Tax collector	1,307	966	341	1,307
Total expenditures	<u>2,287</u>	<u>966</u>	<u>1,321</u>	<u>2,287</u>
	<u>712,887</u>	<u>283,766</u>	<u>477,621</u>	<u>761,387</u>
Excess/(deficiency) of revenues over/(under) expenditures	-	(14,220)	(34,273)	(48,493)
Beginning fund balance (unaudited)	131,250	185,073	170,853	185,073
Ending fund balance (projected)	<u>\$131,250</u>	<u>\$170,853</u>	<u>\$136,580</u>	<u>\$136,580</u>
Use of fund balance:				
Debt service reserve account balance				(100,000)
Interest expense - November 1, 2022				(216,150)
Projected fund balance surplus/(deficit) as of September 30, 2022				<u>\$ (179,571)</u>

Fiddler's Creek # 2
Community Development District
Special Assessment Bonds, Series 2014 - 3

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021	-	-	223,950.00	223,950.00
05/01/2022	260,000.00	6.000%	223,950.00	483,950.00
11/01/2022	-	-	216,150.00	216,150.00
05/01/2023	275,000.00	6.000%	216,150.00	491,150.00
11/01/2023	-	-	207,900.00	207,900.00
05/01/2024	295,000.00	6.000%	207,900.00	502,900.00
11/01/2024	-	-	199,050.00	199,050.00
05/01/2025	310,000.00	6.000%	199,050.00	509,050.00
11/01/2025	-	-	189,750.00	189,750.00
05/01/2026	330,000.00	6.000%	189,750.00	519,750.00
11/01/2026	-	-	179,850.00	179,850.00
05/01/2027	350,000.00	6.000%	179,850.00	529,850.00
11/01/2027	-	-	169,350.00	169,350.00
05/01/2028	375,000.00	6.000%	169,350.00	544,350.00
11/01/2028	-	-	158,100.00	158,100.00
05/01/2029	395,000.00	6.000%	158,100.00	553,100.00
11/01/2029	-	-	146,250.00	146,250.00
05/01/2030	420,000.00	6.000%	146,250.00	566,250.00
11/01/2030	-	-	133,650.00	133,650.00
05/01/2031	445,000.00	6.000%	133,650.00	578,650.00
11/01/2031	-	-	120,300.00	120,300.00
05/01/2032	475,000.00	6.000%	120,300.00	595,300.00
11/01/2032	-	-	106,050.00	106,050.00
05/01/2033	505,000.00	6.000%	106,050.00	611,050.00
11/01/2033	-	-	90,900.00	90,900.00
05/01/2034	535,000.00	6.000%	90,900.00	625,900.00
11/01/2034	-	-	74,850.00	74,850.00
05/01/2035	570,000.00	6.000%	74,850.00	644,850.00
11/01/2035	-	-	57,750.00	57,750.00
05/01/2036	605,000.00	6.000%	57,750.00	662,750.00
11/01/2036	-	-	39,600.00	39,600.00
05/01/2037	640,000.00	6.000%	39,600.00	679,600.00
11/01/2037	-	-	20,400.00	20,400.00
05/01/2038	680,000.00	6.000%	20,400.00	700,400.00
Total	\$7,465,000.00		\$4,667,700.00	\$12,132,700.00

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2015A-1 BONDS
FISCAL YEAR 2022**

	Fiscal Year 2021				Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	Total Actual & Projected	
REVENUES					
Assessment levy: on-roll - gross	\$ 271,189				\$ 261,946
Allowable discounts (4%)	(10,848)				(10,478)
Assessment levy: on-roll - net	260,341	\$ 247,257	\$ 13,084	\$ 260,341	251,468
Interest	-	19	3,000	3,019	-
Total revenues	260,341	247,276	16,084	263,360	251,468
EXPENDITURES					
Debt service					
Principal	60,000	-	60,000	60,000	60,000
Principal prepayment	-	95,000	-	95,000	-
Interest	190,850	95,425	92,650	188,075	182,300
Total debt service	250,850	190,425	152,650	343,075	242,300
Other fees & charges					
Property appraiser	4,068	-	4,068	4,068	3,929
Tax collector	5,424	4,228	1,196	5,424	5,239
Total other fees & charges	9,492	4,228	5,264	9,492	9,168
Total expenditures	260,342	194,653	157,914	352,567	251,468
Excess/(deficiency) of revenues over/(under) expenditures	(1)	52,623	(141,830)	(89,207)	-
Beginning fund balance (unaudited)	414,109	507,789	560,412	507,789	418,582
Ending fund balance (projected)	<u>\$ 414,108</u>	<u>\$560,412</u>	<u>\$418,582</u>	<u>\$ 418,582</u>	<u>418,582</u>
Use of fund balance					
Debt service reserve account balance (required)					(108,513)
Interest expense - On-roll - November 1, 2022					(89,650)
Projected fund balance surplus/(deficit) as of September 30, 2022					<u>\$ 220,419</u>

Fiddler's Creek # 2

Community Development District

Special Assessment Bonds, Series 2015A - 1

\$6,050,000

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021	-	-	91,150.00	91,150.00
05/01/2022	60,000.00	5.000%	91,150.00	151,150.00
11/01/2022	-	-	89,650.00	89,650.00
05/01/2023	65,000.00	5.000%	89,650.00	154,650.00
11/01/2023	-	-	88,025.00	88,025.00
05/01/2024	70,000.00	5.000%	88,025.00	158,025.00
11/01/2024	-	-	86,275.00	86,275.00
05/01/2025	70,000.00	5.000%	86,275.00	156,275.00
11/01/2025	-	-	84,525.00	84,525.00
05/01/2026	75,000.00	5.000%	84,525.00	159,525.00
11/01/2026	-	-	82,650.00	82,650.00
05/01/2027	80,000.00	6.000%	82,650.00	162,650.00
11/01/2027	-	-	80,250.00	80,250.00
05/01/2028	85,000.00	6.000%	80,250.00	165,250.00
11/01/2028	-	-	77,700.00	77,700.00
05/01/2029	90,000.00	6.000%	77,700.00	167,700.00
11/01/2029	-	-	75,000.00	75,000.00
05/01/2030	95,000.00	6.000%	75,000.00	170,000.00
11/01/2030	-	-	72,150.00	72,150.00
05/01/2031	100,000.00	6.000%	72,150.00	172,150.00
11/01/2031	-	-	69,150.00	69,150.00
05/01/2032	110,000.00	6.000%	69,150.00	179,150.00
11/01/2032	-	-	65,850.00	65,850.00
05/01/2033	115,000.00	6.000%	65,850.00	180,850.00
11/01/2033	-	-	62,400.00	62,400.00
05/01/2034	120,000.00	6.000%	62,400.00	182,400.00
11/01/2034	-	-	58,800.00	58,800.00
05/01/2035	130,000.00	6.000%	58,800.00	188,800.00
11/01/2035	-	-	54,900.00	54,900.00
05/01/2036	140,000.00	6.000%	54,900.00	194,900.00
11/01/2036	-	-	50,700.00	50,700.00
05/01/2037	145,000.00	6.000%	50,700.00	195,700.00
11/01/2037	-	-	46,350.00	46,350.00
05/01/2038	155,000.00	6.000%	46,350.00	201,350.00
11/01/2038	-	-	41,700.00	41,700.00
05/01/2039	165,000.00	6.000%	41,700.00	206,700.00
11/01/2039	-	-	36,750.00	36,750.00
05/01/2040	175,000.00	6.000%	36,750.00	211,750.00
11/01/2040	-	-	31,500.00	31,500.00
05/01/2041	185,000.00	6.000%	31,500.00	216,500.00
11/01/2041	-	-	25,950.00	25,950.00
05/01/2042	195,000.00	6.000%	25,950.00	220,950.00
11/01/2042	-	-	20,100.00	20,100.00
05/01/2043	210,000.00	6.000%	20,100.00	230,100.00
11/01/2043	-	-	13,800.00	13,800.00
05/01/2044	225,000.00	6.000%	13,800.00	238,800.00
11/01/2044	-	-	7,050.00	7,050.00
05/01/2045	235,000.00	6.000%	7,050.00	242,050.00
Total	\$3,095,000.00		\$2,824,750.00	\$5,919,750.00

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2015A-2 BONDS
FISCAL YEAR 2022**

	Fiscal Year 2021				Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	Total Actual & Projected	
REVENUES					
Assessment levy: on-roll - gross	\$ 89,568				\$ 86,378
Allowable discounts (4%)	(3,583)				(3,455)
Assessment levy: on-roll - net	85,985	\$ 81,663	\$ 4,322	\$ 85,985	82,923
Interest	-	6	-	6	-
Total revenues	85,985	81,669	4,322	85,991	82,923
EXPENDITURES					
Debt service					
Principal	30,000	-	30,000	30,000	30,000
Principal prepayment	-	25,000	-	25,000	-
Interest	52,850	26,425	25,700	52,125	49,900
Total debt service	82,850	51,425	55,700	107,125	79,900
Other fees & charges					
Property appraiser	1,344	-	1,344	1,344	1,296
Tax collector	1,791	1,396	395	1,791	1,728
Total other fees & charges	3,135	1,396	1,739	3,135	3,024
Total expenditures	85,985	52,821	57,439	110,260	82,924
Excess/(deficiency) of revenues over/(under) expenditures	-	28,848	(53,117)	(24,269)	(1)
Beginning fund balance (unaudited)	128,562	155,011	183,859	155,011	130,742
Ending fund balance (projected)	<u>\$ 128,562</u>	<u>\$183,859</u>	<u>\$130,742</u>	<u>\$ 130,742</u>	<u>130,741</u>
Use of fund balance					
Debt service reserve account balance (required)					(36,238)
Interest expense - On-roll - November 1, 2022					(24,200)
Projected fund balance surplus/(deficit) as of September 30, 2022					<u>\$ 70,303</u>

Fiddler's Creek # 2

Community Development District

Special Assessment Bonds, Series 2015A - 2

\$1,810,000

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021	-	-	24,950.00	24,950.00
05/01/2022	30,000.00	5.000%	24,950.00	54,950.00
11/01/2022	-	-	24,200.00	24,200.00
05/01/2023	30,000.00	5.000%	24,200.00	54,200.00
11/01/2023	-	-	23,450.00	23,450.00
05/01/2024	35,000.00	5.000%	23,450.00	58,450.00
11/01/2024	-	-	22,575.00	22,575.00
05/01/2025	35,000.00	5.000%	22,575.00	57,575.00
11/01/2025	-	-	21,700.00	21,700.00
05/01/2026	40,000.00	5.000%	21,700.00	61,700.00
11/01/2026	-	-	20,700.00	20,700.00
05/01/2027	40,000.00	6.000%	20,700.00	60,700.00
11/01/2027	-	-	19,500.00	19,500.00
05/01/2028	40,000.00	6.000%	19,500.00	59,500.00
11/01/2028	-	-	18,300.00	18,300.00
05/01/2029	45,000.00	6.000%	18,300.00	63,300.00
11/01/2029	-	-	16,950.00	16,950.00
05/01/2030	50,000.00	6.000%	16,950.00	66,950.00
11/01/2030	-	-	15,450.00	15,450.00
05/01/2031	50,000.00	6.000%	15,450.00	65,450.00
11/01/2031	-	-	13,950.00	13,950.00
05/01/2032	55,000.00	6.000%	13,950.00	68,950.00
11/01/2032	-	-	12,300.00	12,300.00
05/01/2033	60,000.00	6.000%	12,300.00	72,300.00
11/01/2033	-	-	10,500.00	10,500.00
05/01/2034	60,000.00	6.000%	10,500.00	70,500.00
11/01/2034	-	-	8,700.00	8,700.00
05/01/2035	65,000.00	6.000%	8,700.00	73,700.00
11/01/2035	-	-	6,750.00	6,750.00
05/01/2036	70,000.00	6.000%	6,750.00	76,750.00
11/01/2036	-	-	4,650.00	4,650.00
05/01/2037	75,000.00	6.000%	4,650.00	79,650.00
11/01/2037	-	-	2,400.00	2,400.00
05/01/2038	80,000.00	6.000%	2,400.00	82,400.00
Total	\$860,000.00		\$534,050.00	\$1,394,050.00

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2015B BONDS
FISCAL YEAR 2022**

	Fiscal Year 2021			Proposed Budget FY 2022	
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21		Total Actual & Projected
REVENUES					
Assessment levy: off-roll	\$ 132,813	\$ 66,406	\$ 66,407	\$ 132,813	\$ 132,813
Interest	-	9	-	9	-
Total revenues	<u>132,813</u>	<u>66,415</u>	<u>66,407</u>	<u>132,822</u>	<u>132,813</u>
EXPENDITURES					
Debt service					
Interest	132,813	66,406	66,407	132,813	132,813
Total expenditures	<u>132,813</u>	<u>66,406</u>	<u>66,407</u>	<u>132,813</u>	<u>132,813</u>
Excess/(deficiency) of revenues over/(under) expenditures	-	9	-	9	-
Beginning fund balance (unaudited)	194,632	194,650	194,659	194,650	194,659
Ending fund balance (projected)	<u>\$ 194,632</u>	<u>\$194,659</u>	<u>\$194,659</u>	<u>\$ 194,659</u>	<u>194,659</u>
Use of fund balance					
Debt service reserve account balance (required)					(184,844)
Interest expense - On-roll - November 1, 2022					(66,406)
Projected fund balance surplus/(deficit) as of September 30, 2022					<u>\$ (56,591)</u>

Fiddler's Creek # 2

Community Development District
Special Assessment Bonds, Series 2015B
\$5,915,000

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021			66,406.25	66,406.25
05/01/2022			66,406.25	66,406.25
11/01/2022			66,406.25	66,406.25
05/01/2023			66,406.25	66,406.25
11/01/2023			66,406.25	66,406.25
05/01/2024			66,406.25	66,406.25
11/01/2024			66,406.25	66,406.25
05/01/2025	2,125,000.00	6.250%	66,406.25	2,191,406.25
Total	\$2,125,000.00		\$531,250.00	\$2,656,250.00

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
DEBT SERVICE FUND BUDGET - SERIES 2019 BONDS
FISCAL YEAR 2022**

	Fiscal Year 2021				Proposed Budget FY 2022
	Adopted Budget FY 2021	Actual through 3/31/21	Projected through 9/30/21	Total Actual & Projected	
REVENUES					
Assessment levy: on-roll - gross	\$ 1,334,408				\$ 1,319,149
Allowable discounts (4%)	(53,376)				(52,766)
Assessment levy: on-roll - net	1,281,032	\$ 1,249,992	\$ 31,040	\$ 1,281,032	1,266,383
Assessment prepayments	-	108,097	-	108,097	-
Interest	-	30	-	30	-
Total revenues	1,281,032	1,358,119	31,040	1,389,159	1,266,383
EXPENDITURES					
Debt service					
Principal	660,000	-	655,000	655,000	670,000
Principal prepayment	-	85,000	110,000	195,000	-
Interest	598,250	299,125	297,200	596,325	568,175
Total debt service	1,258,250	384,125	1,062,200	1,446,325	1,238,175
Other fees & charges					
Property appraiser	20,016	-	20,016	20,016	19,787
Tax collector	26,688	21,376	5,312	26,688	26,383
Trustee fee	-	140	-	140	-
Total other fees & charges	46,704	21,516	25,328	46,844	46,170
Total expenditures	1,304,954	405,641	1,087,528	1,493,169	1,284,345
Excess/(deficiency) of revenues over/(under) expenditures	(23,922)	952,478	(1,056,488)	(104,010)	(17,962)
Beginning fund balance (unaudited)	733,154	856,815	1,809,293	856,815	752,805
Ending fund balance (projected)	\$ 709,232	\$ 1,809,293	\$ 752,805	\$ 752,805	734,843
Use of fund balance					
Debt service reserve account balance (required)					(150,000)
Interest expense - On-roll - November 1, 2022					(273,200)
Projected fund balance surplus/(deficit) as of September 30, 2022					\$ 311,643

Fiddler's Creek # 2
 Community Development District
 Special Assessment Revenue Refunding Bonds, Series 2019

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2021	-		284,087.50	284,087.50
05/01/2022	670,000.00	3.250%	284,087.50	954,087.50
11/01/2022	-		273,200.00	273,200.00
05/01/2023	695,000.00	3.250%	273,200.00	968,200.00
11/01/2023	-		261,906.25	261,906.25
05/01/2024	720,000.00	4.250%	261,906.25	981,906.25
11/01/2024	-		246,606.25	246,606.25
05/01/2025	755,000.00	4.250%	246,606.25	1,001,606.25
11/01/2025	-		230,562.50	230,562.50
05/01/2026	785,000.00	4.250%	230,562.50	1,015,562.50
11/01/2026	-		213,881.25	213,881.25
05/01/2027	820,000.00	4.250%	213,881.25	1,033,881.25
11/01/2027	-		196,456.25	196,456.25
05/01/2028	855,000.00	4.250%	196,456.25	1,051,456.25
11/01/2028	-		178,287.50	178,287.50
05/01/2029	890,000.00	4.250%	178,287.50	1,068,287.50
11/01/2029	-		159,375.00	159,375.00
05/01/2030	935,000.00	5.000%	159,375.00	1,094,375.00
11/01/2030	-		136,000.00	136,000.00
05/01/2031	980,000.00	5.000%	136,000.00	1,116,000.00
11/01/2031	-		111,500.00	111,500.00
05/01/2032	1,035,000.00	5.000%	111,500.00	1,146,500.00
11/01/2032	-		85,625.00	85,625.00
05/01/2033	1,085,000.00	5.000%	85,625.00	1,170,625.00
11/01/2033	-		58,500.00	58,500.00
05/01/2034	1,140,000.00	5.000%	58,500.00	1,198,500.00
11/01/2034	-		30,000.00	30,000.00
05/01/2035	1,200,000.00	5.000%	30,000.00	1,230,000.00
Total	\$12,565,000.00		\$4,931,975.00	\$17,496,975.00

**Fiddler's Creek #2
Community Development District
Fiscal Year 2021-2022 Assessments**

**Collier County
13 years remaining**

2019 Series Bond Issue					Outstanding Principal after 2021-2022 tax payment
Residential Neighborhoods	Bond Designation	Debt Service Assessment	O & M Assessment	Total Assessment	
Laguna	Coach 1	\$ 1,293.03	\$ 1,592.31	\$ 2,885.34	\$ 11,166.60
Varenna	Coach 2	\$ 1,551.64	\$ 1,592.31	\$ 3,143.95	\$ 13,690.55
Varenna II	Coach 4	\$ 2,413.66	\$ 1,592.31	\$ 4,005.97	\$ 23,887.30
Marengo	Coach 2	\$ 1,551.64	\$ 1,592.31	\$ 3,143.95	\$ 13,637.50
Marengo II	Coach 4	\$ 2,495.63	\$ 1,592.31	\$ 4,087.94	\$ 23,600.60
Marengo III	Single Fam	\$ 3,794.02	\$ 1,592.31	\$ 5,386.33	\$ 34,578.24
Serena	Coach 3	\$ 1,724.04	\$ 1,592.31	\$ 3,316.35	\$ 15,350.51
Serena II	Coach 6	\$ 2,155.05	\$ 1,592.31	\$ 3,747.36	\$ 20,685.71
Serena III	Coach 6	\$ 2,495.63	\$ 1,592.31	\$ 4,087.94	\$ 23,503.07
Sonoma	Coach 3	\$ 1,724.04	\$ 1,592.31	\$ 3,316.35	\$ 15,350.51
Menaggio	Coach 5	\$ 1,896.45	\$ 1,592.31	\$ 3,488.76	\$ 17,830.23
Menaggio II	Coach 7	\$ 2,495.63	\$ 1,592.31	\$ 4,087.94	\$ 22,489.74
Menaggio III	Coach 8	\$ 3,292.47	\$ 1,592.31	\$ 4,884.78	\$ 30,273.88
Millbrook (lots 1-9; 14-36)	Patio 50	\$ 3,017.08	\$ 1,592.31	\$ 4,609.39	\$ 27,396.66
Millbrook II (lots 10-13)	Patio 50	\$ 4,396.31	\$ 1,592.31	\$ 5,988.62	\$ 42,222.80
Chiasso	Patio 65-1	\$ 2,586.07	\$ 1,592.31	\$ 4,178.38	\$ 22,535.36
Chiasso II	Patio 65-2	\$ 4,396.31	\$ 1,592.31	\$ 5,988.62	\$ 40,442.15
Mussorie (lots 1-40)	PAID IN FULL Patio 65-2	\$ -	\$ 1,592.31	\$ 1,592.31	\$ -
Lagomar REPLAT (lots 43-75)	Patio 65-2	\$ 5,032.98	\$ 1,592.31	\$ 6,625.29	\$ 46,247.33
Amador I & II	Patio 65-2	\$ 4,396.31	\$ 1,592.31	\$ 5,988.62	\$ 40,442.15
Fiscal Year 2020-2021 Assessments					
Laguna	Coach 1	\$ 1,293.03	\$ 1,407.69	\$ 2,700.72	\$ 11,821.92
Varenna	Coach 2	\$ 1,551.64	\$ 1,407.69	\$ 2,959.33	\$ 14,476.89
Varenna II	Coach 4	\$ 2,413.66	\$ 1,407.69	\$ 3,821.35	\$ 25,110.17
Marengo	Coach 2	\$ 1,551.64	\$ 1,407.69	\$ 2,959.33	\$ 14,423.84
Marengo II	Coach 4	\$ 2,495.63	\$ 1,407.69	\$ 3,903.32	\$ 24,865.14
Marengo III	Single Fam	\$ 3,794.02	\$ 1,407.69	\$ 5,201.71	\$ 36,500.83
Serena	Coach 3	\$ 1,724.04	\$ 1,407.69	\$ 3,131.73	\$ 16,224.20
Serena II	Coach 6	\$ 2,155.05	\$ 1,407.69	\$ 3,562.74	\$ 21,777.63
Serena III	Coach 6	\$ 2,495.63	\$ 1,407.69	\$ 3,903.32	\$ 24,767.62
Sonoma	Coach 3	\$ 1,724.04	\$ 1,407.69	\$ 3,131.73	\$ 16,224.20
Menaggio	Coach 5	\$ 1,896.45	\$ 1,407.69	\$ 3,304.14	\$ 18,791.17
Menaggio II	Coach 7	\$ 2,495.63	\$ 1,407.69	\$ 3,903.32	\$ 23,754.41
Menaggio III	Coach 8	\$ 3,292.47	\$ 1,407.69	\$ 4,700.16	\$ 31,942.28
Millbrook (lots 1-9; 14-36)	Patio 50	\$ 3,017.08	\$ 1,407.69	\$ 4,424.77	\$ 28,925.56
Millbrook II (lots 10-13)	Patio 50	\$ 4,396.31	\$ 1,407.69	\$ 5,804.00	\$ 44,450.33
Chiasso	Patio 65-1	\$ 2,586.07	\$ 1,407.69	\$ 3,993.76	\$ 23,845.86
Chiasso II	Patio 65-2	\$ 4,396.31	\$ 1,407.69	\$ 5,804.00	\$ 42,669.90
Mussorie (lots 1-40)	PAID IN FULL Patio 65-2	\$ -	\$ 1,407.69	\$ 1,407.69	\$ -
Lagomar REPLAT (lots 43-75)	Patio 56-2	\$ 5,032.98	\$ 1,407.69	\$ 6,440.67	\$ 48,797.71
Amador I & II	Patio 65-2	\$ 4,396.31	\$ 1,407.69	\$ 5,804.00	\$ 42,669.90

**Fiddler's Creek #2
Community Development District
Fiscal Year 2021-2022 Assessments**

**Collier County
15 years remaining**

2004 Series Bond Issue						Outstanding Principal after 2021-2022 tax payment
Residential Neighborhoods		Bond Designation	Debt Service Assessment	O & M Assessment	Total Assessment	
Millbrook (lots 37-49)		Patio 50	\$ 3,500.00	\$ 1,592.31	\$ 5,092.31	\$ 28,361.64
Mussorie (lots 41-54)	PAID IN FULL	Patio 65	\$ -	\$ 1,592.31	\$ 1,592.31	\$ -
Lagomar (lots 1-42)	PAID IN FULL	Patio 65	\$ -	\$ 1,592.31	\$ 1,592.31	\$ -

Fiscal Year 2020-2021 Assessments						
Millbrook (lots 37-49)		Patio 50	\$ 3,500.00	\$ 1,407.69	\$ 4,907.69	\$ 29,361.64
Mussorie (lots 41-54)	PAID IN FULL	Patio 65	\$ -	\$ 1,407.69	\$ 1,407.69	\$ -
Lagomar (lots 1-42)	PAID IN FULL	Patio 65	\$ -	\$ 1,407.69	\$ 1,407.69	\$ -

**Fiddler's Creek #2
Community Development District
Fiscal Year 2021-2022 Assessments**

**Collier County
16 years remaining**

2005 Series Bond Issue						Outstanding Principal after 2021-2022 tax payment
Residential Neighborhoods		Bond Designation	Debt Service Assessment	O & M Assessment	Total Assessment	
Callista		Coach 1	\$ 2,100.00	\$ 1,592.31	\$ 3,692.31	\$ 16,131.05
Callista II		Coach 2	\$ 2,696.55	\$ 1,592.31	\$ 4,288.86	\$ 26,604.67
Millbrook (lots 50-73)		Patio 50	\$ 3,500.00	\$ 1,592.31	\$ 5,092.31	\$ 31,503.55

Fiscal Year 2020-2021 Assessments						
Callista		Coach 1	\$ 2,100.00	\$ 1,407.69	\$ 3,507.69	\$ 16,822.61
Callista II		Coach 2	\$ 2,696.55	\$ 1,407.69	\$ 4,104.24	\$ 27,485.45
Millbrook (lots 50-73)		Patio 50	\$ 3,500.00	\$ 1,407.69	\$ 4,907.69	\$ 32,650.49

**Fiddler's Creek #2
Community Development District
Fiscal Year 2021-2022 Assessments**

**Collier County
15 years remaining**

2014-1 Series Bond Issue						Outstanding Principal after 2021-2022 tax payment
Residential Neighborhoods		Bond Designation	Debt Service Assessment	O & M Assessment	Total Assessment	
Lagomar REPLAT (Lots 76-77)	PAID IN FULL	Patio 65	\$ -	\$ 1,592.31	\$ 1,592.31	\$ -
Millbrook (lots 74-89)		Patio 50	\$ 3,500.00	\$ 1,592.31	\$ 5,092.31	\$ 29,988.51
Dorado		Multi Family	\$ 3,460.18	\$ 1,592.31	\$ 5,052.49	\$ 29,713.13

Fiscal Year 2020-2021 Assessments						
Lagomar REPLAT (Lots 76-77)	PAID IN FULL	Patio 65	\$ -	\$ 1,407.69	\$ 1,407.69	\$ -
Millbrook (lots 74-89)		Patio 50	\$ 3,500.00	\$ 1,407.69	\$ 4,907.69	\$ 31,114.18
Dorado		Multi Family	\$ 3,460.18	\$ 1,407.69	\$ 4,867.87	\$ 30,828.47

**Fiddler's Creek #2
Community Development District
Fiscal Year 2021-2022 Assessments**

**Collier County
16 years remaining**

2014-2 Series Bond Issue						Outstanding Principal after 2021-2022 tax payment
Residential Neighborhoods		Bond Designation	Debt Service Assessment	O & M Assessment	Total Assessment	
Amaranda		Patio 65	\$ 2,297.42	\$ 1,592.31	\$ 3,889.74	\$ 21,501.42
Callista		Patio 65	\$ 4,050.67	\$ 1,592.31	\$ 5,642.98	\$ 38,050.62

Fiscal Year 2020-2021 Assessments						
Amaranda		Patio 65	\$ 2,297.42	\$ 1,407.69	\$ 3,705.11	\$ 22,298.68
Callista		Patio 65	\$ 4,050.67	\$ 1,407.69	\$ 5,458.36	\$ 39,461.51

**Fiddler's Creek #2
Community Development District
Fiscal Year 2021-2022 Assessments**

**Collier County
16 years remaining**

2014-3 Series Bond Issue					Outstanding Principal after 2021-2022 tax payment
Residential Neighborhoods		Debt Service Assessment	O & M Assessment	Total Assessment	
Oyster Harbor					
Phase Three		\$ 2,625.74	\$ 1,592.31	\$ 4,218.05	\$ 24,720.42

Fiscal Year 2020-2021 Assessments					
Oyster Harbor					
Phase Three		\$ 2,617.79	\$ 1,407.69	\$4,025.48	\$ 25,608.31

**Fiddler's Creek #2
Community Development District
Fiscal Year 2021-2022 Assessments**

**Collier County
23 years remaining**

2015A-1; A-2 Series Bond Issue					Outstanding Principal after 2021-2022 tax payment
Residential Neighborhoods		Debt Service Assessment	O & M Assessment	Total Assessment	
Oyster Harbor					
76' 62' REPLAT LOTS		\$ 2,658.96	\$ 1,592.31	\$ 4,251.27	\$ 28,998.52
All others	PAID IN FULL	\$ -	\$ 1,592.31	\$ 1,592.31	\$ -

Fiscal Year 2020-2021 Assessments					
Oyster Harbor					
76' 62' REPLAT lots		\$ 2,672.27	\$ 1,407.69	\$4,079.96	\$ 29,685.54
All others	PAID IN FULL	\$ -	\$ 1,407.69	\$ 1,407.69	\$ -

FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2

8

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
FINANCIAL STATEMENTS
UNAUDITED
JUNE 30, 2021**

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
BALANCE SHEET
GOVERNMENTAL FUNDS
JUNE 30, 2021**

	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	\$ 2,190,615	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 2,190,615
Investments															
Revenue A	-	155,998	163,906	-	-	-	-	25,469	294,299	88,256	-	603,564	-	-	1,331,492
Revenue B	-	-	-	-	173,680	-	191,165	-	-	-	-	-	-	-	364,845
Reserve A	-	52,053	52,053	-	-	-	-	104,090	112,954	37,720	-	150,721	-	-	509,591
Reserve B	-	-	-	-	128,801	-	128,801	-	-	-	192,409	-	-	-	450,011
Prepayment A	-	730	53,749	548	-	2,807	-	2,888	4,305	3,436	-	60,850	-	-	129,313
Prepayment B	-	-	-	-	368	-	27,082	-	-	-	2,254	-	-	-	29,704
Interest	-	1,651	-	-	186	-	146	-	-	-	-	-	-	-	1,983
Construction	-	-	-	-	-	-	-	-	-	-	-	-	368,010	282,585	650,595
Sinking	-	-	-	-	455	-	533	-	-	-	-	-	-	-	988
Optional redemption	-	-	-	-	-	-	-	72	-	-	-	-	-	-	72
COI	-	-	-	-	13	-	13	-	-	-	-	18	-	-	44
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
Due from other	450	-	-	-	-	-	-	-	-	-	-	-	-	-	450
Due from general fund	-	248	1,464	-	2,751	-	3,142	427	1,867	617	-	9,438	-	-	19,954
Accounts receivable	3,116	-	-	-	-	-	-	-	-	-	-	-	-	-	3,116
Undeposited funds	6,915	-	-	-	-	-	-	-	-	-	-	61,461	-	-	68,376
Total assets	\$ 2,203,391	\$ 210,680	\$ 296,731	\$ 548	\$ 306,254	\$ 2,807	\$ 353,406	\$ 132,946	\$ 413,425	\$ 130,029	\$ 194,663	\$ 886,052	\$ 368,010	\$ 282,585	\$ 5,781,527
LIABILITIES AND FUND BALANCES															
Liabilities															
Due to other funds															
Debt service fund series 2004	248	-	-	-	-	-	-	-	-	-	-	-	-	-	248
Debt service fund series 2005	1,464	25,559	-	-	-	-	-	-	-	-	-	-	-	-	27,023
Debt service fund series 2014-1B	2,751	-	-	-	-	-	-	-	-	-	-	-	-	-	2,751
Debt service fund series 2014-2B	3,142	-	-	-	-	2,524	-	-	-	-	-	-	-	-	5,666
Debt service fund series 2014-3	427	-	-	-	-	-	-	-	-	-	-	-	-	-	427
Debt service fund series 2015A-1	1,867	-	-	-	-	-	-	-	-	-	-	-	-	-	1,867
Debt service fund series 2015A-2	617	-	-	-	-	-	-	-	-	-	-	-	-	-	617
Debt service fund series 2019	9,438	-	-	-	-	-	-	-	-	-	-	-	-	-	9,438
Due to Fiddler's Creek CDD #1	89,576	27,626	-	-	-	-	-	-	-	-	-	-	-	-	117,202
Due to general fund	-	-	-	321	-	1,974	-	-	-	-	-	-	-	-	2,295
Due to Developer	10,735	-	-	-	-	-	-	-	-	-	-	-	-	-	10,735
Contract payable	-	-	-	-	-	-	-	-	-	-	-	-	17,658	-	17,658
Retainage payable	-	-	-	-	-	-	-	-	-	-	-	-	86,592	-	86,592
Total liabilities	120,265	53,185	-	321	-	4,498	-	-	-	-	-	-	104,250	-	282,519
DEFERRED INFLOWS OF RESOURCES															
Deferred receipts	450	-	-	-	-	-	-	-	-	-	-	-	-	-	450
Total deferred inflows of resources	450	-	-	-	-	-	-	-	-	-	-	-	-	-	450
Fund balances:															
Restricted for:															
Debt service	-	157,495	296,731	227	306,254	(1,691)	353,406	132,946	413,425	130,029	194,663	886,052	-	-	2,869,537
Capital projects	-	-	-	-	-	-	-	-	-	-	-	-	263,760	282,585	546,345
Unassigned	2,082,676	-	-	-	-	-	-	-	-	-	-	-	-	-	2,082,676
Total fund balances	2,082,676	157,495	296,731	227	306,254	(1,691)	353,406	132,946	413,425	130,029	194,663	886,052	263,760	282,585	5,498,558
Total liabilities, deferred inflows of resources and fund balances	\$ 2,203,391	\$ 210,680	\$ 296,731	\$ 548	\$ 306,254	\$ 2,807	\$ 353,406	\$ 132,946	\$ 413,425	\$ 130,029	\$ 194,663	\$ 886,052	\$ 368,010	\$ 282,585	\$ 5,781,527

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
GENERAL FUND
FOR THE PERIOD ENDED JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ 5,496	\$ 2,031,610	\$2,027,080	100%
Assessment levy: off-roll	6,728	60,549	80,731	75%
Interest & miscellaneous	206	11,771	7,500	157%
Total revenues	<u>12,430</u>	<u>2,103,930</u>	<u>2,115,311</u>	99%
EXPENDITURES				
Administrative				
Supervisors	1,076	9,473	14,369	66%
Management	7,055	63,496	84,662	75%
Assessment roll preparation	-	22,500	22,500	100%
Audit	-	16,500	16,500	100%
Legal - general	7,998	13,364	25,000	53%
Engineering	8,912	47,167	40,000	118%
Telephone	26	235	313	75%
Postage	279	1,421	2,000	71%
Insurance	909	18,613	10,509	177%
Printing and binding	50	446	595	75%
Legal advertising	-	-	2,000	0%
Office supplies	157	157	750	21%
Annual district filing fee	-	175	175	100%
Trustee	-	31,500	25,500	124%
Arbitrage rebate calculation	-	3,500	8,000	44%
ADA website compliance	-	210	900	23%
Contingency	81	1,453	10,000	15%
Total administrative	<u>26,543</u>	<u>230,210</u>	<u>263,773</u>	87%
Field management				
Field management services	952	8,568	11,424	75%
Total field management	<u>952</u>	<u>8,568</u>	<u>11,424</u>	75%
Water management				
Other contractual	5,792	82,422	147,494	56%
Fountains	16,012	146,199	145,000	101%
Total water management	<u>21,804</u>	<u>228,621</u>	<u>292,494</u>	78%
Street lighting				
Contractual services	1,794	7,767	20,000	39%
Electricity	483	5,387	16,000	34%
Capital outlay	-	-	10,000	0%
Miscellaneous	-	-	1,000	0%
Total street lighting	<u>2,277</u>	<u>13,154</u>	<u>47,000</u>	28%

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
GENERAL FUND
FOR THE PERIOD ENDED JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
Landscaping				
Other contractual	78,868	577,101	1,059,000	54%
Other contractual-mosquito spraying	6,196	16,522	23,000	72%
Improvements and renovations	726	19,433	75,000	26%
Contingencies	-	-	5,000	0%
Total landscaping	<u>85,790</u>	<u>613,056</u>	<u>1,162,000</u>	53%
Roadway maintenance				
Contractual services (street cleaning)	-	2,280	5,000	46%
Roadway maintenance	-	135,877	75,000	181%
Total roadway services	<u>-</u>	<u>138,157</u>	<u>80,000</u>	173%
Irrigation				
Controller repairs & maintenance	25	700	2,000	35%
Other contractual-irrigation manager	-	12,500	50,000	25%
Supply system	20,277	86,769	132,716	65%
Total irrigation	<u>20,302</u>	<u>99,969</u>	<u>184,716</u>	54%
Other fees & charges				
Property appraiser	-	-	31,673	0%
Tax collector	110	34,875	42,231	83%
Total other fees & charges	<u>110</u>	<u>34,875</u>	<u>73,904</u>	47%
Total expenditures and other charges	<u>157,778</u>	<u>1,366,610</u>	<u>2,115,311</u>	65%
Excess/(deficiency) of revenues over/(under) expenditures	(145,348)	737,320	-	
Fund balances - beginning	2,228,024	1,345,356	1,044,066	
Fund balances - ending	<u>\$ 2,082,676</u>	<u>\$ 2,082,676</u>	<u>\$ 1,044,066</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ 91	\$ 33,653	\$ 33,600	100%
Interest	1	12	-	N/A
Total revenues	<u>92</u>	<u>33,665</u>	<u>33,600</u>	100%
EXPENDITURES				
Debt service				
Principal	-	5,000	5,000	100%
Interest	-	16,538	16,538	100%
Total debt service	<u>-</u>	<u>21,538</u>	<u>21,538</u>	100%
Other fees & charges				
Property appraiser	-	-	525	0%
Tax collector	2	577	700	82%
Total other fees & charges	<u>2</u>	<u>577</u>	<u>1,225</u>	47%
Total expenditures	<u>2</u>	<u>22,115</u>	<u>22,763</u>	97%
Excess/(deficiency) of revenues over/(under) expenditures	90	11,550	10,837	
Fund balances - beginning	157,405	145,945	154,380	
Fund balances - ending	<u>\$ 157,495</u>	<u>\$ 157,495</u>	<u>\$ 165,217</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ 537	\$ 198,435	\$ 201,484	98%
Prepayment assessments	-	49,473	-	N/A
Interest	2	16	-	N/A
Total revenues	<u>539</u>	<u>247,924</u>	<u>201,484</u>	123%
EXPENDITURES				
Debt service				
Principal	-	65,000	65,000	100%
Principal - off-roll	-	30,000	-	N/A
Interest	-	121,200	122,100	99%
Total debt service	<u>-</u>	<u>216,200</u>	<u>187,100</u>	116%
Other fees & charges				
Property appraiser	-	-	3,148	0%
Tax collector	11	3,406	4,198	81%
Total other fees & charges	<u>11</u>	<u>3,406</u>	<u>7,346</u>	46%
Total expenditures	<u>11</u>	<u>219,606</u>	<u>194,446</u>	113%
Excess/(deficiency) of revenues over/(under) expenditures	528	28,318	7,038	
Fund balances - beginning	296,203	268,413	229,123	
Fund balances - ending	<u>\$ 296,731</u>	<u>\$ 296,731</u>	<u>\$ 236,161</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: off-roll	\$ -	\$ 277,649	\$ 277,650	100%
Total revenues	<u>-</u>	<u>277,649</u>	<u>277,650</u>	100%
EXPENDITURES				
Debt service				
Principal	90,000	90,000	90,000	100%
Interest	93,825	187,650	187,650	100%
Total debt service	<u>183,825</u>	<u>277,650</u>	<u>277,650</u>	100%
Excess/(deficiency) of revenues over/(under) expenditures	(183,825)	(1)	-	
Fund balances - beginning	227	228	131,581	
Fund balances - ending	<u>\$ (183,598)</u>	<u>\$ 227</u>	<u>\$ 131,581</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ 1,009	\$ 372,930	\$ 372,345	100%
Interest	2	19	-	N/A
Total revenues	<u>1,011</u>	<u>372,949</u>	<u>372,345</u>	100%
EXPENDITURES				
Debt service				
Principal	-	115,000	115,000	100%
Principal prepayment	-	5,000	-	N/A
Interest	-	241,144	241,313	100%
Total debt service	<u>-</u>	<u>361,144</u>	<u>356,313</u>	101%
Other fees & charges				
Property appraiser	-	-	5,818	0%
Tax collector	20	6,401	7,757	83%
Total other fees & charges	<u>20</u>	<u>6,401</u>	<u>13,575</u>	47%
Total expenditures	<u>20</u>	<u>367,545</u>	<u>369,888</u>	99%
Excess/(deficiency) of revenues over/(under) expenditures	991	5,404	2,457	
Fund balances - beginning	305,263	300,850	278,087	
Fund balances - ending	<u>\$ 306,254</u>	<u>\$ 306,254</u>	<u>\$ 280,544</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: off-roll	\$ -	\$ 536,598	\$ 536,600	100%
Total revenues	<u>-</u>	<u>536,598</u>	<u>536,600</u>	100%
EXPENDITURES				
Debt service				
Principal	-	185,000	185,000	100%
Interest	-	351,600	351,600	100%
Total debt service	<u>-</u>	<u>536,600</u>	<u>536,600</u>	100%
Excess/(deficiency) of revenues over/(under) expenditures	-	(2)	-	
Fund balances - beginning	(1,691)	(1,689)	217,530	
Fund balances - ending	<u>\$ (1,691)</u>	<u>\$ (1,691)</u>	<u>\$ 217,530</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ 1,152	\$ 425,894	\$ 425,226	100%
Assessment prepayments	-	22,299	-	N/A
Interest	2	21	-	N/A
Total revenues	<u>1,154</u>	<u>448,214</u>	<u>425,226</u>	105%
EXPENDITURES				
Debt service				
Principal	-	140,000	140,000	100%
Interest	-	268,800	268,800	100%
Total debt service	<u>-</u>	<u>408,800</u>	<u>408,800</u>	100%
Other fees & charges				
Property appraiser	-	-	6,644	0%
Tax collector	23	7,310	8,859	83%
Total other fees & charges	<u>23</u>	<u>7,310</u>	<u>15,503</u>	47%
Total expenditures	<u>23</u>	<u>416,110</u>	<u>424,303</u>	98%
Excess/(deficiency) of revenues over/(under) expenditures	1,131	32,104	923	
Fund balances - beginning	<u>352,275</u>	<u>321,302</u>	<u>313,519</u>	
Fund balances - ending	<u>\$ 353,406</u>	<u>\$ 353,406</u>	<u>\$ 314,442</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ 157	\$ 57,892	\$ 62,721	92%
Assessment levy: off-roll	-	650,064	650,166	100%
Interest	1	11	-	N/A
Total revenues	<u>158</u>	<u>707,967</u>	<u>712,887</u>	99%
EXPENDITURES				
Debt service				
Principal	-	245,000	245,000	100%
Principal prepayment	-	50,000	-	N/A
Interest	-	464,100	465,600	100%
Total debt service	<u>-</u>	<u>759,100</u>	<u>710,600</u>	107%
Other fees & charges				
Property appraiser	-	-	980	0%
Tax collector	3	994	1,307	76%
Total other fees & charges	<u>3</u>	<u>994</u>	<u>2,287</u>	43%
Total expenditures	<u>3</u>	<u>760,094</u>	<u>712,887</u>	107%
Excess/(deficiency) of revenues over/(under) expenditures	155	(52,127)	-	
Fund balances - beginning	132,791	185,073	131,250	
Fund balances - ending	<u>\$ 132,946</u>	<u>\$ 132,946</u>	<u>\$ 131,250</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ 685	\$ 253,025	\$ 260,341	97%
Interest	3	30	-	N/A
Total revenues	<u>688</u>	<u>253,055</u>	<u>260,341</u>	97%
EXPENDITURES				
Debt service				
Principal	-	60,000	60,000	100%
Principal prepayment	-	95,000	-	N/A
Interest	-	188,075	190,850	99%
Total debt service	<u>-</u>	<u>343,075</u>	<u>250,850</u>	137%
Other fees & charges				
Property appraiser	-	-	4,068	0%
Tax collector	14	4,344	5,424	80%
Total other fees & charges	<u>14</u>	<u>4,344</u>	<u>9,492</u>	46%
Total expenditures	<u>14</u>	<u>347,419</u>	<u>260,342</u>	133%
Excess/(deficiency) of revenues over/(under) expenditures	674	(94,364)	(1)	
Fund balances - beginning	412,751	507,789	414,109	
Fund balances - ending	<u>\$ 413,425</u>	<u>\$ 413,425</u>	<u>\$ 414,108</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ 226	\$ 83,569	\$ 85,985	97%
Interest	1	8	-	N/A
Total revenues	<u>227</u>	<u>83,577</u>	<u>85,985</u>	97%
EXPENDITURES				
Debt service				
Principal	-	30,000	30,000	100%
Principal prepayment	-	25,000	-	N/A
Interest	-	52,125	52,850	99%
Total debt service	<u>-</u>	<u>107,125</u>	<u>82,850</u>	129%
Other fees & charges				
Property appraiser	-	-	1,344	0%
Tax collector	4	1,434	1,791	80%
Total other fees & charges	<u>4</u>	<u>1,434</u>	<u>3,135</u>	46%
Total expenditures	<u>4</u>	<u>108,559</u>	<u>85,985</u>	126%
Excess/(deficiency) of revenues over/(under) expenditures	223	(24,982)	-	
Fund balances - beginning	129,806	155,011	128,562	
Fund balances - ending	<u>\$ 130,029</u>	<u>\$ 130,029</u>	<u>\$ 128,562</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: off-roll	\$ -	\$ 132,812	\$ 132,813	100%
Interest	1	13	-	N/A
Total revenues	<u>1</u>	<u>132,825</u>	<u>132,813</u>	100%
EXPENDITURES				
Debt service				
Interest	-	132,812	132,813	100%
Total debt service	<u>-</u>	<u>132,812</u>	<u>132,813</u>	100%
Excess/(deficiency) of revenues over/(under) expenditures	1	13	-	
Fund balances - beginning	194,662	194,650	194,632	
Fund balances - ending	<u>\$ 194,663</u>	<u>\$ 194,663</u>	<u>\$ 194,632</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 JUNE 30, 2021**

	Current Month	Year to Date	Budget	% of Budget
REVENUES				
Assessment levy: on-roll - net	\$ 3,460	\$ 1,279,149	\$ 1,281,032	100%
Assessment prepayments	61,461	228,451	-	N/A
Interest	6	59	-	N/A
Total revenues	<u>64,927</u>	<u>1,507,659</u>	<u>1,281,032</u>	118%
EXPENDITURES				
Debt service				
Principal	-	665,000	660,000	101%
Principal prepayment	-	195,000	-	N/A
Interest	-	596,325	598,250	100%
Total debt service	<u>-</u>	<u>1,456,325</u>	<u>1,258,250</u>	116%
Other fees & charges				
Property appraiser	-	-	20,016	0%
Trustee Fees	-	140	-	N/A
Tax collector	69	21,957	26,688	82%
Total other fees & charges	<u>69</u>	<u>22,097</u>	<u>46,704</u>	47%
Total expenditures	<u>69</u>	<u>1,478,422</u>	<u>1,304,954</u>	113%
Excess/(deficiency) of revenues over/(under) expenditures	64,858	29,237	(23,922)	-122%
Fund balances - beginning	821,194	856,815	733,154	
Fund balances - ending	<u>\$ 886,052</u>	<u>\$ 886,052</u>	<u>\$ 709,232</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 JUNE 30, 2021**

	Current Month	Year to Date
REVENUES		
Interest & miscellaneous	\$ 4	\$ 69
Total revenues	4	69
EXPENDITURES		
Capital outlay	17,658	799,620
Total expenditures	17,658	799,620
Excess/(deficiency) of revenues over/(under) expenditures	(17,654)	(799,551)
Fund balances - beginning	281,414	1,063,311
Fund balances - ending	\$ 263,760	\$ 263,760

**FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT #2
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
CAPITAL PROJECTS FUND 2015
FOR THE PERIOD ENDED JUNE 30, 2021**

	Current Month	Year to Date
REVENUES		
Interest & miscellaneous	\$ 2	\$ 21
Total revenues	2	21
EXPENDITURES		
Capital outlay	-	756
Total expenditures	-	756
Excess/(deficiency) of revenues over/(under) expenditures	2	(735)
Fund balances - beginning	282,583	283,320
Fund balances - ending	\$ 282,585	\$ 282,585

FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2

9A

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 April 28, 2021 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
John Nuzzo	Assistant Secretary
Bill Klug	Assistant Secretary

Also present were:

Chuck Adams	District Manager
Cleo Adams	Assistant District Manager
Tony Pires	District Counsel
Terry Cole	District Engineer
Shane Willis	Fiddler’s Creek Security
Michael O’Neil	Counsel for The Foundation
Jerry Kurtz	Collier County Comprehensive Watershed Improvement Plan Principal Project Manager (CCCWIP)
Liz Gosselin	CCCWIP – Associate Project Manager
Mark Zordan	CCCWIP – Operations
Bill Benson (via telephone)	Keefe McCullough
Shannon Benedetti	Resident/Landscape Committee Member
Mark Kimmel	Resident
Joan Smith	Resident

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mrs. Adams called the meeting to order at 10:02 a.m. All Supervisors were present.

SECOND ORDER OF BUSINESS

Public Comments: Non-Agenda Items

There being no public comments, the next item followed.

42 **THIRD ORDER OF BUSINESS**

43 **Presentation: Collier County**
44 **Comprehensive Watershed Improvement**
45 **Plan, by Amy Patterson**

46 Mr. Jerry Kurtz, Collier County Stormwater Principal Project Manager, introduced his
47 colleagues Ms. Liz Gosselin and Mr. Mark Zordan. Mr. Gary McAlpin, the initial Project
48 Manager, retired. No permits were issued yet as the project was still in the planning and design
49 phase, which is expected to span two more years before work begins.

50 As requested, Mr. Kurtz gave an overview of the project, as follows:

- 51 ➤ The intention is meant mostly to change the patterns of the flows of water on a large
52 scale.
- 53 ➤ Make environmental enhancements to undo the current system, known as the drain
54 and ditch philosophy of the canal picking up the overland flows of water that go into Naples
55 Bay, which is now detrimental to the environment and the landscape.
- 56 ➤ Fiddler's Creek is located at the downstream end of the project area.
- 57 ➤ Per the District's request to the various agencies, they are now involved in the review
58 and permitting process.

59 Mr. Kurtz gave a PowerPoint presentation of the Collier County Comprehensive
60 Watershed Improvement Plan (CCWIP) and highlighted the following:

- 61 ➤ As the canals are constructed with control structures to hold water back to control over
62 drainage issues and are managed in partnership with the South Florida Water Management
63 District (SFWMD) and the Collier County Water Division (CCWD), it causes the watershed to
64 split between Rookery Bay and Naples Bay. Consequently, Fiddler's Creek, which is part of
65 Rookery Bay, was reduced by 80 square miles and the Naples Bay area increased by 100 square
66 miles. The intent now is to work towards reversing that.
- 67 ➤ Impact to the Watersheds: Watershed is affected by hydrology and the ecology and the
68 concept of this project is over 25 years old. The project is meant to improve the ecology of
69 Rookery Bay, where parts might receive too much water too fast, and some parts might not
70 receive enough. Naples Bay is also impacted, as the ecology is not up to the desired standards.

- 71 ➤ Collier County would fund the project using funds from BP, as the County is eligible to
72 receive funds, as a result of the oil spill years ago, and those funds can only be used for
73 environmental restoration projects.
- 74 ➤ Staged dependent drainage patterns change based on the weather, which impacts the
75 watershed, and each affects the other. Systems are highly managed, but not hurricane proof.
- 76 ➤ Retrofitting Watersheds: Several studies were performed, and the County is now in the
77 design phase. The project will divert water with extra nutrients through the natural systems to
78 purify it. Spreading the water into the forest would allow the water to percolate back into the
79 ground, which is where the drinking water comes from. The waters need to be held on the land
80 to recharge the aquifer for the water supply. The sources of the extra nutrients come from
81 farming and lawn care activity.
- 82 ➤ Aerial View of Fiddler's Creek, I-75, and Verona Walk: The proposed project would
83 divert excess water out of Golden Gate canal, twice each year. The County is still in the
84 modeling stage. The plan is to divert the water and try to get back to the historic flow patterns,
85 overcome the ditch and drain pattern, mitigate the environmental conditions, and rehydrate
86 the swamp.
- 87 ➤ Picayune Strand Restoration Project: Requires adding new culverts to rehydrate the
88 swamp to the east.
- 89 ➤ Everything would be monitored and allow the County to manage water for drinking use,
90 instead of over draining. The Picayune Strand Restoration Project would not impact the CDD.
- 91 ➤ 100 cubic feet/second (cfs) is the ideal amount for water diversion, but it would more
92 likely average 80 cfs, when available, factoring in evaporation and rain events.
- 93 ➤ 400 acres in Naples Bay would benefit from the project and 10,000 acres in Rookery
94 Bay. Dryer areas would be wetter.
- 95 ➤ Permitting and design was expected to take another two years.
- 96 Culvert installation, dikes, slight rise in state forestry water of a few inches, and State
97 and privately-owned land, were discussed.
- 98 ➤ Lands transitioning to residential would allow the project to be enhanced more and
99 monitoring would allow the flows to be turned on and off, as needed.

100 ➤ A future phase would involve North Belle Meade, north of the interstate, 10 years from
101 now.

102 ➤ The County understands the systems and current flows in Fiddler's Creek and hears the
103 community's concerns that were voiced in the letter to the permitting agency, including the
104 quality of the water, water becoming too high, and monitoring water quality and amount of
105 water. There are no wells on Fiddler's Creek property but installing one near the Rookery might
106 be considered.

107 Mr. Miller invited County Staff to return once the project begins.
108

109 **FOURTH ORDER OF BUSINESS**

**Presentation of Draft Audited Basic
Financial Statements for the Fiscal Year
Ended September 30, 2020, Prepared by
Keefe McCullough**

114 Mr. Miller stated that he and Ms. Viegas submitted questions and comments to Mr.
115 Benson prior to the meeting. Mr. Benson noted that the requested changes were incorporated
116 and reflected in the draft being presented today. It was noted by Mr. Miller, that governmental
117 rules for accounting differ from corporate ones and deficit reporting could cause concern to
118 some unfamiliar with the accounting rules. Mr. Benson stated that the District is in very good
119 financial shape.

120 Mr. Benson presented the Audited Basic Financial Statements for the Fiscal Year Ended
121 September 30, 2020 and highlighted information found on various pages. The audit was
122 consistent with past audits. It was a clean, unqualified audit, and there were no findings or
123 instances of noncompliance.

124 Mr. Benson noted that the District received a large prepayment of assessments and that
125 the deficit is net of \$20 million of depreciation. Mr. Benson stated sophisticated lenders would
126 not be concerned about the fiscal stability of the District, if the District applies for a loan. As
127 requested for refinancing purposes, Mr. Benson would provide the next call dates on the bonds
128 to Mr. Adams to distribute to the Board.

129 Mr. Benson described the scope of testing internal controls and compliance and
130 commended District Management on its accounting procedures.

131 Ms. Viegas’ name would be added to Keefe McCullough’s email distribution list, so that
132 she would receive the advance copy of future draft audits to review for accuracy to ensure that
133 the audit in the agenda package contains fewer errors.

134

135 **FIFTH ORDER OF BUSINESS**

**Consideration of Resolution 2021-02,
Hereby Accepting the Audited Basic
Financial Statements for the Fiscal Year
Ended September 30, 2020**

136

137

138

139

140 Resolution 2021-02 was presented.

141

**On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor,
Resolution 2021-02, Accepting the Audited Basic Financial Statements for the
Fiscal Year Ended September 30, 2020, was adopted.**

142

143

144

145

146

147 **SIXTH ORDER OF BUSINESS**

**Discussion/Update: Aviamar Entrance and
Aviamar Fountain Landscaping**

148

149

150 Resident and Landscape Committee Member Shannon Benedetti distributed a hand
151 drawn diagram. Mrs. Adams distributed Ms. Viegas’ meeting notes to replace the incorrect
152 document that was in the agenda package. Ms. Benedetti and Ms. Viegas had an on-site
153 meeting with Mr. Scott Smith, of Juniper Landscaping (Juniper), regarding modifying the
154 Aviamar Entrance and the Aviamar Fountain landscaping. The following is a synopsis of the
155 meeting:

156 ➤ Mr. Smith agreed to create the landscape renderings, at no cost to the District. He
157 acknowledged that Juniper would still have to submit a proposal and that Juniper would not
158 automatically be awarded the contract.

159 ➤ Residents want to see the fountain from the street. Trimming the Clusia plants behind
160 the monument sign or replacing them with other plant materials was considered.

161 ➤ Installing turf to break up the area in front of and behind the monument sign was
162 suggested, as there is no design and it is just a bed of plants.

163 ➤ GulfScapes is still not performing as directed by Mrs. Adams and Ms. Smith, such as
164 trimming at different heights. Ms. Benedetti would meet with Mr. Barrow, on their behalf, to
165 tour and discuss the issues. She would send Mrs. Adams a report about the meeting. Mrs.
166 Adams was asked to discuss the issues with Mr. Grimes and request their attendance at the
167 next meeting.

168 Mr. Klug suggested touring the Lely entrance; however, Ms. Viegas noted that it does
169 not have a monument sign blocking the fountain and is elevated above the street level.

170 ➤ Design and maintenance crews must work together to prevent the current process of
171 replacing dead plants with smaller ones and leaving holes.

172 ➤ The modifications would be done in three stages and include the addition of turf, along
173 the edges, to help clean up the area, define the space, and reduce future costs. The phases
174 were identified as Sandpiper to the monument, then the fountain, and then behind the
175 monument.

176 ➤ Mr. Smith would send the design plans to Mrs. Adams for inclusion on the next agenda.

177 Ms. Viegas conveyed her further discussions with Mr. Smith as follows and as outlined in
178 her meeting notes which are attached to these minutes as Exhibit A:

179 ➤ He asked if the issue was with maintenance or design. The feeling was that it was
180 70%:30%, as he was confident the design he created still worked, but maintenance and
181 irrigation issues were occurring.

182 ➤ It would be difficult to make the fountain the focus because of its distance from the
183 street, the height of the fountain jets, and the monument sign which is directly in front of the
184 fountain.

185 ➤ The variety of planting materials which is identical to the Veneta fountain and adding
186 some colors were discussed in detail.

187 Possibly moving the monument and the prohibitive excessive costs, were discussed by
188 the Board.

189 Millbrook resident Joan Smith felt that the Board Members should inspect the area
190 before they vote, as it was her understanding that they had not viewed the area. Mr. Klug, Ms.
191 DiNardo, Mr. Nuzzo and Ms. Viegas stated they viewed the area and were very familiar with it.

192 Mr. Miller and Ms. DiNardo asked Ms. Smith why she said that no one viewed the area.
 193 Ms. Viegas stated I live there. Ms. Smith stated it is just what I am saying; I heard some Board
 194 Members. Mr. Nuzzo stated he lives across the street. Ms. Viegas stated that Mr. Klug rides his
 195 bike throughout the community. Ms. DiNardo added that she does as well. Mr. Miller stated
 196 that he drives through there. Ms. Smith stated that, when Ms. Benedetti asked the question
 197 last month, no one acknowledged that they had seen it. Mr. Miller stated we have all looked at
 198 it; thank you. Ms. DiNardo stated we put in benches; we were all around that whole area. Ms.
 199 Smith stated that she hoped so. Ms. DiNardo replied yes. Ms. Smith stated because that was
 200 not the impression. Mr. Miller stated if she said it, it is true. If she said it, you do not have to
 201 hope it. If she said it, she means it. Ms. DiNardo stated we are there all the time. Ms. Benedetti
 202 stated that the report that she asked Mrs. Adams to send to Ms. Smith has photographs of
 203 everything. Ms. DiNardo stated we know that area by memory; it is ingrained.

204

205 **SEVENTH ORDER OF BUSINESS**

**Consideration of Roadway Facilities Lease
 Agreement By and Between Callista at
 Fiddler’s Creek Condominium Association,
 Inc., and Fiddler’s Creek Community
 Development District #2**

206
 207
 208
 209
 210

211 Mr. Cole stated that he was waiting to meet with the HOA to review the punch list items
 212 and to replace the missing streetlight before the CDD accepts the roads. Mr. Pires would
 213 incorporate the scrivener’s errors Ms. Viegas identified. In response to a request, he would
 214 revise Paragraph 5 to state, explicitly, that the HOA is obligated to maintain the portions of the
 215 roadways it is retaining. Mrs. Adams noted that the Exhibits were not attached.

216

**On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor,
 tabling this agenda item until Mr. Cole signs off on the outstanding HOA punch
 list items, was approved.**

217
 218
 219
 220
 221

222 **EIGHTH ORDER OF BUSINESS**

Health, Safety and Environment Report

223
 224

The Health, Safety and Environment Report was provided for informational purposes.

225 The following response was provided to a question posed to Mr. Willis:

226 ➤ Regarding approval of the vendor Radio Frequency Identification (RFID) sticker program,
227 The Foundation was still working through a few legal issues.

228

229 **NINTH ORDER OF BUSINESS**

Developer's Report/Update

230

231 Mr. O'Neil had nothing to report. He responded to questions, as follows:

232 ➤ Regarding the Sandpiper Gatehouse opening, there were no new updates. Mr. Nuzzo
233 believed it was supposed to open when Florida Power & Light (FPL) connected everything and
234 neighbors were telling him that the lights are on and they want to know why it is not open yet.
235 Mr. O'Neil would research to determine if the road, or as stated in the prior minutes, FPL is the
236 issue.

237 Ms. Viegas stated that the construction roads are not completed yet and, per Mr.
238 Parisi's update at the last meeting, those roads must be completed before the Sandpiper
239 entrance can open. Mr. O'Neil would follow up and try to find out when the construction roads
240 will be completed.

241

242 **TENTH ORDER OF BUSINESS**

Engineer's Report: *Hole Montes, Inc.*

243

244 Mr. Cole presented and/or reported the following:

245 ➤ Distributed Draw #169, for \$21,277.16: Q. Grady Minor, Aqua-Matic Irrigation Systems,
246 Inc. (Aqua-Matic), and Aviamar bond renewal soft costs related to the Fiddler's Creek Plaza
247 project. The project title was mislabeled.

248 ➤ The County requested authorization from the District to proceed with repairing the
249 damaged curb and reinforcing the valley gutters at Corfu Court to Mr. Cole's specifications.
250 Waste Management (WM) would pay for the repairs, since they caused the damage.

251

252 **On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor,**
253 **authorizing the County to proceed with repairing the damaged curb and**
254 **reinforcing the valley gutters at Corfu Court, in accordance with Mr. Cole's**
255 **specifications, was approved.**

256

257 ➤ Presented \$1,400 proposal for other CDD valley gutter repairs at Corfu Court, which are
258 separate from the WM repairs. He also identified \$1,000 of non-CDD repair work. He would
259 work with Mr. Klug to coordinate HOA approval for payment, so Collier Paving can proceed with
260 all the projects at the same time.

261 ➤ Taylor Morrison (TM) finally contracted with Collier Paving to replace almost 2,000' of
262 valley gutter, within Oyster Harbor Phase 1, starting on May 10, 2021, at a cost of \$80,000 to
263 \$90,000. Mr. Cole would work with the contractor to verify that the areas the Board discussed
264 are the same areas that are on the contractor's list.

265 ➤ Lake #88 Lake Bank Erosion Repair: Minor punch list items would be completed next
266 week.

267 ➤ Irrigation Repairs: A map identifying numerous necessary repairs was distributed.
268 Proceeding with Item #8, the only CDD #2 related item, to install a temporary blow off on the
269 irrigation main into Oyster Harbor Phase 3, which will help flush out the snails, was
270 recommended. CDD #1 approved repairs in the mid \$40,000 range.

271 Ms. Viegas asked about other areas in CDD #2. Mr. Cole stated that CDD #1 agreed to
272 cover the minimal \$450 cost.

273

274 **On MOTION by Ms. DiNardo and seconded by Mr. Klug, with all in favor, Item**
275 **#8, to install a temporary blow off on the irrigation main into Oyster Harbor**
276 **Phase 3, in a not-to-exceed amount of \$5,900, was approved.**

277

278

279 ➤ Mr. Cole commended Aqua-Matic for getting a 30" valve operable and not having to
280 replace it, which would have been costly.

281 ➤ Topographic Survey Results - Amador Drainage Issues: Mr. Cole distributed a sketch
282 based on the topographic survey. It indicates the existing yard drains and where he
283 recommended installing a yard drain system with piping within the 7½' drainage easement on
284 Lots 7, 6, 5, 4, and most of 3, which would prevent disturbing the ficus hedge, and give them
285 the ability to work with the existing system.

286 Mr. Cole stated that TM never placed the yard drains in the correct spot. This proposal
287 would require TM to obtain a 7' to 9' wide drainage easement, in favor of the District, from the

288 homeowners at Lots 1, 2, and 3. Mr. Pires stated that, to ensure there are no future issues, a
289 joinder and consent of the mortgage holders, if any, would also be required, so that the
290 easement remains active. Mr. Cole confirmed that County Staff's position was that they could
291 not do anything about the placement of the yard drains and piping, as the County's approval of
292 the work done by TM was based on 2015 record drawings.

293 Mr. Pires asked for approval to work with Mr. Cole in preparing a letter to TM's
294 Attorney, once the Chair and Mr. Adams reviews it, thanking TM for doing the valley gutters
295 and advising TM that the CDD has a solution to resolve the drainage issues on Campanile Circle.
296 Mr. Miller wanted the statement about paying legal fees included in the letter.

297 Mr. Pires explained that, if the easement is not issued to the District, the District cannot
298 maintain, own or operate the drainage pipes at Lots 1, 2, and part of 3, as those are located
299 outside the drainage easement. The homeowners would be obligated to maintain them. By the
300 District seeking the easement, the District would be assuming the obligation from the
301 homeowner.

302 Resident Mark Kimmel, Lot 5 owner: This is my sixth meeting that I have come to and
303 we just keep kicking the can in different directions down the road. From the homeowners that
304 I have talked to, I have talked to all seven, unless they have changed their minds, no
305 homeowner is interested in easement modification. Do it right the first time. Taylor Morrison
306 has told me over and over and over they will gladly put the pipe in where it needs to be. They
307 will gladly put the swale in where it needs to be but the ficus hedge is in their way that was
308 planted twenty years ago. Move the ficus hedge. Taylor Morrison comes in, puts everything
309 where it needs to be, and then you fix the natural barrier where it needs to go.

310 Mr. Miller: Who told you this?

311 Mr. Kimmel: I have talked to everybody.

312 Mr. Miller: No, who made that statement to you?

313 Mr. Kimmel: All the homeowners. You mean Taylor Morrison? Yes, Taylor Morrison.

314 Mr. Miller: Who, at Taylor Morrison?

315 Mr. Kimmel: Keith. I have talked to Keith. I have talked to Rob Summers...

316 Mr. Miller: Good. Get it in writing. Get it in writing and come back.

317 Mr. Kimmel: But here is the problem...

318 Mr. Miller: No, no, there is not a problem. Get it in writing and we can deal with it.

319 Mr. Kimmel: Okay. But, his suggestion... I am talking about me and my Lot #5. Yes, you
320 can satisfy and get the drain in there but you are not addressing the property line
321 encroachment of the ficus hedge. It is on my property.

322 Mr. Miller: Are you dealing with all the other lots as well?

323 Mr. Kimmel: Yes.

324 Mr. Miller: You are speaking for all of them?

325 Mr. Kimmel: Yes. That ficus hedge is all over the place.

326 Mr. Miller: Okay. We are shifting gears here. Let us finish up first with the drainage
327 easement business.

328 Mr. Kimmel: It is all combined. You cannot do the drainage easement if the ficus hedge
329 is in the way.

330 Mr. Pires: You just indicated that the drainage pipes can be installed Lots 7, 6, 5, 4, and
331 most of 3; is that correct Terry?

332 Mr. Cole: Yes.

333 Mr. Pires: And the swale can be reconstructed?

334 Mr. Kimmel: But you are not addressing the ficus hedge that is on my property? Every
335 land survey imaginable puts that ficus hedge on all of our properties, in one location or another.
336 Sometimes the whole, entire ficus hedge is on our property.

337 Mr. Miller: Okay, so we are no longer talking about the drainage easement?

338 Ms. DiNardo: No, they are talking about hedges.

339 Mr. Miller: I understand that but who...

340 Mr. Kimmel: I already...

341 Mr. Miller: Just hold it. We had a discussion about the drainage easement and that was
342 not resolved. What I am trying to do is one thing at a time. I understand you are somewhat
343 passionate about the ficus hedge and I understand why and we will deal with it but I want to
344 deal with one thing at a time. I want to finish talking about the drainage easements and then
345 we will get to the ficus hedge.

346 Mr. Kimmel: Why don't you deal with the ficus hedge first?

347 Mr. Miller: Because I am the Chairman. I am dealing with what I want to deal with. If
348 you don't like it you can go. I want to finish dealing with the easement. Now you said that
349 Taylor Morrison made certain statements to you. If they will put that in writing, we will deal
350 with it; otherwise, we can't deal with it. So, if you want to come back with a letter from Taylor
351 Morrison saying what you said they said, we will deal with it. Now we can talk about the ficus
352 hedge.

353 Ms. DiNardo: The ficus hedge is on their property. Am I correct?

354 Mr. Miller: Yes.

355 Ms. DiNardo: It is on your personal property?

356 Mr. Kimmel: Yes.

357 Unidentified Resident: And on mine.

358 Other Residents: All of us.

359 Ms. DiNardo: And you want it removed?

360 Unidentified Resident: We would like to have it where it is supposed to be because
361 provides privacy from the road.

362 Ms. DiNardo: So, in other words, you are the ones in control of the ficus hedge; we
363 have no control of it.

364 Mr. Kimmel: It is your hedge.

365 Ms. DiNardo: Not it is not.

366 Mr. Adams: If it is on your property, it is not our hedge.

367 Ms. DiNardo: It is your hedge. We do not have the authority to...

368 Unidentified Resident: Can we do what we want with it?

369 Ms. DiNardo: Well, you have to make a decision.

370 Mr. Pires: I can't recall if there are any landscape buffers or any other easements other
371 than drainage. If you have vegetation that is on your property, you can, if it is on another
372 person's property and yours, as it appears to be in this case, the property owner has the ability
373 to trim...

374 Mr. Miller: His portion.

375 Mr. Pires: The trees back....

376 Mr. Adams: Near the property line.

377 Mr. Pires: Up and below and, if it is on someone else's property and on your property,
378 you can trim...

379 Mr. Miller: To the property line.

380 Mr. Pires: To the property line. But, if the vegetation dies, then you have responsibility.
381 If the hedge is entirely on your property and not on anyone else's property, then you can do
382 whatever you want.

383 Ms. DiNardo: That is the legal definition.

384 Mr. Miller: Send the bill for your legal advice to Mr. Kimmel.

385 Mr. Pires: It is all part of this meeting, so...

386 Ms. DiNardo: So, you have to handle what is on your property.

387 Mr. Kimmel: I am going to handle it. I am going to handle it. I am going to hire an
388 attorney and I am going to get the title company involved because there isn't a single survey
389 that was done when I closed on my property that is accurate. I am going to tie CDD #2,
390 Fiddler's Creek, both engineering firms. There is such an incestual relationship going on here,
391 nobody is standing up for the property owners. When I closed on my property and I was
392 handed a survey, my property does not reflect what the survey says. The County approved it.
393 The survey company signed off on it and it is not accurate.

394 Mr. Miller: I suggest you talk to the people at fault; not us. That is not our point. That
395 is not our problem. We are not involved in your survey.

396 Mr. Klug: You have a title insurance issue. We discussed this before.

397 Mr. Kimmel: Absolutely.

398 Mr. Klug: Okay. You have a title insurance...

399 Mr. Miller: I understand your passion but you are directing it at the wrong entity.

400 Mr. Kimmel: You have a drainage easement. The ficus hedge is in the drainage
401 easement.

402 Mr. Miller: I thought you did not want to talk about the drainage easement.

403 Mr. Pires: Mr. Chairman, the question I have is do we have direction to send follow-up
404 correspondence to the attorney for Taylor Morrison saying, as to 7, 6, 5, 4 and part of 3, here is
405 survey, the Engineer has advised there is sufficient room to recreate the swale and install the
406 drainage pipes and yard drains in the area?

407 Mr. Miller: Let me ask you a question. The answer is clearly, it would be nice for
408 somebody to say that from Taylor Morrison, why is it proper for us to do it? What is our basis
409 for telling them that?

410 Mr. Pires: We are responsible for operating those. The drainage system is supposed to
411 be installed in our drainage easement.

412 Mr. Miller: But it is not. It is not installed on our property, so what obligation do we
413 have? What right do we have to tell Taylor Morrison anything with regard to it?

414 Mr. Pires: In order to have a functioning water management system, I guess because it
415 affects the District's water management system.

416 Mr. Miller: That is not on our property and it is not our fault that it is not on our
417 property. It is Taylor Morrison's fault that it is on the homeowners' property. So, what is our
418 basis for giving the instruction?

419 Mr. Klug: We are just trying to get the ball moving.

420 Mr. Miller: Yes, I understand that but I do not want to assume our obligations.

421 Mr. Klug: I do not see where we are assuming any obligations if we simply ask Counsel
422 to direct a letter to Taylor Morrison, as we have discussed.

423 Mr. Pires: Inaudible comment.

424 Mr. Miller: Fine but I want it to be clear in that letter that we do not own the property
425 on which the drainage system is based.

426 Mr. Pires: I think it has been clear. The record shows that you are not the property
427 owner and it is an easement in favor of the District.

428 Ms. DiNardo: But also, the issue of the hedges. He is talking about hedges and it is
429 Taylor Morrison that he bought the property from and those hedges were there so I assumed
430 Taylor Morrison was the owner of the hedges.

431 Mr. Pires: We told Taylor Morrison that for them to now use the berm and hedges as an
432 excuse is disingenuous because they were aware of it at the time they began developing the
433 property. It is not Taylor Morrison's property now.

434 Ms. DiNardo: But at the time, so they should address the issues of the hedges as well. It
435 is on their property.....The bottom line is we do not have the authority. We do not have the
436 legal authority to go and do anything. It is the issue of Taylor Morrison. All your other issues
437 are surveys and things like that, the District is not involved.

438 Mr. Kimmel: You are missing. You are missing a huge part of this.

439 Mr. Miller: Which is?

440 Mr. Kimmel: The drainage easement is 15.5' wide; 7.5' of that is on my property and
441 7.5' of that is on your property. Your hedge is taking up the 7.5' on your property and it takes
442 up about 3' on my property. That hedge is huge.

443 Mr. Klug: Let me be clear, even though it serves as a buffer to all of your lots, you want
444 that ficus hedge totally torn out.

445 Mr. Kimmel: Yes, and put the swale in and the drainage in where it needs to be.

446 Mr. Klug: But you understand that, when we replant, you are not going to have that
447 vegetation.

448 Mr. Kimmel: We understand that.

449 Mr. Klug: You are going to be looking at cars going by.

450 Mr. Kimmel: We understand that.

451 Mr. Klug: So, every lot owner is going to recognize that and acknowledge that before we
452 do anything?

453 Mr. Kimmel: We understand that.

454 Mr. Klug: Good.

455 Mr. Kimmel: But the drawings require a buffer or a natural barrier so, when you cut out
456 the ficus hedge, you are going to have to put it back where it should have been or something.

457 Mr. Klug: Got it, but it is not going to be the same.

458 Mr. Kimmel: I understand that but it will grow.

459 Mr. Klug: That is fine. Just so you acknowledge that in writing before.

460 Mr. Kimmel: Yes. It will grow. I put clusia between my house....

461 Ms. DiNardo: But that should be the responsibility of Taylor Morrison, the part, because
462 it is his hedge. Taylor Morrison, I mean, we are going in there, we are taking in those expenses,
463 it is not our expenses.

464 Mr. Miller: Nope.

465 Ms. DiNardo: That is the issue. It is the cost. Who is going to pay for it if it is not the
466 District's cost? We have an obligation to pay for what the District is responsible for. We can't
467 just take money and spend it.

468 Mr. Miller: But we are losing our administration.

469 Mr. Kimmel: But 7.5' of that easement is filled with ficus hedge so you are going to have
470 to spend the money and get the ficus hedge out of their way so they can do it the way it should
471 have been done.

472 Ms. DiNardo: Taylor Morrison has to do it.

473 Mr. Kimmel: Taylor Morrison will do it.

474 Ms. DiNardo: He has to do the hedges; that is the issue.

475 Mr. Klug: We are going in circles...

476 Mr. Kimmel: It is not Taylor Morrison's hedge; it is your hedge.

477 Mr. Klug: Inaudible comment.

478 Mr. Kimmel: I am done with you guys. I am. I am going to get the title company
479 involved. I am going to get the County involved.

480 Mr. Miller: You should have done that.

481 Mr. Kimmel: I am going to get the attorneys involved. You know what? I am also going
482 to go to the media.

483 Mr. Miller: Do what you want to do.

484 Mr. Kimmel: This is so easy to fix it is unreal. You are all on the same team but no
485 one....(break in audio)...reflect what I bought and nobody wants to fix it.

486 Mr. Miller: Now, let me tell you something. You came here and complained about a
487 survey; that is not our issue.

488 Mr. Kimmel: You have gotten three surveys.

489 Mr. Miller: No, we are talking about the survey for your property. That is not our...

490 Mr. Klug: The survey company did the survey. They certified it. We didn’t survey, they
491 did. Take it up with the surveying company.

492 Mr. Miller: You complained about the title company; that is not our problem either.
493 Inaudible yelling.

494 Mr. Kimmel: Have a good day.

495 Mr. Miller: We will now, goodbye.

496 Mr. Kimmel: You know, there is no drainage tile underneath my property line. Please
497 do not have anyone trespass and put one in there.

498 Mr. Pires: For the record, if the District installs drainage facilities in its drainage
499 easement, it is not trespassing; we have a dedicated drainage easement.

500

501 **ELEVENTH ORDER OF BUSINESS**

**Acceptance of Unaudited Financial
502 Statements as of March 31, 2021**

503

504 Mrs. Adams presented the Unaudited Financial Statements as of March 31, 2021. She
505 distributed the Financial Highlights Report and noted that the credit due from CDD #1, for the
506 fountain repairs, was received.

507 Ms. DiNardo asked why the “Roadway maintenance” line item exceeded budget, Mrs.
508 Adams explained that certain projects and repairs completed this year were not budgeted. She
509 would add a new capital outlay “sidewalk/curb/gutter repairs” line item to the proposed Fiscal
510 Year 2022 budget.

511 In response to a suggestion by Ms. Viegas and Board discussion, Staff was directed to
512 research securing a \$300,000 line of credit with Iberia Bank, similar to the one CDD #1
513 obtained, due to the impending hurricane season. Board Members with banking connections
514 were encouraged to obtain information about a line of credit.

515 The financials were accepted.

516

517 **TWELFTH ORDER OF BUSINESS**

**Approval of March 24, 2021 Regular
518 Meeting Minutes**

519

520 Mrs. Adams presented the March 24, 2021 Regular Meeting Minutes. The following
521 changes were made:

522 Line 35: Insert "MS. VIEGAS' AND MRS. ADAMS'" after "FROM"

523 Line 76: Insert "of" after "issue"

524

525 **On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor, the**
526 **March 24, 2021 Regular Meeting Minutes, as amended, were approved.**

527

528

529 **THIRTEENTH ORDER OF BUSINESS**

Public Comments

530

531 There being no public comments, the next item followed.

532

533 **FOURTEENTH ORDER OF BUSINESS**

Staff Reports

534

535 **▪ Operations Manager: *Wrathell, Hunt and Associates, LLC***

536 **This item, previously Item 14C, was presented out of order.**

537 The Field Operations Report was included for informational purposes.

538 Mrs. Adams would take the following actions:

539 ➤ Have the Veneta fountain inspected and obtain cost to have the tiles cleaned, as green
540 or turquoise markings were identified on the tiles inside various areas of the fountain.

541 ➤ Research to engage a vendor to clean the outside of the urns, as LandCare takes care of
542 the liners. Since LandCare was negligent, it was suggested that LandCare pay for the cleaning.

543 Ms. Viegas stated that she notified Mrs. Adams that LandCare installed the bench at the
544 wrong location, instead of at Sandpiper, and asked when it would be corrected. Mrs. Adams
545 stated that the bench would be relocated today.

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

547 **I. Update: Amaranda Landscape Maintenance**

548 Mr. Pires stated that a response from the Management company was pending.

549 **II. Update: Halvorsen Traffic Signal Contribution Discussion**

550 Mr. Pires stated that he was waiting for Mr. Parisi to schedule a meeting with Halvorsen.

551 Mr. Miller noted that Mr. Parisi was out but due to return today.

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

553 I. 1,188 Registered Voters in District as of April 15, 2021

554 II. NEXT MEETING DATE: May 26, 2021 at 10:00 A.M.

555 o QUORUM CHECK

556 The next meeting would be held on May 26, 2021 at 10:00 a.m.

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

558 This item was presented earlier during the Fourteenth Order of Business.

559

560 FIFTEENTH ORDER OF BUSINESS Supervisors' Requests

561

562 There being no Supervisors' requests, the next item followed.

563

564 SIXTEENTH ORDER OF BUSINESS Adjournment

565

566 There being no further business to discuss, the meeting adjourned.

567

568 On MOTION by Ms. DiNardo and seconded by Mr. Klug, with all in favor, the
569 meeting adjourned at 12:25 p.m.

570

571

572

573

574

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

575
576
577
578
579
580
581

Secretary/Assistant Secretary

Chair/Vice Chair

582
583
584
585
586

EXHIBIT A

Linda Viegas Notes on 4/15 Meeting
with Scott Smith and Shannon Benedetti
Regarding Aviamar Entrance and Aviamar Fountain Landscaping

Notes on 4/15 Meeting with Scott Smith and Shannon Benedetti Regarding Aviamar Entrance and Aviamar Fountain Landscaping

The areas reviewed for which Ms. Benedetti is requesting modifications are the center section between Sandpiper Drive and the traffic circle, and the section around the fountain. It was agreed the areas on both sides of the entrance do not require any modification.

Is the Problem a Maintenance Issue or a Design Issue?

- Mr. Smith asked if we would be having this meeting if the maintenance was being done correctly.
- Mr. Smith explained the goal of the design and said it is doing what it is supposed to do, but it is not being maintained properly. He mentioned concerns with the replacement of dead plants. There are still holes in areas, replacement plants are of a different variety in some spots (Bougainvillea), and irrigation heads are at different heights when not necessary. He offered to send out his maintenance people to review the area. (*Note: They came out after our meeting.*)
- Mr. Smith also explained the heights of the different plantings were incorrectly trimmed in many areas which impacted the overall look. The plantings should have a layered and tiered effect but that is not happening with the current maintenance trimming.
- Mr. Smith feels the problem with the areas is 60-70% maintenance and only 30-40% design/plantings.

Making the Fountain the Focus:

- Mr. Smith agreed that it would be impossible to make the fountain the focus no matter what design/planting is used.
- The distance of the fountain from the road, the height of the fountain, and the monument sign directly in front of the fountain prevent it from being the focus.
- The most that could be done is to lower the Clusia plantings behind the monument sign and add some color on the ends of the monument sign by replacing some of the Clusia plantings that are there. Copperleaf was suggested as one possible replacement.

Discussion of Plantings:

- The variety of the plants at the Aviamar fountain are the same as at the Veneta fountain. No modification is being requested at Veneta. LandCare is the current maintenance provider at Veneta and Gulfscapes is the current maintenance provider at Aviamar.
- Mr. Smith stated the Bougainvilleas are “bulletproof” plants. Some of the variety used do not do as well as other varieties. Ms. Benedetti would like to see much of the Bougainvilleas in the center section removed and replaced with other plantings. She does not consider them “bulletproof.”
- Mr. Smith felt the Bougainvilleas are the best choice but would look for others that would do well. He said he had spent time, and would spend more time, driving around and seeing what plantings did well in the community. The assumption is the soil is the same in all locations.
- Mr. Smith suggested smaller plantings be used in a small section of the front area adjacent to Sandpiper Drive. He said one option for the section is annuals that would need to be

replaced with other annuals throughout the year. I suggested due to the costs and issues with constant replacement he try to find a perennial solution.

- The Firebush and Copperleaf have consistently done well so they will remain.
- Duranta (gold mounds) plants were discussed. It was felt there were too many, and they are not thriving. They are doing well in some areas. Mr. Smith will look for a replacement or minimalization of them.

Turf:

- The addition of turf in the front section where the Duranta are located was discussed to break up the area.
- I raised a concern about residents using the turf areas as a walkway but agreed the plantings need to have some type of break.

Fountain Area:

- The area behind the fountain is in good shape and does not need to be addressed. Some of the Duranta will be removed with more Bougainvilleas replacing them up to the back wall of the fountain.
- More turf was suggested as an addition to the front area of the fountain adjacent to the road. New plantings with color will be added immediately in front of the fountain.
- Part of the reason for the turf addition is due to the spray from the fountain that causes damage to the plantings. The spray will go past the new plantings onto the turf.

Three Phase Approach:

- The areas being reviewed can be broken up into three phases.
 1. The front section from Sandpiper Drive to the monument sign.
 2. The middle section from the monument sign to the circle.
 3. The section around the fountain.
- When Mr. Smith submits his design, he offered to also provide pricing using the three phase approach.
- Mr. Smith will also provide the maintenance required for his design so if it is approved the installer and maintenance provider chosen will know what needs to be done.
- Mr. Smith expects to have his design ready to present to the CDD2 Board at the May meeting.

As requested by the Board, I told Mr. Smith that even though he is doing the design, it did not mean Juniper would be chosen as the installer. I also noted that Gulfscapes is the current maintenance provider and would be until the service is bid.

FIDDLER'S CREEK
COMMUNITY DEVELOPMENT DISTRICT
#2

9B

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 June 23, 2021 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
John Nuzzo	Assistant Secretary
Bill Klug	Assistant Secretary

Also present were:

Chuck Adams	District Manager
Cleo Adams	Assistant District Manager
Tony Pires	District Counsel
Terry Cole	District Engineer
Ron Albeit	The Foundation General Manager
Joe Parisi	Developer’s Counsel
Dan Frechette	Fiddler’s Creek Security
Todd Lux	Fiddler’s Creek Facilities
Mark Grimes	GulfScapes Landscape Management Services (GulfScapes)
Mike Barrow	GulfScapes
Alex Hutchinson	GulfScapes
Russ Weyer	Fishkind & Associates
Shannon Benedetti	Resident/Landscape Committee Member
Nat Pappagallo	Resident
Scott Stern	Resident
Robert DeMaria	Resident
Pat Garvey	Resident
Sheri Mossbeck	Resident
Joan Smith	Resident
Margie Cardillo	Resident
Dayle DeMaria	Resident

43 **FIRST ORDER OF BUSINESS****Call to Order/Roll Call**

44

45 Mrs. Adams called the meeting to order at 10:00 a.m. All Supervisors were present.

46

47 **SECOND ORDER OF BUSINESS****Public Comments: Non-Agenda Items**

48

49 Resident Nat Pappagallo asked if the shoreline erosion on the lake at Quilcene Lane and
50 Belon Lane would be properly repaired.51 Mr. Cole stated he met with Mr. Keith Norton, of Taylor Morrison (TM), in January 2020
52 regarding Oyster Harbor issues, including valley gutter and lake erosion problems. A follow-up
53 meeting was scheduled for June 24, 2021. He reviewed photos and stated that the remedy was
54 not correct and, if compacted sand is added to the lake bank, sod should be installed
55 immediately. A review would be conducted. Several dozen locations have erosion and yard
56 drains might require extension to the lake. Mr. Cole stated that it was unclear whether riprap
57 would be needed. He noted that many other areas in Fiddler's Creek needed geotube repairs,
58 but there were none in that area. Valley gutter repairs would also be examined, as the
59 contractor who replaced over 2,000' of valley gutter in Oyster Harbor damaged the asphalt and
60 did not correctly reinstall the driveway paver blocks. As District Engineer, Mr. Cole represents
61 the CDD to protect CDD assets and ensure that the roads are correct when they are turned over
62 to the District. The contractor, Collier Paving, worked for TM.63 Mr. Parisi stated that he received many questions about the last lift of asphalt and
64 stated that it must wait until all construction and punch list items are completed.65 Mr. Nuzzo stated that the valley gutters in front of his home were not draining properly
66 and constantly retained water. Mr. Cole stated he drove through the area last week and a
67 visible dip was noted; he would continue to follow up. Mr. Nuzzo stated he would send
68 photographs to Mr. Cole.69 Resident Scott Stern stated, following the gutter work on his street, Fanny Bay Lane,
70 there were approximately 25 large gaps between the new cement gutter and the pavement.
71 Some holes were 2' to 3' wide and 1' deep. Mr. Stern stated that he spoke with Mrs. Adams and
72 sent a follow-up email to Mrs. Adams and Mr. Cole. He also made an earlier complaint was
73 made to Southwest Property Management. Some holes were fixed and a 14' unpaved area in

74 his cul-de-sac has since been patched but, in his opinion, it was done in a sloppy manner. He
75 felt that some holes in the cement present a major safety hazard, collect water where
76 mosquitoes can congregate, and are a hazard for walkers and bicyclists. He expressed his
77 opinion that the work in Veneta was exceptional compared to the work in Oyster Harbor, and it
78 seemed that work in his area was hastily and sloppily completed, especially given the number
79 of issues for a very short block.

80 Mr. Miller thanked Mr. Stern and stated his concerns were noted. Mr. Cole was
81 scheduled to meet with Mr. Norton on June 24, 2021, and the repairs would be pursued and
82 addressed.

83 Mr. Stern voiced his opinion that the lake edging work caused major erosion over three
84 days, when there was no rain, due to irrigation system runoff. He stated that he would send
85 pictures to Mr. Cole. Mr. Miller asked Mr. Cole to email the Board with the results of his
86 meeting with Mr. Norton at TM.

87 Laguna resident Robert DeMaria stated his belief that CDD #1 paved its roads twice and
88 asked if paving was planned, given that CDD #2 has never paved its roads. He noted that the
89 streetlamps are dirty and covered with bugs and asked if they would be cleaned or if rain is
90 relied on to clean them. He believed that the lakes lose water in dry season, and fish kills occur
91 due to lack of oxygen. A recent fish kill smelled very bad and attracted birds. He felt that
92 aerators would resolve the problem.

93 Mr. Miller asked what roadway area Mr. DeMaria was concerned about. Mr. DeMaria
94 voiced his opinion that all of CDD #2 needs to be repaved. Mr. Miller stated Mrs. Adams would
95 speak with Bentley Electrical Contractors (Bentley) to address the street lights. Mrs. Adams
96 stated that aerators would not prevent a fish kill. She stated that excessive amounts of rain
97 typically cause oxygen levels to drop.

98 Mrs. Adams stated that the two lake fountains at the entrance would not address the
99 issues Mr. DeMaria was referring to and noted that, during the rainy season, there are
100 numerous fish kills throughout Fiddler's Creek related to rainfall.

101 Mussorie resident Pat Garvey stated that, in March, he advised the Board about the
102 need for valley gutter repairs at his property, which were scheduled for repair in May. Mr. Cole

103 apologized for the delay and stated the work was scheduled in the hopes it would be
104 completed by July.

105 Resident Joan Smith asked if the landscaped area by the former Aviamar construction
106 entrance from Sandpiper Drive would be fenced to prevent pedestrian traffic to and from
107 Publix. Mr. Parisi stated he would try to have an answer by the end of the meeting.

108 Mr. DeMaria stated that an entrance before the guard gate on Fiddler's Creek property
109 permits entrance to and from Publix and allows Publix traffic into Fiddler's Creek. The
110 consensus was that this would be addressed.

111 Mr. Parisi stated the gate was not addressed in the agreement with Publix. He was
112 corresponding with Halvorsen and Publix regarding the Fiddler's Creek proposed gate
113 installation. A proposal was submitted and a generator would be provided to give Publix
114 uninterrupted access and Fiddler's Creek would be secured. Mr. Miller stated that a gate was
115 planned since the inception of Publix and he was not aware that it was not included in the
116 agreement; he was glad Mr. Parisi was pursuing it.

117

118 **THIRD ORDER OF BUSINESS**

**Presentation/Consideration: Proposed
District Boundary Changes**

119

120

121 Mr. Parisi introduced Mr. Todd Lux, Director of Facilities, who would be responsible for
122 irrigation and sidewalk cleaning. Mr. Frechette would be responsible for safety and security.

123 **A. CDD Area Exchanges (Maps)**

124 **B. Consideration of Resolution 2021-05, Authorizing the Filing of a Petition with the**
125 **Board of County Commissioners of Collier County, Florida for a Modification of the**
126 **District's Boundaries and the Jurisdiction of the District Through Contraction;**
127 **Providing for Certain Requirements Implementing Section 190.046(1), Florida Statutes;**
128 **Providing for Severability, Conflicts and an Effective Date**

129 **C. Consideration of Boundary Amendment Funding and Debt Assessment Payoff**
130 **Agreement with GB Hidden Cove, LLC**

131 Mr. Parisi distributed redlined versions of the documents that were reviewed by District
132 Counsel and presented slides depicting the current boundaries. A future development located

133 between Oyster Harbor and the golf course would be named Hidden Cove. The boundaries of
134 CDD #1 and CDD #2 meet on that property and the proposed boundary changes would move
135 the boundary and increase the area of CDD #2. He described the areas that would be added to
136 CDD #2, in order to keep neighborhoods together and for the sake of consistency. Off-roll
137 assessments would continue to be paid according to the current arrangements. CDD #2's
138 property would expand, such that the property boundaries would be moved so that all of
139 Hidden Cove would be included in CDD #2 and, when these properties come on roll, they would
140 be part of CDD #2. Off-roll assessments would continue to be paid by the Developer, including
141 payments on the bond portion of the assessments.

142 Mr. Miller asked if the new agreement specifically stated the reasoning for this change.
143 Mr. Parisi stated it did not; the boundary was being moved to be consistent with development
144 so that, when developed, all homes would be in one CDD or the other and, while the change
145 would be costly to the Developer, it was easier to have consistent boundaries. Mr. Miller stated
146 he wanted it noted for the record.

147 Mr. Parisi stated the Resolution and the Funding Agreement discuss the costs, which are
148 all borne by the Developer. Two law firms were retained. The firm that managed the property
149 from the beginning was managing CDD #1 because the State portion must be presented in
150 Tallahassee. Mr. Greg Urbancic, of Coleman Yovanovich Koester (CYK), in cooperation with Mr.
151 Pires would handle CDD #2's County portion. The documents presented were consistent with
152 past filings. Mr. Parisi indicated which portions of the boundaries would remain with each CDD
153 and stated the driving range would remain a part of CDD #2. He reviewed the areas of current
154 and future development within Fiddler's Creek.

155 For budgetary purposes, Ms. Viegas asked how many units would be included. Mr.
156 Parisi stated approximately 48, but he did not have an exact count and he could not say how
157 many were being added. The homes were expected to be priced between \$8 and \$12 million
158 and the lots would be approximately 250' wide and 300' deep. The property was not yet platted
159 and development would not begin for five to eight years.

160 Ms. Viegas noted some errors in the redlined version. Mr. Parisi stated he made some
161 corrections, and he would make any additional corrections submitted to him.

162 Mr. Miller asked to be included in the list of recipients in Section 9, Notices, on Page 3.

163 Oyster Harbor resident Sheri Mossbeck asked if CDD #2 would pay for the transfer and if
164 the homes built would cover the expense. Mr. Miller stated there was no expense to CDD #2
165 and CDD #2 would receive off-roll assessment payments and then, when properties are platted,
166 CDD #2 would receive on-roll assessment payments. The consensus was that the new
167 development would pay for itself.

168 Mr. Parisi introduced Economist Russ Weyer, who helps the Developer determine how
169 much debt may be assessed to each property and whether debt would be paid off at the time
170 of the sale or borne by the purchasers of the lots. Development was proceeding, bonds would
171 be issued, and home construction would not begin for five to eight years.

172 Ms. Viegas and others were asked to send their revisions to Mr. Pires and Mr. Parisi. Mr.
173 Pires would send a finalized copy of the agreement to Mr. Miller for execution. Mr. Weyer
174 would prepare a statement of estimated regulatory costs.

175 Mr. Parisi stated that the process for CDD #1 may take longer due to the State process;
176 whereas, CDD2 was only subject to the County process. Mr. Pires stated the rationale for
177 petitions to be filed would ultimately be reviewed and approved by each CDD Board. Mr. Parisi
178 noted the intent for each CDD is to create a boundary line that mirrors the development of the
179 property. Mr. Pires stated that no parcels would be split.

180

181 **On MOTION by Ms. DiNardo and seconded by Mr. Klug, with all in favor,**
182 **Resolution 2021-05, Authorizing the Filing of a Petition with the Board of**
183 **County Commissioners of Collier County, Florida for a Modification of the**
184 **District's Boundaries and the Jurisdiction of the District Through Contraction;**
185 **Providing for Certain Requirements Implementing Section 190.046(1), Florida**
186 **Statutes; Providing for Severability, Conflicts and an Effective Date, and**
187 **authorizing the Chair to sign, was adopted; and the Boundary Amendment**
188 **Funding and Debt Assessment Payoff Agreement with GB Hidden Cove, LLC, in**
189 **substantial form subject to correction or clarification of scrivener's comments**
190 **and/or errors, and authorizing the Chair to execute the final version of the**
191 **Agreement, was approved.**

192

193

194

195 **FOURTH ORDER OF BUSINESS**

Continued Discussion/Consideration:
Roadway Facilities Lease Agreement By
and Between Callista at Fiddler’s Creek
Condominium Association, Inc., and
Fiddler’s Creek Community Development
District #2

202 • **Update: Status of Streetlight Installation and Curb and Valley Gutter Repairs**

203 Mr. Pires stated the revisions requested at the last meeting were not included in the
204 version in the agenda. He distributed a revised version that included the previously requested
205 edits and noted that the following changes were made to the Agreement:

206 Page 3, Paragraph 6: Delete "and to pursue all available legal remedies"

207 Page 5, Paragraph 10: Change "any damages provided by law" to "terminate the Lease"

208 Mr. Pires stated, if the Agreement is in order, he would suggest approval of the form of
209 Agreement, subject to Mr. Cole’s certification that all work was completed.

210 Mr. Miller noted that, upon receiving the District Engineer’s certification via email, he
211 could sign the Agreement.

212 Mr. Cole stated he conducted an inspection with Callista Property Manager Tina Miller.
213 Approximately \$5,000 in necessary repairs were identified primarily for valley gutter
214 replacement. The streetlight was already replaced. Ms. Miller would present the information
215 to the HOA to determine whether the HOA still wants to proceed. The HOA must determine
216 whether it would make the necessary repairs before asking the CDD to take it over. Mr. Miller
217 stated he thought the HOA agreed to make all necessary repairs before asking the CDD to take
218 it over.

219 Mr. Miller asked when Ms. Miller would advise of the HOA’s decision. Mr. Cole indicated
220 that he was uncertain.

221

On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor, the Roadway Facilities Lease Agreement By and Between Callista at Fiddler’s Creek Condominium Association, Inc., and Fiddler’s Creek Community Development District #2, was tabled.

222

223

224

225

226

227

228 **FIFTH ORDER OF BUSINESS**Continued Discussion: Fiscal Year 2022
Proposed Budget

229

230

231 Mr. Miller asked about the annual \$31,500 fee to Wilmington Trust. His recollection
232 was that the fee should be \$25,000. Mr. Adams stated the fee was based on the number of
233 bonds and debt service funds when Wilmington Trust was engaged. A bond was issued in 2019
234 but, going forward, the Agreement would include a provision for a flat fee for additional debt
235 service funds. Mr. Adams stated he would review the Agreement.

236 Mr. Miller asked if contractual services for street lighting refers to Bentley. Mrs. Adams
237 replied affirmatively. Regarding street lighting, Ms. Viegas stated that the actuals were up to
238 date and asked if the amount budgeted should be lowered for Fiscal Year 2022. Mrs. Adams
239 noted that more streetlights were being added. Ms. Viegas pointed out that the expense line
240 item was only at one-third of the budgeted amount. Mr. Adams noted this expense would
241 fluctuate from year to year.

242 The following change was made to the proposed Fiscal Year 2022 budget:

243 Page 1, "Street lighting services" "Contractual services" line item, "Proposed Budget FY
244 2022" column: Reduce "20,000" to "15,000"

245 Ms. Viegas stated she sent a list of questions to Mr. Adams and noted that insurance
246 increased significantly. Mr. Adams stated that, overall, insurance costs have increased based on
247 the schedule received from the insurance carrier. Last fall the insurance carrier conducted a
248 facilities review and determined that additional assets required coverage and the number of
249 streetlights also increased.

250 Mr. Adams noted that some insurance costs reflected in the financials were mistakenly
251 included in "Professional & administration" and a portion of these expenditures would be
252 reallocated to property coverage in other sections of the budget. The \$13,000 allocated for
253 "Insurance" includes General Liability and Directors & Officers (D&O) insurance, along with the
254 D&O coverage increase from \$1 million to \$5 million, at a cost of \$4,000 per year. That
255 coverage was bound and in effect as of May 26, 2021. Insurance coverage on the fountains was
256 also increased.

257 Mr. Miller questioned whether the \$13,000 for insurance on the fountains was worth it.
258 Mr. Adams stated a recovery was just received for damage to pumps and motors. Mrs. Adams
259 stated the damage from a lightning strike was \$12,200 and the District was reimbursed \$9,700.
260 The consensus was that insurance coverage on fountains and pump stations is a necessity.

261 Regarding landscaping, Mr. Adams stated additional phases in Oyster Harbor were
262 planned. Proposals were received, and he recommended including the expense in the budget.

263 Ms. DiNardo asked where the pumphouse replacement was budgeted. Mr. Adams
264 stated it was included in the proposed Fiscal Year 2022 budget, in the write-ups on Page 6
265 under "Capital- pump overhaul", which would be paid over two years. CDD #2's proportionate
266 share is \$188,618.

267 Ms. Viegas noted that, per the minutes, Mr. Cole indicated a cost of \$600,000 that
268 needs to be budgeted over two years, which would equate to \$300,000 per year. She asked
269 why \$420,000 was budgeted and asked what comprised the additional \$120,000. Mr. Cole
270 stated the \$420,000 to be split between the CDDs included replacement of the first pumphouse
271 in two years; additional repair and maintenance items would include screens, door hatches,
272 gate valve replacements, etc.

273 Ms. DiNardo asked when CDD #2 is due for repaving, given the earlier public comment.
274 Mr. Cole stated that repaving was not scheduled yet for CDD #2. Mr. Adams stated that CDD #1
275 is an older community. Ms. DiNardo voiced her opinion that it is important for the minutes to
276 reflect that the Board is not neglecting its duties; rather, it is following the schedule. Mr. Adams
277 stated the life expectancy for roadways is approximately 20 years and CDD #2 repaving might
278 be necessary in about five years, which would coincide with CDD #2 being built out.

279 Mr. Cole stated a summary of the CDD #2 roads would be compiled in the next few
280 months, as was done for CDD #1. As long ago as five years, a budget to repave CDD #1 was
281 developed. That budget might serve as a program plan for future budgetary years, given that
282 CDD #2's first repaving might be needed in five years.

283 With regard to "Other contractual- mosquito spraying", on Page 2, Mrs. Adams stated
284 that CDD #1 requested and approved a proposal for additional weekly spraying, rather than
285 biweekly spraying, through September. The cost for additional spraying would be \$14,500 for

286 both Districts and the villages. Mr. Adams stated that this would be in addition to the scheduled
 287 spraying by the County. He noted that the County reduced the aerial spraying frequency and
 288 the District is required to inform the County of spraying in order to avoid over spraying. While
 289 the County performed occasional truck and aerial spraying in the past, the District had better
 290 results with regular spraying. For Fiscal Year 2021, contingency funds could be utilized to cover
 291 the additional spraying expense and, for Fiscal Year 2022, the line item expense could be
 292 increased from \$30,000 to \$45,000.

293 The following changes were made to the proposed Fiscal Year 2022 budget:

294 Page 1, “Contractual services”: Change “20,000” to “15,000”

295 Page 2, “Other contractual– mosquito spraying”: Change “30,000” to “45,000”

296
 297 **On MOTION by Ms. DiNardo and seconded by Mr. Klug, with all in favor,**
 298 **utilizing contingency funds for additional mosquito spraying in Fiscal Year 2021**
 299 **and increasing the line item amount in proposed Fiscal Year 2022 budget to**
 300 **\$45,000, as discussed, was approved.**

301
 302
 303 The contractors and the County would be notified about the increased spraying. Mr.
 304 Miller wanted assurance that the County would not retract any of its services. The consensus
 305 was that the mosquitoes are controlled better with the District’s spraying program.

306 Mr. Adams explained that Passarella, on Page 3, updates the CDD’s GIS links and
 307 mapping information; this is an ongoing expense that was also utilized in conjunction with
 308 boundary amendments.

309
 310 **SIXTH ORDER OF BUSINESS**

**Continued Discussion: Aviamar Entry
 Landscape Renovation**

- 311
- 312
- 313 **A. Design Plans – Juniper Landscaping (GulfScapes Landscape Management Services**
 314 **Proposal #2653)**
- 315 **B. Modifications – GulfScapes Landscape Management Services Proposal #2656**
- 316 **C. Discussion/Consideration: Landscape Renovation Proposal**

317 Resident and Landscape Committee Member Shannon Benedetti stated that GulfScapes
318 was invited to present the modification plan discussed at the last meeting.

319 Mr. Mark Grimes, of GulfScapes, gave a presentation and stated that the Juniper
320 Landscaping (Juniper) plan discussed at the previous meeting was reviewed and a modified
321 proposal that would utilize existing landscaping was developed. He introduced Juniper's
322 Landscape Designer, Alex Hutchinson, and presented a new proposal, which would open up the
323 entrance, add turf, open sight lines for traffic, and eliminate problematic plants. Conceptual
324 pictures and a proposal that reduced the costs by salvaging some existing plants were
325 submitted.

326 Ms. Benedetti stated that the proposed work could be completed in phases. Mr. Grimes
327 stated the proposal included installation of floritam/St. Augustine sod. Mr. Miller asked to
328 what extent the aesthetic concerns expressed were taken into consideration. Mr. Grimes stated
329 that aesthetics were a primary consideration; opening the view, reducing the look of a plant
330 nursery, and reducing the number of annuals were taken into consideration.

331 Ms. DiNardo asked if the maintenance issues previously discussed were addressed. Mr.
332 Grimes replied affirmatively. Ms. Viegas thanked Mr. Grimes for the new design and questioned
333 the placement of a huge Silver Bismarck palm in front of the fountain. Mr. Hutchinson stated,
334 while the conceptual design seems to obscure the fountain, the actual palm tree is much taller
335 and the trunk is the only portion that would obscure the fountain. Mr. Grimes estimated that
336 the project would take a maximum of two weeks to complete. Mrs. Adams stated that Design
337 Review Committee (DRC) approval would be necessary.

338

339 **On MOTION by Mr. Klug and seconded by Ms. DiNardo, with all in favor,**
340 **GulfScapes Proposal #2656, as revised, in the amount of \$33,842, to be**
341 **completed in a single phase, was approved.**

342

343

344 **SEVENTH ORDER OF BUSINESS**

**Update: Increase in Directors & Officers
General Liability Coverage to \$5 Million**

345

346

347

This item was discussed in conjunction with the Fifth Order of Business.

348 Mr. Miller asked for the name of the insurer. Mr. Adams stated Egis Insurance and Risk
349 Advisors (Egis) is the agent and Florida Insurance Alliance (FIA) is the insurer. The additional
350 expense was included in the Fiscal Year 2022 budget.

351 The Board thanked Ms. Benedetti, Ms. Viegas, and all contributors for their effort and
352 attention to developing a cost-effective landscaping proposal.

353

354 EIGHTH ORDER OF BUSINESS

Health, Safety and Environment Report

355

356 • Irrigation and Pressure Washing Efforts – Todd Lux

357 Referencing a PowerPoint presentation, Mr. Lux reported the following:

358 ➤ Tree Canopy Trimming: The hardwoods were completed in April and May and the
359 canopies were trimmed higher for hurricane season. Fruited palms were trimmed in March and
360 would be trimmed again in September. Royal palms were scheduled for trimming in June and
361 August. Juniper has a complete crew and an arborist on staff.

362 ➤ Pressure Washing: Aviamar was completed and Sandpiper Drive was underway.
363 Fiddler's Creek Parkway and surrounding communities would be next. A new machine with
364 greater efficiency and coverage would be tested today. The old machine is still operational.

365 Ms. Viegas asked if a resident could ask for moldy, slippery sidewalks to be cleaned if
366 they were not on the current schedule. Mr. Lux replied affirmatively.

367 Ms. DiNardo asked if monuments are routinely cleaned when each area is scheduled for
368 pressure washing. Mr. Lux replied affirmatively. Mrs. Adams asked for the Aviamar monuments
369 to be cleaned.

370 Mr. Parisi stated a new e-mail address would be created for Mr. Lux and the new
371 information would be emailed as soon as possible.

372 Mr. Pappagallo stated that the Oyster Harbor monument needs to be cleaned.

373 • Security and Safety Update – Dan Frechette

374 Referencing a PowerPoint presentation, Mr. Frechette reported the following:

375 ➤ The Sandpiper entrance and gatehouse are open and fully operational and all gate arms
376 in the community are down. The gates are scanning cars going in and out. The temporary
377 construction entrance, on Creative Lane, is closed. The Sandpiper gatehouse would be open

378 and manned 24-hours per day and roving patrols would be reduced until additional staff is
379 hired.

380 ➤ Occupancy: An exact figure was not available but occupancy was estimated to be 7,000.
381 Ms. Viegas asked Mr. Lux and Mr. Frechette to submit their reports in time for inclusion
382 in the agenda books. Mrs. Adams asked for the reports to be sent eight to ten days in advance
383 of the meeting.

384

385 NINTH ORDER OF BUSINESS

Developer's Report/Update

386

387 Mr. Parisi reported the following:

388 ➤ Construction Access: The Callista construction entrance was now open. Boulders were
389 installed to prevent TM contractors from crossing through the commercial property near the
390 pump house (LV wants it one word) area between Oyster Harbor and Marsh Cove. All traffic
391 would be directed through the gates.

392 Ms. Viegas asked about the status of the undeveloped land in Amaranda. Mr. Parisi
393 stated the small piece of land behind the homes would likely be sodded and maintained. Ms.
394 Viegas and Mrs. Adams noted there was no irrigation. Mr. Parisi would look into it.

395

396 TENTH ORDER OF BUSINESS

Engineer's Report: *Hole Montes, Inc.*

397

398 • **Update: Status of Sandpiper Gatehouse Opening and Completion of Construction**
399 **Roads**

400 Mr. Cole stated the Sandpiper gatehouse was open and a recent landscape inspection
401 revealed that extensive weed removal was necessary. Juniper completed some of the weeding
402 and additional weeding and plantings were scheduled. He recommended GulfScapes begin
403 cutting the grass and that the additional punch list items be addressed with Juniper. Mrs.
404 Adams agreed.

405 Mr. Cole reported the following:

406 ➤ The landscape maps would be updated to reflect the Sandpiper gatehouse changes.
407 Updates would be provided to Mrs. Adams and to GulfScapes.

408 ➤ Asphalt was marred by turning construction vehicles. While the road is open, these
409 minor items for which the District is not responsible would be addressed.

410 ➤ A meeting would be held with Mr. Lux to review maintenance responsibilities and limits
411 for CDD versus non-CDD landscape areas. Fiddler's Creek Plaza is not assessed by the CDD; the
412 plaza maintains areas for which CDD is not responsible. A follow-up meeting with Mr. Adams
413 would be held to assess outstanding items and identify any other matters.

414 Mr. Pires mentioned a sidewalk easement issue. Mr. Cole stated some minor easements
415 may need to be addressed with Fiddler's Creek Plaza. Mr. Pires stated clear demarcation lines
416 are needed for liability issues.

417 Mr. Klug asked Mr. Cole to follow up on the Corfu Court valley gutter repairs. Mr. Cole
418 stated three areas needed repairs. Authorization to proceed was received from the HOA and
419 CDD #2 and Collier Paving was waiting for authorization from Waste Management (WM), as
420 that is the primary repair to be done in the area. Mr. Miller stated he believed it was approved.
421 Mr. Cole stated he would follow up with the County.

422 A water leak on Amaranda Court was noted. Pulte construction activity likely hit a CDD
423 #2 irrigation line. An update would be provided regarding which lines are owned by whom.

424 Mr. Miller asked Mr. Cole to circulate the results of his meeting with TM to the Board.

425

426 **ELEVENTH ORDER OF BUSINESS**

**Continued Discussion: Status of Line of
Credit for Impending Hurricane Season**

427

428

429 • **Bond Call Dates/Possible Refinancing Opportunities**

430 Mr. Adams stated that Synovus Bank was still reviewing the application. Past audits
431 were being reviewed. Iberia Bank was no longer responding.

432 Mr. Adams stated none of the bonds were eligible for refinancing at this time. The first
433 call date is 10 years from the date of issue and the process can begin 90 days in advance. The
434 2014 bond will be eligible for refinancing in 2024.

435

436 **TWELFTH ORDER OF BUSINESS**

**Acceptance of Unaudited Financial
Statements as of May 31, 2021**

437

438

439 Mrs. Adams distributed the Financial Highlights Report.

440 Ms. Viegas asked if there was an update regarding why the monthly Florida Power &
441 Light (FPL) bill doubled. Mrs. Adams stated there was no update yet.

442 Ms. Viegas asked which streetlight was replaced under roadway maintenance. Mrs.
443 Adams did not recall. Ms. Viegas asked if it was known why the Aviamar fountain was locked.
444 She stated that the fountain was down for four days and had no water in it. Mrs. Adams stated
445 the meter was locked by the utility company, and she had not received an update yet.

446

447 **THIRTEENTH ORDER OF BUSINESS**

**Approval of May 26, 2021 Regular Meeting
Minutes**

448

449

450 Mrs. Adams presented May 26, 2021 Regular Meeting Minutes. The following changes
451 were made:

452 Line 202: Insert "from" before "CDD #2"

453 Line 315: Insert a space between "30%" and "design"

454 Line 456: Insert "company" after "survey"

455 Line 489: Insert "the" after "that"

456

457 **On MOTION by Ms. DiNardo and seconded by Mr. Klug, with all in favor, the**
458 **May 26, 2021 Regular Meeting Minutes, as amended, were approved.**

459

460

461 Mr. Pires asked for a copy of the revised April minutes with the sections noted that were
462 being transcribed again. Mrs. Adams stated those would be distributed. Mr. Pires stated that no
463 correspondence was received from any parties involved or from Mr. Kimmel.

464 Mr. Cole stated that, during their meeting, Mr. Norton, of TM, requested a review of the
465 swale. An update would be provided following the meeting.

466

467 **FOURTEENTH ORDER OF BUSINESS**

Public Comments

468

469 There were no public comments.

470

471 **FIFTEENTH ORDER OF BUSINESS****Staff Reports**

472

473 **A. District Counsel: *Woodward, Pires and Lombardo, P.A.***474 **I. Update: Letter to Taylor Morrison Regarding Hedge Removal and Berm**

475 Mr. Pires stated a letter was not sent yet because he would like to include the dollar
476 amount for his and for Mr. Cole's fees. Mr. Pires and Mr. Cole would both be out of the office
477 so this would be addressed upon their return.

478 **II. Update: Amaranda Landscape Maintenance**

479 Mrs. Adams stated she had a copy of the agreement for signature. Ms. Viegas stated she
480 confirmed that the two dead palms were on CDD land and should have been maintained by the
481 HOA, per the agreement. Mrs. Adams stated it would be up to the DRC to contact the HOA. The
482 location of the palms was discussed. Mr. Parisi stated he would follow up on this matter.

483 **III. Update: Halvorsen Traffic Signal Contribution Discussion**

484 Mr. Pires stated he and Mr. Parisi had not met with Halvorsen yet. Mr. Miller stated the
485 Board wants Halvorsen's contribution for the traffic light when the money is needed so Mr.
486 Parisi was going to request accelerated payment from Halvorsen. Mr. Parisi asked Mr. Pires to
487 send him an email outlining the request, and he would share it with Halvorsen and coordinate a
488 conference call.

489 Mr. Cole stated he was drafting an email because traffic counts are needed but
490 Sandpiper Drive has been closed for a long time so traffic counts were uncharacteristically low.
491 He would ask Mr. Frechette to provide historical volumes from before the closure so that a
492 decision may be made regarding when to conduct traffic counts. Traffic volume during the
493 pandemic was also lower than normal. The consultant would use weighting factors, planned
494 traffic, and generated traffic in the calculation. He estimated that traffic counts may need to
495 wait until September; he would ask the consultant if 7-Eleven traffic should be included. Mr.
496 Cole stated it may take two months to prepare the traffic study, and it may take several months
497 from the start of the study to obtain a permit. Mr. Pires asked if the consultants had a pre-study
498 methodology meeting yet. Mr. Cole stated he would initiate a meeting with the Florida
499 Department of Transportation (FDOT).

500 Mr. Miller expressed concern that Publix would open without a traffic light and it would
501 be chaotic. He recalled it took many years for a traffic light to be installed at 951 and stated he
502 believed that, while Publix should help with the process, it seemed that the process would not
503 be completed until perhaps March 2022. Mr. Cole concurred.

504 Mr. Cole stated that several bills he discussed at the last meeting were passed by the
505 legislature but not yet signed by the Governor. If any bills that would affect the District are
506 signed into law, he and Mr. Adams would advise the Board.

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

- 508 • **NEXT MEETING DATE: July 28, 2021 at 10:00 A.M.**

- 509 ○ **QUORUM CHECK**

510 Supervisors DiNardo, Miller, Viegas and Klug confirmed their attendance at the July 28,
511 2021 meeting. Supervisor Nuzzo would attend via telephone.

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

513 Ms. DiNardo asked for an update regarding the Veneta fountain cleaning. Mrs. Adams
514 stated she was trying to get a contractor to provide a quote.

515 Mrs. Adams reported the following:

- 516 ➤ A replacement for the temporary pedestrian crossing sign was ordered.
- 517 ➤ FPL Utility Boxes: After numerous attempts, a contact person was reached. Three
518 transformer boxes would be repaired or replaced.

519 Ms. Viegas stated she sent photos of the transformer boxes which Mrs. Adams
520 forwarded to FPL.

- 521 ➤ Sandpiper Bench: A quote from Accurate Pavers to bring the location into compliance
522 with the Americans with Disabilities Act (ADA) requirements was signed.
- 523 ➤ The bench on Museo was secured.
- 524 ➤ A lake review would be conducted with Ms. DiNardo in July or August.

525 Ms. DiNardo stated that repairs are needed on the Veneta entrance village signs. Pieces
526 of the monument signs are falling off. Mrs. Adams stated she would check the monument signs
527 for damage.

528 Mr. Klug voiced his opinion that the Veneta entrance landscaping required attention.
529 Mrs. Adams stated she noticed and it would be addressed.

530

531 **SIXTEENTH ORDER OF BUSINESS**

Supervisors' Requests

532

533 • **Follow-Up Items:**

534 I. **Enlarge Pad Around Newly Installed Bench on Sandpiper to Provide Wheelchair**
535 **Access**

536 II. **New Bench on Museo Not Anchored to Pad**

537 III. **Replace Temporary Pedestrian Crosswalk Sign at Intersection of Campanile and**
538 **Museo with Permanent Sign**

539 Items I, II and III were addressed during Item 15C.

540 IV. **Adjust Timers for Veneta Fountain Sprinklers – No Irrigation on Fridays**

541 This item was not discussed.

542

543 **SEVENTEENTH ORDER OF BUSINESS**

Adjournment

544

545 There being no further business to discuss, the meeting adjourned at 12:00 p.m.

546

547

548

549

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

550
551
552
553
554
555

Secretary/Assistant Secretary

Chair/Vice Chair

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

1 1 A II




WOODWARD, PIRES & LOMBARDO, P. A.
ATTORNEYS AT LAW

Anthony P. Pires, Jr.

Respond to the Naples Office:
3200 Tamiami Trail North, Suite 200
Naples, FL 34103
Phone: 239-649-6555
Facsimile: 239-649-7342
E-Mail: apires@wpl-legal.com

MEMORANDUM
July 12, 2021

TO: BOARD OF SUPERVISORS, FIDDLER’S CREEK COMMUNITY DEVELOPMENT DISTRICT #2 (“FCCDD#2”)

FROM: ANTHONY P. PIRES, JR, DISTRICT COUNSEL 

RE: CH. 2021-194, LAWS OF FLORIDA [2021 LEGISLATION; CS/CS/CS/HB 53]; REQUIREMENTS TO PREPARE AND SUBMIT: 1. WASTEWATER MANAGEMENT NEEDS ANALYSIS; AND, 2. STORMWATER MANAGEMENT NEEDS ANALYSIS

The purpose of this Memorandum is to highlight one aspect of the above Legislation passed by the Florida Legislature, signed into law by Governor DeSantis on June 29, 2021, and designated as Ch. 2021-164, Laws of Florida. Ch. 2021-164, Laws of Florida (“Ch. 2021-164”) took effect on July 1, 2021. A copy of Ch. 2021-164 is attached as **Exhibit “A”** to this Memorandum and a copy of the Florida House of Representatives Staff Final Bill Analysis (“Staff Analysis”) is attached as **Exhibit “B”** to this Memorandum.

While the legislation also addressed other matters, this Memorandum is for the limited purpose of providing a brief overview of the provisions that require the preparation and submittal by the District, to Collier County, of a needs analyses concerning stormwater management needs.

Effect of Proposed Changes Relevant to FCCDD#2

Stormwater Management Needs Analysis:

Section 5 of Ch. 2021-194 created a new Section 403.9302, Florida Statutes. “Stormwater management projections” requiring local governments, including special

districts, that provide a stormwater management program or stormwater management system, to create a 20-year needs analysis. By June 30, 2022 and every 5 years thereafter, the district is required to develop a needs analysis for its jurisdiction over the subsequent 20 years.

The new law details what shall be included in projecting such needs:

- A detailed description of the stormwater management program or stormwater management system and its facilities and projects.
- The number of current and projected residents served calculated in 5-year increments.
- The current and projected service area for the stormwater management program or stormwater management system.
- The current and projected cost of providing services calculated in 5-year increments.
- The estimated remaining useful life of each facility or its major components.
- The most recent 5-year history of annual contributions to, expenditures from, and balances of any capital account for maintenance or expansion of any facility or its major components.
- The local government's plan to fund the maintenance or expansion of any facility or its major components.
- The plan must include historical and estimated future revenues and expenditures with an evaluation of how the local government expects to close any projected funding gap.

The completed needs analysis and the methodology and any supporting data necessary to interpret the results must then be submitted to Collier County. Collier County will then compile all of the analyses that it receives into a single document and then include its own analysis, thereafter filing the compiled document with EDR by no later than July 31, 2022 and every 5 years thereafter.

Enclosures

Cc with enclosures: C. Adams, T. Cole

CHAPTER 2021-194

Committee Substitute for Committee Substitute for Committee Substitute for House Bill No. 53

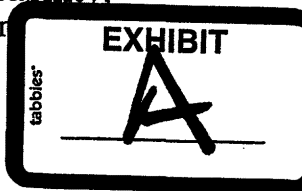
An act relating to public works; amending s. 255.0991, F.S.; revising a prohibition relating to any solicitation for construction services paid for with state appropriated funds; amending s. 255.0992, F.S.; revising the definition of the term “public works project”; prohibiting the state or any political subdivision that contracts for a public works project from taking specified action against certain persons that are engaged in a public works project or have submitted a bid for such a project; providing applicability; amending s. 403.928, F.S.; requiring the Office of Economic and Demographic Research to include an analysis of certain expenditures in its annual assessment; creating s. 403.9301, F.S.; providing definitions; requiring counties, municipalities, and special districts that provide wastewater services to develop a needs analysis that includes certain information by a specified date; requiring municipalities and special districts to submit such analyses to a certain county; requiring the county to file a compiled document with the coordinator of the Office of Economic and Demographic Research by a specified date; requiring the office to evaluate the document and include an analysis in its annual assessment; providing applicability; creating s. 403.9302, F.S.; providing definitions; requiring counties, municipalities, and special districts that provide stormwater management to develop a needs analysis that includes certain information by a specified date; requiring municipalities and special districts to submit such analyses to a certain county; requiring the county to file a compiled document with the Secretary of Environmental Protection and the coordinator of the Office of Economic and Demographic Research by a specified date; requiring the office to evaluate the document and include an analysis in its annual assessment; providing applicability; providing a determination and declaration of important state interest; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (2) of section 255.0991, Florida Statutes, is amended to read:

255.0991 Contracts for construction services; prohibited local government preferences.—

(2) For any a competitive solicitation for construction services paid for with any in which 50 percent or more of the cost will be paid from state-appropriated funds which have been appropriated at the time of the competitive solicitation, a state college, county, municipality, school district, or other political subdivision of the state may not use a local ordinance or regulation to prevent a certified, licensed, or registered contractor,



subcontractor, or material supplier or carrier, from participating in the bidding process that provides a preference based upon:

- (a) ~~The contractor's~~ Maintaining an office or place of business within a particular local jurisdiction;
- (b) ~~The contractor's~~ Hiring employees or subcontractors from within a particular local jurisdiction; or
- (c) ~~The contractor's~~ Prior payment of local taxes, assessments, or duties within a particular local jurisdiction.

Section 2. Paragraph (b) of subsection (1) and subsections (2) and (3) of section 255.0992, Florida Statutes, are amended to read:

255.0992 Public works projects; prohibited governmental actions.—

(1) As used in this section, the term:

(b) “Public works project” means an activity exceeding \$1 million in value that is of which 50 percent or more of the cost will be paid for with any from state-appropriated funds that were appropriated at the time of the competitive solicitation and which consists of the construction, maintenance, repair, renovation, remodeling, or improvement of a building, road, street, sewer, storm drain, water system, site development, irrigation system, reclamation project, gas or electrical distribution system, gas or electrical substation, or other facility, project, or portion thereof that is owned in whole or in part by any political subdivision.

(2)(a) Except as required by federal or state law, the state or any political subdivision that contracts for a public works project may not take the following actions:

(a) Prevent a certified, licensed, or registered contractor, subcontractor, or material supplier or carrier, from participating in the bidding process based on the geographic location of the company headquarters or offices of the contractor, subcontractor, or material supplier or carrier submitting a bid on a public works project or the residences of employees of such contractor, subcontractor, or material supplier or carrier.

(b) Require that a contractor, subcontractor, or material supplier or carrier engaged in a public works such project:

1. Pay employees a predetermined amount of wages or prescribe any wage rate;
2. Provide employees a specified type, amount, or rate of employee benefits;
3. Control, limit, or expand staffing; or

4. Recruit, train, or hire employees from a designated, restricted, or single source.

~~(c)(b) The state or any political subdivision that contracts for a public works project may not~~ Prohibit any contractor, subcontractor, or material supplier or carrier able to perform such work that who is qualified, licensed, or certified as required by state or local law to perform such work from receiving information about public works opportunities or from submitting a bid on the public works project. This paragraph does not apply to vendors listed under ss. 287.133 and 287.134.

(3) This section does not apply to the following:

(a) Contracts executed under chapter 337.

(b) A use authorized by s. 212.055(1) which is approved by a majority vote of the electorate of the county or by a charter amendment approved by a majority vote of the electorate of the county.

Section 3. Paragraph (e) is added to subsection (1) of section 403.928, Florida Statutes, to read:

403.928 Assessment of water resources and conservation lands.—The Office of Economic and Demographic Research shall conduct an annual assessment of Florida’s water resources and conservation lands.

(1) WATER RESOURCES.—The assessment must include all of the following:

(e) Beginning with the assessment due January 1, 2022, an analysis of the expenditures necessary to repair, replace, and expand water-related infrastructure. As part of this analysis, the office shall periodically survey public and private utilities.

Section 4. Section 403.9301, Florida Statutes, is created to read:

403.9301 Wastewater services projections.—

(1) The Legislature intends for each county, municipality, or special district providing wastewater services to create a 20-year needs analysis.

(2) As used in this section, the term:

(a) “Domestic wastewater” has the same meaning as provided in s. 367.021.

(b) “Facility” means any equipment, structure, or other property, including sewerage systems and treatment works, used to provide wastewater services.

(c) “Treatment works” has the same meaning as provided in s. 403.031(11).

(d) "Wastewater services" means service to a sewerage system, as defined in s. 403.031(9), or service to domestic wastewater treatment works.

(3) By June 30, 2022, and every 5 years thereafter, each county, municipality, or special district providing wastewater services shall develop a needs analysis for its jurisdiction over the subsequent 20 years. In projecting such needs, each local government shall include the following:

(a) A detailed description of the facilities used to provide wastewater services.

(b) The number of current and projected connections and residents served calculated in 5-year increments.

(c) The current and projected service area for wastewater services.

(d) The current and projected cost of providing wastewater services calculated in 5-year increments.

(e) The estimated remaining useful life of each facility or its major components.

(f) The most recent 5-year history of annual contributions to, expenditures from, and balances of any capital account for maintenance or expansion of any facility or its major components.

(g) The local government's plan to fund the maintenance or expansion of any facility or its major components. The plan must include historical and estimated future revenues and expenditures with an evaluation of how the local government expects to close any projected funding gap.

(4) Upon completing the requirements of subsection (3), each municipality or special district shall submit its needs analysis, as well as the methodology and any supporting data necessary to interpret the results, to the county within which the largest portion of its service area is located. Each county shall compile all analyses submitted to it under this subsection into a single document and include its own analysis in the document. The county shall file the compiled document with the coordinator of the Office of Economic and Demographic Research no later than July 31, 2022, and every 5 years thereafter.

(5) The Office of Economic and Demographic Research shall evaluate the compiled documents from the counties for the purpose of developing a statewide analysis for inclusion in the assessment due January 1, 2023, pursuant to s. 403.928.

(6) This section applies to a rural area of opportunity as defined in s. 288.0656 unless the requirements of this section would create an undue economic hardship for the county, municipality, or special district in the rural area of opportunity.

Section 5. Section 403.9302, Florida Statutes, is created to read:

403.9302 Stormwater management projections.—

(1) The Legislature intends for each county, municipality, or special district providing a stormwater management program or stormwater management system to create a 20-year needs analysis.

(2) As used in this section, the term:

(a) “Facility” means any equipment, structure, or other property, including conveyance systems, used or useful in connection with providing a stormwater management program or stormwater management system.

(b) “Stormwater management program” has the same meaning as provided in s. 403.031(15).

(c) “Stormwater management system” has the same meaning as provided in s. 403.031(16).

(3) By June 30, 2022, and every 5 years thereafter, each county, municipality, or special district providing a stormwater management program or stormwater management system shall develop a needs analysis for its jurisdiction over the subsequent 20 years. In projecting such needs, each local government shall include the following:

(a) A detailed description of the stormwater management program or stormwater management system and its facilities and projects.

(b) The number of current and projected residents served calculated in 5-year increments.

(c) The current and projected service area for the stormwater management program or stormwater management system.

(d) The current and projected cost of providing services calculated in 5-year increments.

(e) The estimated remaining useful life of each facility or its major components.

(f) The most recent 5-year history of annual contributions to, expenditures from, and balances of any capital account for maintenance or expansion of any facility or its major components.

(g) The local government’s plan to fund the maintenance or expansion of any facility or its major components. The plan must include historical and estimated future revenues and expenditures with an evaluation of how the local government expects to close any projected funding gap.

(4) Upon completing the requirements of subsection (3), each municipality or special district shall submit its needs analysis, as well as the

methodology and any supporting data necessary to interpret the results, to the county within which the largest portion of its stormwater management program or stormwater management system is located. Each county shall compile all analyses submitted to it under this subsection into a single document and include its own analysis in the document. The county shall file the compiled document with the Secretary of Environmental Protection and the coordinator of the Office of Economic and Demographic Research no later than July 31, 2022, and every 5 years thereafter.

(5) The Office of Economic and Demographic Research shall evaluate the compiled documents from the counties for the purpose of developing a statewide analysis for inclusion in the assessment due January 1, 2023, pursuant to s. 403.928.

(6) This section applies to a rural area of opportunity as defined in s. 288.0656 unless the requirements of this section would create an undue economic hardship for the county, municipality, or special district in the rural area of opportunity.

Section 6. The Legislature determines and declares that this act fulfills an important state interest.

Section 7. This act shall take effect July 1, 2021.

Approved by the Governor June 29, 2021.

Filed in Office Secretary of State June 29, 2021.

HOUSE OF REPRESENTATIVES STAFF FINAL BILL ANALYSIS

BILL #: CS/CS/CS/HB 53 Public Works

SPONSOR(S): State Affairs Committee; Public Integrity & Elections Committee; Government Operations Subcommittee; DiCeglie and others

TIED BILLS: IDEN./SIM. **BILLS:** CS/CS/HB 367, CS/CS/CS/SB 1076

FINAL HOUSE FLOOR ACTION: 79 Y's 34 N's **GOVERNOR'S ACTION:** Pending

SUMMARY ANALYSIS

CS/CS/CS/HB 53 passed the House on April 23, 2021, as amended. The bill was amended in the Senate on April 27, 2021, and was returned to the House. The House concurred in the Senate amendment and subsequently passed the bill as amended on April 28, 2021.

Currently, for a competitive solicitation for construction services in which 50 percent or more of the cost will be paid from state-appropriated funds, certain entities of the state may not use a local ordinance or regulation that provides certain preferences. "Public works project" means an activity of which 50 percent or more of the cost will be paid from state-appropriated funds that were appropriated at the time of the competitive solicitation and which consists of the construction, maintenance, repair, renovation, remodeling, or improvement of a building, road, street, sewer, storm drain, water system, site development, irrigation system, reclamation project, gas or electrical distribution system, gas or electrical substation, or other facility, project, or portion thereof that is owned in whole or in part by any political subdivision.

For any competitive solicitations for construction services, the bill removes the 50 percent or more, state-appropriated funding threshold that triggers the prohibition on certain local preferences and instead, provides that the prohibition applies if such solicitations will be paid for with any funding that is state-appropriated. The bill also revises the definition of "public works project" to remove the 50 percent or more, state-appropriated funding threshold for certain activities and replaces it with a cost threshold of over \$1,000,000 in value paid for with any state-appropriated funds. The bill prohibits the state or any political subdivision that contracts for a public works project from preventing a certified, licensed, or registered contractor, subcontractor, or material supplier or carrier, from participating in the bidding process based on the geographic location of its headquarters or offices or the residences of its employees.

Wastewater and stormwater must be managed to protect public health, water quality, recreation, fish, wildlife, and the aesthetic appeal of Florida's waterways.

Beginning with the annual assessment due January 1, 2022, the bill requires the Office of Economic & Demographic Research (EDR) to include an analysis of the expenditures necessary to repair, replace, and expand water-related infrastructure in its annual assessment of Florida's water resources and conservation lands. By June 30, 2022, and every five years thereafter, the bill requires each county, municipality, or special district providing wastewater or stormwater services to develop a needs analysis for its jurisdiction over the subsequent 20 years. The analyses must be compiled and submitted to EDR and EDR must evaluate the compiled documents for the purpose of developing a statewide analysis for inclusion in the annual assessment due January 1, 2023.

The bill may have an indeterminate fiscal impact on the state and local governments.

Subject to the Governor's veto powers, the effective date of this bill is July 1, 2021.



I. SUBSTANTIVE INFORMATION

A. EFFECT OF CHANGES:

Public Works Projects

Present Situation

Procurement of Construction Services

Chapter 255, F.S., specifies the procedures to be followed in the procurement of construction services for public property and publicly owned buildings. The Department of Management Services is responsible for establishing by rule the following:

- Procedures for determining the qualifications and responsibility of potential bidders prior to advertising for and receiving bids for building construction contracts;
- Procedures for awarding each state agency construction project to the lowest qualified bidder;
- Procedures to govern negotiations for construction contracts and contract modifications when such negotiations are determined to be in the best interest of the state; and
- Procedures for entering into performance-based contracts for the development of public facilities when those contracts are determined to be in the best interest of the state.¹

State contracts for construction projects that are projected to cost in excess of \$200,000 must be competitively bid.² A county, municipality, special district, or other political subdivision seeking to construct or improve a public building must competitively bid the project if the estimated cost is in excess of \$300,000.³

Section 255.0525, F.S., requires the solicitation of competitive bids or proposals for any state construction project that is projected to cost more than \$200,000 to be publicly advertised in the Florida Administrative Register (FAR) at least 21 days prior to the established bid opening. If the cost of the construction project is projected to exceed \$500,000, the advertisement must be published in the FAR at least 30 days prior to the bid opening, and at least once in a newspaper of general circulation in the county where the project is located at least 30 days prior to the bid opening.⁴

For a competitive solicitation⁵ for construction services in which 50 percent or more of the cost will be paid from state-appropriated funds, a state college, county, municipality, school district, or other political subdivision of the state may not use a local ordinance or regulation that provides a preference based upon:

- The contractor's maintaining an office or place of business within a particular local jurisdiction;
- The contractor's hiring employees or subcontractors from within a particular local jurisdiction; or
- The contractor's prior payment of local taxes, assessments, or duties within a particular local jurisdiction.⁶

¹ S. 255.29, F.S.

² See s. 255.0525, F.S.; see also ch. 60D-5.002 and 60D-5.0073, F.A.C.

³ S. 255.20(1), F.S. For electrical work, local governments must competitively bid projects estimated to cost more than \$75,000.

⁴ For counties, municipalities, and political subdivisions, similar publishing provisions apply. See S. 255.0525(2), F.S.

⁵ "Competitive solicitation" means an invitation to bid, a request for proposals, or an invitation to negotiate. S. 255.248, F.S.

⁶ S. 255.0991(2), F.S.

Several counties and municipalities have adopted ordinances requiring companies bidding on contracts to pay their employees a “living wage,”⁷ while others have adopted ordinances requiring apprenticeship programs.⁸

Preference to State Residents

Florida law provides a preference for the employment of state residents in construction contracts funded with state funds. Such contracts must contain a provision requiring the contractor to give preference to employing state residents to perform the work if such residents have substantially equal qualifications⁹ to those of nonresidents.¹⁰ If a construction contract is funded by local funds, the contract may, but is not required to, contain such a provision.¹¹ In addition, a contractor required to employ state residents must contact the Department of Economic Opportunity to post the contractor’s employment needs in the state’s job bank system.¹²

A contract will not be let to any person who refuses to execute an agreement that gives preference to state residents.¹³ However, contracts involving the expenditure of federal aid funds do not have to give preference to employing state residents if that conflicts with federal law.¹⁴

Public Works Projects – Prohibited Governmental Actions

In 2017,¹⁵ the Florida Legislature created section 255.0992, F.S., relating to public works projects, and defined the following terms:

- “Political subdivision” means a separate agency or unit of local government created or established by law or ordinance and the officers thereof. The term includes, but is not limited to, a county; a city, town, or other municipality; or a department, commission, authority, school district, taxing district, water management district, board, public corporation, institution of higher education, or other public agency or body thereof authorized to expend public funds for construction, maintenance, repair, or improvement of public works.
- “Public works project” means an activity of which 50 percent or more of the cost will be paid from state-appropriated funds that were appropriated at the time of the competitive solicitation and which consists of the construction, maintenance, repair, renovation, remodeling, or improvement of a building, road, street, sewer, storm drain, water system, site development, irrigation system, reclamation project, gas or electrical distribution system, gas or electrical substation, or other facility, project, or portion thereof that is owned in whole or in part by any political subdivision.

The law provides that except as required by federal or state law, the state or any political subdivision that contracts for a public works project may not require a contractor, subcontractor, or material supplier or carrier engaged in the project to:

- Pay employees a predetermined amount of wages or prescribe any wage rate;
- Provide employees a specified type, amount, or rate of employee benefits;
- Control, limit, or expand staffing; or

⁷ See, e.g., Broward County Code of Ordinances s. 26-102, Palm Beach County Code of Ordinances s. 2-147 to 2-250.1, Miami-Dade County Code of Ordinances s. 2-8.9.

⁸ See Charlie Frago, *Tampa Seeks to Require Apprenticeships on Large City Projects*, Tampa Bay Times (December 4, 2020), available at <https://www.tampabay.com/news/tampa/2020/12/04/tampa-seeks-to-require-apprenticeships-on-large-city-projects/> (last visited March 26, 2021).

⁹ S. 255.099(1)(a), F.S., defines “substantially equal qualifications” as the qualifications of two or more persons among whom the employer cannot make a reasonable determination that the qualifications held by one person are better suited for the position than the qualifications held by the other person or persons.

¹⁰ S. 255.099(1), F.S.

¹¹ *Id.*

¹² S. 255.099(1)(b), F.S.

¹³ S. 255.099(2), F.S.

¹⁴ *Id.*

¹⁵ Ch. 2017-113, L.O.F.

- Recruit, train, or hire employees from a designated, restricted, or single source.¹⁶

In addition, the law provides¹⁷ that the state or any political subdivision that contracts for a public works project may not prohibit any contractor, subcontractor, or material supplier or carrier from submitting a bid on the project if such individual is able to perform the work described and is qualified, licensed, or certified as required by state law. However, this provision does not apply to vendors listed in sections 287.133¹⁸ and 287.134, F.S.¹⁹

The law does not apply to contracts executed by the Department of Transportation (DOT) under chapter 337, F.S.²⁰

During the bid process, it is common for local governments to place certain limitations, such as the requirement of a general contractor's license, on the bid documents.

Federal Labor and Wage Laws

The National Labor Relations Act of 1935²¹ and the Labor Management Relations Act of 1947²² constitute a comprehensive scheme of regulations guaranteeing employees the right to organize, to bargain collectively through chosen representatives, and to engage in concerted activities to secure their rights in industries involved in or affected by interstate commerce.

The Fair Labor Standards Act (FLSA or act) establishes a federal minimum wage, which is the lowest hourly wage that can be paid in the United States.²³ A state may set the rate higher than the federal minimum, but not lower.²⁴ The act also requires employers to pay time and a half to their employees for overtime hours worked,²⁵ and establishes standards for recordkeeping²⁶ and child labor.²⁷ Over 135 million workers are covered under the act,²⁸ most, but not all, jobs are covered by the FLSA. In addition, some jobs covered by the act are considered "exempt" from the FLSA overtime requirements.²⁹

¹⁶ S. 255.0992(2)(a), F.S.

¹⁷ S. 255.0992(2)(b), F.S.

¹⁸ S. 287.133, F.S., prohibits a vendor that has been convicted of a public entity crime from being awarded or performing work as a contractor, supplier, subcontractor, or consultant under a contract with the state, any of its departments or agencies, or any political subdivision.

¹⁹ S. 287.134, F.S., prohibits an entity that has been found by a court to have committed discrimination based on race, gender, national origin, disability, or religion from being awarded or performing work as a contractor, supplier, subcontractor, or consultant under a contract with the state or any department or agency of the state.

²⁰ S. 255.0992(3), F.S.

²¹ 29 U.S.C. ss. 151-169 (encouraging the practice and procedure of collective bargaining and protecting the exercise by workers of full freedom of association, self-organization, and designation of representatives of their own choosing, for the purpose of negotiating the terms and conditions of their employment or other mutual aid or protection).

²² 29 U.S.C. ss. 141-197 (prescribing the rights of both employees and employers in their relations affecting commerce, to provide orderly and peaceful procedures for preventing the interference by either with the rights of the other, to protect the rights of individual employees in their relations with labor organizations whose activities affect commerce, to define and proscribe practices on the part of labor and management which affect commerce and are inimical to the general welfare, and to protect the rights of the public in connection with labor disputes affecting commerce).

²³ 29 U.S.C. s. 206.

²⁴ 29 U.S.C. s. 218(a).

²⁵ 29 U.S.C. s. 207(a)(1).

²⁶ 29 U.S.C. s. 211.

²⁷ 29 U.S.C. s. 212.

²⁸ United States Department of Labor, *Wage and Hour Division: Resources for Workers*, available at <http://www.dol.gov/whd/workers.htm> (last visited March 26, 2021).

²⁹ 29 U.S.C. s. 213; United States Department of Labor, *Fact Sheet #14: Coverage Under the Fair Labor Standards Act (FLSA)*, www.dol.gov/whd/regs/compliance/whdfs14.pdf (last visited March 26, 2021).

On February 12, 2014, President Obama signed Executive Order 13658, which establishes a minimum wage for certain federal contractors.³⁰ The Executive Order requires parties who contract with the federal government to pay workers performing work on or in connection with covered federal contracts at least \$10.10 per hour beginning January 1, 2015. Beginning January 1, 2016, and annually thereafter, such workers must be paid an amount determined by the Secretary of Labor in accordance with the Executive Order. The order stated that “[r]aising the pay of low-wage workers increases their morale and the productivity and quality of their work, lowers turnover and its accompanying costs, and reduces supervisory costs.”³¹ The Executive Order hourly minimum wage in effect from January 1, 2021, through December 31, 2021, is \$10.95.³²

The Davis-Bacon Act³³ applies to contractors and subcontractors performing on federally funded or assisted contracts in excess of \$2,000 for the construction, alteration, or repair (including painting and decorating) of public buildings or public works.³⁴ Contractors and subcontractors subject to the Davis-Bacon Act are required to pay their laborers and mechanics employed under the contract no less than the locally prevailing wages and fringe benefits for corresponding work on similar projects in the area, as determined by the Department of Labor.³⁵ The Davis-Bacon Act applies to contractors and subcontractors performing work on federal or District of Columbia contracts.³⁶ Many federal laws that authorize federal assistance for construction through grants, loans, loan guarantees, and insurance are referred to as Davis-Bacon “related Acts.”³⁷ The “related Acts” include provisions that require the prevailing wage provisions of the Davis-Bacon Act to apply to most federally assisted construction.³⁸

State Labor and Wage Regulations

The State Constitution protects the right for workers to collectively bargain, including public sector employees.³⁹ It provides, in pertinent part, that “[t]he right of persons to work shall not be denied or abridged on account of membership or non-membership in any labor union or labor organization. The right of employees, by and through a labor organization, to bargain collectively shall not be denied or abridged.” The Florida Supreme Court has held that public employees maintain the same rights to collectively bargain as do private employees.⁴⁰

In addition, the State Constitution provides that “[a]ll working Floridians are entitled to be paid a minimum wage that is sufficient to provide a decent and healthy life for them and their families, that protects their employers from unfair low-wage competition, and that does not force them to rely on taxpayer-funded public services in order to avoid economic hardship.”⁴¹ Employers must pay

³⁰ Exec. Order 13658, 79 Fed. Reg. 9851 (Feb. 12, 2014), available at <http://www.whitehouse.gov/the-press-office/2014/02/12/executive-order-minimum-wage-contractors> (last visited March 26, 2021).

³¹ *Id.*

³² 85 Fed. Reg. 53850 (August 31, 2020), available at <https://www.federalregister.gov/documents/2020/08/31/2020-19037/establishing-a-minimum-wage-for-contractors-notice-of-rate-change-in-effect-as-of-january-1-2021> (last visited March 26, 2021).

³³ Davis-Bacon Act, 40 U.S.C. s. 3141-3148.

³⁴ United States Department of Labor, *Wage and Hour Division: Davis-Bacon and Related Acts*, available at <http://www.dol.gov/whd/govcontracts/dbra.htm> (last visited March 26, 2021).

³⁵ *Id.*

³⁶ *Id.*

³⁷ United States Department of Labor, *Fact Sheet #66: The Davis-Bacon and Related Acts (DBRA)*, <http://www.dol.gov/whd/regs/compliance/whdfs66.pdf> (last visited March 26, 2021). Examples of “related Acts” are the Federal Aid Highway Acts, the Housing and Community Development Act of 1974, and the Federal Water Pollution Control Act.

³⁸ *Id.*

³⁹ Art. I, s. 6, FLA. CONST.

⁴⁰ See *Hillsborough Cnty. Gov’tl Emps. Ass’n, Inc. v. Hillsborough Cnty. Aviation Auth.*, 522 So. 2d 358 (Fla. 1988); *City of Tallahassee v. Public Employees Relations Comm’n*, 410 So. 2d 487 (Fla. 1981); *Dade Cnty. Classroom Teachers Ass’n v. Legislature of Fla.*, 269 So. 2d 684 (Fla. 1972).

⁴¹ Art. X, s. 24(a), FLA. CONST.

employees no less than the minimum wage for all hours worked in Florida.⁴² The current state minimum wage is \$8.65 per hour,⁴³ which is higher than the federal rate.⁴⁴

Department of Transportation Construction Projects

Chapter 337, F.S., governs contracting by DOT. Any person who wants to bid for a construction contract in excess of \$250,000 must be certified by DOT as qualified.⁴⁵ Certification is also required to bid on road, bridge, or public transportation construction projects of more than \$250,000.⁴⁶ The purpose of certification is to ensure professional and financial competence relating to the performance of construction contracts by evaluating bidders “with respect to the equipment, past record, experience, financial resources, and organizational personnel of the applying contractor which are necessary to perform the specific class of work for which the contractor seeks certification.”⁴⁷

Effect of Proposed Changes

For any competitive solicitations for construction services, the bill removes the 50 percent or more, state-appropriated funding threshold and the preference based prohibition and instead, imposes a prohibition regarding solicitations that will be paid for with any state-appropriated funding. These penalty prohibitions apply to a state college, county, municipality, school district, or other political subdivision of the state. The bill prohibits the use of a local ordinance or regulation to prevent a certified, licensed, or registered contractor, subcontractor, or material supplier or carrier, from participating in the bidding process based upon:

- Maintaining an office or place of business within a particular local jurisdiction;
- Hiring employees or subcontractors from within a particular local jurisdiction; or
- Prior payment of local taxes, assessments, or duties within a particular local jurisdiction.

The bill also revises the definition of “public works project” to remove the 50 percent or more, state-appropriated funding threshold for certain activities and replaces it with a cost threshold of over \$1,000,000 in value paid for with any state-appropriated funds. Except as required by federal or state law, the bill prohibits the state or any political subdivision that contracts for a public works project from preventing a certified, licensed, or registered contractor, subcontractor, or material supplier or carrier, from participating in the bidding process based on the geographic location of its headquarters or offices or the residences of the employees of such contractor, subcontractor, or material supplier or carrier. Additionally, the state or any political subdivision that contracts for a public works project may not require a contractor, subcontractor, or material supplier or carrier engaged in the project to:

- Pay employees a predetermined amount of wages or prescribe any wage rate;
- Provide employees a specified type, amount, or rate of employee benefits;
- Control, limit, or expand staffing; or
- Recruit, train, or hire employees from a designated, restricted, or single source.

Lastly, the bill provides that a state or political subdivision may not prohibit a contractor, subcontractor, or material supplier or carrier who is able, qualified, licensed, or certified to perform such work, from receiving information about public works opportunities.

The bill does not apply to contracts executed by the Department of Transportation under chapter 337, F.S., or to a use authorized by the Charter County and Regional Transportation System Surtax, which

⁴² Art. X, s. 24(c), FLA. CONST.

⁴³ Department of Economic Opportunity, *Display Posters and Required Notices*, https://floridajobs.org/docs/default-source/business-growth-and-partnerships/for-employers/posters-and-required-notices/2021-minimum-wage/poster-fl-minimum-wage-2021-english.pdf?sfvrsn=74a4bb0_2 (last visited March 26, 2021).

⁴⁴ The federal minimum wage is \$7.25 per hour. For more information about federal minimum wage provisions, *see* <http://www.dol.gov/whd/minimumwage.htm> (last visited March 26, 2021).

⁴⁵ S. 337.14(1), F.S.

⁴⁶ S. 337.14(2), F.S.

⁴⁷ S. 337.14(1), F.S.

is approved by a majority vote of the electorate of the county or by a charter amendment approved by a majority vote of the electorate of the county.

Wastewater and Stormwater Management

Present Situation

Wastewater

Because domestic wastewater treatment facilities are stationary installations that are reasonably expected to be sources of water pollution, they must be operated, maintained, constructed, expanded, or modified with a permit issued by the Department of Environmental Protection (DEP).⁴⁸ Approximately 2,000 domestic wastewater treatment facilities in the state serve roughly two-thirds of the state's population.⁴⁹ Each day, over 1.5 billion gallons of treated wastewater effluent⁵⁰ and reclaimed water⁵¹ are disposed of from these facilities.⁵² Methods of disposal include reuse and land application systems, groundwater disposal by underground injection, groundwater recharge using injection wells, surface water discharges, disposal to coastal and open ocean waters, and wetland discharges.⁵³

Stormwater

Stormwater is the flow of water resulting from, and immediately following, a rainfall event.⁵⁴ When stormwater falls on pavement, buildings, and other impermeable surfaces, the runoff flows quickly and can pick up sediment, nutrients (such as nitrogen and phosphorous), chemicals, and other pollutants.⁵⁵ A stormwater management system is a system designed to control discharges necessitated by rainfall events, incorporating methods to collect, convey, store, treat, use, or reuse water to prevent or reduce flooding, overdrainage, environmental degradation, and water pollution.⁵⁶ Most activities that create new impermeable surfaces or alter surface water flows will involve a stormwater management system.⁵⁷

Office of Economic & Demographic Research

The Office of Economic & Demographic Research (EDR) is a research arm of the Legislature that is principally concerned with forecasting economic and social trends that affect policymaking, revenues, and appropriations.⁵⁸ EDR publishes the official economic, demographic, revenue, and agency workload forecasts that are developed by consensus estimating conferences and makes them available to the Legislature, state agencies, universities, research organizations, and the general public.⁵⁹

⁴⁸ S. 403.087(1), F.S.

⁴⁹ DEP, *General Facts and Statistics about Wastewater in Florida*, <https://floridadep.gov/water/domestic-wastewater/content/general-facts-and-statistics-about-wastewater-florida> (last visited Apr. 2, 2021).

⁵⁰ R. 62-600.200(22), F.A.C., defines the term "effluent" as, unless specifically stated otherwise, water that is not reused after flowing out of any plant or other works used for the purpose of treating, stabilizing, or holding wastes.

⁵¹ R. 62-600.200(54), F.A.C., defines the term "reclaimed water" as water that has received at least secondary treatment and basic disinfection and is reused after flowing out of a domestic wastewater treatment facility.

⁵² DEP, *General Facts and Statistics about Wastewater in Florida*, <https://floridadep.gov/water/domestic-wastewater/content/general-facts-and-statistics-about-wastewater-florida> (last visited Apr. 2, 2021).

⁵³ R. 62-600.440(4), F.A.C.

⁵⁴ DEP, *Environmental Resource Permit Applicant's Handbook Volume I (General and Environmental)* (June 1, 2018), 2-10, https://www.swfwmd.state.fl.us/sites/default/files/medias/documents/Applicant_Hanbook_I_-_Combined.pd_0.pdf (last visited Apr. 2, 2021).

⁵⁵ DEP, *Stormwater Management* (2016), 1, https://floridadep.gov/sites/default/files/stormwater-management_0.pdf (last visited Apr. 2, 2021).

⁵⁶ S. 373.403(10), F.S.

⁵⁷ DEP, *Environmental Resource Permit Applicant's Handbook Volume I (General and Environmental)* (June 1, 2018), 1-5, https://www.swfwmd.state.fl.us/sites/default/files/medias/documents/Applicant_Hanbook_I_-_Combined.pd_0.pdf (last visited Apr. 2, 2021).

⁵⁸ EDR, *Welcome*, <http://edr.state.fl.us/Content/> (last visited Apr. 2, 2021).

⁵⁹ EDR, *About Us*, <http://edr.state.fl.us/Content/about/index.cfm> (last visited Apr. 2, 2021).

In 2016, the Legislature passed Senate Bill 552, which directed EDR to conduct an annual assessment of Florida's water resources and conservation lands.⁶⁰ The assessment is conducted with the assistance of the water management districts, DEP, the Department of Agriculture and Consumer Services, the Fish and Wildlife Conservation Commission, counties, municipalities, and special districts and must be submitted by January 1 of each year.⁶¹

Effect of Proposed Changes

Wastewater Management Analysis

By June 30, 2022, and every five years thereafter, the bill requires each county, municipality, or special district providing wastewater services⁶² to develop a needs analysis for its jurisdiction over the subsequent 20 years. In projecting such needs, each local government must include:

- A detailed description of the facilities used to provide wastewater services.
- The number of current and projected connections and residents served calculated in five-year increments.
- The current and projected service area for wastewater services.
- The current and projected cost of providing wastewater services calculated in five-year increments.
- The estimated remaining useful life of each facility or its major components.
- The most recent five-year history of annual contributions to, expenditures from, and balances of any capital account for maintenance or expansion of any facility or its major components.
- The local government's plan to fund the maintenance or expansion of any facility or its major components. The plan must include historical and estimated future revenues and expenditures with an evaluation of how the local government expects to close any projected funding gap.

The bill requires each municipality or special district to submit its needs analysis, as well as the methodology and any supporting data necessary to interpret the results, to the county within which the largest portion of its service area is located. Each county must compile all analyses submitted to it into a single document and include its own analysis in the document. The county must file the compiled document with the coordinator of EDR no later than July 31, 2022, and every five years thereafter.

The bill specifies that local governments in rural areas of opportunity are subject to the bill's requirements related to conducting analyses of wastewater systems, unless the requirements would create an undue economic hardship for the local government.

Stormwater Management Analysis

By June 30, 2022, and every five years thereafter, the bill requires each county, municipality, or special district providing a stormwater management program or stormwater management system to develop a needs analysis for its jurisdiction over the subsequent 20 years. In projecting such needs, each local government must include:

- A detailed description of the stormwater management program or system and its facilities and projects.
- The number of current and projected residents served calculated in five-year increments.
- The current and projected service area for the stormwater management program or system.
- The current and projected cost of providing services calculated in five-year increments.
- The estimated remaining useful life of each facility or its major components.
- The most recent five-year history of annual contributions to, expenditures from, and balances of any capital account for maintenance or expansion of any facility or its major components.

⁶⁰ Chapter 2016-1, Laws of Fla.; s. 403.928, F.S.; EDR, *Natural Resources and Infrastructure*, <http://edr.state.fl.us/Content/natural-resources/index.cfm> (last visited Apr. 2, 2021).

⁶¹ Ss. 403.928(5) and (7), F.S.

⁶² The bill defines "wastewater services" to mean service to a sewerage system or service to domestic wastewater treatment works.

- The local government's plan to fund the maintenance or expansion of any facility or its major components. The plan must include historical and estimated future revenues and expenditures with an evaluation of how the local government expects to close any projected funding gap.

The bill requires each municipality or special district to submit its needs analyses, as well as the methodology and any supporting data necessary to interpret the results, to the county within which the largest portion of its stormwater management program or stormwater management system is located. Each county must compile all analyses submitted to it into a single document and include its own analysis in the document. The county must file the compiled document with the Secretary of DEP and the coordinator of EDR no later than July 31, 2022, and every five years thereafter.

EDR Annual Assessment

Beginning with the annual assessment due January 1, 2022, the bill requires EDR to include an analysis of the expenditures necessary to repair, replace, and expand water-related infrastructure. As part of the analysis, the bill requires EDR to periodically survey public and private utilities.

The bill requires EDR to evaluate the compiled wastewater and stormwater analysis documents submitted by the counties for the purpose of developing a statewide analysis for inclusion in the assessment due January 1, 2023.

The bill specifies that local governments in rural areas of opportunity are subject to the bill's requirements related to conducting analyses of stormwater systems, unless the requirements would create an undue economic hardship for the local government.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

The bill does not appear to impact state revenues.

2. Expenditures:

The bill may have an indeterminate negative fiscal impact on EDR associated with the costs of analyzing water-related infrastructure expenditures and evaluating wastewater and stormwater management analyses; however, these costs can likely be absorbed within existing resources.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

The bill does not appear to impact local government revenues.

2. Expenditures:

The bill may have an indeterminate negative fiscal impact on local governments associated with the costs of analyzing the needs of wastewater and stormwater management services.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

The bill may have a positive indeterminate impact to the extent more contractors, subcontractors, or material suppliers or carriers would no longer be required to meet certain pre-bid requirements.

D. FISCAL COMMENTS:

None.

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

11B

FIDDLER'S CREEK COMMUNITY DEVELOPMENT DISTRICT #2**BOARD OF SUPERVISORS FISCAL YEAR 2020/2021 MEETING SCHEDULE****LOCATION***Fiddler's Creek Club and Spa, 3470 Club Center Boulevard, Naples, Florida 34114*

DATE	POTENTIAL DISCUSSION/FOCUS	TIME
October 28, 2020	Regular Meeting	10:00 AM
Join Zoom Meeting: https://us02web.zoom.us/j/83570938418 Meeting ID: 835 7093 8418 Dial by Location: 1-929-205-6099 Meeting ID: 835 7093 8418		
November 11, 2020*	Regular Meeting	10:00 AM
December 9, 2020*	Regular Meeting	10:00 AM
January 27, 2021	Regular Meeting	10:00 AM
February 24, 2021	Regular Meeting	10:00 AM
March 24, 2021	Regular Meeting	10:00 AM
April 28, 2021	Regular Meeting	10:00 AM
May 26, 2021	Regular Meeting	10:00 AM
June 23, 2021	Regular Meeting	10:00 AM
July 28, 2021	Regular Meeting	10:00 AM
August 25, 2021	Public Hearing & Regular Meeting	10:00 AM
September 22, 2021	Regular Meeting	10:00 AM

ExceptionsNovember meeting date is two weeks earlier to accommodate Thanksgiving Holiday**December meeting date is two weeks earlier to accommodate Christmas Holiday*