

MINUTES OF MEETING

Each person who decides to appeal any decision made by the Board with respect to any matter considered at the meeting is advised that the person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which such appeal is to be based.

**FISHAWK
 COMMUNITY DEVELOPMENT DISTRICT**

The regular meeting of the Board of Supervisors of Fishhawk Community Development District was held on **Monday, February 16, 2009 at 4:35 p.m.** at the Fishhawk Palmetto Club, located at 17004 Dorman Road, Lithia, Florida 33547.

Present and constituting a quorum:

- | | |
|---------------------------------------|------------------|
| Board Supervisor, Chairman | Kerri McDougald |
| Board Supervisor, Vice Chairman | Willard McKeith |
| Board Supervisor, Assistant Secretary | Cliff Roberts |
| Board Supervisor, Assistant Secretary | Terrie Morrison |
| Board Supervisor, Assistant Secretary | Patricia Roberts |

Also present were:

- | | |
|---|----------------|
| District Manager, Rizzetta & Company, Inc. | Eric Dailey |
| District Counsel, Bricklemyer, Smolker & Bolves, P.A. | Biff Craine |
| <i>(joined the meeting in progress)</i> | |
| District Engineer, Heidt & Associates, Inc. | Tim Plate |
| Community Director | Holly Quigley |
| Resident Services | Rachel Welborn |
| Aquatic Program Director | Erin Olson |
| | Audience |

FIRST ORDER OF BUSINESS

Mr. Dailey called the meeting to order and read the roll call.

Call to Order

SECOND ORDER OF BUSINESS

Consideration of Minutes of the Board of Supervisors meeting on January 19, 2009

On a Motion by Mr. Roberts, seconded by Mr. McKeith, with all in favor, the Board of Supervisors approved the Minutes of the Board of Supervisors meeting on January 19, 2009 for Fishhawk Community Development District.

THIRD ORDER OF BUSINESS

Consideration of Operation and Maintenance Expenditures for February

This item was tabled until the next meeting as the Chairman and Vice Chairman did not receive copies of the invoice back up in their agendas.

FOURTH ORDER OF BUSINESS

Consideration of Series 2004 Construction Requisitions #30 & #31

<u>Number</u>	<u>Name</u>	<u>Amount</u>
30	ICON Consultant Group, Inc.	\$395.00
31	Heidt & Associates, Inc.	\$9,510.00

The Board of Supervisors requested an update on the status of completion on the improvements listed in the 2004 Bond Refinancing Engineers Report.

The Board of Supervisors requested a summary of all funds spent to date on the Trail connection within the TECO easement.

On a Motion by Ms. McDougald, seconded by Mr. Roberts, with all in favor, the Board of Supervisors approved the Series 2004 Construction Requisitions #30 & #31 for the Fishhawk Community Development District.

FIFTH ORDER OF BUSINESS

Presentation of Fiscal Year 2007/2008 Audited Financial Statement

Mr. Dailey presented the Fiscal Year 2007/2008 Audited Financial Statement to the Board under separate cover. He stated that there were no findings and that it was a clean audit.

On a Motion by Ms. McDougald, seconded by Mr. McKeith, with all in favor, the Board of Supervisors accepted the Fiscal Year 2007/2008 Audited Financial Statement as presented for the Fishhawk Community Development District.

SIXTH ORDER OF BUSINESS

Presentation of Proposals for Nature Trail Drainage Improvements

The Board of Supervisors authorized the District Engineer to proceed with the improvements and approved the proposal from Central Concrete Products, Inc. in the amount of \$9,265.

On a Motion by Ms. McDougald, seconded by Mr. Roberts, with all in favor, the Board of Supervisors authorized the District Engineer to proceed with the improvements and approved the proposal from Central Concrete Products, Inc. in the amount of \$9,265 for the Nature Trail Drainage Improvements for the Fishhawk Community Development District.

The Board of Supervisors requested that the District Manager speak to Bond Counsel to determine if the excess bond funds in the construction account could be used for the project.

SEVENTH ORDER OF BUSINESS

Update from District Engineer on Pond Issue in the Villas of Heron Park

The District Engineer reviewed the design plan of the pond and stated that the pond was built to the specifications and was in proper condition.

Residents present in the audience encouraged District Staff to speak to the HOA about trespassing issues. The residents also requested that the District Manager review the maintenance of the District owned property with the Districts landscaper.

Mr. Plate presented a proposal to the Board to have a GSI mapping completed of the District to review ownership of lands in both Districts. He stated that it would cost approximately \$1,500 per District. It was stated that Fishhawk CDD II approved the cost contingent upon Fishhawk CDD I's approval.

On a Motion by Ms. McDougald, seconded by Mr. McKeith, with all in favor, the Board of Supervisors approved the proposal with a not-to-exceed amount of \$2,000 subject to the cost share of the mapping with Fishhawk CDD II for the Fishhawk Community Development District.

EIGHTH ORDER OF BUSINESS

Consideration of Quote from Creative Mailbox & Sign Designs

A proposal was presented from Creative Mailbox and Sign Designs in the amount of \$7,622.50. The Board of Supervisors requested that this item be tabled until the March meeting and requested that Ms. Quigley obtain more proposals.

NINTH ORDER OF BUSINESS

Presentation of Proposed District Amenities Rules and Rates

Mr. Dailey reviewed the draft version of the Amenities Rules and Rates for the Board. A few changes were noted. It was stated that the Board of Supervisors will further review the rules and rates and will submit any changes to Mr. Dailey as necessary prior to the March meeting.

TENTH ORDER OF BUSINESS

Staff Reports

A. Community Director

The following items were discussed:

- Update on Hawk Park regarding the addition of off duty patrols and presented schedule.
- Sand was removed from the Martin Meadows tot lot and replaced with mulch; obtaining quotes for new swings and paint.
- New pumps were installed at both the Osprey Club pool and fountain.

B. District Counsel

No report.

C. District Engineer

No report.

D. District Manager

The following items were discussed:

- Mr. Dailey presented a surety bond totaling \$1,194 to be put in place of the current deposits being held by TFCO. The annual cost of the bond would be \$465 per year. The Board decided not to proceed with the bond at this time.
- Mr. Dailey presented a letter to the Walker residence regarding the concrete trail encroaching onto District property; have received no response from resident; the Board of Supervisors authorized District Counsel to obtain a processor to deliver a letter with a not-to-exceed amount of \$150 for services. Update on cafe; Mr. Dailey will have vendor proposals for consideration at the March or April meeting.

ELEVENTH ORDER OF BUSINESS

Supervisor Requests and Audience Comments

The Board requested that Mr. Dailey contact TFCO in regards to possibly installing street lights at the Osprey Club overflow parking lot.

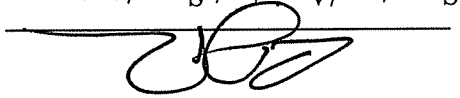
Audience comments were entertained; however no Board action was taken.

Adjournment

TWELFTH ORDER OF BUSINESS

On a Motion by Ms. McDougald, seconded by Mr. McKeith, with all in favor, the Board of Supervisors adjourned the meeting at 6:35 p.m. for Fishhawk Community Development District.

Secretary/Assistant Secretary



Chairman/Vice Chairman

