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**MINUTES OF MEETING**

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

**FISHHAWK  
COMMUNITY DEVELOPMENT DISTRICT**

The regular meeting of the Board of Supervisors' of Fishhawk Community Development District was held on **Monday, September 20, 2010 at 4:40 p.m.** at the Fishhawk Palmetto Club, located at 17004 Dorman Road, Lithia, Florida 33547.

Present and constituting a quorum:

Kerri McDougald	<b>Board Supervisor, Chairman</b>
Willard McKeith	<b>Board Supervisor, Vice Chairman</b>
Terrie Morrison	<b>Board Supervisor, Assistant Secretary</b>
Cliff Roberts	<b>Board Supervisor, Assistant Secretary</b>

Also present were:

Jonathan Miller	<b>District Manager, Rizzetta &amp; Company, Inc.</b>
Biff Craine	<b>District Counsel, Bricklemyer, Smolker &amp; Bolves, P.A.</b>
Tim Plate	<b>District Engineer, Heidt Design, LLC</b>
Holly Quigley	<b>Community Director</b>
Erin Olson	<b>Aquatic/Program Coordinator</b>
Audience	

**FIRST ORDER OF BUSINESS**

**Call to Order**

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

**SECOND ORDER OF BUSINESS**

**Consideration of Minutes of the Board of  
Supervisors Meeting on August 16, 2010**

On a Motion by Ms. McDougald, seconded by Mr. Roberts, with all in favor, the Board approved the minutes of the Board of Supervisors meeting on August 16, 2010 for Fishhawk Community Development District.
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**THIRD ORDER OF BUSINESS**

**Consideration of Operation and  
Maintenance Expenditures for September  
2010**

It was noted the FL Playground invoice needed to be split with Fishhawk CDD II.

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The Board requested that the Verizon long distance be modified to reduce monthly costs.

On a Motion by Mr. Roberts, seconded by Mr. McKeith, with all in favor, the Board approved the Operation and Maintenance Expenditures for September 2010 (totaling \$92,488.01) as amended for Fishhawk Community Development District.

**FOURTH ORDER OF BUSINESS**

**Presentation of Operation and  
Maintenance Expenditures – Palmetto  
Club**

Mr. Miller presented the CDD II operation and maintenance expenditures for the Palmetto Club for informational purposes.

**FIFTH ORDER OF BUSINESS**

**Consideration of Fishhawk CDD I & Fishhawk  
CDD II Public Workshop**

Mr. Miller said that he had relayed the previous Board's request to ask CDD II for more operational oversight over the Palmetto Club facility expenditures. He stated that the CDD II Board's response was to have a public workshop with CDD I to discuss this concern and related matters. Board discussion ensued. Board discussion led to any Monday in October at 3:00 PM (EST) at the Palmetto Club facility.

On a Motion by Ms. McDougald, seconded by Ms. Morrison, with all in favor, the Board authorized District Staff to work with the CDD I and CDD II Board Chairs to determine a date to hold a public workshop to discuss marketing strategies and the operational processes of the Palmetto Club facility for Fishhawk Community Development District.

**SIXTH ORDER OF BUSINESS**

**Presentation of Shared Costs and  
Reimbursements Spreadsheet**

Mr. Miller presented the CDD I and CDD II shared costs and reimbursements spreadsheet for informational purposes.

**SEVENTH ORDER OF BUSINESS**

**Ratification of Series 2004 Construction  
Requisitions #57, #59 and #61**

Business Matter tabled through general consensus of the Board of Supervisors.

**EIGHTH ORDER OF BUSINESS**

**District Engineer Staff Report**

Mr. Plate updated the Board of Supervisors on the status of two matters.  
1) Merlinglen Sidewalk – Mr. Plate stated that at the last Board Meeting he was asked what the cost would be to permit and design the balance of the Merlinglen sidewalk. Total design costs

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would not exceed \$6,000 (\$1,500 surveying services & \$4,500 engineering services). Board discussion ensued.

On a Motion by Ms. McDougald, seconded by Mr. McKeith, with all in favor, the Board authorized the District Engineer to commence design and engineering services for the Merlinglen Sidewalk with a not-to-exceed amount of \$6,000 for the Fishhawk Community Development District.

2) Trail Markers Proposal – Mr. Plate reviewed two proposals for trail markers with the Board. One proposal was for pressure treated wood and the other for PVC/Vinyl. Board discussion ensued. The Board was leaning towards the wooden markers on the grounds that there is always going to be some level and type of ongoing maintenance associated with these markers due to vandalism, age, etc.

On a Motion by Ms. McDougald, seconded by Mr. McKeith, with all in favor, the Board approved the proposal from Crawford Signs for pressure treated wooden trail markers with a not-to-exceed amount of \$2,200 (50/50 cost share with CDDII) for the Fishhawk Community Development District.

**NINTH ORDER OF BUSINESS**

**Presentation of Pond Maintenance  
Inspection Report**

Mr. Miller presented the pond maintenance inspection report to the Board. Mr. Miller asked if there was any specific staff directives, questions, and concerns regarding the information presented. No Board action was taken or given to staff.

**TENTH ORDER OF BUSINESS**

**Presentation of Monthly Landscape  
Status Report**

Mr. Miller presented the landscape maintenance inspection report to the Board. Mr. Miller asked if there was any specific staff directives, questions, and concerns regarding the information presented. No Board action was taken or given to staff.

**ELEVENTH ORDER OF BUSINESS**

**Consideration of Proposal for Kitchen  
and Restroom Remodels**

Mr. Miller presented the various proposals for the Osprey Clubhouse kitchen and restroom remodeling. Board discussion ensued. Ms. McDougald explained the scope of the remodel should be expanded to include all areas of the clubhouse. E.g. the lobby, movie theatre, etc. Additionally, Ms. McDougald stated that the District should employ the professional services of an interior designer to assist with the remodel project. Mr. Miller stated that it would be very helpful to have a designated member of the Board to work with District Staff during the remodeling project. The Board agreed and appointed Terrie Morrison to work with staff.

Ms. Morrison asked Mr. Miller where the source of funding would come from for this project. Mr. Miller stated that given the extent and type of remodel that the appropriate source of funding would be from the District Reserves. Mr. Miller verified that the District has sufficient funding for such a project.

Mr. Miller said a realistic date for revised cost figures for this type of project would be available at the November meeting at the earliest.

**TWELFTH ORDER OF BUSINESS**

**Acceptance of Series 2004 Arbitrage  
Rebate Report**

Mr. Miller presented the Series 2004 Arbitrage Rebate Report. Mr. Miller indicated that this report is a requirement under Florida Law. Mr. Miller stated that the findings of this report indicated that the District did not have a rebate liability as of July 13, 2010.

On a Motion by Ms. McDougald, seconded by Mr. McKeith, with all in favor, the Board acknowledged and accepted the Series 2004 Arbitrage Rebate Report, dated July 13, 2010, as prepared by Deloitte Tax, LLP for the Fishhawk Community Development District.

**THIRTEENTH ORDER OF BUSINESS**

**Staff Reports**

- A. Community Director – Holly Quigley  
No report.
- B. District Counsel  
Mr. Craine updated the Board on the status of the concession vendor agreement for the Osprey Club. He stated he had finished and sent the final form of agreement over to Ol'Kentucky Concessions, LLC for review and signature and had not heard back. He said he would follow up later this week with the vendor on the agreement's status.
- C. District Manager  
Facility Utilization Report – Board Member, Terrie Morrison, and Community Director, Holly Quigley, reviewed an abbreviated analysis of the frequency in attendance and utilization numbers of amenity facilities. Their findings indicated that the current restrictions on guests imposed by the amenity policies were justifiable given the current usage figures and that modification to allow additional guests would lead to an increase in the capacity issues that were already present.

HOA Staffing reconciliation – Mr. Miller stated that he had placed the request with the HOA, but had not had a chance to discuss and review this matter with the appropriate HOA staff. Mr. Miller stated his aim is to have revised financial figures for the Board of Supervisor's review at the next meeting.

Mr. Miller stated that he received a resident request for a bike rack at Heronglen. Board discussion ensued over installing a concrete slab base for the bike rack versus no concrete slab at all. Mr. Miller offered his recommendation that for ongoing maintenance purposes, a concrete slab would protect the ground from becoming rutted and damaged from continual use.

On a Motion by Ms. McDougald, seconded by Mr. McKeith, with all in favor, the Board approved the purchase of a bike rack with a concrete slab base for the Heronglen subdivision with a not-to-exceed amount of \$4,000 for the Fishhawk Community Development District.

Mr. Miller reported that the next Board meeting will be held on October 18, 2010.

**FOURTEENTH ORDER OF BUSINESS**

**Supervisor Requests and Audience  
Comments**

Ms. Morrison requested that the audience comments be moved to the beginning of the meeting; and the minutes be posted to the website sooner.


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

**FIFTEENTH ORDER OF BUSINESS**

**Adjournment**

On a Motion by Mr. Roberts, seconded by Ms. McDougald, with all in favor, the Board adjourned the meeting at 6:18 p.m. for Fishhawk Community Development District.

  
Secretary/Assistant Secretary

  
Chairman/Vice Chairman