

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 II**

The regular meeting of the Board of Supervisors' of Fishhawk Community Development District II was held on **Monday, May 17, 2010 at 2:37 p.m.** at the Osprey Club, located at 5721 Osprey Ridge Dr., Lithia, Florida 33547.

Present and constituting a quorum:

Victor Barbosa	Board Supervisor, Vice Chairman
Ruth Brown	Board Supervisor, Assistant Secretary
Scott Shimberg	Board Supervisor, Assistant Secretary

Also present were:

Jonathan Miller	District Manager, Rizzetta & Company, Inc.
Samantha Carlson	Representative, Rizzetta & Company, Inc.
Biff Craine	District Counsel, Bricklemyer, Smolker & Bolves, P.A.
Erin Olson	Aquatic Program Director
Holly Quigley	Community Director
Lucille Hanson	Palmetto Club Coordinator
Tim Plate	District Engineer, Heidt Design, LLC <i>(joined the meeting in progress)</i>
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 Audit
Committee Meeting held on April 19,
2010**

On a Motion by Ms. Brown, seconded by Mr. Barbosa, with all in favor, the Board approved the Minutes of the Audit Committee Meeting held on April 19, 2010 for Fishhawk Community Development District II.
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THIRD ORDER OF BUSINESS

Consideration of Minutes of the Board of Supervisors Meeting held on April 19, 2010

On a Motion by Mr. Barbosa, seconded by Mr. Shimberg, with all in favor, the Board approved the Minutes of the Board of Supervisors Meeting held on April 19, 2010 for Fishhawk Community Development District II.

FOURTH ORDER OF BUSINESS

Consideration of Operation and Maintenance Expenditures for May 2010

On a Motion by Mr. Shimberg, seconded by Ms. Brown, with all in favor, the Board approved the Operation and Maintenance Expenditures for May 2010 (\$193,303.91) for Fishhawk Community Development District II.

FIFTH ORDER OF BUSINESS

Consideration of Operation and Maintenance Expenditures for May 2010 – Palmetto Club

On a Motion by Mr. Barbosa, seconded by Ms. Brown, with all in favor, the Board approved the Operation and Maintenance Expenditures for May 2010 – Palmetto Club (\$46,476.06) for Fishhawk Community Development District II.

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

Consideration of Series 2007AB Construction Requisitions #210, #219, #220, #222, #223, #224, #226 and #227

On a Motion by Mr. Shimberg, seconded by Ms. Brown, with all in favor, the Board ratified the Series 2007AB Construction Requisitions #210, #219, #220, #222, #223, #224, #226 and #227 for Fishhawk Community Development District II.

EIGHTH ORDER OF BUSINESS

Audience Comments

The following audience comments were taken:

- Phoebe Park HOA President – reported on damage done by hogs and presented pictures.
- Mr. Miller responded to the issue explaining that he had pulled the plat and there cannot be any permanent structures included in area as the district would have to pursue a variance; which would then have to be approved through the EPC and SWFWMD. He stated the Board could pursue a variance by directing the District Engineer to proceed.
- Resident of Phoebe Park –discussed traffic calming project for Phase 1 (Churchside Drive); referenced BOS minutes and a memo from Eric Dailey, emails from previous District Staff, various other documents; he requested this be an agenda item at the next meeting.
- Mr. Miller responded stating that the costs for the project were not coming out of the O&M budget, it was coming from bond proceeds and the bondholders had approved it.

NINTH ORDER OF BUSINESS

**Presentation of Monthly Pond
Maintenance Inspection Report**

Mr. Miller presented the pond maintenance inspection report to the Board. Discussion ensued. Mr. Miller stated that he would research the issue of algae in ponds 3, 4 and 35 and have the services provider retreat the noted areas. It was noted that the picture of pond 59 showed a playground set on district property. Mr. Miller stated that he would follow up on the issue to determine if there was any encroachment onto District property.

TENTH ORDER OF BUSINESS

**Presentation of Monthly Landscape
Status Report**

Mr. Miller presented the landscape status report to the Board. No action was taken.

ELEVENTH ORDER OF BUSINESS

**Consideration of Second Addendum to
Landscape Services Agreement with
Sunrise**

The Board tabled this item until Mr. Miller revisited the issue with the contractor to lower the costs.

TWELFTH ORDER OF BUSINESS

**Ratification of Construction Contract for
Chapman Crossing Irrigation**

On a Motion by Mr. Shimberg, seconded by Mr. Barbosa, with all in favor, the Board ratified the Construction Contract with Sunrise Landscape for the installation of Chapman Crossing Irrigation for Fishhawk Community Development District II.

THIRTEENTH ORDER OF BUSINESS

Consideration of Proposals for Swing Set Addition

On a Motion by Mr. Barbosa, seconded by Mr. Shimberg, with all in favor, the Board authorized District Management and Ms. Quigley to approve the proposal for the swing set addition as necessary for Fishhawk Community Development District II.

FOURTEENTH ORDER OF BUSINESS

Consideration of Supplemental Amenity Policies for the Palmetto Club

On a Motion by Mr. Barbosa, seconded by Ms. Brown, with all in favor, the Board approved the Supplemental Amenity Policies for the Palmetto Club as presented for Fishhawk Community Development District II.

FIFTEENTH ORDER OF BUSINESS

Consideration of Recommendation from Audit Committee

On a Motion by Mr. Barbosa, seconded by Mr. Shimberg, with all in favor, the Board approved the recommendation from the Audit Committee to enter into an agreement with Grau & Associates for Auditing Services for Fiscal Years 2009/2010, 2010/2011 and 2011/2012 for Fishhawk Community Development District II.

SIXTEENTH ORDER OF BUSINESS

Ratification of Proposals from Central Concrete Products, Inc.

On a Motion by Mr. Barbosa, seconded by Ms. Brown, with all in favor, the Board ratified the Proposals from Central Concrete Products, Inc. for two sidewalk installations in the areas as shown on the plat as presented for Fishhawk Community Development District II.

SEVENTEENTH ORDER OF BUSINESS

Consideration of Proposal from Aquatic Systems, Inc. for Wetland Plants

The Board tabled this item until further notice.

EIGHTEENTH ORDER OF BUSINESS

**Presentation of Fiscal Year 2010/2011
Proposed Budget; and Consideration of
Resolution 2010-09, Approving Proposed
Budget and Setting Public Hearing on
Final Budget**

On a Motion by Mr. Shimberg, seconded by Ms. Brown, with all in favor, the Board approved Resolution 2010-09, Approving the Proposed Budget; and setting the Public Hearing for August 16, 2010 at 2:00 p.m. to be held at the Fishhawk Palmetto Club located at 17004 Dorman Road, Lithia, Florida 33547 for Fishhawk Community Development District II.

NINETEENTH ORDER OF BUSINESS

Staff Reports

A. Community Director

On a Motion by Ms. Brown, seconded by Mr. Barbosa, with all in favor, the Board authorized the Early Learning Center to use the Aquatic Club for summer camp for Fishhawk Community Development District II.

B. District Manager

On a Motion by Ms. Brown, seconded by Mr. Barbosa, with all in favor, the Board approved the proposal from Royce for replacement security cameras at the Palmetto Club for Fishhawk Community Development District II.

On a Motion by Ms. Brown, seconded by Mr. Shimberg, with all in favor, the Board approved the installation of security cameras at the loading dock in the amount of \$2,301 for Fishhawk Community Development District II.

Mr. Miller stated that he received a request from resident, Terrie Morrison, regarding the facility usage. The Board authorized District Staff to work with a member of the Fishhawk CDD Board to discuss the situation and schedule a workshop at the appropriate time.

C. District Engineer
No report.

D. District Counsel

Mr. Craine recommended that the Board reduce Mr. Panaseny's term per the request of the Hillsborough County Supervisor of Elections office.

Further discussion ensued. He stated that seats 1, 2 and 3 would be up for election in 2010; and seats 4 and 5 would be up for election in 2012.

On a Motion by Ms. Brown, seconded by Mr. Shimberg, with all in favor, the Board approved to reduce Seat 1's term from 2012 to 2010; and to realign seats 1, 2 and 3 in order to designate seat 1 as a Landowner seat and seats 2 and 3 as general election seats; and to set the terms for seats 4 and 5 for 2012 as discussed for Fishhawk Community Development District II.

On a Motion by Ms. Brown, seconded by Mr. Barbosa, with all in favor, the Board authorized the South Florida Baptist Hospital use of Park Square for Fishhawk Community Development District II.

TWENTIETH ORDER OF BUSINESS

Supervisor Requests

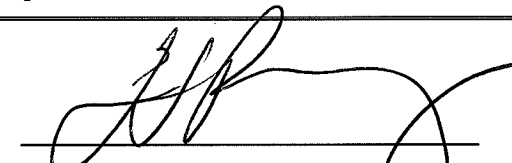
There were no Supervisor requests.

TWENTY-FIRST ORDER OF BUSINESS

Adjournment

On a Motion by Mr. Barbosa, seconded by Mr. Shimberg, with all in favor, the Board adjourned the meeting at 4:36 p.m. for Fishhawk Community Development District II.


Secretary/Assistant Secretary


Chairman/Vice Chairman