

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, August 16, 2010 at 2:00 p.m.** at the Palmetto Club, located at 17004 Dorman Road Lithia, Florida 33547.

Present and constituting a quorum:

Tom Panaseny	Board Supervisor, Chairman
Victor Barbosa	Board Supervisor, Vice Chairman
Ruth Brown	Board Supervisor, Assistant Secretary
Dawn Turner	Board Supervisor, Assistant Secretary
Scott Shimberg	Board Supervisor, Assistant Secretary

Also present were:

Jonathan Miller	District Manager, Rizzetta & Company, Inc.
Biff Craine	District Counsel, Bricklemyer, Smolker & Bolves, P.A.
Holly Quigley	Community Director
Erin Olson	Aquatic Program Coordinator
Lucielle Hanson	Palmetto Club Director
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 held on July 19,
2010**

On a Motion by Mr. Shimberg, seconded by Ms. Turner, with all in favor, the Board approved the Minutes of the Board of Supervisors Meeting held on July 19, 2010 for Fishhawk Community Development District II.
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THIRD ORDER OF BUSINESS

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

On a Motion by Ms. Turner, seconded by Mr. Panaseny, with all in favor, the Board approved the Operation and Maintenance Expenditures for August 2010 (\$144,799.71) for Fishhawk Community Development District II.

FOURTH ORDER OF BUSINESS

**Consideration of Operation and
Maintenance Expenditures for August
2010 – Palmetto Club**

On a Motion by Ms. Brown, seconded by Ms. Turner, with all in favor, the Board approved the Operation and Maintenance Expenditures for August 2010 – Palmetto Club (\$48,032.71) for Fishhawk Community Development District II.

FIFTH 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.

SIXTH ORDER OF BUSINESS

**Ratification of Series 2007AB
Construction Requisitions #249, #257,
#258, #260 and #263-#269**

On a Motion by Mr. Shimberg, seconded by Ms. Brown, with all in favor, the Board tabled the Series 2007AB Construction Requisitions #249, #257, #258, #260 and #263-#269 for Fishhawk Community Development District II.

SEVENTH ORDER OF BUSINESS

**Public Hearing on Fiscal Year 2010/2011
Final Budget**

On a Motion by Mr. Shimberg, seconded by Ms. Brown, with all in favor, the Board opened the Public Hearing on the Fiscal Year 2010/2011 Final Budget for Fishhawk Community Development District II.

Public comment and testimony was entertained by the Board; however no action was taken.

On a Motion by Ms. Turner, seconded by Ms. Brown, with all in favor, the Board closed the Public Hearing on the Fiscal Year 2010/2011 Final Budget for Fishhawk Community Development District II.

EIGHTH ORDER OF BUSINESS

**Consideration of Resolution 2010-10,
Adopting Fiscal Year 2010/2011 Final
Budget**

On a Motion by Ms. Turner, seconded by Mr. Barbosa, with all in favor, the Board approved Resolution 2010-10, Adopting the Fiscal Year 2010/2011 Final Budget for Fishhawk Community Development District II.

NINTH ORDER OF BUSINESS

**Consideration of Resolution 2010-11,
Imposing Special Assessments**

On a Motion by Mr. Shimberg, seconded by Ms. Brown, with all in favor, the Board approved Resolution 2010-11, Imposing Special Assessments for Fishhawk Community Development District II.

TENTH ORDER OF BUSINESS

**Consideration of Resolution 2010-12,
Adopting Revised Amenity Policies**

On a Motion by Mr. Panaseny, seconded by Ms. Brown, with all in favor, the Board approved Resolution 2010-12, Adopting the Revised Amenity Policies as presented and amended for Fishhawk Community Development District II.

ELEVENTH ORDER OF BUSINESS

**Consideration of Resolution 2010-13,
Setting Fiscal Year 2010/2011 Meeting
Schedule**

On a Motion by Ms. Brown, seconded by Mr. Shimberg, with all in favor, the Board approved Resolution 2010-13, Setting Fiscal Year 2010/2011 Meeting Schedule as follows: to be held on the third Monday of each month at 2:00 p.m. to be held at the Palmetto Club located at 17004 Dorman Road Lithia, Florida 33547 for Fishhawk Community Development District II.

TWELFTH ORDER OF BUSINESS

**Consideration of Resolution 2010-14,
Setting Landowner Meeting**

On a Motion by Ms. Turner, seconded by Mr. Panaseny, with all in favor, the Board approved Resolution 2010-14, Setting the Landowner Meeting for November 15, 2010 at 1:30 p.m. to be held at the Palmetto Club located at 17004 Dorman Road Lithia, Florida 33547 for Fishhawk Community Development District II.

THIRTEENTH ORDER OF BUSINESS

Discussion on Hog Issue

Through general Board consensus, District Staff was authorized to continue to engage with the current contractor, All Star Animal Removal Services.

FOURTEENTH ORDER OF BUSINESS

Presentation of Monthly Landscape Status Report

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

FIFTEENTH ORDER OF BUSINESS

Presentation of Monthly Pond Maintenance Inspection Report

Mr. Miller presented the pond maintenance inspection report to the Board. No action was taken.

SIXTEENTH ORDER OF BUSINESS

Consideration of Proposal from Florida Umbrella, Inc.

On a Motion by Mr. Barbosa, seconded by Ms. Turner, with all in favor, the Board approved the proposal from Florida Umbrella, Inc. for the replacement tabletop umbrellas at Park Square in the amount of \$2,593.16 for Fishhawk Community Development District II.

SEVENTEENTH ORDER OF BUSINESS

Ratification of First Addendum to Irrigation Maintenance and Inspection Services Agreement for Chapman Crossing

On a Motion by Mr. Barbosa, seconded by Ms. Turner, with all in favor, the Board ratified the First Addendum to the Irrigation Maintenance and Inspection Services Agreement for Fishhawk Community Development District II.

EIGHTEENTH ORDER OF BUSINESS

Ratification of Second Addendum to Landscape Service Agreement for Chapman Crossing

On a Motion by Mr. Barbosa, seconded by Ms. Turner, with all in favor, the Board ratified the Second Addendum to the Landscape Service Agreement for Chapman Crossing for Fishhawk Community Development District II.

NINETEENTH ORDER OF BUSINESS

Ratification of Proposal from Dynamic Painting for Fishhawk Crossing Tower

On a Motion by Ms. Brown, seconded by Ms. Turner, with all in favor, the Board ratified the proposal from Dynamic Painting for the Fishhawk Crossing Tower in the amount of \$2,860 for Fishhawk Community Development District II.

TWENTIETH ORDER OF BUSINESS

Consideration of Proposal for Installation of AED Devices

Mr. Miller presented a proposal from Instanton Medical for AED devices for the Aquatic Club and Palmetto Club. Further discussion ensued. The Board requested that Mr. Miller obtain more quotes that included facility location recommendations and present at the next meeting.

TWENTY-FIRST ORDER OF BUSINESS

Consideration of Proposal from Sunrise Landcare for Initial BushHogging Retention Ponds #45, 51, 52 and 66

On a Motion by Ms. Turner, seconded by Mr. Shimberg, with all in favor, the Board approved the proposal from Sunrise Landcare in the amount of \$1,016 for the initial bushhogging of retention ponds #45, 51, 52, and 66 for Fishhawk Community Development District II.

TWENTY-SECOND ORDER OF BUSINESS

Consideration of Proposal from Sunrise Landcare for Quarterly BushHogging of Retention Ponds #45, 51, 52 and 66

On a Motion by Mr. Barbosa, seconded by Ms. Brown, with all in favor, the Board approved the proposal from Sunrise Landcare in the amount of \$686 per quarter for the ongoing bushhogging of retention ponds #45, 51, 52, and 66 for Fishhawk Community Development District II.

TWENTY-THIRD ORDER OF BUSINESS

Consideration of Proposal from Royce Integrated Solutions

On a Motion by Ms. Brown, seconded by Mr. Shimberg, with all in favor, the Board approved the proposal from Royce Integrated Solutions in the amount of \$7,684 to replace the facility's surveillance cameras that had been damaged due to an electrical surge caused by a lightning strike. The Board requested surge protection be added to the proposal for Fishhawk Community Development District II.

TWENTY-FOURTH ORDER OF BUSINESS

Consideration of Requests from Aquatic Café

On a Motion by Ms. Brown, seconded by Ms. Turner, with all in favor, the Board approved the request for Kids Night to be held in August and September, the specific dates of the event are to be determined by the Aquatic Café and Community Director for Fishhawk Community Development District II.

On a Motion by Ms. Brown, seconded by Ms. Turner, with all in favor, the Board approved the request from the Aquatic Café for a Labor Day End of Summer Party to be held on September 4th for Fishhawk Community Development District II.

A third request from the Aquatic Café was entertained by the Board; however no Board action was taken. The request was for a reduction of 6% in the rent. The Board decided to table the matter until the next meeting to gather all necessary information around the existing leasing arrangements to be able to make a more informed decision. Mr. Miller said that the Board maintained the option to go back and make the reduction retroactive from the date of the request.

TWENTY-FIFTH ORDER OF BUSINESS Staff Reports

- A. Community Director – Holly Quigley
 No report.

- B. District Counsel
 No report.

- C. District Engineer

Mr. Plate discussed the possibility of installing a sidewalk along the north side of Dorman Road from Fishhawk Elementary 1,000 feet westward toward Wrenwater Drive and Phoebenest Drive.

On a Motion by Mr. Shimberg, seconded by Ms. Brown, with all in favor, the Board authorized the District Engineer to gather preliminary cost estimates for installing such a sidewalk on the north side of Dorman Road as discussed and presenting those cost estimates at the next Board meeting for Fishhawk Community Development District II.

Mr. Plate relayed a concern brought to his attention by Amanda King, a Newland Representative, regarding drainage along the wall in the Garden District. A recommendation was made by the District Manager to review the matter before any Board of Supervisor action was taken. Through general consensus of the Board of Supervisors, this matter was tabled until further review of the information could be made by appropriate District Staff.

Lastly, Mr. Plate stated that the Publix Trail has been completed. He went on to mention that a portion of the trail that was originally thought to be constructed in

a TECO easement was in fact outside of the TECO easement area. As a result of this finding, a \$10,000 construction savings would be realized as a fencing requirement would be avoided. This fencing requirement was a condition of constructing infrastructure within the TECO easement.

D. District Manager

Mr. Miller stated that the next meeting was September 20, 2010.

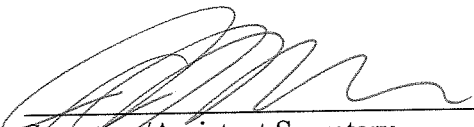
Mr. Miller stated that a request had been made by the Fishhawk Community Development District Board of Supervisors to participate in a 50/50 cost share agreement for the installation of new trail markers that are to be placed throughout the communities entire trail network. Mr. Plate reviewed design plans for the layout of the new trail markers. The Board agreed to the cost share arrangement, but wanted to review final cost estimates before a motion was made. Mr. Plate stated he would have those cost estimates available at the September 20th Board of Supervisors meeting.


TWENTY-SIXTH ORDER OF BUSINESS Supervisor Requests

The Board of Supervisors entertained various public comments. Examples of public comment ranged from questions regarding amenity usage policies and procedures to requests for additional traffic calming initiatives being taken along Dorman Road and Fishhawk Crossing Boulevard by the Board of Supervisors. Board of Supervisor discussion ensued. No action was taken.

TWENTY-SEVENTH ORDER OF BUSINESS Adjournment

On a Motion by Ms. Turner, seconded by Mr. Shimberg, with all in favor, the Board adjourned the meeting at 4:30 p.m. for Fishhawk Community Development District II.


Secretary/Assistant Secretary


Chairman/Vice Chairman