

**MINUTES OF MEETING
MEDITERRA SOUTH
COMMUNITY DEVELOPMENT DISTRICT**

A Public Hearing and Regular Meeting of the Mediterra South Community Development District's Board of Supervisors was held on **Wednesday, August 15, 2012 at 11:30 a.m.**, at **The Club at Mediterra, 15755 Corso Mediterra Circle, Naples, Florida 34110.**

Present and constituting a quorum were:

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|--------------------------------|---------------------|
| Kenneth Nails | Chair |
| Dallas Luby | Vice Chair |
| Bill Rowe | Assistant Secretary |
| Kenneth Tarr (via telephone) | Assistant Secretary |
| Michael Bishko (via telephone) | Assistant Secretary |

Also present were:

| | |
|-------------------------------|----------------------------|
| Chuck Adams | District Manager |
| Cleo Crismond | Assistant Regional Manager |
| Carl Eldred (via telephone) | Hopping Green & Sams |
| Jason Walters (via telephone) | Hopping Green & Sams |
| Dave Robson | District Engineer |
| Brian Neary | Resident |
| Frank Godshall | Resident |

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mr. Nails called the meeting to order at 11:30 a.m. Mr. Adams noted, for the record, that Supervisors Nails, Luby and Rowe were present, in person. Supervisor Tarr was attending via telephone. Supervisor Bishko was not present at roll call.

SECOND ORDER OF BUSINESS

**Proof of Publication for August 15, 2012
Public Hearing and Regular Meeting**

Mr. Nails presented the proof of publication for today's public hearing and regular meeting. In response to Mr. Nails' request, those in attendance introduced themselves and noted their company affiliation or the neighborhood they represent.

THIRD ORDER OF BUSINESS

Consideration of Resolution 2012-5, Amending and Restating the License Agreement with The Club at Mediterra, Inc., Authorizing the Withdrawal of Surface Water From, and Discharge of Groundwater to, the District's Stormwater Management System for the Purpose of Irrigation (tabled at May 16, 2012 Regular Meeting)

Mr. Nails indicated that he spoke with Mr. Richard Schmidt, who is involved in this issue for The Club. Due to the number of items on today's agenda, Mr. Nails asked Mr. Schmidt if this item could be delayed to the Board's October meeting. Mr. Schmidt was agreeable.

*****Mr. Bishko joined the meeting via telephone.*****

Mr. Nails advised Mr. Schmidt that, if there is time, the Board would discuss this item at the end of today's meeting, in preparation for his presentation at the October meeting.

FOURTH ORDER OF BUSINESS

Public Hearing to Consider Resolution 2012-8, Relating to the Annual Appropriations and Adopting the Budget for the Fiscal Year Beginning October 1, 2012, and Ending September 30, 2013

*****Mr. Nails opened the Public Hearing.*****

Mr. Nails presented Resolution 2012-8 for the Board's consideration.

Mr. Adams indicated that the proposed budget has not changed since the version approved in May. The proposed budget is status quo and consistent with the past year in terms of level of service and services to be provided. The only change is related to water management services, which is \$15,000 less due to the contract awarded during this fiscal year. The \$15,000 was shifted to the District's aquascaping program. The proposed budget reflects a \$0.20 reduction in assessments from the prior year. The other change is related to refinancing the debt service fund Series 1999 and 2001 bond, along with the Mediterra North Series 2001, into what is now the Series 2012 bond. Mr. Adams recalled that Mediterra South is the issuer of the Series 2012 bonds; therefore, the budget reflects a receivable from Mediterra North for payment of its portion of the revenues necessary to make payments on the Series 2012 refunding bond. Pages 19 through 22 show the assessments, by neighborhood, for both debt service and O&M, along with a comparison table. Mr. Adams discussed the significant savings, as a result of the

refinance and explained that the Districts were not able to refinance the Series 2003 bonds at this time.

Regarding the refinancing, Mr. Nails asked Mr. Adams if the summary pages contain a breakdown of the savings by refinanced bond. Mr. Adams replied no, noting the information was presented at the last meeting; he can redistribute it to the Board, if desired. Mr. Adams advised that there is no need to include those summaries in this budget. For the benefit of the public, Mr. Adams confirmed that the savings was in the 14.5% to 15% range.

Mr. Frank Godshall, a resident, stated that he prepared a spreadsheet and, comparing the most expensive property, the savings is \$511.07 per year.

Mr. Tarr noted that the assessment roll preparations for the combined Districts decreased \$5,000 and asked if pressure was put on the provider to bring the cost down. Mr. Adams stated that the reduction is the result of removal of one (1) of the Mediterra South debt service funds; it is an anticipated reduction in activity, as a result of the consolidation of two (2) bond series. Mr. Adams advised that it was not a negotiated reduction, it was the new cost estimate provided by AJC Associates, Inc. Mr. Tarr questioned just accepting the new cost; stressing that it is not nitpicking, he asked if the District could seek a greater reduction. Mr. Adams stated that a part of the cost formula relates to the number of transactions but the other part is based on providing the service and managing the lien roll on a year-round basis, including updating the rolls and certifying it to the property appraiser and tax collector. Mr. Adams reminded the Board that a tremendous amount of work goes into revising the lien rolls, as a result of the refinancing, and Ms. Carlson was not paid, as part of the issuance, although she was a participant in the process. Mr. Adams indicated that he can put pressure on Ms. Carlson, if the Board desires; however, he feels that the current \$5,000 reduction is appropriate. Mr. Adams recommended the District hold off and seek a further reduction in the following fiscal year.

Mr. Tarr asked if the off-roll assessment levy is related to The Club. Mr. Adams stated it is related to the developer, London Bay. In response to Mr. Tarr's question, Mr. Adams indicated that The Club is on roll. Mr. Tarr asked what amount The Club actually paid. Mr. Adams will provide the information to Mr. Tarr and Mr. Bishko.

Mr. Godshall referred to the \$10,000 capital outlay line item expenditure, under water management, on Page 1, and questioned how the figure can be accurate. Mr. Adams indicated that it is a plugged number; the capital outlay line item is included yearly in anticipation of additional aeration systems, to improve lake water quality. Mr. Adams acknowledged that it is

difficult to project the cost of an aeration system accurately, as there are numerous factors that can increase the expense, most notably, the power supply and where that may be located in relationship to the CDD easement where the mechanicals will be installed. Mr. Godshall stated that he does not understand how the figure works out to an even \$10,000.

Mr. Tarr voiced his feeling that the electricity line item should not remain constant year-after-year, as the utility rates increase as systems are installed. He recommended including an escalator for the electricity expense, in the future. Mr. Adams agreed that it can be done. Mr. Nails voiced his belief that the HOA pays the electricity related to water management. Mr. Adams indicated that Mr. Nails is incorrect.

*****Mr. Nails closed the Public Hearing.*****

On MOTION by Mr. Luby and seconded by Mr. Rowe, with all in favor, Resolution 2012-8, Relating to the Annual Appropriations and Adopting the Budget for the Fiscal Year Beginning October 1, 2012, and Ending September 30, 2013, was adopted.

FIFTH ORDER OF BUSINESS

Consideration of Resolution 2012-9, Imposing Special Assessments and Certifying an Assessment Roll

Mr. Nails presented Resolution 2012-9 for the Board’s consideration.

On MOTION by Mr. Bishko and seconded by Mr. Rowe, with all in favor, Resolution 2012-9, Imposing Special Assessments and Certifying an Assessment Roll, was adopted.

SIXTH ORDER OF BUSINESS

Presentation: Annual Lake Audit

Referring to her memorandum, Ms. Crismond indicated that she included only those items that require action and/or discussion. Ms. Crismond began to go through the lakes with issues requiring the Board’s action. Noting that the observations and required actions are clearly presented, Mr. Nails suggested that the Board ask questions, instead.

Mr. Nails noted that, for several of the items listed, the resident was to complete repairs but has not done so; he asked if the District has recourse. Mr. Adams indicated that some residents completed the required repairs and, in the areas where a property owner was

nonresponsive, the contractor performed work along the lake to try and safeguard further erosion but not on the private property. Mr. Adams voiced his opinion that the District does not have a means to enforce making the property owners complete the repairs.

Mr. Eldred suggested reviewing the language in the stormwater permit, which may provide assistance to the District's position, if it becomes a major issue. Mr. Adams reiterated that the District made repairs within the lake boundaries and he believes it is currently compliant.

Mr. Nails asked if the District will be adversely affected, if the property owner will not repair their property. Mr. Adams advised that, in the short term, the District will not be affected. Mr. Luby questioned if it would be wise to notify the resident that the District completed repairs and, if they do not complete what is required of them, they will be responsible for all future repairs. Mr. Eldred indicated that, to the extent that a property owner's property impacts the District's bank, the District might have a right to enforce; it may be worth sending a letter to notify the property owners of the issue. Mr. Godshall questioned if District Counsel's response is yes or no. Mr. Adams stated that it means District Counsel must investigate further, as he is unclear on the site-specific terms. Mr. Eldred stated that he wants to review the easement and permit language to determine if there is an affirmative obligation on the landowner to do certain things, giving the District a stronger standing on which to mail letters.

Mr. Tarr recalled a schedule containing the estimated cost to complete the repairs and asked if that means that every repair has a specific dollar amount attached to it. Mr. Adams replied affirmatively. In response to Mr. Tarr's question, regarding those that were nonresponsive, Mr. Adams confirmed that the District can include details of its expenditures, along with the letter; the proposal that was previously provided to those residents for the work on their property could be included in this mailing. The Board asked Ms. Crismond to obtain new estimates to provide to the nonresponsive individual property owners at the next meeting.

Regarding the CDD's repair work, Mr. Adams advised that Management will secure proposals for the washout repairs for consideration at the next meeting. Removal of built up sediment in various culverts will proceed immediately. The Board agreed to this approach.

SEVENTH ORDER OF BUSINESS**Update/Continued Discussion: Lake Bank Encroachment at Parcel 109; Lot 5**

Mr. Adams indicated that he sent a letter to the property owner, as a result of the Board's actions at the last meeting. The letter advised that the putting green must be removed from the

District's easement. The property owner contacted Mr. Adams by telephone and reminded him of 2009 email correspondence between himself and the District. The property owner sought permission from Ms. Diane Fernando, of Bonita Bay Group, who is on the Design Review Committee (DRC) and permission was granted to him. In his email to Mr. Adams, the property owner asked if the District has an issue with the putting green being in the easement. Mr. Adams informed him that, as long as there were no vertical, fixed objects that would impede the District's ability to traverse the easement, such as fences, the District would have no objections. Additionally, Mr. Adams stressed to the property owner that the District would travel over the putting green on a regular basis, with no responsibility or liability for the condition.

Mr. Adams acknowledged that he did not recall his previous discussions with the property owner but noted that the request was more for forgiveness after the installation than permission prior to installation. Mr. Adams advised the property owner to delay removal of the putting green until after the Board's consideration today. Based on the new information, Mr. Adams asked if the Board wishes to reconsider its position.

In response to a question from Mr. Nails, Mr. Adams confirmed that Ms. Fernando only approved the putting green from a design standpoint, not with regard to encroachments or easements. Ms. Fernando's approval then prompted the property owner's referenced emails to Mr. Adams. Mr. Adams explained that, at that time, he treated the putting green as a landscaping element that would not impede the District's ability to traverse the lake bank for maintenance purposes; he did not see a problem with it.

Mr. Adams acknowledged that, recently, there has been a great deal of debate over the putting green, with some being of the belief that the property owner has received some unique and additional benefit that no other property owner was receiving by being allowed to have the putting green constructed partially on the District's easement. Mr. Adams recalled this being the Board's reasoning for disallowing the putting green and requesting removal. Mr. Nails clarified that the major concern was about setting precedence.

Mr. Godshall asked if the exact location was identified when the DRC gave its approval. Mr. Adams felt that the DRC had the location information. Mr. Godshall questioned what the DRC's approval amounted to. Mr. Adams stated that approvals were generally based upon a standard protocol; if no hard-fixed vertical improvement was installed and the District could still easily traverse the property for maintenance, the District typically took no issue with the particular improvement. Mr. Adams advised that landscaping, such as plants, trees, bushes, are

often erected in lake maintenance easements and the District rarely takes issue. Items such as fences, pool cages, etc., are another matter and must be removed or acknowledged by a legal document, which allows them to remain but at the sole risk of the property owner.

Mr. Adams indicated that today's discussion relates to a raised portion of grass that was serving as part of a putting green. In response to Mr. Tarr's question, Mr. Adams advised that the encroachment appears to be six (6) to eight (8) feet. Mr. Tarr thought that the District Engineer was to confirm the size of the area of encroachment, including obtaining a survey, if necessary. Mr. Adams stated that Mr. Tarr is incorrect and the Board actually put the matter to rest at the last meeting by directing Management to notify the property owner, by mail, that he must remove the putting green. Mr. Tarr voiced his opinion that the DRC is irrelevant.

Mr. Nails asked about the property owner's reaction to Mr. Adams' conversation with him regarding the Board's decision. Mr. Adams stated that he was understanding and acknowledged that he is encroaching but wanted the Board to, at least, consider that he thought he received an approval, several years ago, by way of the DRC and Mr. Adams' communications with him. Mr. Adams noted that, if the Board gives approval today, the area is still the District's easement and it will always be able to request removal in the future.

Recalling that the Board consisted primarily of Bonita Bay Group employees, at the time the DRC gave its approval and Mr. Adams had no objections, Mr. Nails asked District Counsel if the Board could specify that this circumstance is the exception to any future actions related to encroachment matters, thereby alleviating the possibility of setting precedent. Mr. Eldred stated that there is a degree of precedent and wondered about perceptions of arbitrary decision-making when future requests are received. Mr. Tarr questioned if the District could charge the property owner an annual fee of \$5,000, for use of the District's property, if they allow the putting green to remain. Mr. Eldred thought that a fee would be difficult to justify, as it must be tied to District expenditure or, if it is a rate fee or charge, it must be reasonable, based on the circumstances, which would require rule making. In response to a question, Mr. Eldred stated that the District weakens its position regarding encroachment if it allows it for one but tries to prohibit others.

On MOTION by Mr. Luby and seconded by Mr. Nails, with all in favor, continuance of the Board's position requiring removal of the encroachment, by the homeowner, was approved.

EIGHTH ORDER OF BUSINESS

Discussion: Mulch Vendor

Mr. Adams indicated that this item was requested by Mr. Tarr, based upon the difficulties with the mulch installer this past spring. This service is normally bid but, this year, the District used EarthBalance, a wetland maintenance company, who had the labor resources to perform the work. Mr. Adams recalled that the project was expected to take two (2) weeks but lasted approximately six (6) weeks. He noted that EarthBalance sought additional payment for the extra time; however, Management held them to the contract. Mr. Adams confirmed that the District's dissatisfaction was conveyed to EarthBalance. In response to a question, Mr. Adams noted that mulching is included in the lake bank stabilization budget.

NINTH ORDER OF BUSINESS

Consideration of Resolution 2012-10, Ratifying, Confirming, and Approving the Sale of the Mediterra South Community Development District Capital Improvement Revenue Refunding Bonds, Series 2012; Ratifying, Confirming, and Approving the Actions of the Chairman, Vice Chairman, Treasurer, Secretary, Assistant Secretaries, and All District Staff Regarding the Sale and Closing of the Mediterra South Community Development District Capital Improvement Revenue Refunding Bonds, Series 2012; and Determining Such Actions as Being in Accordance with the Authorization Granted by the Board; Providing a Severability Clause; and Providing An Effective Date

Mr. Nails presented Resolution 2012-10 for the Board's consideration.

On MOTION by Mr. Rowe and seconded by Mr. Luby, with all in favor, Resolution 2012-10, Ratifying, Confirming, and Approving the Sale of the Mediterra South Community Development District Capital Improvement Revenue Refunding Bonds, Series 2012; Ratifying, Confirming, and Approving the Actions of the Chairman, Vice Chairman, Treasurer, Secretary, Assistant Secretaries, and All District Staff Regarding the Sale and Closing of the Mediterra South Community Development District Capital Improvement Revenue Refunding Bonds, Series 2012; and Determining Such Actions as Being in Accordance with the Authorization Granted by the Board; Providing a Severability Clause; and Providing An Effective Date, was adopted.

TENTH ORDER OF BUSINESS

Approval of May 16, 2012 Regular Meeting Minutes

Mr. Nails presented the May 16, 2012 Regular Meeting Minutes and asked for any additions, deletions or corrections. The following changes were made:

Lines 141 and 142: Remove “savings”

Line 385: Change “a Board Member” to “Mr. Rowe”

On MOTION by Mr. Rowe and seconded by Mr. Luby, with all in favor, the May 16, 2012 Regular Meeting Minutes, as amended, were approved.

ELEVENTH ORDER OF BUSINESS

Other Business

Mr. Bishko referred to the lake audit and questioned if the pictures identified as Lake #2 are of another lake, as there are no condominiums along Lake #2. Ms. Crismond made a note of Mr. Bishko’s observation.

TWELFTH ORDER OF BUSINESS

Staff Reports

a. Attorney

There being nothing additional to report, the next item followed.

b. Engineer

There being nothing additional to report, the next item followed.

c. Manager

i. Unaudited Financial Statements as of June 30, 2012

Mr. Adams presented the Unaudited Financial Statements as of June 30, 2012 and noted significant changes, as a result of the new bonds. He stated that these adjustments were a major undertaking, which resulted in the delay in completing the agenda packages. Mr. Adams stated that revenue collection was at 101%. Expenditures are currently under budget, as the aquascaping program has not commenced. Mr. Adams anticipates higher water levels by the end of the month, which will allow the aquascaping plantings to take place. He explained that, between both Districts, approximately \$105,000 will remain for aquascaping, while holding about \$25,000 to address culvert cleaning and headwall repair, along with making the September

lake maintenance budget. With the \$0.38 per plant price, the District can purchase approximately 278,000 plants, which will be spread over about 36 lakes.

Mr. Godshall asked the status of the aquascaping program. Mr. Adams indicated that last year’s planting was not particularly successful, as water levels were not high enough for sufficient ground saturation. Mr. Adams noted that rain is ahead this year, compared to last year, so lake levels are up much sooner and should sustain longer, allowing the plants to establish.

ii. Fiscal Year 2013 Proposed Meeting Schedule

Mr. Nails presented the proposed meeting schedule for Fiscal Year 2013.

Mr. Tarr voiced his feeling that the meetings always feel rushed, as Mr. Adams must hurry to the Mediterra North meeting, immediately following the Mediterra South’s meetings, and asked what can be done. Mr. Adams was agreeable to shifting the meeting times but pointed out that Mediterra South’s meetings cannot start earlier, as the District Engineer has a previous commitment; however, he can ask Mediterra North to consider moving their meeting time to 2:00 p.m.

On MOTION by Mr. Rowe and seconded by Mr. Luby, with all in favor, the Fiscal Year 2013 Proposed Meeting Schedule, as presented, and directing Staff to advertise, accordingly, was approved.

**THIRTEENTH ORDER OF BUSINESS Audience Comments/Supervisors’
Requests**

There being no audience comments or Supervisors’ requests, the next item followed.

- **Consideration of Resolution 2012-5, Amending and Restating the License Agreement with The Club at Mediterra, Inc., Authorizing the Withdrawal of Surface Water From, and Discharge of Groundwater to, the District’s Stormwater Management System for the Purpose of Irrigation (tabled at May 16, 2012 Regular Meeting)**

*****Discussion resumed on this item.*****

Mr. Nails discussed his conversations with Mr. Schmidt. The Club received its allocation from the South Florida Water Management District (SFWMD) for the purpose of golf course irrigation. Mr. Nails explained that The Club wants permission to install another underground pipe going back into the Monterosso Lake. The Club will draw water from the ponds; however the water taken from the ponds must be made up by drawing from the wells and transferring it to

the ponds. The pipe they want to install is the method for transmitting the well water into the ponds.

Mr. Nails reviewed the Executive Summary, which explains The Club's situation. The Club plans to install three (3) or four (4) recharge wells and is seeking approval for an additional underground easement.

Mr. Tarr stated that he reviewed the SFWMD permit and noted that the permit holder/applicant is The New Club at Mediterra, Incorporated. He pointed out that this differs from the resolution which references The Club at Mediterra, Inc. Mr. Tarr asked who drafted the agreement and whether District Counsel reviewed it. He discussed the wells and the current water quality, as it relates to chloride levels. Mr. Tarr voiced his feeling that approving this action will not cause deterioration to the District's plants or any negative effect on the homeowners in the District.

Mr. Tarr stated that he is troubled by some of the language in the agreements. He noted that the term amended is being used and questioned how an agreement can be amended, as the permit is now with The New Club at Mediterra, Incorporated, not The Club at Mediterra, Inc., as the agreement and resolution state.

Mr. Eldred indicated that he was not aware of the entity's name change. He discussed the changes in the proposed agreement and the goals of the changes.

Mr. Tarr referred to the amended agreement document and voiced his opinion that it really only serves The Club's best interests. He questioned a paragraph, on Page 1, which states "WHEREAS, the Board of Supervisors of the District desires to amend and restate the License Agreement..." He feels that the statement is backwards, as it was The Club that approached the District. Mr. Tarr contended that the phrasing makes it sound like the amended agreement was the District's idea.

Mr. Bishko agreed with Mr. Tarr's comments, voicing his feeling that the agreement is backwards in its focus.

Mr. Eldred indicated that this was simply an amendment of the existing agreement but agreed to review it.

Mr. Bishko noted that the document states that it is amending the agreement of February 16, 2011; however, the only thing that agreement does is state that it is okay for The Club to apply for a water allocation. He asserted that the original agreement was not a license agreement.

Mr. Tarr recommended that, when the Board discusses resolutions that occurred in the past, copies of the signed document should be included in the agenda, for reference. Mr. Adams directed the Board to a copy of Resolution 2011-3, located behind Tab 3, behind the Cardno Entrix tables. Mr. Adams confirmed that the agreement in the front of the section is the amended and restated agreement. Mr. Tarr apologized for the misunderstanding.

Mr. Rowe pointed out that Resolution 2012-5 refers to The Club running a golf course; however, they are really running two (2).

Mr. Tarr noted paragraphs in the amended agreement that refer to “other good and valuable considerations” and “arm’s length negotiations” and questioned how this language can be included, if the District is not receiving anything in consideration for entering into the agreement. Mr. Nails suggested that all residents are benefitting; the benefit does not have to be money. Mr. Tarr disagreed with Mr. Nails’ assumption and stated that the Board represents all residents, some of which are not members of The Club. Mr. Luby contended that all residents are benefitting, to the extent that their property value increases. Mr. Tarr contended that Mr. Luby’s comment is a supposition. Mr. Tarr stressed that he wants District Counsel to comment on the language, as he feels the agreement should reflect reality.

Mr. Tarr reiterated his problems with the agreement and the changes he wants. Mr. Bishko noted that he is troubled by the notion that the new resolution states it is amending the 2011 resolution, which only gave approval for The Club to apply for a permit; it does not include anything about running a pipe to Monterosso, etc.

Mr. Eldred clarified that the agreement, as presented, does not, nor is it intended to address the pipe issue; he will follow up on that matter with The Club. Mr. Bishko stated that his question is what is being amended on the original agreement, as the original only allowed applying for a permit, which The Club did. Mr. Bishko questioned why that agreement must be amended, since the matter is finished. Mr. Bishko contended that a piece is missing.

Mr. Adams confirmed that the original agreement is not included in the agenda package. He recalled that the agreement was general, as there were unknowns, at the time; this agreement includes more details. Mr. Bishko declared that the agreement is the same length and contains no additional detail. Mr. Adams reminded Mr. Bishko that the discussion is about the agreement, not the resolution. Mr. Bishko questioned why a resolution is necessary. Mr. Adams indicated that the resolution serves to document and memorialize the Board’s approval.

Several Board Members voiced their frustration that the original agreement is not included in the agenda, in order to compare it to the amended version.

Mr. Nails summarized that, at this time, The Club is only asking the District to allow them to install a pipe, through the District's property, into the pond, in order to return water consistent with the SFWMD specifications. Mr. Nails suggested that a new agreement specifying those actions be drafted, rather than amending the original agreement.

Mr. Tarr discussed his understanding of The Club turnover and that The Club is no longer paying for irrigation water. Mr. Luby indicated that Mr. Tarr is incorrect. Mr. Luby explained the legal case currently underway. In response to a question, Mr. Nails confirmed that a decision on this matter is not needed today; Mr. Schmidt will attend a future meeting to discuss it further.

Mr. Nails directed Mr. Adams to work with District Counsel and The Club on developing a licensing or easement agreement for installation of the pipe.

Mr. Tarr questioned the termination provision of the amended agreement and asked if it is meant to be conjunctive. Mr. Eldred stated that the provision was part of the most recent revisions and in response to the Board's concerns at the last meeting. Mr. Eldred explained that the purpose was to link the agreement and its termination to the terms of the SFWMD permit. Mr. Tarr asked if that means the District cannot terminate the agreement, on its own volition, with 30 days notice. Mr. Eldred replied affirmatively. Mr. Tarr recommended that the commas be removed from the sentence, and explained his issue with the punctuation usage and the possible meaning.

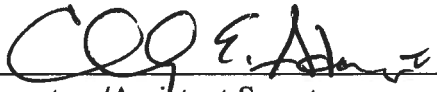
Mr. Tarr and Mr. Bishko discussed the District's lake system and whether there are issues with what happens in one affecting all of the others, as they are interconnected.


FOURTEENTH ORDER OF BUSINESS

Adjournment

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

On MOTION by Mr. Luby and seconded by Mr. Rowe, with all in favor, the meeting adjourned at 1:15 p.m.


Secretary/Assistant Secretary


Chair/Vice Chair