

**MINUTES OF MEETING
BAYSIDE IMPROVEMENT AND BAY CREEK
COMMUNITY DEVELOPMENT DISTRICTS**

A Joint Regular Meeting of the Boards of Supervisors of the Bayside Improvement Community Development District and Bay Creek Community Development District were held on **Monday, September 28, 2015 at 2:00 p.m.**, at the **Pelican Landing Community Center, 24501 Walden Center Drive, Bonita Springs, Florida 34134.**

For Bayside Improvement CDD:

Walter McCarthy	Chair
John Crew	Vice Chair
James Patterson	Assistant Secretary
Bernie Cramer	Assistant Secretary
John Kaiser (<i>via telephone</i>)	Assistant Secretary

For Bay Creek CDD:

Fred McAuley	Chair
Nelson Glueck	Vice Chair
James Janek	Assistant Secretary
Jesse W. Lawrence (<i>via telephone</i>)	Assistant Secretary
Mary McVay	Assistant Secretary

Also present were:

Chuck Adams	District Manager
Cleo Crismond	Assistant Regional Manager
Dan Cox (<i>via telephone</i>)	District Counsel
Carl Barraco	District Engineer
David Caldwell	WCI Communities
Lori Clemence	Clarke Aquatic Services
Andrew Gentes	Regional Operations Manager, Clarke Aquatic Services
John Greene	Regional Sales Manager, Clarke Aquatic Services
Gail Gravenhorst	UOC Representative – Pelican Landing
Clyde Knowles	PLCA Liaison
Ken Strum	Resident
Charlotte McCarthy	Resident

FIRST ORDER OF BUSINESS

Call to Order/Pledge of Allegiance

Mr. McAuley called the meeting to order at 2:01 p.m. All present recited the Pledge of Allegiance.

SECOND ORDER OF BUSINESS

Roll Call

Mr. McAuley asked the Supervisors to state their names. For Bayside Improvement Community Development District, Supervisors Cramer, Patterson, Crew and McCarthy were present, in person. Supervisor Kaiser was not present at roll call.

For Bay Creek Community Development District, Supervisors Janek, McVay, Glueck and McAuley were present, in person. Supervisor Lawrence was attending via telephone.

On MOTION for Bay Creek by Mr. Glueck and seconded by Janek, with all in favor, authorizing Mr. Lawrence's attendance and full participation, via telephone, due to exceptional circumstances, was approved.

THIRD ORDER OF BUSINESS

Public Comments: *Agenda Items*

Ms. Gail Gravenhorst, a resident, indicated that, recently, she and another resident of The Colony requested assistance from the CDD and "she has never, in her experience, ever worked with a governmental body that has been so responsive to our requests and did such a good job". She pointed out that residents rarely hear of the good things the CDDs do and she wanted the Board Members to know how pleased the residents were.

*****Supervisor Kaiser joined the meeting via telephone.*****

JOINT MEETING ITEMS

FOURTH ORDER OF BUSINESS

Staff Report: Engineer (Both)

Mr. Barraco recalled a South Florida Water Management District (SFWMD) violation related to bocce ball courts and other improvements within a conservation area and indicated that Mr. Sabatino owns the primary lot in question. Staff met with Mr. Sabatino and is working with SFWMD to modify the Environmental Resource Permit (ERP) so that the property is no longer in violation.

Mr. McCarthy asked if Mr. Sabatino is paying the engineering fees. Mr. Barraco recalled that fees were to be shared, 50/50.

Ms. McVay expressed appreciation for Mr. Barraco’s assistance and stated that the Sabatinos “have been very good neighbors”.

FIFTH ORDER OF BUSINESS

Update: Drainage System Performance Review/Modifications Status Update (Both)

Mr. Adams recalled that the Boards elected to proceed with a ‘sluice gate only’ program and not the downstream pipe enlargement and installation of parallel pipes, for shorter flow periods. He explained that the primary purpose of the project is to control flows well in advance of a significant storm event, if the system is full. The existing permit will be modified to prevent future confusion regarding the project.

Mr. Adams advised that the sluice gates will cost approximately \$200,000. The Districts will purchase the gates directly, utilizing the tax exempt status for the purchase, which eliminates potential markup and reduces the overall cost of the project. In the spring, when water levels recede and a “no flow” situation exists, the gates will be installed.

Mr. Adams recalled that, when the process began and the project was initially bid, WCI indicated that it would participate in the funding of the project; however, when it came time to proceed with construction, the Districts met with resistance from WCI. In the spirit of cooperation, WCI made a formal offer of \$100,000, via a settlement agreement. WCI asked the Districts to work cooperatively with them and the City of Bonita Springs on conveyance of the external roads outside of the gatehouses not currently owned by the Districts. Mr. McCarthy began discussions about road conveyance with the Village of Estero and Mr. Adams felt it would be prudent to convey those roads, if the Village of Estero will accept them. Mr. Adams recommended that the Districts work with the City to convey WCI’s roads and drainage, outside of the gates.

Mr. Adams explained that municipalities typically do not accept localized sidewalks, based on local benefit only and the associated liability; however, Staff will explore sidewalk conveyance further with the City.

Mr. Adams stated that the Districts wish to retain decorative street lighting, landscaping, monument walls and “pretty features”, such as decorative signage, due to the higher level of maintenance provided by the Districts. Mr. Cox modified the settlement agreement to reflect

that the Districts will “clean up” material within two days and strive to replace items, such as landscaping and signage, within five working days.

In response to a question from Mr. McAuley about underground piping to relieve pressure as water flows, Mr. Adams reiterated that the primary purpose of the project is to control flow, which was lacking during the last two flooding events, when the system was full and there was no ability to release water prior to the storm. Since that time, the opening was widened and deepened and is in line with the permitted geometry for the structure itself; therefore, the system will move more water than in 2013. If the Districts are within a cone of influence of a tropical storm or hurricane, the sluice gate may be opened days in advance of the storm to lower the lakes and allow them to accept more water.

Mr. McAuley asked if the problem is exacerbated because the lake in Lakemont is the last of the lakes before water enters the tributary. Ms. Barraco explained that, in the modification, SFWMD will be asked to remove the pipe runs and associated sluice gates and extend the operating time so that the gates may be opened sooner. When lakes are full or an event is pending, the surface water elevations may be lowered to recover storage.

Mr. McAuley asked who will pay the remaining costs, if the Districts accept WCI’s settlement offer. Mr. Adams stated that the proposal is to utilize excess “Enterprise” funds to fund the remainder of project; Bayside Improvement’s portion will be \$80,000 and Bay Creek’s will be \$20,000.

Mr. McAuley asked who is responsible for resolving the constant flooding at Burnt Pine Road and Pelican Landing Boulevard. Mr. Adams indicated that M.R.I. Underwater Specialists, Inc., (M.R.I.) resolved the issue last spring.

Mr. Patterson pointed out that the settlement agreement states that the Districts will be responsible for drainage from the roads; however, it does not state that drainage, catch basins and associated culverts will be conveyed with the roads. He indicated that the conveyance should be negotiated with WCI and the City at the same time that sidewalk responsibility is discussed.

Mr. Patterson questioned whether the sidewalks were in the area of the remaining elements to be conveyed from WCI to the PLCA or the Districts, in particular, the area to the east side of the roads, or in the road right-of-way (ROW), as this must be determined before the Districts accept transfer from WCI.

Mr. Crew reported that the south side of the intersection at Burnt Pine Road and Pelican Landing Boulevard did not drain properly during the last rain event. Ms. Crismond will contact M.R.I. to clear the blockage.

Mr. McAuley stated that the issue must be resolved before the Districts agree to a settlement.

Mr. Crew was in favor of eliminating additional drainage pipes and related sluice gates and installing the main sluice gates to gain experience in operating them. He noted that, if the gates do not operate properly and additional piping is warranted, it may be added later.

Mr. McAuley indicated that, when the system is lowered, upstream, water will flow to the Lakemont lake and, over the years, major flooding occurred there. Mr. Adams pointed out that multiple sets of gates will be installed downstream and operate together. Gauges at each location will be monitored to prevent unnecessary burden downstream.

Mr. McAuley noted that the sidewalks on Burnt Pine Road are not level and must be repaired prior to conveyance.

Mr. McCarthy referred to the fourth “WHEREAS” clause of the interlocal agreement and requested clarification of the following statement:

“The City and District also want to clarify the jurisdictional responsibilities for sidewalks and for the routine maintenance of landscape and medians on these roads so as to clarify that, while the City of Bonita Springs will be responsible for road jurisdiction, all signage, landscaping, plants and irrigation system and sidewalks will be the responsibility of the CDD.”

On the following page, under “Maintenance Responsibility”, Mr. McCarthy read *“The City agrees to provide core level maintenance services and responsibilities for the roadways mentioned above. The current landscaping and signage exceed the City’s core level of service”* and pointed out that the City was excluding landscaping and signage.

In Part 2, Mr. McCarthy read:

“Bayside acknowledges that the landscaping and signage on the roads identified in Exhibit A exceed the core level of service; therefore, Bayside CDD will be responsible for all ongoing maintenance costs and any replacement costs on both an ongoing and per incident basis if damages occur, such acts of ”

vehicles, inclement weather or vandalism. Bayside CDD will determine the contractor or manufacturer of the landscaping and signage in accordance with Bayside CDD procedures.”

Mr. McCarthy’s interpretation was that Bayside is responsible for signage and landscaping and the City is responsible for the remaining core level of service. He stated that sidewalks and streets, under the City’s jurisdiction, are maintained by the City and Bayside should have no interest in “going into the sidewalk business.”

Mr. McCarthy recommended that District Counsel clarify the “Whereas” section, as it did not make sense, and keep Section 2, under “Maintenance Responsibility”, as is. With regard to street lighting, Mr. Adams advised that the CDD owns the lighting, by Bill of Sale. Mr. McCarthy stated that Bayside should assume landscaping, signage and lighting.

Mr. Adams noted that Section 6 states that the interlocal agreement is “in full force and effect until such time as walls, streetlights, sidewalks or medians are removed, abandoned, destroyed or otherwise vacated, discontinued, or reconstructed, or until the City receives a written notice of the Bayside CDD’s termination of this agreement, or vice versa”. He pointed out that this section lists items not mentioned in Section 2, which was confusing.

Mr. Cox will clarify the ‘Whereas’ clause and Section 6 and renumber Section 6 as Section 4.

Mr. Cramer was concerned about commingling the water movement issue and WCI’s desire to involve the CDD in something that it should not be involved in. He pointed out that the CDD always cooperated with WCI and WCI made a token offer; however, with the agreement, WCI holds the District harmless forever. Mr. Cramer voiced his opinion that too many items were addressed that do not allow the District to exert itself as a governmental entity. He stressed that the Board Members are representatives of the community and asked WCI, in a professional manner, to support them in this effort because deficiencies were identified; however, WCI made a settlement offer and tied it to an indemnification, which Mr. Cramer felt was wrong. He was in favor of accepting the offer but not the indemnification.

In response to Mr. Cramer, Mr. McCarthy asked if the indemnification associated with the agreement extended only to the claim for the flooding that occurred in certain sections of the community. Mr. Cox confirmed that the release the District was giving to WCI was related to the claim raised in the letter. Mr. McCarthy clarified that the agreement was not a blanket

indemnification; it is an indemnification relative to the matter referred to as the claim, which was the substance of District Counsel's letter to WCI.

Mr. Cramer recalled concerns raised at the last meeting about drainage in Spring Creek and critical areas that are backing up, which he viewed as a City of Bonita Springs responsibility. Mr. Cramer noted that new development will drain into Spring Creek and may affect water movement into Estero Bay.

Mr. Barraco stated that, based on the conversation about Spring Creek, he spoke to the City's Public Works Director and asked if the City needed support. Initially, the director was very happy that the CDD would consider supporting the program, which is primarily to dredge Spring Creek for navigational improvement and not necessarily for drainage purposes. After the meeting, the Director called Mr. Barraco and indicated that the process was proceeding well and he did not want to do anything to slow it down; the City appreciated the offer but asked that no action be taken in support of their project.

With regard to drainage, Mr. Barraco indicated that he did not read the agreement but it appeared that the City would take over the roadway and all improvements, especially those within the ROW; the District would still receive the drainage from the roadway, which was not uncommon in Southwest Florida. He explained that, typically, the owner of the roadway maintains responsibility so that, if there is a catastrophic event or a non-typical pollutant leaves the roadway and enters the system, the owner is responsible for cleanup.

Ms. McVay inquired about the status of the mangrove cleanup along the side of Spring Creek. Ms. Crismond stated that the mangroves would be trimmed; however, it was taking "forever" for EarthBalance to obtain a permit.

Mr. Barraco offered to provide information about a local environmental firm licensed by the state to trim mangroves without approval from the Department of Environmental Protection (DEP), if certain criteria are met.

With regard to the agreement, Mr. Adams felt that the Boards concurred with the items needing additional clarification and were comfortable with accepting landscaping and signage in the road ROWs. He noted that Staff will work with the City with regard to accepting the sidewalks and the drainage pipe work from the roads to the District's system.

Mr. McCarthy asked if the \$100,000 offered by WCI was acceptable to the Boards.

Ms. McVay felt that that the Board Members did not have enough information to accept the offer and suggested obtaining a second legal opinion.

Mr. Crew believed that a second opinion would take a lot of time.

Mr. Janek stated that, in the past, he had negative experiences with turning down financial offers; therefore, he was in favor of accepting the settlement offer.

Mr. Patterson was surprised at the reduction from \$500,000 to \$200,000 and indicated that he would vote against it until he heard additional justification. Mr. Adams advised that he and Mr. McCarthy met with Mr. Barraco and Mr. Kayne and determined that the operation of the system was most important because, currently, the system cannot be operated. The project will allow staff to raise the sluice gates and allow water to leave the system and lower water levels well in advance of a forecasted storm.

Mr. Patterson recalled that initial recommendations were based on the modeling and included the implication that the gates would be raised ahead of a major storm and, on that basis, additional conduits were required. Mr. Barraco clarified that, in the modeling, a two-day recovery time was targeted but, economically, Staff questioned whether it was worth changing to a three or four-day recovery time. The system would function as intended but must be opened sooner.

Mr. Crew recollected that, at the May meeting, the Boards were ready to proceed and decided, as a group, to eliminate the two additional drainage pipes and associated gates, due to the increased costs, and were willing to accept the extra lead time necessary to lower the water tables. At that time, WCI advised that it would not participate in the cost so the project was tabled. Mr. Crew noted that a better pricing structure was obtained.

In response to a question from Mr. McAuley, Mr. McCarthy felt it prudent to vote on whether to accept WCI's \$100,000 offer prior to accepting the agreement, as modified.

Mr. McCarthy stated that WCI completed a thorough analysis of the Districts' proposal and, to them, it was apparent that additional underground work was not necessary to resolve the problem. WCI was aware that the Districts were considering a project of approximately \$200,000; therefore, Mr. McCarthy felt that WCI's offer of \$100,000 was substantial but wished it were more. He believed it unwise to spend additional money for legal advice to prove a point, as the important issue was to help residents.

On MOTION for Bayside Improvement by Mr. Crew and seconded by Mr. Kaiser, with all in favor, accepting WCI's \$100,000 settlement offer, was approved.

Mr. Patterson suggested a modified motion to include the condition that the Settlement Agreement language be modified, as discussed.

On AMENDED MOTION for Bayside Improvement by Mr. Crew and seconded by Mr. Kaiser, with all in favor, accepting WCI's \$100,000 settlement offer, with the condition that the language in the Settlement Agreement is modified, as discussed, was approved.

On AMENDED MOTION for Bay Creek by Mr. Glueck and seconded by Mr. Lawrence, with all in favor, accepting WCI's \$100,000 settlement offer, with the condition that the language in the Settlement Agreement is modified, as discussed, was approved.

SIXTH ORDER OF BUSINESS

Consideration of WCI Communities, LLC Settlement Agreement

This item was discussed during the Fifth Order of Business.

SEVENTH ORDER OF BUSINESS

Discussion: Conveyance of Certain Tracts of Land from WCI to PLCA/Districts

Mr. Adams referred to an updated table reflecting the tracts to be conveyed from WCI to the PLCA and/or the Districts and advised that the PLCA indicated acceptance of Tract C, 'Pelican Colony Boulevard entry, south side'. He felt that Tract C should be divided, as it includes the lake near WCI's offices and the Districts' policy is to own all lake tracts, to limit community liability, given the District's sovereign immunity protection. Mr. Adams will ask Mr. Caldwell and Ms. Martel to remove the lake from the tract's legal description and convey it, via a separate instrument.

EIGHTH ORDER OF BUSINESS

Lake Maintenance Activities Report (Both)

Mr. McAuley stated that the Bay Creek Board was satisfied with LakeMasters, with the exception of Lake D-8. LakeMasters is installing aeration in Lake D-14.

Mr. Andrew Gentes, Regional Operations Manager, Clarke Aquatic Services (Clarke), provided an update regarding the 60-day Defective Work Notice issued in July. He advised that reinspection and treatment plans were developed for three categories, water control structures, hand pulling crews and submersed and algae crews.

Mr. Gentes recalled that, in July, Clarke was advised that the water control structures were not being treated properly. Since then, approximately 75 structures in Bayside were treated on August 7 and September 14. Mr. Gentes advised that, when the initial inspection was performed, approximately 30 littoral zones were unsatisfactory. Since last week, 26 of the 30 sites were completed; four are scheduled for treatment this week and next week. Most of the hand pull sites and littoral zones should be completed by the end of next week.

With regard to algae and submersed plants, Mr. Gentes indicated that the three main plants observed are spikerush, bladderwort and chara. Referring to a chart, he noted the site, species and treatment.

Mr. Gentes discussed pre and post treatment photos of the lakes.

Mr. McCarthy noted that, since the manual crew treated Lake A-18 last week, surface algae formed, which accumulated at one end of the lake, next to Gold Crest Drive. Mr. Gentes stated that the algae formed after bulrush was removed and nutrients were stirred up but it should be easily eliminated.

Mr. McCarthy felt that the condition of Lake E-7 was questionable.

With regard to Lake F-16, Mr. Gentes indicated that one to two treatments were performed per week. As of Friday, good control of algae and surface algae was achieved.

Mr. Gentes requested approval for Clarke to continue with the current treatment plan. Inspections would continue through the remainder of the contract term.

Mr. Patterson stated that, on Thursday, when he toured the golf course, Lake A-7 was completely covered with algae and Lake A-8 contained algae. Mr. Adams noted recent golf course renovations and fertilization and that effluent water now enters both lakes, due to the connection that was made several months ago, maybe the current cause of algae blooms. Mr. Adams explained that nutrients in the well water caused algae production problems in prior years.

Mr. Patterson noted that many lakes were clear of algae, which was a substantial change. Mr. Adams stated that, on Friday, Staff observed monumental effort and a tremendous amount of positive progress.

Ms. Crismond agreed that Clarke made tremendous efforts to “get it right”. She pointed out that the contract expires at the end of December and discussion of whether to go out to RFP was necessary.

Mr. John Greene, Regional Sales Manager, stated that Clarke would like the opportunity to have the District’s business next year and will continue to “keep their foot on the gas and not repeat the same mistakes.”

Mr. McCarthy felt it was imperative that Staff continue a dialog with Clarke and determine a strategy. He volunteered to take part in the discussions.

NINTH ORDER OF BUSINESS

Consideration of Resolutions Declaring Certain Tangible Personal Property Surplus Equipment and Authorizing The District Manager to Sell or Dispose of Said Equipment as Expeditiously as Possible and Providing for an Effective Date

****This item, previously the Tenth Order of Business, was presented out of order.****

Referring to “Exhibit A”, Mr. Adams advised that the Districts own equipment that is no longer useful. The newest equipment was purchased in 2004 and the trucks and other equipment were 18 to 20 years old. Mr. Adams explained that sealed bids are required, which will be opened on a specific day and time. If no bids are received, the resolution authorizes Staff to properly dispose of the equipment.

A. Bayside Improvement Community Development District Resolution 2015-8

Mr. McAuley presented Resolution 2015-8 for the Bayside Improvement Board’s consideration.

On MOTION for Bayside Improvement by Mr. Mr. Patterson and seconded by Mr. McCarthy, with all in favor, Resolution 2015-8, Declaring Certain Tangible Personal Property Surplus Equipment and Authorizing The District Manager to Sell or Dispose of Said Equipment as Expeditiously as Possible and Providing for an Effective Date, was adopted.

B. Bay Creek Community Development District Resolution 2015-9

Mr. McAuley presented Resolution 2015-9 for the Bay Creek Board’s consideration.

On MOTION for Bay Creek by Mr. Glueck and seconded by Mr. Janek, with all in favor, Declaring Certain Tangible Personal Property Surplus Equipment and Authorizing The District Manager to Sell or Dispose of Said Equipment as Expeditiously as Possible and Providing for an Effective Date, was adopted.

TENTH ORDER OF BUSINESS

Presentation of Annual Quality Assurance Audit: Lake Maintenance (Both)

- A. Memorandum**
- B. Evaluation Sheets/Photos**
- C. Detailed Specifications**
- D. Assets Map**

****This item, previously the Ninth Order of Business, was presented out of order.****

Ms. Crismond presented the annual quality assurance lake maintenance audit and asked for any comments or questions.

Mr. McCarthy suggested auditing the wetlands each year, based on the experience with the wetland behind Treviso.

Mr. Crew suggested that the Districts partner with the golf course to convert areas where grass grows to the water's edge to littoral plantings, to reduce maintenance and eliminate grass clippings in the lakes.

Mr. McCarthy suggested building stone or retaining walls on lakes like A-2, where there is vertical slope, which would improve water quality and golf course playability.

Mr. Adams suggested dialog with the golf course.

ELEVENTH ORDER OF BUSINESS

Irrigation Reports (Both)

- A. High User**
 - i. Bayside Improvement CDD**
 - ii. Bay Creek CDD**

Mr. Crew noted that a resident on Messina Court received an \$1,100 bill; he suggested contacting the resident.

Mr. McCarthy pointed out that the usage went from 10,000 gallons to 245,000 gallons.

B. Penalty Usage Summary: *Bayside Improvement CDD*

This report was provided for informational purposes.

C. Zero Consumption

i. Bayside Improvement CDD

ii. Bay Creek CDD

These reports were provided for informational purposes.

TWELFTH ORDER OF BUSINESS

Approval of August 24, 2015 Joint Public Hearing and Regular Meeting Minutes (Both)

Mr. McAuley presented the August 24, 2015 Joint Public Hearing and Regular Meeting Minutes and asked for any additions, deletions or corrections, other than those provided to Ms. Crismond.

On MOTION for Bayside Improvement by Mr. McCarthy and seconded by Mr. Cramer, with all in favor, the August 24, 2015 Joint Public Hearing and Regular Meeting Minutes, as amended, were approved.

On MOTION for Bay Creek by Mr. Janek and seconded by Mr. Glueck, with all in favor, the August 24, 2015 Joint Public Hearing and Regular Meeting Minutes, as amended, were approved.

THIRTEENTH ORDER OF BUSINESS

Other Business (Both)

• Action Items

Mr. McAuley reviewed the action items.

Mr. McCarthy noted that there were no CDD articles in the most recent Pelican Briefing. The next newsletter will be published in January and he suggested including information relative to the budget, what the Districts have accomplished and projects that are underway.

Mr. Adams recalled that the Districts entered into an agreement with AboveWater; he will provide sample articles to the Board Members.

Mr. McCarthy requested an "Action Item" for the newsletter article.

Items 6, 7 and 9 were completed.

Items 1, 2, 3, 4, 5 and 8 were continued.

FOURTEENTH ORDER OF BUSINESS Old Business (Both)

There being no old business, the next item followed.

FIFTEENTH ORDER OF BUSINESS Staff Reports (Both)

A. Attorney

There being no report, the next item followed.

B. Manager

i. Approval of Unaudited Financial Statements as of August 31, 2015

Mr. Adams presented the Unaudited Financial Statements as of August 31, 2015.

ii. Monthly Status Report: Field Operations

Mr. McCarthy received correspondence from Mr. Bill Ribble, on behalf of the Village of Estero, asking about Wetland 17, which was unsightly. An onsite meeting took place between SFWMD representatives, Mr. Ribble and Mr. McCarthy and they realized that a substantial number of cattails were dead and were visible to Treviso and Sorrento high rise residents. SFWMD and Mr. McCarthy felt that the issue was caused by brackish water, as cattails do not flourish in salt. Mr. McCarthy contacted Staff and Staff contacted EarthBalance, who began removing a substantial amount of dead material on Friday. Mr. McCarthy commented that the wetland is “such a pleasant sight, now” and apologized to the high rise residents.

Mr. McCarthy stated that, to access the wetland, EarthBalance used the service area between Treviso and Sorrento. A fence runs across the property to prevent wetland access and Mr. McCarthy spoke to Sorrento’s Manager about installing a gate, for maintenance. EarthBalance indicated that there might be better access on the north side. Mr. McCarthy advised that water tests are being performed and an analysis will follow to determine what can be done to improve the appearance, such as wetland vegetation.

Ms. Crismond referred to a handout regarding fountain proposals.

Mr. Glueck stated that cost estimates were obtained for upsizing the current fountain. Bay Creek would like to add another 7.5 hp fountain in the front of the lake and relocate the existing fountain to the back.

Mr. McAuley advised that the Board chose Southern State's proposal because of their good track record with the District and they were the lowest bidder. Ms. Crismond pointed out that Southern State provides a three-year warranty.

On MOTION for Bayside Improvement by Mr. McCarthy and seconded by Mr. Cramer, with all in favor, Southern State's proposal for a 7.5 hp fountain, in the amount of \$12,600, was approved.

On MOTION for Bay Creek by Mr. Janek and seconded by Ms. McVay, with all in favor, Southern State's proposal for a 7.5 hp fountain, in the amount of \$12,600, was approved.

Mr. Adams noted that the drainage issue on Gold Crest Drive and Bay Cedar Drive was resolved. Mr. McCarthy reported flooding of an inlet structure at the next intersection, going south on Gold Crest Drive. Since the water across the street is okay, he was of the opinion that the plan is incorrect. Ms. Crismond will ask Mr. Radford, of M.R.I., to contact Mr. McCarthy in this regard.

iii. NEXT MEETING DATE: October 26, 2015 at 2:00 P.M.

Mr. McCarthy indicated that the next meeting will be held on October 26, 2015 at 2:00 p.m., at this location.

SIXTEENTH ORDER OF BUSINESS

Supervisors' Requests (Both)

There being no Supervisors' requests, the next item followed.

SEVENTEENTH ORDER OF BUSINESS

Public Comments: *Non-Agenda Items*

Mr. Clyde Knowles, PLCA Liaison, advised that the PLCA formed a landscape committee and landscape work days will be held on October 5 and October 9, 2015.

Mr. Crew clarified that the intent is an assessment of conditions and not a development plan for landscaping.

Mr. Knowles requested a meeting between the CDDs, Ms. Martel and himself to discuss turnover issues. With regard to the road medallions, he advised that, if the PLCA had known about them years ago, instead of charging approximately \$8.80 to each resident every year for

scheduled maintenance, it might have been \$2. He asked if any other ownership related issues needed to be discussed.

Mr. McCarthy and Mr. McAuley agreed to meet with Ms. Martel, Mr. Knowles and CDD Staff on October 26, 2015 at 1:00 p.m.

Mr. Knowles asked to have someone from the District attend PLCA board meetings, periodically, to provide CDD updates.

Mr. McCarthy indicated that either he or Mr. Cramer usually attend the PLCA meetings and will continue to do so. Mr. Knowles asked for a brief update at the next PLCA meeting, on the third Wednesday of October. Mr. McAuley noted that Mr. Glueck will attend.

Mr. Ken Strum, a resident, reported a cabbage palmetto tree leaning over the sidewalk, just before the roundabout, on Gold Crest Drive and Pelican Colony Boulevard.

Discussion ensued regarding a wetland area near Lake C-4.

Ms. Charlotte McCarthy, a resident, inquired about the status of the storm drain medallions. Mr. Adams indicated that the medallions will be installed in the winter.

A Bay Cedar resident reported that, last week, she observed the maintenance crew raking grass clippings out of the lake and they were “doing a great job”. The following day, the exotic vines were removed and it “looks gorgeous”.

Ms. McVay commented on the flower changeout.

EIGHTEENTH ORDER OF BUSINESS

Adjournment

There being no further business to discuss, the meeting adjourned at 4:07 p.m.

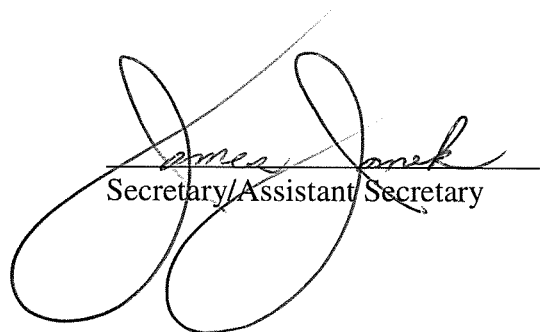
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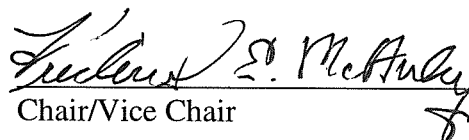
FOR BAYSIDE IMPROVEMENT:


Secretary/Assistant Secretary


Chair/Vice Chair

FOR BAY CREEK:


Secretary/Assistant Secretary


Chair/Vice Chair