

**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, October 26, 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	Assistant Secretary

For Bay Creek CDD:

Fred McAuley	Chair
Nelson Glueck	Vice Chair
James Janek	Assistant Secretary
Jesse W. Lawrence	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
Tim Dennison	Johnson Engineering
David Caldwell	WCI Communities
Lori Clemence	Clarke Aquatic Services
Andrew Gentes	Regional Operations Manager, Clarke Aquatic Services
Gail Gravenhorst	UOC Representative – Pelican Landing
Clyde Knowles	PLCA Liaison
Jack Lienesch	Resident
Charlotte McCarthy	Resident

FIRST ORDER OF BUSINESS

Call to Order/Pledge of Allegiance

Mr. McCarthy called the meeting to order at 2:00 p.m. All present recited the Pledge of Allegiance.

SECOND ORDER OF BUSINESS

Roll Call

Mr. McCarthy stated that all Supervisors were present, in person, for Bayside Improvement Community Development District and Bay Creek Community Development District.

Mr. McCarthy indicated that Ms. Gravenhorst wished to comment on Item 9; however, she has another commitment and asked that the item be moved up on the agenda.

BAYSIDE IMPROVEMENT CDD ITEM

▪ **Consideration of Request for District to Maintain Landscaping Around the Bay Club**

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

Ms. Gail Gravenhorst, UOC Representative for Pelican Landing, discussed Bay Club resident dissatisfaction with Brickman Group (Brickman), their landscape maintenance company. Brickman is charging \$1,465 per month, which is expensive since the Bay Club mainly consists of shrubbery, as well as plantings and landscaping in the front; there is no grass to be mowed or edged, on a regular basis. She reviewed Brickman's contract and found several items that could be improved, for example, the Bougainvilleas are fertilized three times per year; however, it is recommended that they be fertilized four times per year.

Ms. Gravenhorst stated that the CDD has done a spectacular job of taking care of The Colony, which is why the Bay Club was making the request. Before the CDD was formed, a private landscaper was hired for \$400 per month. Ms. Gravenhorst provided both contracts and asked the CDD to consider maintaining the landscaping, for continuity of the common property. The Bay Club also wants to upgrade the entry flowers, to coordinate with the monument.

Mr. Adams advised that, since The Colony residents are members of the Bay Club, landscaping maintenance can be absorbed into the General Fund 002 budget.

Mr. Cox asked when Brickman's contract ends. Ms. Gravenhorst advised that the contract has a 30-day termination clause.

Ms. Gravenhorst stated that The Colony would like to know the additional cost.

Mr. Cox explained that the first step is for Staff to prepare a budget to determine the cost. If residents approve of the price, the agreement with Brickman can be terminated, effective January 1, 2016, and District Counsel will prepare an agreement with the District.

In response to a question from Mr. Crew, Mr. Adams advised that the District currently maintains the landscaping to the monument, including the flower bed and surrounding shrubs; the area in question is beyond that.

On MOTION for Bayside Improvement by Mr. Patterson and seconded by Mr. Cramer, with all in favor, accepting the Bay Club area for landscape maintenance, subject to Staff's assessment of the cost and District Counsel drafting an agreement, to be executed by the Chair, with the cost to be absorbed into The Colony's GF 002 budget, was approved.

THIRD ORDER OF BUSINESS

Public Comments: *Agenda Items*

There being no public comments, the next item followed.

JOINT BOARD ITEMS

FOURTH ORDER OF BUSINESS

Staff Report: Engineer (Both)

Mr. McCarthy advised that Mr. Barraco was unable to attend.

Mr. Adams recalled that, several months ago, the sluice gates were bid out, separately, and the District contracted to purchase them directly. Another contract was secured for installation. Neither contract was awarded, due to financing concerns. If the contractors will honor the prices, both contracts will be reconsidered at the December meeting. If additional proposals are required, they will be presented at the January meeting.

- **Q3 2015 Water Quality Monitoring Report**

Mr. Tim Dennison, of Johnson Engineering, reviewed a slide presentation regarding the Q3 2015 Water Quality Monitoring Report. He advised that Johnson Engineering is taking quarterly water quality samples from 12 lakes in the community. Field parameters will help determine the health of the lakes, including dissolved oxygen levels. The Secchi disk depth is measured to determine water clarity. Total phosphorous is ascertained by laboratory analysis, as high concentrations are linked to algae blooms.

Mr. Dennison stated that, in addition to quarterly water quality sampling, Johnson Engineering obtains annual samples of sediment material, from the bottom of the same lakes, which is analyzed for core makeup and total phosphorous. The information is recorded on field sheets and photos are used to document site conditions. Lab results are conveyed using tables.

Samples are taken to be proactive with lake health maintenance, establish baseline conditions throughout the year and identify levels of concern. Parameters are compared to state water quality standards. Conditions are analyzed to prevent nuisance conditions.

Referring to a map, Mr. Dennison noted sampling locations. He advised that T-1 is more of a flow way than a lake; therefore, it is subject to different conditions, in terms of water quality parameters. The flow way feeds south, into a separate area where samplings are collected for the City of Bonita Springs.

Mr. Dennison discussed third quarter sampling results. He indicated that current standards were labeled “fresh water quality lakes criteria”. Dissolved oxygen levels were at, or above, the threshold and the lowest dissolved oxygen level was in Lake A-17, the only lake with total phosphorous levels in the tenths. The rest were .004 or lower and the standard is .05; therefore, the total phosphorous levels in the samples were below water quality standards. Mr. Dennison commented that the lakes were in good shape, with the exception of Lake A-17. Lake A-25’s dissolved oxygen was not good; however, it could be related to bay water entering the lake. T-1’s sample had good dissolved oxygen and low levels of total phosphorous, which is important because this area flows south, into the city.

The next slide showed the parameters, such as temperature, pH and specific conductants that were used to determine that Lake A-25 is a marine versus a fresh water lake. With regard to the Secchi depth, Mr. Dennison pointed out that the Lake T-1 was visible to the bottom and two other lakes were visible to a depth of approximately 7’.

Mr. Dennison explained that, as part of a stormwater management system, the lakes must meet state water quality standards and provide flood control. Lake levels are designed to fluctuate throughout the year, as the rain and the ground water levels vary, which is a good reason for taking quarterly samples. Planting of the lake banks with aquatic plants and the introduction of aeration systems help maintain water quality. Mr. Dennison indicated that stormwater first flows through drainage culverts and swales, where much of the sediment and organic debris settles; however, much of the sediment and debris settles on the bottom of the lake. In terms of maintaining water quality, from a legal standpoint, it is more of a concern when areas are discharging or there are offsite waterways, such as T-1.

Mr. Dennison’s recommendation, for future consideration, was to add total nitrogen as a parameter, at least once per year.

Mr. McAuley asked if this was the first of many reports that Johnson Engineering would provide. Mr. Adams stated that monthly water quality testing and analysis, quarterly reporting of those results and annual soil testing in the same lakes, with a fourth quarter report on water quality and soil sampling, would be provided.

Mr. Crew suggested monitoring Lake A-17. Mr. McCarthy felt that Lake A-17 was dramatically influenced by the work performed on the golf course and recommended waiting for next quarter's results.

Mr. Cramer recalled discussion about Lake A-17 and inquired about sampling in the Spring Creek area for the City of Bonita Springs. Mr. Dennison clarified that sampling was performed upstream of T-1 and along Pelican Nest Drive, on T-1, which was not Spring Creek.

FIFTH ORDER OF BUSINESS

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

This item was discussed during the Fourth Order of Business.

SIXTH ORDER OF BUSINESS

Consideration of WCI Communities, LLC Revised Settlement Agreement

Mr. Cox presented a revised settlement agreement with WCI Communities, LLC. He advised that the Interlocal Agreement with the City of Bonita Springs, which was attached as an exhibit to the agreement, was sent to the City on October 21 and several changes were made. Streetlights were not included; therefore, in the last "WHEREAS" clause, in "SECTION ONE" and in "SECTION TWO", "II." and "III.", street lighting was added everywhere where landscaping and signage were indicated. Also, in the event that signage is damaged, the Districts would be required to install temporary signage, immediately, or as quickly as possible, so that public safety is not affected and to maintain the temporary signage until permanent replacement signage is obtained. The City's responsibilities for illicit discharges were added to "SECTION TWO" "I." and a clause was added at the end. Mr. Adams met with Public Works and ironed out the remaining questions and the City will place the Interlocal Agreement on the November 4, 2015 agenda.

On MOTION for Bayside Improvement by Mr. Patterson and seconded by Mr. Kaiser, with all in favor, approval of the Interlocal Agreement with the City of Bonita Springs, as amended to include the modifications discussed by District Counsel, was ratified.

On MOTION for Bay Creek by Mr. McAuley and seconded by Mr. Glueck, with all in favor, approval of the Interlocal Agreement with the City of Bonita Springs, as amended to include the modifications discussed by District Counsel, was ratified.

SEVENTH ORDER OF BUSINESS

**Lake Maintenance Activities Report
(Both)**

i. Bayside Improvement CDD: *Clarke Aquatic Services, Inc.*

Mr. Andrew Gentes, of Clarke Aquatic Services (Clarke), presented the lake maintenance activities report. After the September meeting, manual removals were completed at 13 sites. In September, a field audit was conducted with Ms. Crismond and Mr. Adams, with a follow-up field audit on October 19. Full crews are on site, daily.

Mr. McCarthy asked about Lake A-18. Mr. Gentes stated that the lake looked good today. The issue was possibly related to construction discharge. The concern was planktonic algal blooms and multiple treatments were performed.

Mr. Gentes advised that, based upon the field audits, Clarke is cutting edges along the ponds to create clear edges and a boundary between the pond and turf. Crews are focusing on algal blooms. Mr. Gentes noted that the county fertilizer restriction was lifted on October 1, 2015. Clarke is dying ponds and bacterial applications are being performed for a proactive approach. Focus is also on preparing sites for spring.

Mr. Gentes indicated that Clarke is currently working on Lake C-1, which had a rapid algal bloom. A follow-up treatment was scheduled for today. With regard to Lake C-3, an email was received about bulrush and cattails, which were hand pulled. Lake C-4 looks good, with the exception of thalia and bulrush. Two two-man crews are spraying the area and manual removal will follow. A photo was taken of Lake A-18 on October 14; there was an algal bloom on the south end of the pond, which was removed. Bladderwort and chara were manually removed from Lakes E-16 and E-17 and treatment applications were performed. Lake F-17 required

manual removal of overgrown grasses, vines and weeds. Email treatment requests were received from residents regarding bladderwort and chara along the edges of Lake E-11. Treatment was performed on October 12 and will be repeated on October 19. An aeration line was cut and a leak was discovered. The line is difficult to locate so a large crew will be on site, this week, to find where the break is and the diffuser head will be replaced. Lake F-16 has been in good condition for 45 to 60 days.

Mr. Gentes stated that Clarke is “caught up” and working on the smaller details.

Mr. Crew reported a fish kill last week. Mr. Gentes indicated that Lakes A-7 and A-8 are beside each other, on the golf course, and both had chara, bladderwort and algae. The lakes were aggressively treated and are being monitored. When notified of the fish kill, Mr. Gentes checked the treatment that was applied and, from a regulatory standpoint, the chemicals used were below the label limits. Likely, excessive algae and plants lowered the dissolved oxygen and the dissolved oxygen, along with the treatment, “crashed” the lake and caused the fish kill. Clarke was on site Monday to manually clean the lake. In parts of the pond, dissolved oxygen levels were high but other areas were significantly lower.

Mr. Patterson was advised of a substantial smell of sulfur in the lake, last week, and asked if sulfur was used in the treatment. Mr. Gentes explained that the product used does not have a smell; it may have come from decaying matter, not from the products themselves.

Mr. Adams stated that the stench he smelled on Monday was from rotting fish and, perhaps, gases released from the algae.

Mr. Crew was at Lake A-7 on Thursday and the smell was very “potent” and the water was murky brown. On Saturday, there was no stench at all. The fish kill occurred on Saturday, in Lake A-8. The smell was not from the fish.

Mr. Adams confirmed that, on Monday, the smell was clearly from the fish.

Mr. McCarthy recalled previous fish kills in Lake A-8. Mr. Adams explained that, every summer, Lakes A-7 and A-8 are algae breeders and he always assumed that it was because of the well source and it may have been from the well water. Mr. Gentes advised that Clarke will monitor the lakes.

Mr. Patterson reported that torpedo grass remains in Lake A-4. When work is performed on Lake A-7 or A-8, the Greens Director at the golf course should be contacted, ahead of time, and he will shut off the incoming water supply from the pumps so that the chemicals have a greater effect.

Mr. Jack Lienesch, a resident, inquired about the term “cutting edges” and asked if it referred to the trim between the turf and the littoral plants. Mr. Gentes explained that many lakes have gulf coast spike rush around them and Clarke is attempting to make a distinct boundary between the turf and the water’s edge.

ii. Bay Creek CDD: *LakeMasters Aquatic Weed Control*

Mr. McAuley reported that the Bay Creek CDD is very pleased with LakeMasters. There are problems in Lakes D-7 and D-8, which are mostly algae, and LakeMasters is working to clear it up.

Ms. McVay advised that, this morning, she received a call from neighbors living on Lake D-9 about the golf course blowing grass into the lakes; she asked who would address the issue. Ms. Crismond advised that she should be contacted.

EIGHTH ORDER OF BUSINESS

Irrigation Reports (Both)

A. High User

i. Bayside Improvement CDD

ii. Bay Creek CDD

These reports were provided for informational purposes.

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

Mr. Cramer questioned if, when zero consumption is reported, it should be a trigger to check the meters to ensure they are working properly.

Mr. Adams replied affirmatively.

Mr. Janek asked if gallonage can be reported for The Pointe. Mr. Adams explained that gallonage is reported in the monthly billing. Mr. McCarthy pointed out that, if the community is not on the list, it is beneath the penalty usage.

BAYSIDE IMPROVEMENT CDD ITEM

NINTH ORDER OF BUSINESS

Consideration of Request for District to Maintain Landscaping Around The Bay Club

This item was discussed following the Second Order of Business.

JOINT BOARD ITEMS

TENTH ORDER OF BUSINESS

Consideration of Drone for Wetland Monitoring

Mr. Adams researched drones on the internet and found the Phantom 3, which is in the \$1,200 to \$1,500 price range. It has four props, a high quality camera, takes still pictures as well as video and operates with GPS. If control is lost, the drone automatically goes back to where it started, using GPS coordinates. If plugged into a tablet or smart phone, from the screen, the viewer can see what the drone sees and control it with the tablet or phone. Free updates are provided as the software is upgraded.

With regard to the wetland behind Treviso, Mr. Adams advised that the cause appeared to be the higher salt content in the water, which killed the cattails. Drone usage would be a great way to monitor the preserves. An additional benefit would be the ability to monitor the drainage system during an extreme rain event.

Mr. Adams indicated that Ms. McVay provided an article regarding legislative restrictions being imposed upon homeowners associations (HOAs) for inappropriate use of drones. Mr. Cox believes there are exemptions for governmental use. After January 1, 2016, drones must be registered with the Federal Aviation Administration (FAA).

Mr. Cox explained that the statute prohibits flying a drone for purposes of taking video of private property, when a person's identity or activity can be identified, when there is a reasonable expectation of privacy. The drone will be flown over public property and not for identifying activities or identities so the Districts are "good".

Mr. McAuley asked if the drone was being considered only for the wetlands. Mr. Adams replied wetlands, on a routine basis, and it may be used when there is a huge rain event to see what is occurring in Heron Marsh or T-1.

Mr. McAuley recommended placing an article in the bulletin notifying Pelican Landing residents about the drone. Mr. Adams suggested working on the communication with the PLCA,

advising residents that, this month, the CDDs will be performing an annual review and evaluation of the preserves and indicating the locations and target dates.

If the drone is purchased by the CDDs, Mr. Crew wants a written policy outlining CDD use. Mr. Adams recommended establishing an hourly rate for other CDDs to rent the drone. Inquiries were made by other Districts so there may be opportunities, as Mediterra has hundreds of acres of wetlands. A liability disclaimer would indicate that the borrower is responsible for replacement if the drone were to crash while in the borrower's use.

Mr. Adams advised that Staff will prepare an outline of a policy. Mr. Cox suggested researching the local government LIST SERV to determine if other local governments or utility authorities have already prepared a drone policy.

Mr. Crew asked if Staff considered hiring a contractor to provide the service, on behalf of the Districts, in lieu of the CDDs purchasing and operating a drone. Mr. Adams stated that he will determine how difficult it is and notify the Boards, immediately, if he is not comfortable with its operation.

Mr. Cramer shared Mr. Crew's concern about who will operate the drone and the associated liability. He was in favor of not rushing into a purchase and investigating services that may be purchased.

Mr. Adams voiced concern about another staff member operating the drone and using it inappropriately. The alternative was to hire outside photography services.

Mr. Cramer recommended that Staff provide a cost analysis for purchasing the drone versus hiring an outside service.

The consensus was for Staff to investigate comparisons and provide the information and policy suggestions at the next meeting.

ELEVENTH ORDER OF BUSINESS**Approval of September 28, 2015 Joint Regular Meeting Minutes (Both)**

Mr. McCarthy presented the September 28, 2015 Joint Regular Meeting Minutes and asked for any additions, deletions or corrections.

Mr. Patterson referred to Page 10 and questioned lines 336 through 339. Mr. Adams clarified that he suspected that something in the chemistry in the well water created the issues and, perhaps, that is what happened this year, as well.

Mr. Patterson indicated that water goes directly into a mixer and is then spread on the course; no effluent water goes into Lake A-7 or A-8.

The following changes were made:

Lines 338 and 339: Change to: “connection that was made several months ago and may be the current cause of the algae blooms. Mr. Adams explained that nutrients in the well water caused algae production problems in prior years.”

Lines 266 through 274: Delete the lines and insert “Mr. Patterson suggested a modified motion to include the condition that the Settlement Agreement language be modified, as discussed.”

Lines 278 and 285: Change MOTION box to read: “On an amended MOTION...”

On MOTION for Bayside Improvement by Mr. Kaiser and seconded by Mr. Cramer, with all in favor, the September 28, 2015 Joint Regular Meeting Minutes, as amended, were approved.

On MOTION for Bay Creek by Mr. McAuley and seconded by Ms. McVay, with all in favor, the September 28, 2015 Joint Regular Meeting Minutes, as amended, were approved.

TWELFTH ORDER OF BUSINESS

Other Business (Both)

- **Action Items**

Mr. McCarthy reviewed the action items.

Items 7, 8, 9, 10 and 11 were completed.

Items 1, 2, 3, 4, 5 and 6 were continued.

Mr. McCarthy inquired about the status of Item 7. Mr. Adams reported that he provided copies of newsletters that were written for other Districts to Mr. Cramer and Ms. McVay, to give them ideas for articles and subjects.

Ms. McVay advised that the PLCA distributes a weekly newsletter, via internet, and felt that a brief update of CDD activities would suffice, versus a quarterly newsletter, when many residents are not here.

Mr. McCarthy was in favor of both and pointed out that all residents receive the Pelican Briefing and not everyone has email or reads their emails. The CDD Supervisors were to provide bullet points to Mr. Adams regarding items to include.

Mr. Adams stated that the Pelican Briefing is a great tool and he, Ms. Crismond, Mr. McCarthy and Mr. McAuley met with Mr. Knowles and Ms. Martel before this meeting, based on discussion at the last CDD meeting, and it was very positive. Dissemination of CDD information to the community was discussed and the PLCA offered to do so through the Pelican Briefing. Mr. Adams asked the Supervisors to email specific subject matter and he will research articles. He stressed the importance of the involvement of all Board Members.

Mr. McCarthy stated that Mr. Knowles encouraged the CDDs to have representation at PLCA Board meetings. Mr. McCarthy usually attends the meetings and, if he does not, Mr. Cramer attends, for Bayside. Mr. Glueck always attends for Bay Creek. Mr. Knowles suggested that the CDD have a more formal role. Mr. McCarthy advised that the road drainage system was also discussed and the PLCA instituted a program to replace concrete catch basin lids. The Chairs were asked about the Districts taking on a more expanded role, in terms of maintenance. Mr. McCarthy and Mr. McAuley indicated that this was something the Districts would consider in the future.

Mr. Cramer noted that, in the Pelican Briefing, Ms. Martel requested input regarding the new telephone book.

Mr. McCarthy felt that the CDDs did not have adequate exposure in the telephone book. He and Mr. Adams will discuss information to be included.

THIRTEENTH ORDER OF BUSINESS

Old Business (Both)

There being no old business, the next item followed.

FOURTEENTH 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 September 30, 2015

Mr. Adams presented the Unaudited Financial Statements as of September 30, 2015. He advised that, once all accruals are received, a budget amendment will be necessary, in December, to avoid a note in the audit.

Mr. Patterson questioned why the “Water management”, “Other contractual: wetlands” line item, on Page 2, was 160% of budget. Ms. Crismond will investigate.

Mr. Patterson asked if the Districts incurred the expense for “Other contractual services: culverts/drains”, which was 187% of budget. Mr. Adams replied affirmatively. The major expense was in The Colony, related to the transformer.

Mr. Patterson asked about new aerators. Ms. Crismond advised that “Capital outlay” was for new aeration systems. The line item was over budget due to the addition of two aerators in Lakes B-9 and D-14, which the Board approved.

Mr. Patterson referred to Page 12, “Landscaping maintenance services”, “Flower program*²” and indicated that the line item was 194% of budget. Mr. Adams explained that there was an extra flower rotation, which increased the cost by 50%, and The Colony upgraded to the premium flower package, based on input from residents.

Mr. McCarthy acknowledged Mr. Patterson’s concern regarding cost but felt that the Boards should be responsive to what residents want.

Mr. Patterson referred to “Other contractual – tree trimming*²”, which was 356% of budget. Mr. Adams explained that tree trimming was accelerated and there will be no activity in Fiscal Year 2016.

Ms. McVay reported that, at the last PLCA meeting, Mr. Crew gave a “wonderful” presentation regarding the landscaping review. The Colony will have its own contract, as the landscaping is different from Phase 1 and Mr. Crew did a “fabulous job” of explaining that.

Mr. Kaiser commented that the plantings look great and several comments were received about how nice it looks. On Page 4, he asked what the “Parks and recreation” line item referred to. Mr. Adams explained that it was primarily for the Children’s Park and the new park.

▪ **Supervisors’ Requests (Both)**

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

In December, Mr. McAuley would like to discuss the merger of the Boards, as a number of issues must be addressed.

Mr. McCarthy asked if all Board Members would be in attendance.

Mr. Janek will attend by telephone.

Mr. Cox advised that he and his former partner have been discussing the topic, over the last two or three years, and compiled a list of items they would like to see changed in Chapter 190. Board Members could request that he ask the legislature to change how the Boards may potentially merge, perhaps by dividing the community into five Districts, or seven Districts with seven Board Members.

Mr. McCarthy pointed out that the Districts no longer contain unincorporated Lee County but they have the Village of Estero; therefore, approval is necessary from two jurisdictions.

Mr. Cramer inquired about an illicit discharge in The Colony, where concrete spilled into a catch basin. Mr. Adams advised that a cement truck was traveling up the slope off of Coconut Road into The Colony entrance and spilled concrete and it washed into the catch basin; however, it was an insignificant amount. Mr. Cramer will advise the CRC to call the gatehouse and the guard will contact Staff for an immediate response.

Mr. Cramer asked if rocks will be placed in the cul-de-sacs. Ms. Crismond replied beautiful boulders. Mr. Cramer stated that a ceremony is being held for a deceased resident and it could be dedicated to her. Mr. Adams will ask to have a boulder with a flat side delivered to accommodate a plaque. Cap rock will also be transported to each of the cul-de-sacs.

Mr. Patterson reported that the proposed water park will discharge its salt water on Pelican Landing property. Mr. Adams explained that, through the environmental review and building permitting process, the water discharge, the manner in which it is discharged and the water quality when it is discharged will probably be addressed. The PLCA hired a company to review the firms so there was no need for CDD involvement.

Mr. McCarthy suggested tracking the permit and reviewing the comments. Mr. Adams will ask Mr. Barraco to do so.

Mr. Patterson reported that the Assistant Mayor is pushing for greater access to the water for Bonita Springs, in particular, two accesses to Spring Creek, one of which will be on the east side of U.S. 41. Kayaks and paddleboards will be permitted behind the houses in Spring Creek, which will be an issue for the neighbors and for security in Pelican Landing.

Mr. McCarthy pointed out that it is a public waterway.

Mr. Crew attended the last PLCA board meeting and a member of The Colony made a presentation and asked the Board to incorporate The Colony in their landscape review. The PLCA board asked Mr. Crew to provide an opinion and an update and he tried to be “non

committal”, as he felt it was not the PLCA’s place to enter The Colony; however, several audience members were not appreciative of his comments and he was pressed to clarify. He explained that, from a PLCA landscape perspective, the assessment is only on lands that the PLCA owns and the PLCA does not own land in The Colony. Mr. Crew conveyed that he made a motion to the CDD Board for the CDD to maintain all of the land in the community but it was not supported. Following his explanation, Mr. Caldwell pointed out that it would be more appropriate for The Colony Foundation to hire the same consultants hired by the PLCA to perform a similar assessment.

Mr. Crew stated that residents of The Cottages mentioned that the CDD property between the east end of The Cottages and T-1 needs attention, with regard to weeds and overgrown vines. He requested an assessment to determine if the property lies in the conservation area.

Mr. Cramer thanked the CDD for installing aerators in Lake D-14.

Mr. Glueck commented about how nice the two fountains look, especially at night.

Mr. McCarthy reported that, during the lake audit, the aerator in the lake at The Colony roundabout was not working. When it was checked, the pump was not running, although it was replaced in December, 2014. The pump is under warranty for one year so it should be attended to. Ms. Crismond confirmed that it was Lake E-5 and will look into it.

ii. Monthly Status Report: Field Operations

This report was provided for informational purposes.

iii. NEXT MEETING DATE: December 7, 2015 at 2:00 P.M.

Mr. McCarthy indicated that the next meeting will be held on December 7, 2015 at 2:00 p.m., at this location.

FIFTEENTH ORDER OF BUSINESS

Supervisors’ Requests (Both)

This item was addressed after Item 14.B.

SIXTEENTH ORDER OF BUSINESS

Public Comments: *Non-Agenda Items*

Mr. Lienesch reported that the central fountain pump flooded. Ms. Crismond indicated that the sump pump fell and it flooded. Mr. Lienesch asked if a monitor could be installed. Ms. Crismond advised that it had one but it also failed.

Mr. Glueck suggested installing an outside switch with a light. Ms. Crismond replied we already have one. Mr. Glueck explained that it has a computer in it and it automatically types a text when it goes out. Mr. Lienesch indicated that, during a power outage, that is how the sewage pumps are controlled.

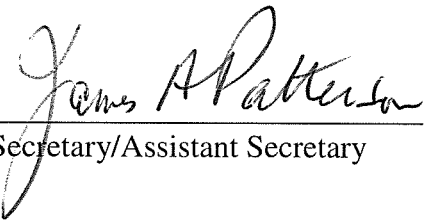
Mr. Lienesh asked if the manhole covers can be marked “drains to Estero Bay”. Mr. McCarthy stated it is being done. Mr. Adams reported that the covers arrived and will be installed following seasonal activities.

SEVENTEENTH ORDER OF BUSINESS Adjournment

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

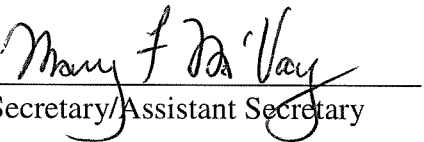
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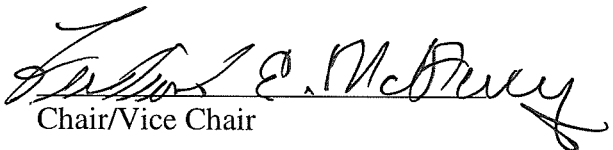
FOR BAYSIDE IMPROVEMENT:


Secretary/Assistant Secretary


Chair/Vice Chair

FOR BAY CREEK:


Secretary/Assistant Secretary


Chair/Vice Chair