
MINUTES OF MEETING

Each person who decides to appeal any decision made by the Board with respect to any matter considered at the meeting is advised that the person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which such appeal is to be based.

**PASEO
COMMUNITY DEVELOPMENT DISTRICT**

The regular meeting of the Board of Supervisors of the Paseo Community Development District was held on **Wednesday, August 28, 2013 at 11:14 a.m.** at the Paseo Village Center, located at 1611 Paseo Grande Boulevard, Fort Myers, Florida 33912.

Present and constituting a quorum:

Chad Kocses	Board Supervisor, Chairman
Keith Gelder	Board Supervisor, Vice Chairman
Frank Dengler	Board Supervisor, Assistant Secretary
Revonda Stewart	Board Supervisor, Assistant Secretary
Lawrence Bagozzi	Board Supervisor, Assistant Secretary

Also present were:

Molly Syvret	District Manager; Rizzetta & Company, Inc.
Colt Little	District Counsel; Latham, Shuker, Eden & Beaudine, LLP
Wes Kayne	District Engineer, Barraco & Associates, Inc.
Audience	

FIRST ORDER OF BUSINESS

Call to Order

Ms. Syvret called the meeting to order and read roll call.

SECOND ORDER OF BUSINESS

**Consideration of the Minutes of the
Workshop held on May 8, 2013**

Ms. Syvret presented the Minutes of the Workshop held on May 8, 2013. She asked if there were any revisions to the Minutes. There were none.

On a Motion by Mr. Kocses, seconded by Mr. Dengler, with all in favor, the Board approved the Minutes of the Workshop held on May 8, 2013, for the Paseo Community Development District.
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THIRD ORDER OF BUSINESS

**Consideration of the Minutes of the Audit
Committee Meeting held on June 26, 2013**

Ms. Syvret presented the Minutes of the Audit Committee meeting held on June 26, 2013.

She asked if there were any revisions to the Minutes. There were none.

On a Motion by Mr. Bagozzi, seconded by Mr. Kocses, with all in favor, the Board accepted the Minutes of the Audit Committee Meeting held on June 26, 2013, for the Paseo Community Development District.

FOURTH ORDER OF BUSINESS

Consideration of the Minutes of the Board of Supervisors Meeting held on June 26, 2013

Ms. Syvret presented the Minutes of the Board of Supervisors meeting held on June 26, 2013. She asked if there were any revisions to the Minutes. There were none.

On a Motion by Mr. Dengler, seconded by Mr. Bagozzi, with all in favor, the Board approved the Minutes of the Board of Supervisors Meeting held on June 26, 2013, for the Paseo Community Development District.

FIFTH ORDER OF BUSINESS

Consideration of the Operation and Maintenance Expenditures for the Months of June and July 2013

Ms. Syvret presented the Operation and Maintenance Expenditures for the period of June 1-30, 2013 totaling \$73,219.16 and the period of July 1-31, 2013 totaling \$99,087.03. Questions were entertained regarding various items of expenditure.

On a Motion by Mr. Kocses, seconded by Mr. Gelder, with all in favor, the Board approved the Operation and Maintenance Expenditures for the period of June 1-30, 2013 which totaled \$73,219.16 and the period of July 1-31, 2013 which totaled \$99,087.03, for the Paseo Community Development District.

SIXTH ORDER OF BUSINESS

Consideration of Audit Committee Recommendations

Ms. Syvret advised the second meeting of the Audit Review Committee was held prior to the onset of this meeting for purposes of reviewing, evaluating and ranking the submitted audit proposals, and recommending a firm for the District to contract with for audit services. She provided an overview of the Committee's recommendations.

On a Motion by Mr. Dengler, seconded by Mr. Bagozzi, with all in favor, the Board adopted the recommendations of the Audit Review Committee: accepting the proposal from Grau & Associates as the highest ranked proposer and approving a contract for audit services with Grau & Associates for the fiscal year ending September 30, 2013 in the amount of \$5,000, with two optional renewals, for the Paseo Community Development District.

SEVENTH ORDER OF BUSINESS

Discussion Regarding Landscape Maintenance Contract

Discussion ensued regarding the landscape maintenance contract. The Board elected to maintain an interim contract with Stahlman and directed Staff to prepare a scope of services and bid documents as required to put the contract out for bid.

EIGHTH ORDER OF BUSINESS

Discussion Regarding Traffic Control Options

Ms. Syvret reviewed information she obtained relating to the feasibility, process, and cost of installing speed bumps on District roadways, as previously requested by the Board. Ms. Syvret also reviewed some advantages and disadvantages of this type of traffic control device. Ms. Syvret suggested another option could be for the District to obtain off-duty patrol services, either through the City of Fort Myers Police Department or Lee County Sheriff's Office. Discussion ensued. The Board directed Ms. Syvret to obtain information relating to services offered by the City of Fort Myers police department.

NINTH ORDER OF BUSINESS

Discussion Regarding Gate Security Contract

Mr. Sherman of Securitas provided an update regarding implementation of the Affordable Care Act; noting that compliance for large companies has been extended to January 2015, however employees are still required to comply this year. Mr. Sherman suggested making an incremental increase to the contract rates this year, of about 4%, in order to provide some assistance to their employees with the cost of complying. Ms. Syvret noted that there is a currently enough in that line item of the budget to accommodate the rate increase without having to increase the budget.

TENTH ORDER OF BUSINESS

Consideration of Proposals for Root Barrier Installation

Ms. Syvret stated that proposals for root barrier installation received from O'Donnell Landscapes, Inc, Stahlman-England Irrigation, Inc., and Sunny Grove Landscaping, Inc., had previously been reviewed by the Board. She advised that the Board was leaning toward the proposal submitted by Stahlman-England, but the item had been tabled from the prior meeting as there were questions as to whether a smaller size product could be utilized in order to save on costs while still achieving the same result, and whether a large enough allowance has been provided related to irrigation damage/repairs. Ms. Syvret advised the Chairman had spoken with representatives from Stahlman-England and recommended that the size barrier panels outlined in the proposal be utilized as the effectiveness would be reduced by switching to a smaller size. It was also noted that it was felt the irrigation repairs were adequately accounted for. Discussion ensued.

On a Motion by Mr. Bagozzi, seconded by Mr. Kocses, with all in favor, the Board approved the proposal from Stahlman-England Irrigation, Inc. for Root Barrier Installation, in an amount of \$85,000.00, for the Paseo Community Development District.

ELEVENTH ORDER OF BUSINESS

**Consideration of Audit for Fiscal Year
End September 30, 2012 as Prepared by
Carr, Riggs & Ingram, LLC**

Ms. Syvret presented the audit for Fiscal Year End September 30, 2012 as prepared by Carr, Riggs & Ingram.

On a Motion by Mr. Dengler, seconded by Mr. Kocses, with all in favor, the Board accepted the Audit for Fiscal Year End September 30, 2012, as Prepared by Carr, Riggs & Ingram, LLC, for the Paseo Community Development District.

TWELFTH ORDER OF BUSINESS

**Consideration of Engagement Letter from
LLS Tax Solutions, Inc. for Arbitrage
Services Related to Series 2005A and
2005B Capital Improvement Bonds**

Ms. Syvret presented the engagement letter submitted by LLS Tax Solutions for arbitrage services, advising the cost is in line with the budget and LLS Tax Solutions is the past provider for this service.

On a Motion by Mr. Kocses, seconded by Mr. Bagozzi, with all in favor, the Board approved the Engagement Letter from LLS Tax Solutions, Inc. for Arbitrage Services related to series 2005 A and 2005B Capital Improvement Revenue Bonds, for the Paseo Community Development District.

THIRTEENTH ORDER OF BUSINESS

**Consideration of Resolution 2013-06,
Approving a Meeting Schedule for Fiscal
Year 2013/2014**

Ms. Syvret provided an overview of the Resolution, advising the schedule presented is consistent with the current year meeting schedule.

On a Motion by Mr. Kocses, seconded by Ms. Stewart, with all in favor, the Board adopted Resolution 2013-06, Designating Dates, Time and Location for Regular Meeting of the Board of Supervisors of the District for Fiscal Year 2013/2014, for the Paseo Community Development District.

FOURTEENTH ORDER OF BUSINESS

**Public Hearings Related to the Fiscal Year
2013/2014 Budget and Imposition of
Assessments**

Mr. Little provided an overview of the budget public hearings process and asked for a motion to open the public hearings.

On a Motion by Ms. Stewart, seconded by Mr. Dengler, with all in favor, the Board opened the public hearings related to the Fiscal Year 2013/2014 Budget and Imposition of Assessments, for the Paseo Community Development District.

FIFTEENTH ORDER OF BUSINESS

Presentation of the Proposed Final Budget for Fiscal Year 2013/2014

Ms. Syvret provided an overview of the proposed final budget, highlighting the line items experiencing a change since the Board's approval of the preliminary budget.

Questions and comments from the public were entertained. Ms. Syvret advised that one written objection had been received from an owner who could not be present for the hearing and advised the letter would be attached to the meeting minutes.

Ms. Syvret asked for a motion to close the public hearings.

On a Motion by Mr. Kocses, seconded by Mr. Bagozzi, with all in favor, the Board closed the public hearings related to the Fiscal Year 2013/2014 Budget and Imposition of Assessments, for the Paseo Community Development District.

Discussion ensued among the Board relating to various items of the budget. Changes were requested by the Board to expenditure line items for auditing services, furniture repair/replacement, and capital outlay, and the revenue item for prior year balance forward.

SIXTEENTH ORDER OF BUSINESS

Consideration of Resolution 2013-07, Annual Appropriations and Adopting the Final Budget for Fiscal Year 2013/2014

Ms. Syvret provided an overview of the Resolution, advising that adoption of the Resolution would also adopt the budget for Fiscal Year 2013/2014

On a Motion by Mr. Kocses, seconded by Mr. Bagozzi, with all in favor, the Board adopted Resolution 2013-07, Annual Appropriations and Adopting the Final Budget for Fiscal Year 2013/2014, in the amount of \$2,055,249.11, for the Paseo Community Development District.

SEVENTEENTH ORDER OF BUSINESS

Consideration of Resolution 2013-08, Imposing Special Assessments and Certifying an Assessment Roll

Mr. Little provided an overview of the Resolution, as provided in the Agenda, as well as an alternate form resolution, which provides for direct collection of developer owned platted lots as opposed to collection on the tax roll. Mr. Little reviewed the various manners of collection, and explained the advantages and disadvantages of each. Discussion ensued. The Board determined that it would like to utilize the alternate resolution which provides for direct collection of the developer owned platted lots.

On a Motion by Mr. Dengler, seconded by Mr. Bagozzi, with all in favor, the Board adopted Resolution 2013-08, Imposing Special Assessments and Certifying an Assessment Roll, for the Paseo Community Development District.

EIGHTEENTH ORDER OF BUSINESS

Staff Reports

- A. District Counsel
Mr. Little provided an update related to the District's petition for special powers; advising the request will go before the City on September 3 in order to obtain permission to advertise a hearing. It will then go before the City again October 7 for adoption of the ordinance.
- B. District Engineer
Mr. Kayne advised he had no report.
- C. District Manager
Ms. Syvret advised the next regular meeting of the Board of Supervisors is scheduled for September 25, 2013 at 11:00 am.

Ms. Syvret reviewed various operations and maintenance items completed over the last few, and projects that were currently pending completion.

NINETEENTH ORDER OF BUSINESS

Supervisor Requests and Audience Comments


Ms. Syvret opened the floor to audience comments. Questions and comments from the audience were entertained.


Ms. Syvret opened the floor to supervisor requests and comments. There were none.

TWENTIETH ORDER OF BUSINESS

Adjournment

On a Motion by Ms. Stewart, seconded by Mr. Koces, with all in favor, the Board adjourned the meeting at 1:22 pm, for the Paseo Community Development District.


Secretary/Assistant Secretary


Chairman/Vice Chairman

August 5, 2013

Rizzetta & Company Inc.
c/o District Manager
9530 Marketplace Road, Suite 206
Fort Myers, Florida 33912

RECEIVED
AUG 09 2013

BY:.....

I am opposed to ANY increase whatsoever for the Operations & Maintenance Assessment, fiscal year 2013-2014 for the PASEO Community Development District.

My response would have more timely if the notice was forwarded to the correct address.

Yours truly,

Michael Buchinski Patricia Buchinski
Michael & Patricia Buchinski
8379 Dario Way
Ft Myers, FL 33912
(239)945-4099

** Make Personnel Cuts!*