

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 22, 2012 at 11:20 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
Tim Clark	Board Supervisor, Assistant Secretary
Frank Dengler	Board Supervisor, Assistant Secretary

Also present were:

Molly Syvret	District Manager; Rizzetta & Company, Inc.
Colt Little	District Counsel; Latham, Shuker, Eden & Beaudine, LLP
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 Board
of Supervisors Meeting held on July 25,
2012**

Ms. Syvret presented the Minutes of the Board of Supervisors meeting held on July 25, 2012. She asked if there were any revisions. There were none.

On a Motion by Mr. Kocses, seconded by Mr. Clark, with all in favor, the Board approved the Minutes of the Board of Supervisors Meeting held on July 25, 2012, for the Paseo Community Development District.

THIRD ORDER OF BUSINESS

Consideration of the Operation and Maintenance Expenditures for the Month of July 2012

Ms. Syvret presented the Operation and Maintenance Expenditures for the period of July 1-31, 2012 totaling \$74,227.07. Discussion ensued 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 July 1-31, 2012 which totaled \$74,227.07, for the Paseo Community Development District.

FOURTH ORDER OF BUSINESS

Discussion Regarding Arboricultural Inspection Report by David Johnson of Johnson's Tree Service

Ms. Syvret advised Mr. Johnson of Johnson's Tree Service was unable to attend the meeting. Ms. Syvret further advised she would attempt to contact the vendor to determine why he was unable to attend and from there would either reschedule the item of discussion for a later date or seek a new vendor.

FIFTH ORDER OF BUSINESS

Consideration of Resolution 2012-10, Designating Dates, Time and Location of Regular Meetings of the Board of Supervisors of the District for Fiscal Year 2012/2013

Ms. Syvret provided an overview of the Resolution, advising that the schedule being presented is consistent with the current year schedule in that meetings are scheduled for the fourth Wednesday at each month, commencing at 11:00 a.m., and being held at the Paseo Village Center Theatre. Ms. Syvret noted that the December meeting fell the day after Christmas and asked if the Board would like hold the meeting a week earlier than usual for that month. The Board advised they would like to move the meeting up one week and schedule the December meeting for the 19th. Hearing no further discussion, Ms. Syvret asked for a motion to adopt the resolution as modified on the record.

On a Motion by Mr. Kocses, seconded by Mr. Gelder with all in favor, the Board adopted Resolution 2012-10, Designating Dates, Time and Location of Regular Meetings of the Board of Supervisors of the District for Fiscal Year 2012/2013, as amended on the record, for the Paseo Community Development District.

SIXTH ORDER OF BUSINESS

Public Hearing Related to the Fiscal Year 2012/2013 Budget

Ms. Syvret advised the next item of business is the public hearing related to the Fiscal Year 2012/2013 Budget. Mr. Little provided an overview of the budget process for the audience, including an explanation of the mailed notice that was sent out to all of the landowners relating to

the budget. Ms. Syvret asked for a motion to open the public hearing.

On a Motion by Mr. Kocses, seconded by Mr. Clark, with all in favor, the Board opened the public hearing related to the Fiscal Year 2012/2013 Budget, for the Paseo Community Development District.

SEVENTH ORDER OF BUSINESS

**Presentation of the Proposed Final Budget
for Fiscal Year 2012/2013**

Ms. Syvret provided an overview of the proposed final budget, explaining new items included in the budget and those items experiencing a change from the current year budget. Questions and comments from the audience were entertained.

Hearing no further questions or comments, Ms. Syvret asked for a motion to close the public hearing related to the Proposed Final Budget for Fiscal Year 2012/2013.

On a Motion by Mr. Kocses, seconded by Mr. Gelder, with all in favor, the Board closed the public hearing related to the Fiscal Year 2012/2013 Budget, for the Paseo Community Development District.

EIGHTH ORDER OF BUSINESS

**Consideration of Resolution 2012-11,
Annual Appropriations and Adopting the
Final Budget for Fiscal Year 2012/2013**

Ms. Syvret provided an overview of the resolution for the Board. Ms. Syvret asked the Board whether they wished to discuss the budget further or had any revisions they would like to make to the budget. Discussion ensued. The Board advised they would like to add a line item for capital reserves in the amount of \$50,000.00, to be funded by way of a carry forward surplus in the same amount.

On a Motion by Mr. Kocses, seconded by Mr. Dengler, with all in favor, the Board adopted Resolution 2012-11, Annual Appropriations and Adopting the Budget for Fiscal Year 2012/2013, as amended on the record, in the amount of \$1,187,533.00, for the Paseo Community Development District.

NINTH ORDER OF BUSINESS

**Public Hearing to Consider the Imposition
of Special Assessments**

Ms. Syvret advised the next item of business on the Agenda is the Public Hearing related to the Imposition of Special Assessments. Ms. Syvret asked for a motion to open the public hearing.

On a Motion by Mr. Kocses, seconded by Mr. Dengler, with all in favor, the Board opened the Public Hearing to Consider the Imposition of Special Assessments, for the Paseo Community Development District.

TENTH ORDER OF BUSINESS

**Presentation of the Assessment Roll to
Fund the Budget for Fiscal Year 2012/2013**

Mr. Little provided an overview of the assessment roll, which depicts the lands encompassed within the District upon which the special assessments are imposed to fund the Budget for Fiscal Year 2012/2013 budget as previously approved. Mr. Little provided a general explanation as to how the assessments are allocated among the property. Questions and comments from the audience were entertained.

Hearing no further questions or comments, Mr. Little asked for a motion to close the public hearing to consider the Imposition of Special Assessments.

On a Motion by Mr. Kocses, seconded by Mr. Dengler, with all in favor, the Board closed the Public Hearing to Consider the Imposition of Special Assessments, for the Paseo Community Development District.

ELEVENTH ORDER OF BUSINESS

**Consideration of Resolution 2012-12,
Imposing Special Assessments and
Certifying an Assessment Roll**

Mr. Little provided an overview of the resolution and asked if there were any questions. Discussion ensued.

On a Motion by Mr. Kocses, seconded by Mr. Gelder, with all in favor, the Board adopted Resolution 2012-12, Imposing Special Assessments and Certifying an Assessment Roll, for the Paseo Community Development District.

TWELFTH ORDER OF BUSINESS

Staff Reports

- A. District Counsel
Mr. Little advised he had no report.

- B. District Engineer
Ms. Syvret advised the District Engineer was not present and he had no report.

- C. District Manager
Ms. Syvret provided an overview of the Arbitrage rebate calculations for Series 2005 A&B Capital Improvement Revenue Bonds for the period ending May 31, 2012, as prepared by LLS Tax Solutions. She advised that at this time there is no arbitrage liability and if anyone is interested in reviewing a full copy of the report she will be happy to provide a copy upon request.

Ms. Syvret advised an engineering consultant conducted an inspection of the walkways and retaining wall. Ms. Syvret advised that she had received a summary of the inspection and would be following up with the consultant to obtain more detailed information as to the cause(s) of the displaced pavers and recommendations for repairs.

Ms. Syvret advised the electrician and fountain maintenance company have determined the fountain on the corner Palomino and Penzance requires a motor replacement rather than electrical repair, that the motor has been ordered, and replacement should be completed soon.

Ms. Syvret advised she has approved the proposal for the stainless steel channel letters at the entrance and the vendor indicated it would take a couple weeks for the fabrication of the letters.

Ms. Syvret advised she received the revised proposal from Stahlman for plantings around the transformers and power supplies; the revised proposal is \$6,652 which is approximately \$150.00 over the approved amount though still \$3,000.00 less than the original proposal. Ms. Syvret advised that although it was only a minimal amount over the amount previously approved, she did have the overage approved by the Chairman. She advised Stahlman is working on the plant installation.

Ms. Syvret advised that after the last meeting the District Engineer inspected the Esperanza Bridge and e-mailed a summary report advising the issue is cosmetic; Ms. Syvret stated she will start looking into obtaining proposals to complete the work along with the retaining wall caps stones that need to be repaired. Discussion ensued regarding the bridge repairs.

Ms. Syvret advised the resetting of the benches is scheduled to start on Monday August 27th and completed by Friday August 31st.

Ms. Syvret advised she is unaware of the issue related to the arborist. She advised he has not been paid for any work; the inspection and report were provided as a courtesy. Ms. Syvret stated that she had confirmed his attendance prior to the meeting, so she would follow up with him after the meeting to see what happened.

Ms. Syvret advised the oak tree trimming is scheduled for after Labor Day

Ms. Syvret advised that per the field inspection report; the permanent letters/numbers on the gatehouse are in the process of being repaired and she anticipates the work will be completed next week.

Ms. Syvret advised the next regular meeting of the Board of Supervisors is scheduled for September 26, 2012 at 11:00 a.m.

THIRTEENTH ORDER OF BUSINESS

**Supervisor Requests and Audience
Comments**


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

Ms. Syvret opened the floor to audience comments. Questions and comments from the audience were entertained. No Board action was taken.

FOURTEENTH ORDER OF BUSINESS

Adjournment

On a Motion by Mr. Kocses, seconded by Mr. Clark, with all in favor, the Board adjourned the meeting at 12:58 pm, for the Paseo Community Development District.


Secretary Assistant Secretary


Chairman Vice Chairman