
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, October 26, 2011 at 11:03 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 (via speaker phone)
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 (via speaker phone)
Audience	

FIRST ORDER OF BUSINESS

Call to Order

Ms. Syvret called the meeting to order and read roll call. She advised that she would like the Board to amend the Agenda to include Resolution 2012-04, Authorizing District Manager to Act on Behalf of the CDD with Respect to Certain Obligations Under the Restructuring Agreement; Approving an Amended and Restated Notice of Collection Agent for Special Assessments; Authorizing any Necessary Modifications to the Current Management or Additional Agreement(s) with the District Manager; and Providing for Severability and an Effective Date, as Business Item C.

On a Motion by Mr. Dengler, seconded by Mr. Gelder, with all in favor, the Board amended the Agenda to Include Resolution 2012-04 as Business Item C, for the Paseo Community Development District.

SECOND ORDER OF BUSINESS

**Consideration of the Minutes of the Board
of Supervisors Meeting held on September
28, 2011**

Ms. Syvret presented the Minutes of the Board of Supervisors meeting held on September 28, 2011. She asked if there were any revisions. There were none.

On a Motion by Mr. Dengler, seconded by Mr. Gelder, with all in favor, the Board approved the Minutes of the Board of Supervisors Meeting held on September 28, 2011, for the Paseo Community Development District.

THIRD ORDER OF BUSINESS

**Consideration of the Operation and
Maintenance Expenditures for the Month
of September 2011**

Ms. Syvret presented the Operation and Maintenance Expenditures for the period of September 1-30, 2011, and totaling \$110,950.98. Ms. Syvret asked if there were any questions relating to the expenditures. There were none.

On a Motion by Mr. Gelder, seconded by Mr. Clark, with all in favor, the Board approved the Operation and Maintenance Expenditures for the period of September 1-30, 2011, totaling \$110,950.98, for the Paseo Community Development District.

FOURTH ORDER OF BUSINESS

**Consideration of Vertex Water Features
Contract Renewal for Fountain
Maintenance**

Ms. Syvret advised a copy of the renewal letter was located behind tab 3 in the Boards' agenda packages. Ms. Syvret indicated that services provided for the fountain maintenance had be sufficient over the last year and the renewal terms are consistent in scope and price with the original contract, so she did not see any issues in renewing. However, Ms. Syvret advised that there is a second contract for the water feature signage that is also up for renewal with the same vendor, at a proposed price increase. Ms. Syvret indicated that the services received over the past year under that contract, in her opinion, were not adequate, so she had advised the vendor that they should consider revising their renewal proposal and is still waiting to hear back from them. She also indicated that she wanted obtain an additional proposal for comparison. For these reasons, Ms. Syvret suggested the Board table consideration of renewal of both contracts until the next meeting.

The Board stated they would like to table this item of business.

FIFTH ORDER OF BUSINESS

**Consideration of Vertex Water Features
Contract Renewal for Architectural Water
Feature Maintenance**

The Board stated they would like to table this item of business.

SIXTH ORDER OF BUSINESS

**Consideration of Resolution 2012-04,
Authorizing District Manager to Act on
Behalf of the CDD with Respect to Certain
Obligations Under the Restructuring
Agreement; Approving an Amended and
Restated Notice of Collection Agent for
Special Assessments; Authorizing any
Necessary Modifications to the Current
Management or Additional Agreement(s)
with the District Manager; and Providing
for Severability and an Effective Date**

Mr. Little presented the resolution and explained the purpose of the resolution for the Board. He asked if there were any questions related to the resolution. There were none.

On a Motion by Mr. Gelder, seconded by Mr. Dengler, with all in favor, the Board adopted Resolution 2012-04, Authorizing District Manager to Act on Behalf of the CDD with Respect to Certain Obligations Under the Restructuring Agreement; Approving an Amended and Restated Notice of Collection Agent for Special Assessments; Authorizing any Necessary Modifications to the Current Management or Additional Agreement(s) with the District Manager; and Providing for Severability and an Effective Date and delegated Authority to the Vice Chairman to sign the Resolution, for the Paseo Community Development District.

SEVENTH ORDER OF BUSINESS

Staff Reports

A. District Counsel

Mr. Little advised the pre-closing for the bonds is scheduled for November 3, 2011 and the closing is scheduled for November 10, 2011. He indicating we would be looking to continue today's meeting just in case there are any last minute items that come up that need to be resolved prior to the pre-closing on the 3rd.

B. District Engineer

Not present/No report.

C. District Manager

Ms. Syvret provided updates related to various items of maintenance and proposals to be addressed at the next regular meeting.

Ms. Syvret stated that as mentioned earlier in the meeting, this meeting will be continued to November 02, 2011 at 11:00 am. She advised the regularly scheduled meeting for November 23, 2011 would still be left in place for the time being.

EIGHTH ORDER OF BUSINESS

Supervisor Requests and Audience Comments

Ms. Syvret opened the floor to supervisor requests and comments.

Mr. Dengler inquired whether management could have someone review the oak trees throughout the community and provide an opinion on the amount and placement of the oak trees. Ms. Syvret advised she would ask the District's landscape contractor to provide an opinion.

Mr. Clark noted in the last rain that the drainage system at the intersection of Herminia and Tulio appeared to be blocked as there was a large amount of standing water in the streets and inquired whether the issue had been resolved. Ms. Syvret advised she would look into it.

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

NINTH ORDER OF BUSINESS

Continuance

On a Motion by Mr. Clark seconded by Mr. Gelder, with all in favor, the Board at 12:06 pm, continued the meeting in progress to November 2, 2011 at 11:00 am, for the Paseo Community Development District.


Secretary/Assistant Secretary


Chairman/Vice Chairman