

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, November 17, 2010 at 11:23 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
Valerie McChesney	Board Supervisor, Assistant Secretary
Frank Dengler	Board Supervisor, Assistant Secretary

Also present were:

Molly Syvret	District Manager, Rizzetta & Company, Inc.
John Toborg	Rizzetta & Company, Inc.
Jan Albanese Carpenter	District Counsel, Latham, Shuker, Eden & Beaudine, LLP (via speaker phone)
Colt Little	Latham, Shuker, Eden & Beaudine, LLP
Frank Savage	District Engineer, Barraco & Associates
Brian Crumbaker	Trustee Counsel, Hopping Green & Sams (via speaker phone)
Danny Tyler	Bond Counsel, Nabors, Giblin & Nickerson, P.A. (via speaker phone)
Russ Weyer	Assessment Consultant, Fishkind & Associates
Audience	

FIRST ORDER OF BUSINESS

Call to Order

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

Ms. Syvret stated that she would like to Amend the Agenda to include Consideration of Resolution 2011-09, Amending and Restating Resolution 2011-01 relating to modification of the District Line of Credit, as Business Item G. She asked for a motion to amend agenda.

On a Motion by Mr. Kocses, seconded by Mr. Gelder, with all in favor, the Board approved amending the agenda to add Consideration of Resolution 2011-09 as Business Item G, for the Paseo Community Development District.

SECOND ORDER OF BUSINESS

Administer Oath of Office to Newly Elected Board Supervisor(s)

Ms. Syvret advised that she administered the Oath of Office to Ms. Valerie McChesney and Mr. Keith Gelder prior to the onset of the meeting. Ms. Syvret explained the guidelines relating to Supervisor Compensation. Both Supervisors elected to waive Supervisor Compensation.

THIRD ORDER OF BUSINESS

Consideration of Resolution 2011-02, Canvassing and Certifying the Results of the Landowners' Election

Ms. Syvret provided an overview of the resolution and asked if there were any questions. There were none.

On a Motion by Mr. Kocses, seconded by Mr. Dengler, with all in favor, the Board adopted Resolution 2011-02, Canvassing and Certifying the Results of the Landowners' Election held on November 17, 2010, for the Paseo Community Development District.

FOURTH ORDER OF BUSINESS

Consideration of Resolution 2010-03, Re-Designating Officers of the Board

Ms. Syvret presented Resolution 2010-03, Re-Designating Officers of the Board. She asked if there were any questions. There were none.

On a Motion by Mr. Kocses, seconded by Ms. McChesney, with all in favor, the Board adopted Resolution 2011-03, Re-Designating Officers of the Board as follows: Mr. Chad Kocses to serve as Chairman; Mr. Keith Gelder to serve as Vice Chairman; Ms. Valerie McChesney, Mr. Tim Clark, Mr. Frank Dengler, Ms. Molly Syvret and Mr. Eric Dailey to serve as Assistant Secretaries, for the Paseo Community Development District.

FIFTH ORDER OF BUSINESS

Consideration of the Minutes of the Board of Supervisors Meeting held on October 27, 2010

Ms. Syvret presented the Minutes of the Board of Supervisors Meeting held on October 27, 2010. She asked if there were any questions related to the minutes. There were none.

On a Motion by Mr. Kocses, seconded by Ms. McChesney, with all in favor, the Board approved the Minutes of the Board of Supervisors Meeting held on October 27, 2010, for the Paseo Community Development District.

SIXTH ORDER OF BUSINESS

Consideration of the Operation and Maintenance Expenditures for the Month of November 2010

Ms. Syvret presented the Operation and Maintenance Expenditures for the month of November 2010, covering the period of October 1-31, 2010, and totaling \$87,939.59. She asked if there were any questions. There were none.

On a Motion by Mr. Kocses, seconded by Ms. McChesney, with all in favor, the Board approved the Operation and Maintenance Expenditures for the Month of November 2010, covering the period of October 1-31, 2010, and totaling \$87,939.59, for the Paseo Community Development District.

SEVENTH ORDER OF BUSINESS

Consideration of Resolution 2011-04, Acceptance of Final Revised Engineer's Report

Mr. Tyler provided an overview of the restructuring process for the benefit of the audience members present. Mr. Savage presented the Supplemental Engineer's Report. Discussion ensued.

On a Motion by Mr. Kocses, seconded by Ms. McChesney, with all in favor, the Board adopted Resolution 2011-04, Accepting the Final Revised Engineer's Report, subject to the revisions to the report made on the record, for the Paseo Community Development District.

EIGHTH ORDER OF BUSINESS

Consideration of Amended Master Assessment Methodology Prepared by Fishkind and Associates, Inc.

Mr. Weyer presented the Amended Master Assessment Methodology Report. Discussion ensued.

NINTH ORDER OF BUSINESS

Consideration of Resolution 2010-05, Bond Resolution

Mr. Tyler explained the purpose of the Resolution for the Board. Mr. Tyler explained that on page 3, the fourth "whereas" paragraph would be revised to reflect that the Restructuring Agreement had not yet been executed.

On a Motion by Mr. Kocses, seconded by Ms. McChesney, with all in favor, the Board adopted Resolution 2011-05, Bond Resolution, subject to the revision stated on the record, for the Paseo Community Development District.

TENTH ORDER OF BUSINESS

**Consideration of Resolution 2010-06,
Authorizing Bond Validation Proceedings**

Mr. Little provided an overview of Resolution 2010-06, Authorizing Bond Validation Proceedings. He asked if there were any questions. There were none.

On a Motion by Mr. Kocses, seconded by Mr. Gelder, with all in favor, the Board adopted Resolution 2011-06, Authorizing Bond Validation Proceedings, for the Paseo Community Development District.

ELEVENTH ORDER OF BUSINESS

**Consideration of Resolution 2011-07,
Declaring Special Assessments**

Mr. Little provided an overview of Resolution 2011-07, Indicating the Revised Location, Nature and Estimated Cost of those Improvements Whose Cost is to be Defrayed by the Special Assessments. He asked if there were any questions. There were none.

On a Motion by Mr. Kocses, seconded by Mr. Dengler, with all in favor, the Board adopted Resolution 2011-07, Declaring Special Assessments, for the Paseo Community Development District.

TWELFTH ORDER OF BUSINESS

**Consideration of Resolution 2011-08,
Setting a Public Hearing on Imposition of
Special Assessments**

Mr. Little provided an overview of Resolution 2011-08, Setting a Public Hearing on Imposition of Special Assessments. He asked if there were any questions related to the resolution. There were none.

On a Motion by Mr. Kocses, seconded by Mr. Dengler, with all in favor, the Board adopted Resolution 2011-08, Setting a Public Hearing on Imposition of Special Assessments for Wednesday, January 12, 2011 at 10:00 a.m., to be held at the Paseo Village Center, 11611 Paseo Grande Boulevard, Fort Myers, Florida 33912, for the Paseo Community Development District.

THIRTEENTH ORDER OF BUSINESS

**Consideration of Resolution 2011-09,
Amending and Restating Resolution 2011-
01, Related to Modification of the District
Line of Credit**

Ms. Albanese Carpenter advised that the Board had previously adopted Resolution 2011-01, Approving Modification of the Balance Payoff Structure Relating to a District Line of Credit. She stated that since that resolution was adopted by the Board revisions had been requested and made to the Resolution which is the purpose of Resolution 2011-09, Amending and Restating Resolution 2011-01. She asked if there were any questions. There were none.

On a Motion by Mr. Kocses, seconded by Mr. Dengler, with all in favor, the Board adopted Resolution 2011-09, Amending and Restating Resolution 2011-01, Approving Modification of the Balance Payoff Structure Relating to a District Line of Credit, for the Paseo Community Development District.

FOURTEENTH ORDER OF BUSINESS

Staff Reports

- A. District Counsel
Ms. Albanese Carpenter and Mr. Little stated they had no further report.
- B. District Engineer
Mr. Savage stated he had no further report.
- C. District Manager
Ms. Syvret advised that she located the area of fencing mentioned at the prior meeting that was missing a section and had contacted a contractor to provide an estimate for the repair.

Ms. Syvret presented a proposal from Timo Brothers for repair of the pavers along the walkways of the two pavilions on the west side of the lake. Discussion ensued. The Board directed Ms. Syvret to obtain an additional proposal.

Ms. Syvret provided an update regarding landscape maintenance items, stating the irrigation tracking and repairs were complete, the annuals had been installed, and the majority of the mulch was complete. Mr. Toborg provided an updated inspection report. Discussion ensued.

On a Motion by Mr. Kocses, seconded by Mr. Gelder, with all in favor, the Board authorized District Staff to send a 30 Day Termination Notice to Vila & Sons on December 1, 2010, to prepare a Scope of Services for Landscape Maintenance, Authorizing Chairman to Approve the Scope of Services, and Authorizing District Management to obtain proposals for landscape maintenance to be reviewed at the December meeting, for the Paseo Community Development District.

Ms. Syvret stated that the next meeting of the Board of Supervisors is scheduled for Wednesday, December 15, 2010 at 11:00 am.

FIFTEENTH ORDER OF BUSINESS

**Supervisor Requests and Audience
Comments**

Ms. Syvret opened the floor to supervisor requests and comments. There were no supervisor requests or comments.

Ms. Syvret opened the floor to audience comments.

Audience comments were entertained. No Board action was taken.

SIXTEENTH ORDER OF BUSINESS

Adjournment

On a Motion by Ms. McChesney seconded by Mr. Kocses, with all in favor, the Board adjourned the meeting at 1:33 p.m. for the Paseo Community Development District.



Secretary/Assistant Secretary



Chairman/Vice Chairman