

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.

HERITAGE HARBOUR SOUTH COMMUNITY DEVELOPMENT DISTRICT

The special meeting of the Board of Supervisors of the Heritage Harbour South Community Development District was held on **Thursday, March 21, 2013 at 6:00 p.m.** at the Comfort Inn Bradenton located at 580 66th Street Court East, Bradenton, Florida 34243.

Present and constituting a quorum were:

Joyce Sandy	Board Supervisor, Chairman
Michelle Patterson	Board Supervisor, Vice Chairman
Richard Lane	Board Supervisor, Asst. Secretary
Wm. Lee Bettes	Board Supervisor, Asst. Secretary
Joseph Jaudon	Board Supervisor, Asst. Secretary

Also present were:

James Ward	District Manager
Ken vanAssenderp	District Counsel (<i>joined the meeting in progress</i>)

Audience

FIRST ORDER OF BUSINESS

Call to Order

Mr. Ward called the meeting to order and conducted roll call. Ms. Sandy spoke briefly to the audience regarding exercising decorum and civility at the meetings.

SECOND ORDER OF BUSINESS

Consideration of Settlement Agreement

Ms. Sandy presented a settlement agreement for the lawsuit regarding Lighthouse Cove and Joe Ramsey. She advised the settlement agreement had just been received the day before the meeting. Discussion ensued.

On a Motion by Mr. Bettes, seconded by Ms. Patterson, with four in favor and one opposed (Mr. Lane), the Board accepted the proposed settlement as presented with regard to the lawsuit involving Lighthouse Cove and Joe Ramsey for the Heritage Harbour South Community Development District.

THIRD ORDER OF BUSINESS

Consideration of Agreement with Eco Consultants

Ms. Sandy presented the agreement with Eco Consultants for lake and wetland

monitoring services to the Board for consideration. Discussion ensued.

On a Motion by Ms. Patterson, seconded by Mr. Jaudon, with all in favor, the Board tabled consideration of the Eco Consultants contract until District Counsel was present to answer questions for the Heritage Harbour South Community Development District.

FOURTH ORDER OF BUSINESS

**Discussion of Speed Limit Signs and
Traffic Control**

Mr. Ward introduced the topic of reducing the speed limits in the District and taking measures to better control traffic. Discussion ensued. Mr. Lane advised he had contacted the County for further information but had not received a reply yet. Ms. Sandy asked to have the topic placed on the next meeting's agenda for further discussion.

FIFTH ORDER OF BUSINESS

**Presentation of District Management
Services Proposals**

Ms. Sandy advised the Board had narrowed down its choices of proposals to those submitted by Rizzetta & Company and Severn Trent. The staff of Severn Trent left the meeting as Pete Williams of Rizzetta & Company stepped forward to give a presentation on his firm's services.

(Mr. vanAssenderp joined the meeting in progress.)

Mr. Williams answered questions from the Board. Mr. Williams then left the room and Bob Concarr, Jim Hayford and Lynn Jackson of Severn Trent returned to give a presentation on their company and answer questions from the Board. The Severn Trent representatives then stepped out of the room and Board discussion ensued.

On a Motion by Mr. Bettes, seconded by Ms. Patterson, with all in favor, the Board accepted the offer of District Management services from Rizzetta & Company, Inc. for the Heritage Harbour South Community Development District.

The Board recessed the meeting for a 5-minute break. Ms. Sandy then called the meeting back to order and, as District Counsel was present, re-introduced the topic of the Eco Consultants contract for consideration. Discussion ensued.

On a Motion by Mr. Bettes, seconded by Mr. Lane, with four in favor and one opposed (Mr. Jaudon), the Board accepted the lake and wetlands monitoring services proposal from Eco Consultants for the Heritage Harbour South Community Development District.

SIXTH ORDER OF BUSINESS Staff Reports

Mr. Ward spoke about allowing Mr. vanAssenderp review the new management contract with Rizzetta & Company to make the transition before the April meeting. Mr. Williams

presented copies of the management contract to the Board for consideration.

On a Motion by Mr. Bettes, seconded by Ms. Patterson, with all in favor, the Board accepted the contract presented by Rizzetta & Company, Inc., subject to District Counsel review, for the Heritage Harbour South Community Development District.

SEVENTH ORDER OF BUSINESS

Discussion of Tenure of District Attorney

Ms. Sandy introduced the topic for discussion. Discussion ensued regarding legal costs and retaining continuity of counsel until the lawsuits are finished and the option of seeking new full-time general District Counsel services at lesser rates. Mr. vanAssenderp offered his services and advice on a special ad hoc basis to the District with regard to the lawsuits on the condition of unanimous Board agreement. Discussion continued.

On a Motion by Mr. Lane, seconded by Mr. Bettes, with all in favor, the Board accepted Ken vanAssenderp's offer of ad hoc services and advice with regard to the ongoing lawsuits and agreed to seek new full-time general District Counsel services for the Heritage Harbour South Community Development District.

Mr. vanAssenderp advised his last task as District Counsel would be to review the new District Management contract for the Board's approval.

EIGHTH ORDER OF BUSINESS

Audience Comments

Mr. vanAssenderp spoke about a list of recommendations he had given to the Board and asked to be allowed to give a copy of the list to the new District management. Ms. Patterson requested that Mr. vanAssenderp give a copy of his status report to Rizzetta.

NINTH ORDER OF BUSINESS

Supervisor Requests

Mr. Bettes encouraged Ms. Sandy as Chair to work with new District Management and Counsel in finishing a set of Board of Supervisors procedures for consideration.

The Board thanked Mr. vanAssenderp, Mr. Ward, and Field Operations manager Matt Morris for their services to the District.

TENTH ORDER OF BUSINESS

Adjournment

On a Motion by Mr. Bettes, with all in favor, the Board adjourned the meeting at 8:33 p.m. for the Heritage Harbour South Community Development District.


Secretary/Assistant Secretary


Chairman/Vice Chairman