

**MINUTES OF MEETING
LEXINGTON OAKS
COMMUNITY DEVELOPMENT DISTRICT**

The regular meeting of the Board of Supervisors of the Lexington Oaks Community Development District was held Thursday, January 26, 2006 at 8:30 a.m. at the Lexington Oaks Clubhouse, 26304 Lexington Oaks Boulevard, Wesley Chapel, Florida.

Present and constituting a quorum were:

Peter Hanzel	Chairman
Don Peters	Vice Chairman
Patricia Dwyer	Assistant Secretary
Maxine Carlson	Assistant Secretary
Alison Berke Morano	Assistant Secretary

Also present were:

Bob Fernandez	District Manager
Andy Mendenhall	Severn Trent
Tracy Robin	District Counsel
Shawn Millard	Clubhouse Manager
Mike McMillan	Luke Brothers
Numerous Residents	

FIRST ORDER OF BUSINESS

Roll Call

Mr. Hanzel called the meeting to order and called the roll.

SECOND ORDER OF BUSINESS

Pledge of Allegiance

The Pledge of Allegiance was recited.

THIRD ORDER OF BUSINESS

**Organizational Matters – Oath of Office
Administered to Ms. Berke-Morano**

Mr. Hanzel stated the oath of office was previously administered.

FOURTH ORDER OF BUSINESS

**Approval of the Minutes of the December 5,
2005 Workshop and the December 15, 2005
Meeting**

Mr. Hanzel stated each Board member received the minutes for the December 5, 2005 workshop and the December 15, 2005 meeting and requested any additions, corrections or deletions.

Ms. Dwyer stated on page 14 of the December 15, 2005 meeting minutes the first bullet should be, "Brown and Brown has not been..." On page 15, the ninth line should be, "Mr. Hanzel stated..." On page three, the first motion box should be, "Ms. Carlson..."

There being no other comments,

On MOTION by Mr. Hanzel seconded by Ms. Dwyer with all in favor the minutes of the December 5, 2005 workshop and the December 15, 2005 meeting were approved as amended.

FIFTH ORDER OF BUSINESS

Staff Reports

A. Attorney

Mr. Robins stated I distributed items for the Boards information. The first is a status report from Sedgwick CMS regarding the damage Verizon caused last year when it was working on cables in the area. This is a referral letter from a claims lost coordination company to the contractor who performed the work. We will follow up on this issue.

The second item is the drawing and legal description received for the conveyance of the clubhouse tract to the District. Our office will prepare a deed for signature by Pulte Homes. I contacted Pulte Homes asking if they received tax bills for other pieces of property which may also need to be conveyed to the District so we can bring the entire project to closure. For the new Board members, this has been an ongoing project of identifying small tracts which were or were not supposed to be in the CDD and then making the adjustments. The largest of which was getting the clubhouse conveyed. I expressed to Mr. Murray the Board's concerns regarding payment of real estate taxes on the clubhouse and not getting it done by the end of the year in order to receive the tax exemption. He informed me Pulte Homes will pay the taxes for 2006.

The next item is a letter received from King Engineering. I am concerned about the lack of information regarding some of the items they referred out to the contractor. There are six items they acknowledge need work. In each of the cases, they referred it to the contractor or to a cement repair company for grouting repairs. They do not indicate who the contractor is, when they were contacted, if a response was received or when they will follow up. I called King Engineering to inquiry about this and make sure the District is getting an appropriate response.

King Engineering has identified areas Mr. Piercefield initially thought were missing required skimmers. King Engineering indicated two of those do not require skimmers because the ponds do not have any treatment. Mr. Piercefield confirmed that if ponds are not subject to treatment then skimmers are not required. Half of the identified items are maintenance issues. Some items were the dam failures and one of these was repaired. Number 46 refers to the installation of a concrete cut off wall. Mr. Piercefield informed me these walls are new construction. An additional construction item improving the construction of the structure would qualify for the use of bond funds similar to the reconstruction of the two other dam structures. We are down to the six or seven items King Engineering referred out to the contractor and are trying to obtain King Engineering's assistance to resolve them.

Mr. Peters stated pond items 1B and 5A are the most expensive. 1B washed out before the hurricane and 5A completely washed out under the dam. If this is the case, something is wrong with the design and their explanation on 5A that it was built in 1998 and is a maintenance issue sounds weird to me.

Mr. Robins asked are we speaking about the large one which was already repaired?

Mr. Peters responded no.

Mr. Robins stated this is the other major failure of the two which we spoke of earlier in the year. Both of those two failures were attributed to the design and SWFWMD required softer, gentler, more environmentally friendly type of material be used in the construction of those.

Mr. Hanzel stated we can argue with King Engineering until the cows come home, but I want Mr. Piercefield to get quotes for repairing them in the dry season which we are well into, before we get into arguments like last year and it is too wet to do it.

Mr. Robin stated he is waiting for the design from King Engineering. Both of these relate to items No. 45 and 46 in the King Engineering letter and I will follow up with Mr. Piercefield.

Mr. Hanzel stated what concerns me is I have a bid from Kearney dated January 24, 2005 and Mr. Piercefield did inform us at the time he was going to take care of it. We voted for the funds and we are still addressing the issue a year later. We need to get those repaired. Ask Mr. Piercefield, why we have not started?

Mr. Robin stated I will ask him again to bring those contracts to the Board.

Mr. Hanzel stated we need to get the contract and get the vendor out especially for 1B which is the one we allocated the funds for. We allocated \$100,000 for both projects.

Mr. Peters stated the estimate only included 17 A B and 1B. Then the second dam washed out which was 5A.

Mr. Hanzel stated he described the whole area there by hole number 13 as one dam and months later one became two.

Mr. Peters stated I do not think 5A was impacted at the time the quotes were conducted.

Mr. Hanzel stated I am asking him to go out and get the bids, bring them to the Board and let's get the work started.

Mr. Robins stated I will convey the message to Mr. Piercefield. After receiving an updated report regarding the capital projects, I contacted Mr. Williams, the District's Bond Counsel. He reviewed the projects the Board identified and indicates they are all acceptable and can be funded from the remaining bond proceeds. I am waiting for written confirmation regarding this.

Mr. Hanzel stated the next step is to proceed with securing proposals for the work items. Some of the projects are under State contract and can be executed immediately. I need guidance from the District Manager on the procedures and formats. Is there a set format used to get the bid requests? The state has a procedure for the fitness center item and I can give you the information I have.

Mr. Fernandez responded I will get together with Mr. Robin to structure how to proceed. It may vary from project to project based upon its nature and the dollar amount involved. The appropriate thing will be for the Board to authorize me to proceed with the procurement process for all the projects.

Mr. Hanzel stated the first thing which needs to be done for the expansion of the clubhouse facility is to retain the architect.

Mr. Robin stated using the architect who designed it will be the least expensive to come up with a design, give an estimate of cost and confirm the numbers received. The same may be true for the skateboard park.

On MOTION by Mr. Peters seconded by Ms. Dwyer with all in favor Severn Trent Services was authorized to proceed with securing proposals for the capital projects.

Mr. Robin stated at the next meeting the Board needs to approve a Supplemental Engineer's Report. My suggestion is the Board authorize the District Manager to work with the

engineer and District Counsel to prepare an appropriate supplement to the Engineer's Report adding these items to the project which was a definitional type term in the bond indenture. The original Engineer's Report stating what the bond money was going to be spent on must be modified to include these items. A resolution should be prepared adopting a change in the definition of the term "project" as used in the bond indenture to include the capital project items. These numbers were estimates but the Board may want to consider prioritizing the projects in case there is not enough money to complete all of them.

Mr. Hanzel stated I am comfortable the figures are accurate.

Mr. Peters asked when can we meet to prioritize these?

Mr. Hanzel responded at our next workshop.

Mr. Peters stated I prioritize them as follows:

1. Addition of the building and equipment
2. Playground
3. Lighting and landscaping in the front
4. Security System

Mr. Hanzel stated this can be a start.

Mr. Robin stated as the contracts are presented and approved the Board will authorize the Chairman to enter into them. As the work is completed the requisitions are submitted to the District Engineer who certifies the nature of the work fits within the project. If the projects are such they require the engineer to go out and review them they do so. Most of these items will not require the engineer's review. They will be based on someone else's determination that the project is complete for final payment. They will certify to the Trustee for the bond underwriters this much work is in place, it fits within the project and is an authorized use of the funds so the payments can be made.

Mr. Fernandez stated if a revised Engineer's Report is needed to go to the Trustee, it must have accurate numbers. In order to get the accurate numbers we must proceed with our procurement process to get quotes. Do I go ahead and proceed with the procurement prior to submittal of the revised Engineer's Report?

Mr. Robin responded we can use the estimates. This is different from the bond issue procedure and we can use the estimates of those expenses to satisfy the needs of the supplemental work.

Mr. Fernandez asked do I need to wait for the supplemental engineers report to be finalized?

Mr. Hanzel responded no, especially since we are using a priority system if funds run out. We did add item 15 to the list at our last meeting. If possible we will try to provide a reclaim water system to the residents of Pimlico Village. It is the only village which does not have reclaim water within a villa system. We thought it only fair to provide them with the same resources as the other two villas. This does not mean we would not like reclaim water for the entire Lexington Oaks subdivision but we do not have sufficient funds to do it.

Mr. Robin asked can you give a brief description of the project?

Mr. Hanzel responded it is to provide infrastructure to the Pimlico Villas for the purpose of providing them with reclaimed water throughout their entire village of 104 homes.

Mr. Robin asked will it require the construction of a master transmission line in the village which owners will tap into?

Mr. Hanzel responded the transmission line is there. It will be to provide the reclaimed water to the remaining residents of the 104 homes in the Pimlico subdivision. We will make sure they are okay with this after we get preliminary feedback on whether or not it can be done. It may entail some construction within the community. Due to the essence of time we obligated the \$300,000 for the project.

Mr. Peters asked is there a time limit once the funds are obligated?

Mr. Robin responded there is no deadline but Mr. Williams emphasized the Board should try to speed it along and get the construction accomplished so the account can be closed out. The Board should be proactive to get the projects underway and spend the funds.

Mr. Peters asked who owns the road on Lexington Oaks Boulevard from the circle west to Maywood? The county does not maintain it and have not accepted it. Is it owned by the CDD or Pulte Homes?

Mr. Robin responded we asked Mr. Piercefield and his opinion is it is the CDDs property.

Mr. Fernandez stated the question asked the last time the Board met was had it been accepted by the county for maintenance. The answer is no. There is no definitive answer to whether it is Pulte Homes or the CDD. It has not been turned over to the county for maintenance.

Mr. Peters stated I received information from the county regarding putting up "caution curve" signs at the entrance to the neighborhood. They will not do the work. Either we do it or tell Pulte Homes to do it.

Mr. Robin stated you can certainly ask them. I am trying to arrange a meeting with Mr. Murray to obtain an update on some of these issues. It is my understanding the roads have been dedicated to public use on the plats but I am not sure of ownership.

Mr. Peters asked what has to be done if we want the county to accept the roads?

Mr. Robins responded I am trying to set up a meeting with Mr. Murray and I will put it on my list of items to ask.

Mr. Peters stated the final report was imminent a couple of weeks ago and the county was going to meet with Pulte Homes to decide who is going to pay for it.

Mr. Hanzel stated there is a bill from Pulte Homes in the amount of \$84,464. I am concerned about paying for a pond we never approved as one to be repaired or that the District engineer said did not need repair to maintain water and was repaired for only aesthetic values.

Mr. Robin stated Mr. Fernandez is going to look into this.

Mr. Hanzel stated it almost exceeds the amount we allocated.

Mr. Peters stated we already paid \$50,000 for this work to another contractor.

On MOTION by Mr. Hanzel seconded by Ms. Dwyer with all in favor requisition #115 in the amount of \$84,464.78 was tabled pending additional information.

Mr. Peters asked are concrete repairs paid out of bond funds?

Mr. Fernandez stated Mr. Murray indicated to me he anticipates another \$35,000 to \$40,000 for concrete repairs which he will charge to the District.

Mr. Peters asked are concrete repairs paid from bond funds?

Mr. Fernandez stated the nature of my question was, "what other work had Pulte Homes performed with the expectation the CDD would reimburse?" The presumption is from bond funds and that was the answer I received.

Mr. Hanzel stated we must get an explanation for what the concrete money was spent on. If it is maintenance, we cannot use the bond funds to pay for it.

Mr. Fernandez stated he used the term repairs and it was determined repairs are not eligible.

Mr. Hanzel stated we need more information. It should be conveyed to Mr. Murray that it is Pulte's responsibility to pay for work which was not done correctly the first time. They have a very good home warranty program and we look to them to have a very good infrastructure warranty program.

Mr. Peters stated the sidewalk repair item began in February 2004 before transition. They said nothing could be done because they needed a new Board made up of residents. They would negotiate with them on what was going to be done or not done. If the CDD is paying for this, it seems they would be negotiating with the CDD not the HOA.

Ms. Carlson stated regarding the previous discussion on the bill we received for the pond repairs. On page two it indicates it came out of the bond series and a requisition number assigned. On page 3, it states it was paid in 2005. Has the \$84,000 already been taken out of the bond funds we are working with?

Mr. Peters asked who reviewed and approved it because in conversations with Mr. Piercefield he said he did not.

Mr. Robin stated the District engineer is required to sign and certify all the requisitions and if Mr. Piercefield did not sign it, it should not have been paid.

Mr. Hanzel stated Pulte Homes has paid the invoice and is seeking reimbursement from us.

B. Engineer

There not being any, the next item followed.

C. Property Manager

Mr. Millard stated there is a super bowl party on February 5, 2005 and I request the Board authorize \$100 for the event.

On MOTION by Ms. Carlson seconded by Mr. Peters with all in favor \$100 for super bowl party supplies was approved.

Mr. Millard stated I received an estimate of \$5,491.20 for pressure washing the side lots, curbs and gutters.

Mr. Hanzel asked where will these funds come from?

Mr. Peters asked is there funds in the budget for pressure washing?

Mr. Millard responded there may be \$1,000 for maintenance and painting. I am expecting two more bids.

Mr. Hanzel stated this item is tabled until additional bids are received.

Mr. Millard stated I received landscape proposals from Luke Brothers.

Mr. Hanzel asked can you come up with additional bids?

Mr. Millard responded yes. The last email from Luke Brothers is a breakdown of what has been removed from the construction area and does not include the new areas.

Ms. Carlson asked will the irrigation system in the front be included?

Mr. Millard responded yes.

I received a proposal from Luke Brothers regarding the removal and addition of mulch for \$6,275 and I am waiting for two proposals from other vendors.

Teen night scheduled for tomorrow evening is cancelled due to lack of response from residents. We will schedule a different event for March.

Mr. Hanzel asked what is the status of the remotes for the Hawthorne gate?

Mr. Millard responded I sent letters to Accurate and to Sterling. Sterling is not doing anything and referred the matter to Accurate.

Mr. Hanzel stated send a certified letter stating "these were given to the residents of the community, they have failed due to inferior quality and we hope the matter can be resolved without additional repercussions on their part."

D. District Manager

i. Review of All Contracts

Mr. Fernandez stated I distributed a vendor list. The Board may want to review the following contracts: Aquagenix, GEO Surv 3, Inc., Hawkeye Pest Control, Inc., King Engineering, Luke Brothers, Positive Pool Service, Sterling Management Services, Straley, Robin & Williams, Sunshine Pool Service, Verizon Florida, Inc. and Waste Services of Florida. The Board previously reviewed MercerWebDesign.Com. and Severn Trent Services. The agreement with Deloitte Tax LPP is on the agenda for discussion today. Does the Board wish to review any of the other contracts listed?

Ms. Dwyer responded Accurate Electronics.

ii. Discussion of 10th Semi-annual Monitoring Report from Ecological Consultants, Inc

Mr. Fernandez stated the semi-annual monitoring report from Ecological Consultants is attached. This report covers only a portion of the CDD.

Mr. Peters asked do we pay for this service?

Mr. Fernandez responded yes. We are trying to find out if they perform this as a subcontract to Florida Native Nurseries. Florida Native Nurseries is responsible for this type of work. We are also trying to obtain the most recent report from Florida Native Nurseries to verify their charges. This report is required as part of the development. It ensures the mitigation efforts initially taken are maintained. These reports are submitted periodically. Florida Native Nurseries informed us they were submitting reports to King Engineering and we are in the process of locating them.

Mr. Peters asked is there a contract with Florida Native Nurseries?

Mr. Fernandez responded there is an agreement with Pulte Homes but not a formal contract.

Mr. Peters asked do they bill King Engineering and they in turn bill the District?

Mr. Fernandez responded no, Florida Native Nurseries bills the District.

Ms. Morano asked how often are these reports required?

Mr. Fernandez responded bi-annually.

Mr. Hanzel stated start corresponding by certified mail in order to document our requests.

Mr. Fernandez stated Florida Native Nurseries has agreed to attend the next Board meeting and they will be added to the next agenda.

SIXTH ORDER OF BUSINESS

Consideration of a Website Agreement with MercerWebDesign.com

Mr. Fernandez stated attached for the Board's review is a copy of the agreement with MercerWebDesign.com.

Ms. Morano stated according to the agreement we do not own the site.

Mr. Hanzel stated we paid to create the site.

Ms. Morano stated they hold the rights, titles and interests to the site and if the District decides to move the site it will need to be recreated.

Mr. Mendenhall stated I have a background in web design. When someone else builds your website, unless you buy into an extended contract they will have clauses stating this. The concern is the community would go to them, pay a certain amount to have the site built, and once it is built a community may take the site and maintain it themselves.

Ms. Morano stated I do this for a living. If the District paid \$3,700 for this site we should own it. I would never have this in my contract if I was paid that amount of money.

Ms. Dwyer asked is item 6.2, "customer grants MercerWebDesign.com the right to use the web site for promotional purposes" standard?

Ms. Morano responded yes. The District becomes part of their customer list helping their portfolio and to cross link is good. It helps in the search engine.

On MOTION by Ms. Carlson seconded by Mr. Peters with all in favor the Web Site Maintenance Agreement was tabled and the District Manager was authorized to send a letter to MercerWebDesign.com indicating the Board has concerns regarding paragraph 4.0.

SEVENTH ORDER OF BUSINESS

Consideration of an Engagement Letter with Deloitte Tax LLP for Arbitrage Rebate Services

Mr. Fernandez stated the next item is consideration of an Engagement Letter with Deloitte Tax LLP for arbitrage rebate services which are a necessary part of the bond issue. The former agreement was with Rizzetta & Company and it now needs to be with Severn Trent and Deloitte Tax LLP. This is a calculation to make sure the District stays consistent with the laws preventing it from benefiting from the investment of bond funds and earning more than it is paying on the bond rate.

Mr. Peters asked is it the same agreement Rizzetta & Company had?

Mr. Hanzel stated the word Trace should be taken out of our name. They only discuss the Series 1998 A and B bonds. What about the 2000 and 2002 bond series?

Mr. Fernandez responded I will ask about it.

On MOTION by Mr. Peters seconded by Mr. Hanzel with all in favor the engagement letter with Deloitte Tax LLP for arbitrage rebate services with the addition of the Series 2000 and 2002 bonds was accepted.

EIGHTH ORDER OF BUSINESS

Discussion of Budget Request Submitted by Crime Watch Patrol

Mr. Fernandez stated the next item is a budget request submitted by the Crime Watch. The Board must decide how much of this request it will fund.

Ms. Dwyer stated I want to give funds to the Crime Watch Patrol. At their last meeting they stated they have \$3,820 as of December 31, 2005. I make a motion we grant them up to \$1,500 for 2006.

Mr. Peters stated I feel \$1,200 to hire off duty deputies to patrol the District is an excellent investment. I recommend we grant them \$2,500 as opposed to \$1,500.

Mr. Hanzel stated they have almost \$4,000, plus they will receive funds from running a golf tournament. They will also ask the HOA, who have \$40,000 in their reserve account not obligated, for funds. I would like the \$1,500 allocated specifically for the line item of deputies. The gas calculations on the proposal seem high.

On MOTION by Ms. Dwyer seconded by Mr. Peters with all in favor allocating \$1,500 to the Crime Watch Patrol, \$1,000 of which is to be used to hire deputies was approved.

TENTH ORDER OF BUSINESS

Approval of Financial Statements and Payment Requests from Pulte

Mr. Fernandez stated we are asking the Board to approve the report of the District's financial statements. There are not any payment requests as part of this report. Located after the financial statements in your packet is the check register. This lists checks which were written on behalf of the District and is an informational item.

Mr. Peters stated the check register does not show anything under the supervisor's fees, district manager, and management fees. I know supervisors received checks in December. The names are listed without amounts. District management must have been paid. The report shows nothing for District counsel but there were two checks written for \$3,536 and \$1,783. The report indicates a 50% excess in revenues over budget. The check register should be reconciled with expenditures.

Mr. Fernandez stated there are inaccuracies in the report that need to be reconciled. I will verify the numbers and send you an e-mail report with corrections.

Mr. Dwyer asked what are the additional charges listed on page two, under Other Current Charges, \$250 was funded but \$2,182 was actually spent.

Mr. Peters responded it is miscellaneous. Can you convert your categories to the District's budget categories?

Mr. Fernandez responded we will try to do this.

Mr. Peters asked can you bring a financial representative to the next workshop?

Mr. Fernandez responded yes. I suggest we table approval of the financials until your questions are answered.

Mr. Hanzel asked are we approving any payments today?

Mr. Fernandez responded no.

On MOTION by Mr. Hanzel seconded by Ms. Carlson with all in favor the financial statements and payments were tabled until the next meeting pending additional information.

Mr. Peters asked what are the payments to Dave's Home Helper for \$10,182, Accurate Electronics for \$3,289.67 and Irrigation Technical Services for \$817.70?

Mr. Millard responded I have copies of the invoices if you want to review them.

Mr. Hanzel asked can Mr. Fernandez get us an invoice for the \$10,995.20 Geo Surv 3 Inc. is billing us?

Mr. Fernandez responded yes.

Mr. Hanzel stated Luke Brothers charged us \$673.83 for irrigation services. We do not pay for irrigation. The only item we ever pay them is \$22,660 for services unless additional work is approved. What is the fuel charge for in the amount of \$679.80?

Mr. McMillan responded we informed our customers a few months ago there would be a fuel surcharge of 3% for mowers, transportation, etc.

Mr. Hanzel stated we were never notified.

Mr. McMillan stated I will check who the contact person was and if Rizzetta & Company were notified.

Mr. Hanzel stated we are not making payments today. I want to make it clear to Luke Brothers, what we pay for is in the contract unless we approve it. There is a dollar amount you can go to.

Mr. McMillan stated I will not be able to get Board approval if there is an emergency irrigation problem for something not caused by normal wear and tear.

Mr. Hanzel stated our contract does not read normal wear and tear, it reads irrigation services.

Mr. McMillan stated it is for the regular servicing and maintenance of the irrigation function of Lexington Oaks.

Mr. Hanzel stated I will reiterate it again. You were present when the attorney was here and heard what he said.

Mr. McMillan stated I was present and I know what he said.

Mr. Hanzel stated and he said the contract reads all irrigation repair is Luke Brothers responsibility period. If you want to pay us to have him write the letter to you we will entertain that thought, but he made it clear to the Board it is the way the contract was written and executed by the President of your company.

Mr. Peters stated it does state if the damage is caused by someone else and digging up of the front entrance falls under that category.

Mr. Hanzel stated we make the effort to obtain financial reimbursement as in the case with Verizon but it is your responsibility to repair it.

NINTH ORDER OF BUSINESS

Supervisor's Requests and Audience Comments

Ms. Wrobel asked what is the status of the traffic into Maywood?

Mr. Peters responded we received a recommendation to move the 30 mile an hour sign back down the entrance and put in a 20 mile per hour precautionary sign and some reflectors along the corners to indicate an approaching curve. No decision has been made.

Mr. Barr stated the sidewalks have not been repaired by Pulte Homes. Last summer SWFWMD decided the pond behind J.C's needed to be reconstructed because of silt going back into the pond and Pulte Homes agreed to do this at their cost. Can the television be muted during the meetings?

Mr. Peters stated Pulte Homes is responsible for repairing the sidewalks and informed us they are in the process of repairing them.

Mr. Hanzel stated the county will meet with Pulte Homes one more time. If they do not agree, the county will turn it over to their attorney.

Mr. Mule stated the pond behind my house has not been repaired and Mr. Murray is not responding to my requests.

Mr. Peters stated it is not a CDD issue it is a Pulte Homes issue.

Mr. Mule stated the streets and roads in Hawthorne need repair. The skateboard park will have liability issues and there should be limited access to it. We should get rid of the mulch which keeps deteriorating and replace it with permanent mulch. The gate remotes should be programmable with our cars. The CDD and the HOA should share a website to keep costs down.

Mr. Hanzel stated we will look into the issue of the Hawthorne roads. The state of Florida has a special law for skateboard parks and liability is limited on the amount of funds anyone can sue the District for and I will send you a copy of the law. We intend to write a letter to the proper authorities regarding the gate remotes.

Mr. Mule stated my concern is the addition of a skateboard park will draw people not from Lexington Oaks into the community.

Mr. Hanzel stated we discussed this issue at previous meetings and we are trying to install a security system. We need to take control of the community so the residents and those authorized to use the facilities are the only ones able to do so. We are aware of these concerns and are making an effort to control them.

Mr. Przywara asked are plans given to SWFWMD for construction of the ponds or does SWFWMD tell Pulte Homes what to do?

Mr. Peters responded SWFWMD recommended it but did not mandate it.

Mr. Przywara stated I am proud of all this Board has done.

Mr. Vargas stated is the Board aware of the insect problem in Aptitude Terrace?

Mr. Hanzel responded we did research on line to determine what type of action could be taken on the insects. It is limited to a specific location. We passed out information flyers and left it up to the homeowners to try the items on the flyer. We are working with the county to see if they can look at the sewer lines back there. I have not heard from them but there was a truck here from the drainage flood control system. The insects are attracted by moisture and you should make sure your yard is not being soaked.

Mr. Vargas asked is there a specific date for completion of the skate park?

Mr. Hanzel responded no. The Bond counsel approved the projects and now we must develop request for funding.

Mr. Matejka stated the work in our backyard is complete and we are satisfied.

Mr. Peters asked who do I speak to regarding ownership of the roads?

Mr. Fernandez responded Pulte Homes and Mr. Piercefield.

Mr. Hanzel asked is Mr. Piercefield still our contact person?

Mr. Peters responded yes, he agreed to stay on as a consultant.

Ms. Dwyer asked can we put the signs for the boulevard on the agenda for the next workshop? We should develop a sign policy. The bus stops are very dark.

Ms. Carlson stated the school board may change locations of these stops.

Ms. Morano stated I can ask the school district how locations are chosen and if it is worth it for us to invest installing lights.

Mr. Hanzel stated send me the list of new schools opening up and I will ask the county. New schools are opening and there will be a shift in school district boundaries.

Ms. Carlson asked has there been any consultation with Mr. Murray regarding installing the berm near Churchill?

Mr. Peters responded Mr. Murray states it was approved two years ago by the Board. I do not think this is true because it was brought to this Board within the past year. It's a Pulte Home promise which has not been carried out and the question is does the CDD want to address it.

Ms. Carlson stated if we do this will we always be responsible for what Pulte Home was supposed to do and did not. We are not holding anyone accountable and will go broke quick.

Mr. Hanzel asked can we discuss the bids on the landscape for the trailer park?

Mr. Fernandez responded we received bids from OneSource in the amount of \$19,604 and Luke Brothers in the amount of \$21,482.

Mr. Peters asked were both bids based on the same criteria?

Mr. Fernandez responded yes.

Mr. Hanzel stated there is a landscape plan in place and it is what the proposals are based on.

On MOTION by Mr. Hanzel seconded by Ms. Carlson with all in favor accepting the lowest bid for landscaping the trailer park area from OneSource in the amount of \$19,604 and expediting the process as quickly as possible was approved.

Mr. Hanzel asked is there any progress on the insurance claims?

Mr. Fernandez responded we submitted information and are trying to get police reports.

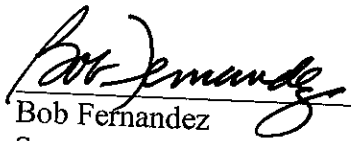
Mr. Hanzel stated I have information on the Nissan incident. A statement from Ms. Wells of Rizzetta & Company states "after speaking to Mr. Millard and the administrative assistance at the office at this point the insurance companies are requiring a more detailed report and better estimates of the damage and the costs. Mr. Millard will follow up today with the respective vendors to rewrite the proposals. I will check with Mr. Millard and Ms. Retrina to make sure we hear back from the insurance companies and finalize these". An accident report must be obtained. Florida has a law where the information is private for the first sixty or ninety days but after then it is public record.

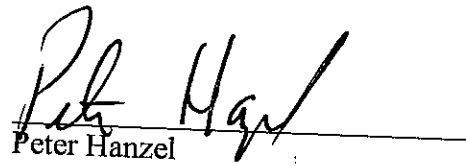
ELEVENTH ORDER OF BUSINESS

Adjournment

There being no further business,

On MOTION by Ms. Dwyer seconded by Mr. Hanzel with all in favor the meeting was adjourned.


Bob Fernandez
Secretary


Peter Hanzel
Chairman