

MINUTES OF MEETING
JULINGTON CREEK PLANTATION
COMMUNITY DEVELOPMENT DISTRICT

The regular meeting of the Board of Supervisors of the Julington Creek Plantation Community Development District was held Tuesday, June 12, 2007 at 6:00 p.m. at the Community Development District Administrative Offices, 950 Davis Pond Boulevard, Jacksonville, Florida.

Present and constituting a quorum were:

Susan S. Beaugrand	Chairperson
Kathleen P. Minnis	Vice Chairman
Al Abbatiello	Assistant Secretary
April Spears	Assistant Secretary
Brian Pincket	Assistant Secretary

Also present were:

James Oliver	District Manager
Jonathan Johnson	District Counsel
Matt Maggione	District Engineer
Chris Commins	Basham & Lucas
Mike Lucas	Basham & Lucas
Stacie Hernandez	Julington Creek CDD
Laura Callahan	Julington Creek CDD
Shelly Timbol	Julington Creek CDD
Ashley McVeigh	Julington Creek CDD

FIRST ORDER OF BUSINESS

Roll Call

Ms. Beaugrand called the meeting to order at 6:00 p.m.

SECOND ORDER OF BUSINESS

Approval of the Minutes of the May 8, 2007 Meeting

Ms. Beaugrand stated the next item on the agenda is approval of the minutes of the May 8, 2007 meeting.

Ms. Minnis stated my major changes were on page 12. On the third sentence I said, I will call "KONA". On line 7 the last word should be "reference the store Publix". They use them in the Publix grocery store. The third sentence from the bottom isn't "myspace" capitalized?

Ms. Beaugrand responded yes.

Ms. Beaugrand stated on page 2, on the third paragraph where it references "trust drawn" should be "truss drawings". Go further down about midway, Ms. Beaugrand asked about the "Corps of Engineers". Again the fifth line from the bottom, "trust" should be "truss". In fact that is throughout the minutes. The next page under fourth order of business the second line "beings" should not be plural. Page 4, the fourth paragraph down, Ms. Hernandez responded and there is a blank and it should be "Arsenault". On the next page there is a blank midway through and I think it should be Mr. Pincket. The bottom of page 6 the second to the last paragraph starting Mr. Kirk, piranhas is misspelled. That is also referenced on the bottom of page 7 as well. The second to the last line where it says opponents shouldn't that be proponents? Page 8 midway down, Ms. Beaugrand responded yes, the money is budget and it should be "budgeted". Two lines below that again Ms. Beaugrand, I said I "didn't" see not did see and that was relating to some of the additional schedules that Stacie had. Page 11, two thirds of the way down where it says Ms. Beaugrand responded, I believe that was Ms. Hernandez.

Ms. Minnis stated I have a question in general. When we ask people to state their names for the record and their address, this month had blanks, last month had blanks. When she is doing it does she say she can't hear them?

Mr. Oliver responded that happened the last time and it was a new transcriptionist.

Ms. Minnis stated when people are speaking can they just say I live in Oak Point or are they supposed to give their full address?

Mr. Johnson responded legally you are not required to give your full address.

Mr. Johnson stated on page 2, under the third order of business the second full paragraph, the word "identification" should be "indemnification".

<p>On MOTION by Ms. Minnis seconded by Mr. Abbatiello with all in favor the minutes of the May 8, 2007 meeting were approved as amended.</p>
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Mr. Lucas joined the meeting at this time.

THIRD ORDER OF BUSINESS

Discussion of Recreation Complex

Ms. Beaugrand stated the next item would be the discussion on the recreation complex.

Mr. Lucas stated I forwarded to you comments from Michelle.

Ms. Beaugrand stated explain to the audience because I know things that they don't.

Mr. Lucas stated we still have an issue with water management and I guess it boils down to verifying title policies, verifying that you own all of the property.

Ms. Beaugrand stated last month I asked Mike if we had the St. Johns River Water Management District permit as well as the Corps of Engineers' permit and he was under the impression that we did but we don't. Mike and I met with Dicky Smith and two of his supervisors last week to have a status meeting.

Mr. Lucas stated a kick-off meeting to meet Dicky and who was going to be running the job, the project manager from the staff of Dicky Smith.

Ms. Beaugrand stated at that meeting Mike made me aware of the fact that we do not in fact have it. It is still with the SJRWMD and basically what they are trying to determine is that the district has clear title with respect to the parcels that we own especially where there are proposed conservation easements that will go as part of the mitigation for the whole project, the road crossing, etc. They have to be assured that there are no encumbrances either a mortgage or an easement of any nature on that portion of our parcels. They asked for copies of the title commitments which we provided. There are some easements on the site so she is trying to get locations of the easements, etc. to verify that the locations of where the conservation easements are proposed to go are clear title in order for them to approve the permit.

Mr. Pincket stated someone had questions about easements. Would these easements reflect as exceptions in the title policy?

Ms. Beaugrand responded yes.

Mr. Pincket asked but they weren't mapped on the survey when we bought the property?

Ms. Beaugrand responded they should have been mapped on the survey. We should have a survey that reflects those easements I would think. At any rate they have been provided everything, right?

Mr. Johnson responded we have taken all of the questions from the attorney with the SJRWMD, gone back to the providers of the two title policies. One came through Pappas

Metcalf and one came through Rogers Towers to get the additional information relative to each exception that they requested. I guess that was sent over either Friday or Monday. We are calling on a daily basis to get that information back into the hands of the SJRWMD.

Ms. Beaugrand stated where this becomes critical is that the Corps of Engineers will not issue their permit until the SJRWMD signs off on their permit. We cannot apply for the building permits without all of those permits in place. It doesn't make sense to apply for part without all. We are kind of waiting for that so that the contractor can get started on the preliminary land development work that does not touch any of the environmental pieces at this point in time but he can run a dual course in getting some of the land development site clearing work done as we are getting the final building permit. There are two different permits. You have a site clearing permit and a building permit. We are trying to take advantage of as much time as we can to kind of run dual courses here but we are kind of held up until we get clearance from water management and then Corps.

Ms. Minnis asked can you explain again what is coming from Pappas Metcalf and what is coming from Rogers Towers and how this impacts us?

Mr. Johnson responded on the title policy there are certain exceptions shown. They are pulling all of the back-up to show what those exceptions are and where they are located to get that into the hands of the attorney for the SJRWMD who has to sign off on the permit so it can be issued.

Ms. Beaugrand stated for definitional purposes an exception to a title policy would be if there were a mortgage on the property or if there is an easement.

Mr. Johnson stated including notices will show up. If you look on the original parcel we purchased from D.R. Horton, you will find a notice of establishment of the Julington Creek Plantation CDD.

Ms. Beaugrand stated deed restrictions would be on there, covenants and restrictions, things like that. That is where we are.

Mr. Lucas stated in the meantime Dicky Smith is going ahead and getting the truss drawings and he is proceeding with nailing down the subs. I have all the drawings ready and in place ready for him to go for the permit. I have everything ready for him to take to St. Johns County. It is just a matter of when we can get water management to sign off.

Mr. Pincket asked do we have a concern that if this delay in getting the permits and then applying for the building permit goes on for some period of time that Dicky Smith has a right to adjust the price of the contract?

Mr. Johnson responded it would have to go on for a considerable length of time. Florida courts have generally been very understanding of the Florida environmental permitting spectrum so I have seen delays of 3 to 6 months not be a basis for a change in price.

Mr. Pincket stated so you are saying the contract doesn't really address that.

Mr. Johnson responded I would have to look and see what the contract says but I don't think a delay that we are looking at today would give any basis for increase in price.

The other thing that is going on is he has provided his performance and payment bond which has to get recorded, we sent that back and I think he is expecting to resend an original this week that also has to get recorded before he can commence work. There are other things that are flowing that also should come in.

Ms. Beaugrand stated one of the other things that we discussed was the builders risk insurance certificate. One of the things he suggested is you pay that fee on an annual basis upfront. The project is estimated to take 12 months. He does not want to trip the switch on buying that policy until he is ready to go vertical. Builders risk doesn't cover land development clearing. From the lending side we do not require builders risk until you get vertical. That made sense, it is a \$75,000 policy. What we don't want to have happen is him get it too early in the project for another 12 months and it is another \$75,000 in cost to us.

Mr. Lucas stated we were talking about giving you the authority in case for change orders.

Ms. Beaugrand stated in that we have to operate under the sunshine, the majority of the time there is a developer kind of running the show on a day to day basis. We need to discuss how the board wants to handle the possibility of having me or whoever handles some things on an interim basis during the month so we can keep things moving. Figure out what the scope of that would be. Certainly if something came up for example if it were me if something came up and I'm not comfortable with approving something like that, I'm certainly not going to step out there and do it. I can promise you that. That is one of the things that we need to talk about. The other thing we need to talk about relating directly to that is the possible necessity and it will be a necessity in some months, continuing our hearings on a monthly basis rather than adjourning so

if we do have to meet for a mid month meeting we will continue to a specific date and time and location and have that available for us to go ahead and have a mid month meeting if something should arise so we can keep things moving and not have to wait. Otherwise we have the issue with notice if we don't do a continuation.

Mr. Lucas stated that was the main thing because issues come up all of the time and I have to be able to talk to somebody. When I'm dealing with a developer normally there is one person representing the developer that I can ask those questions of. I need to be able to talk to somebody and be able to verify some things. If it is something of major consequence of course we will call a meeting. Dicky Smith is pretty good at forecasting and that is one of the things that he does. I go to weekly meetings right now and he forecasts the next week or the next two weeks worth of work or you try to anticipate what is coming up, what needs attention, what questions need to be asked so a lot of times if there are questions I will be able to address those hopefully at the monthly meeting and I think Dicky will be able to work with me through that knowing the way the board is set up. But there may be a time or two where that just doesn't work.

Mr. Pincket asked is there any kind of proposed language that we are going to look at today that gives Susan authority?

Mr. Johnson responded I suggest that if you have change orders that are changing scope or price that are not working within the existing framework of the contract those need to come to the board.

Mr. Pincket asked they have to in every circumstance regardless of dollars. I was thinking we could give her a threshold of X dollars.

Mr. Johnson responded I think there are field directives that we are given under the contract.

Ms. Beaugrand stated we have contingency built in and the whole purpose of having contingency is to cover a certain amount of change orders.

Mr. Pincket stated that we have all approved already.

Ms. Beaugrand stated yes.

Mr. Johnson responded you can do that. I suggest that we talk through what your parameters ought to be and we reduce that to a resolution in writing so that everyone knows exactly what those are.

Ms. Minnis asked our meeting and continuing the meeting, if he doesn't know week to week if there is going to be a problem you would have to have continued meetings every week.

Mr. Johnson stated we are proposing every two weeks.

Ms. Beaugrand stated it would be a mid month meeting. If something comes up the second week they can wait until the third week. It is so we don't have to wait a full month if something significant should arise that we need to actually meet.

Mr. Pincket stated I presume we can continue a meeting for six months.

Ms. Beaugrand responded no, we would continue each monthly meeting. Like this meeting, we will continue this meeting for some date later in June and the July meeting will be continued for another date in July.

Mr. Abbatiello asked are you going to try to do this every two weeks?

Ms. Beaugrand responded what we will do is at the end of today rather than adjourning we would pass a motion to continue the meeting for X date at 6:00 p.m. at this location. Then at the end of that meeting we adjourn and our next noticed meeting would be our normally scheduled July meeting.

Mr. Abbatiello stated that is okay with me.

Mr. Johnson stated normally with a developer I would say you have to bring every change order to the board. I just tend to think that change orders alter contractual rights. There are a number of field decisions that may come up that you might be comfortable with letting Susan make those decisions. If you are going to potentially have meetings every two weeks if you have formal written change orders that are either changing scope or changing price it seems to me that those are appropriate to come to the board.

Mr. Pincket stated if it doesn't fall into that category then Susan has authority.

Mr. Johnson stated if you are comfortable with that.

Ms. Beaugrand stated any change order would change the scope or price of the project to some extent.

Mr. Johnson responded right which is why I want to make a distinction between a change order versus a field directive.

Mr. Pincket asked what kinds of things does anyone anticipate that might be helpful to go to Susan with in the interim between these meetings?

Mr. Lucas responded there are some things we can talk about ahead of time that Stacie has already mentioned as far as the equipment. That of course, we can go ahead and discuss ahead of time the skate park equipment but I will be honest with you, no set of drawings is perfect and I have been lucky in that I have not had a major issue come up but you never know when something comes up whether it is a mechanical issue, electrical issue.

Mr. Johnson asked it could be a conflict on the drawings and you say we have to move the sidewalk over a few feet here.

Mr. Lucas stated there are issues that have come up on things that you don't anticipate. Normally, for the most part Dicky Smith's company is pretty good with working with me as long as I could run something by Susan and get a feel for it and we can probably hold it off for every two weeks.

Ms. Beaugrand stated this is for worst case scenario. It may not happen at all. It may happen every month. We may have to have two meetings from here on out as the case may be.

Ms. Spears stated if we continue the meeting then you can call the meeting at any point, you wouldn't necessarily have to wait the two weeks.

Ms. Beaugrand stated when we continue the meeting we have to specify date, time and place.

Mr. Johnson asked would it be helpful to tie the authority to specific events in the construction contract? Change order is a defined term and change orders come before the board. Field directives are a defined term then you can say you give Susan authorization to make field directives and maybe there are parameters that you can attach to that.

Ms. Minnis asked can you give an example of a field directive versus a change order? A change order changes the scope, the price and possibly the timeline.

Mr. Lucas responded a field directive, money may not be involved, it may be more of a coordination issue. It may be a question such as what do you think about moving the door from this to this or doing something that is not really going to affect the price. In looking at the space now it may not work the way we thought. Maybe if we moved something, it is not really going to affect the price per se. On Durbin I have a site issue on the swimming pool, they put in the hole but didn't grade around there right and that is something that came up last week and it is a site issue. I have to have an answer within a week for that. There are all sorts of things that come up.

Mr. Pincket asked to the best of your recollection a field directive is not a change order under any circumstance?

Mr. Johnson responded no, those are two separate things.

Mr. Pincket stated and would not involve an increase in price in any way.

Mr. Johnson responded correct.

Mr. Pincket stated or change the scope of the project in any way.

Mr. Johnson responded correct. I'm not suggesting that you have a motion tonight but for getting some feedback from you then I think maybe for your next meeting we can have a resolution that ties in with those specific concepts in the contract.

Ms. Beaugrand stated I don't think anything is going to happen in the next 30 days.

Ms. Minnis stated we are not deciding this tonight.

Mr. Johnson responded we are not asking you to. We are asking you to have this conversation and then we will come back.

Mr. Pincket stated the concept of a field directive if she had authority with respect to field directives that would be what you are looking for?

Mr. Lucas responded that would certainly help. I think as far as a change order is concerned if we sort of leave the meeting open and inform him worst case scenario I can have an answer in two weeks that should suffice.

Mr. Pincket stated I think we can do that. Maybe if you talk to Jonathan in the meantime between now and the next meeting and focus on that field directive language we might feel more comfortable with that being the definition of Susan's authority to do in the interim between these meetings.

Mr. Johnson stated we can do that.

Mr. Pincket stated if you think that misses the mark then explain to Jonathan what you are looking for and maybe he can come up with proposed language for the next meeting.

Ms. Beaugrand stated we need that on the agenda for next month.

Mr. Lucas stated when I do my site inspections now, right now I'm going to Durbin every week so it is really going to be however we want to decide how often the board is going to want me to do site meetings.

Ms. Minnis asked will you explain when you are referencing Durbin.

Mr. Lucas responded that is an amenity area that I have under construction right now.

Mr. Pincket asked how does that compare in size or complexity to ours?

Mr. Lucas responded if you put all three projects together there are two amenity buildings that are under construction plus there is a lot of hardscape with several entry features and all of that. It just so happened the owner wanted to have a meeting with the contractor and me every week.

Ms. Minnis asked what would you customarily have on a project?

Mr. Lucas responded Eagle Landing I did every week. I did a job in Tampa every week. I would think no more than every other week until we start getting vertical we can hold it to every couple of weeks but I think once we get started I can talk to the board about it along with the contractor what their preferences are.

Ms. Beaugrand stated I think it needs to be dictated by the project itself. Starting out you may not have to go out every week, maybe every other week but there may be some point in time to change that.

Mr. Lucas responded once the building starts getting under construction that is probably when we need to start picking up.

Ms. Beaugrand stated Mike is going to be our eyes out there. It is important.

Ms. Minnis asked do you have any other projects that will conflict with the timing of this?

Mr. Lucas responded no. My Wednesdays are going to be this side of town day.

Ms. Minnis asked is Durbin going to slow down?

Mr. Lucas responded Durbin is still progressing. They are wrapping it up pretty good. They are ahead of schedule. There are two amenity buildings a smaller one and larger one. Durbin north which is the smaller amenity building will probably be complete before we even get started here. Durbin south should be finishing out and will not conflict in any way.

Ms. Minnis stated I was wondering if you mixed the two projects together if you spent the whole day.

Mr. Lucas responded it has been half a day at Durbin right now. I get there about 8:00 a.m. and stay until about noon. It just depends on how much is going on at the time.

Mr. Johnson stated what you brought up is this your addendum proposal that is under item IV to deal with construction administration and site inspections?

Ms. Beaugrand responded no that is the landscape. That is the next item on the agenda.

Mr. Pincket asked haven't we already approved construction administration?

Ms. Beaugrand responded yes, it has already gone through.

Mr. Pincket stated the question is how often do we want you out there because we are paying on an hourly basis or per visit?

Mr. Lucas responded it is hourly.

Ms. Beaugrand stated it is actually very similar. I think it is the way the landscape proposal is set up in format scope. I think it is hourly not to exceed X number of dollars if I remember correctly.

Mr. Pincket stated I agree with Susan. It depends on the project and what phase we are in. My thoughts are I would rather err on the side of having you out there slightly more often. We have to defer to you for you to be comfortable.

Mr. Lucas responded it is on my way home so I can easily be there.

Mr. Pincket stated this is an expensive project. I'm not going to cut corners on having you out there.

Ms. Beaugrand stated it is a minor cost in the whole scheme of things.

Mr. Lucas stated it is but you would be amazed at how many people don't see it that way in the big scheme of things. Dicky is ready to go.

Ms. Beaugrand stated at the meeting it was Dicky, his son DJ and Stewart Maxwell, DJ and Stewart are the two superintendents who will be onsite on an ongoing basis with Dicky overseeing the project.

Mr. Lucas stated Dicky is going to run this one himself.

Mr. Pincket stated to the extent that we can get some sense of this do we have a sense that the Army Corps, SJRWMD understands our sense of urgency?

Mr. Johnson responded one of my partners used to practice with the SJRWMD and talked with them directly and they did have a good sense of that. I don't think what we are getting are out of the ordinary questions so I don't think we would be anticipating a long time in resolving this.

Ms. Beaugrand stated in the meeting when we realized that we had a little hang up going I called Jonathan to see if there was anything to do so that was what prompted him to have his partner call. I think the bigger issue is that we are anxious.

Mr. Lucas stated we had asked water management if they would expedite it and hand carry it to the Corps and she said they would try to hurry it, water management didn't like to be pressured but as soon as they get it they will hand deliver it to the Corps and it probably still will take a couple of weeks to get through the Corps.

Mr. Pincket stated then to St. Johns County for building permit.

Ms. Beaugrand stated yes.

FOURTH ORDER OF BUSINESS

Consideration of Landscape Construction Administration Proposal from Basham & Lucas

Ms. Beaugrand stated the next item on the agenda is consideration of landscape construction administration proposal from Basham & Lucas under Tab 4.

Mr. Commins stated I am the landscape architect with Basham & Lucas. Very similar to what you were talking about in construction administration for the building this is the comparable proposal for construction administration services for the landscape and irrigation installation. As an update the last month because I have been here previously to review our project manual getting ready to go out with our bid package and all the revisions which I worked closely with Aqua Green and their suggestion was to get my format for the project manual to the exact same format Mike had all his documentation is consistent with what you are used to seeing in terms of prequalification. All of that has been accomplished, all those revisions and also worked closely with England Thims and Matt Maggiore and Jim Oliver's offices for some of the logistical issues, when to publish, when to meet, when to accept bids. We are currently scheduled to go out to bid Friday and we will be accepting the bids back July 13. The publication date is Friday and pick up date is Friday afternoon of this week.

Ms. Beaugrand asked go out to bid on the 13th?

Mr. Commins stated Friday is the 15th and proposals will be due Friday, July 13th.

Mr. Johnson asked what is the overall estimate of cost?

Mr. Commins responded \$450,000.

Mr. Johnson stated we need to bump the opening back to Monday and have the ad run for 30 days.

Mr. Commins stated okay.

Mr. Johnson stated if you bump the opening back to Monday the 16th you should be fine.

Mr. Commins stated okay. I will make that adjustment.

Ms. Beaugrand asked do we need to set a meeting scheduled for the committee this month? How long do we have after we get the proposals.

Mr. Johnson stated you are opening in July you would want the committee to meet sometime after that July opening to evaluate them.

Ms. Beaugrand asked should we set a meeting date today for that committee? Do we have to publish for that as well?

Mr. Johnson responded you do. Do you anticipate the same committee?

Ms. Beaugrand responded I think that is what we passed in one of our previous meetings.

Mr. Johnson stated it is also a 7 day ad. You can certainly select it tonight.

Ms. Beaugrand stated I guess there is not as much of a time issue on this as there was with the other bid process. Why don't we set the meeting date in July when everyone's calendars are more up to date at that point? Put that on the agenda as well.

Mr. Commins stated I believe the proposal you are looking at is for construction administration of this contract.

Ms. Minnis stated I have a question about part 2. You have hourly at \$85 per hour not to exceed \$5,800 and that is total site visits. That is part 2 then subsection G site inspections \$250 per trip. What is the difference? Is a site inspection different than that other visit at that price?

Mr. Commins responded I think the wording might not be right, that would be more appropriate to an out of town trip if a supplier came in with special material and he has a difficulty locating exactly what we specified and we make a determination before going out to inspect that material. That would be the only instance.

Ms. Beaugrand stated if we clarified that with out of town trip.

Mr. Commins responded right. I usually do the early morning or afternoon trips and I work off the hourly base for that.

Mr. Pincket stated so we wouldn't be charged the hourly rate and the \$250 per out of town trip.

Mr. Commins responded correct.

On MOTION by Ms. Minnis seconded by Mr. Pincket with all in favor the landscape construction administration proposal from

Basham & Lucas with the adjustment under part 2 section G to add “out of town” to site inspections \$250 per out of town trip was approved.

FIFTH ORDER OF BUSINESS

Consideration of Assessment Allocation Agreement with GMS, LLC

Ms. Beaugrand stated the next item on the agenda is consideration of the assessment allocation agreement from GMS, LLC.

Mr. Oliver stated currently ETM manages the assessment rolls and in fiscal year 2007 they did it at a cost of \$16,500. After discussions ETM agreed that GMS would be better suited to administer that function and GMS has proposed to do that for \$15,000.

Ms. Beaugrand asked how does that compare to the price we are currently paying?

Mr. Oliver responded it is a savings of \$1,500.

Ms. Minnis stated I guess we don't have the original agreement that was entered into with ETM to compare. When would this begin?

Mr. Oliver responded it would be for the fiscal year 2008 rolls which we will adopt in August with the budget and provide the rolls to the tax collector.

Ms. Minnis stated it is an overall decrease of \$1,500 but does anyone besides me want to see what the ETM agreement is and compare it to this one and vote on it next month?

Mr. Oliver responded that is fine. Does ETM do the rolls for any other CDDs?

Mr. Maggiore responded I don't believe so.

Mr. Oliver stated I don't believe it is their core business. We can certainly get a copy of their agreement for you.

Mr. Johnson stated I believe it was a work authorization. It is not a separate contract.

Ms. Minnis asked so it wouldn't have this detail?

Ms. Beaugrand responded no.

Mr. Johnson stated it was a one page or page and a half work authorization.

Mr. Maggiore stated it was a one page and really one paragraph.

Ms. Beaugrand stated actually pretty similar to what we just approved for Basham & Lucas on the landscape. Effectively it is the exact same scope of work that has been done by ETM for the last 10 or 12 years.

Ms. Minnis stated right so you are going to send to the tax collector, deal with the tax collector, deal with everything.

Mr. Oliver responded correct.

Ms. Minnis stated there is a transaction fee of \$50.

Mr. Johnson stated the transaction fee is not charged to the district.

Mr. Oliver responded that is correct.

Mr. Johnson stated that is a fee they are proposing they would charge for the issuance of estopple letters if for example if you were selling your house you would know what the payoff amount on the assessment is.

Mr. Pincket asked when in the calendar year does the work typically begin for this project and when is it typically over for this project?

Mr. Oliver responded for the assessment roll portion the large part of it begins with the mailed notices at least 30 days prior to budget adoption. Once the budget is adopted in the August timeframe the roll is prepared and submitted to the tax collector. Then throughout the year the assessment rolls administrator will deal with persons having real estate transactions, questions about assessments, preparation of estopple letters.

Mr. Pincket stated the annual fee that we pay really seems like it is tied to our fiscal year.

Mr. Oliver responded correct.

Mr. Pincket stated I just raise that because it says that either party can terminate the agreement on 60 days notice but it doesn't really deal with how do we compensate you if at all for work that has been done at any point in time during that annual process.

Mr. Oliver responded we would propose that that would be an even flow of the annual fee monthly. It wouldn't be a matter of collecting a large fee and terminate the contract.

Ms. Minnis asked do you have separate mailings that went out and I think it was under the subcommittee for the pool that we mailed that. You provided the listing of residents at a certain cost, your office did it and you would charge us.

Ms. Beaugrand stated we did do that. I think we paid \$5,000. That was when we did the survey for the rec center.

Ms. Minnis stated any type of work like that that is outside the normal management we bring it up at a meeting and agree to a price.

Mr. Oliver stated most likely because of the sheer size of this district we will probably outsource that once the letter was prepared and the list prepared.

Mr. Johnson stated one of the things you will hopefully find starting next year assuming the governor signs the legislation pending would provide an ability for us to go on the TRIM notice and more importantly for the TRIM notice to satisfy those direct mail requirements so that in future years if your assessments go up you will not have to do those mailings, you simply have to start your budget cycle early enough which will you will also be mandated to do so that you are able to go on the TRIM notice. TRIM will serve as that which will be cost effective.

Mr. Oliver stated to add to that comment, mailings such as that will be provided at cost.

Mr. Pincket stated on section 3.2 on termination that language seems to be a little different than what you just said. The second from the last sentence on the last page, the services provided by GMS shall be prorated from the time of the last billing date until termination according to the amount of work completed, not necessarily a straight line proration. Frankly if that is easy to be done then I'm okay with it. I don't really have an objection to that. I just don't know how difficult that is to determine.

Mr. Oliver stated I will get clarification on that.

Mr. Pincket stated okay. Then Jonathan I would also like to make a change in 3.2, I found the first sentence a little confusing. What I propose on the second line simply delete the language, which will provide the services of the FA and assessment roll administrator. Such termination can be, and just delete that. I don't think it adds anything and I think it makes it clear. I want this to be clear that either party can terminate on 60 day notice.

Mr. Johnson stated I think that is fine.

Ms. Beaugrand stated there is also a typo, "party" there is no "y" on it.

Mr. Pincket stated I guess one of the reasons I am particularly sensitive to that clarification is section 3.5 says this is a ten year agreement. I'm okay saying it is a ten year agreement so long as we can terminate clearly on 60 days notice.

Ms. Minnis asked did we want to approve this or wait until next month?

Mr. Oliver responded you can certainly wait until next month because you have the assessment rolls administrator in place.

Mr. Pincket stated I am okay with the change we made. I'm fine with it.

Ms. Beaugrand we can hand change and initial that one thing. It is up to the board if you are good with going ahead and approving it with the changes that Brian suggested.

Ms. Minnis stated I am.

On MOTION by Ms. Minnis seconded by Mr. Pincket with all in favor the assessment allocation agreement with GMS, LLC was approved as amended.

SIXTH ORDER OF BUSINESS

Consideration of District Record Retention Policy

Ms. Beaugrand stated the next item on the agenda is consideration of district record retention policy.

Mr. Johnson stated I have passed out to each of you the State of Florida's records retention guidelines for state and local governmental agencies of which we would be one. They have guidelines for far more kinds of records than we would really have but what these represent are minimum requirements for the retention of our records. For example if you turn to page 31 at the top of the page, personnel records for OPS, volunteer or interns required to retain those record copies for three fiscal years after the separation or termination of employee. What this means is that we can simply and I propose that you can take this and review it because we are not in a rush here, we can simply follow those guidelines. If you wanted to adopt something that was more restrictive in the sense that say we want to keep those intern records for five years you can do that, you can't keep them for one because the state says here is the minimum criteria. I think for ease of administration to the extent we are simply following the state guidelines that would be the easiest thing for the management firm to administer but if there are things in there for example as you go through it that you would like to be sure are kept longer that would be something that we can adopt by way of a resolution. It is voluminous but page through it. There is an index so you can look up in the back the title you are particularly interested in that will tell you where to turn in the document and then we will keep it on the agenda next month if you have any specific guidelines you would like to see different or extended beyond what is legal you will do that with a resolution.

Mr. Pincket asked is there anything that you suggest that we focus on that we should change that you think the guideline is too short?

Mr. Johnson responded no I don't. I think frankly the guidelines require things for an awfully long time. Feel free to call or email me if you have specific comments before the meeting.

Ms. Minnis asked have we been following these guidelines all along?

Mr. Johnson responded I believe so through GMS. I know several years ago I reviewed a draft of these with Darrin Mossing so I suspect so. The kinds of things we are going to have are substantively different, but yes.

Mr. Pincket asked we haven't had many employees have we until recently?

Mr. Johnson responded I have seen in the past some transmittal of documents to the state archives. Once you are done storing them you can either destroy them or submit them to the state archives where they will make a decision to either keep it or destroy it. I do know generally that process has been ongoing.

Mr. Pincket asked is that typically what CDDs do, send their records to the state?

Mr. Johnson responded most don't. Most of the time at the end of the period they dispose of them.

Ms. Beaugrand stated that will be on the agenda again next month.

SEVENTH ORDER OF BUSINESS

**Consideration of Resolution 2007-11
Approving the proposed Fiscal Year 2008
Budget and Setting a Public Hearing Date**

Ms. Beaugrand stated the next item on the agenda is consideration of Resolution 2007-11 approving a proposed fiscal year 2008 budget setting the public hearing date.

Mr. Oliver stated each year as you know we go through a budget process that begins with the approval of the proposed budget. Once that proposed budget is approved you also set a public hearing date no sooner than 60 days after the approval of that budget. No sooner than 60 days after the approval of this budget we will have a public hearing to consider the budget and that will be followed by the adoption. Then the assessment rolls are submitted to St. Johns County tax collector.

What we provided here today is the initial proposed budget. It is dramatically different from what we have had in the past because of what we talked about. We now have employees, also other sources of revenues and also we will have the recreation facility come on line later this year. There are quite a few changes. Stacie has done incredible work on this budget, the recreation portion which is the lions share of the budget. I would ask today that you take a look at this budget, it is informational only at this point and over the next 60 days we will refine it

especially before we do the mailed notice in July. The mailed notice needs to go out no later than 20 days before the public hearing.

Ms. Beaugrand stated you anticipate the public hearing being at our August meeting.

Mr. Oliver responded right. The August meeting right now is set for August 14 so if we were to approve it tonight and transmit the budget to St. Johns County tomorrow you could meet the requirement of no sooner than 60 days.

Ms. Beaugrand stated clarify for the board when you say approve the budget what it means is approve it as a proposed budget does not mean that we are not able to make changes over the next 60 days. We are not going to sit and discuss this budget today because none of us have really had time to look through it.

Mr. Johnson stated the operative provision in the statute is that you are approving it solely for purposes of setting the public hearing. You may do something totally different, you may increase it, decrease it really your time where the rubber will hit the road comes in that window of 20 days before your public hearing because if any assessment is going up in the operating and maintenance assessment you have to give direct mailed notice and you want to give direct mailed notice sufficiently conservative to make your budget hearing meaningful so you are not tying your hands. I suspect you will want to agenda this no later than your July meeting for a full discussion and then you do workshop it.

Mr. Pincket stated the issue of whether we have to give that notice dealing with the increase in operating or maintenance budget in addition to the approvals that we have already given notices on and voted on in connection with the new facility?

Mr. Johnson responded correct, you wouldn't have to give any further notice as to the debt. Frankly, we need to go back and look we have not done this, at the mailed notices that were provided because to the extent that you did provide some estimates of O&M you may be covered or you may not. We need to go back and look at that. If the O&M goes up even by \$1 we do have do the mailed notice.

Mr. Pincket stated so we can add what residents are paying now plus what we have previously noticed, add that together and if this stays under that then we don't have the issue of notice.

Mr. Johnson responded correct. This is the last year hopefully that you are going to have to deal with that because we will deal with that through TRIM.

Ms. Beaugrand stated we need a motion if the board is ready to approve Resolution 2007-11. We have to approve that resolution setting the date, time and place.

Mr. Oliver stated I recommend that we use August 14, 2007 at 6:00 p.m. at this location.

On MOTION by Ms. Minnis seconded by Mr. Pincket with all in favor Resolution 2007-11 approving the budget and setting the public hearing for August 14, 2007 at 6:00 p.m. at the same location was approved.

Ms. Beaugrand stated we will put this on the July agenda.

EIGHTH ORDER OF BUSINESS

Approval of Pay Requests

A. No. 172 Payable to Hopping Green & Sams in the amount of \$2,287.50

Ms. Beaugrand stated pay request 172 payable to Hopping Green & Sams for \$2,287.50 is related to the RFP issues.

B. No. 173 Payable to Land America in the amount of \$85

Ms. Beaugrand stated then we have pay request 173 payable to Land America in the amount of \$85. I want to find out what this is relating to.

C. No. 174 Payable to Basham & Lucas Design Group in the amount of \$10,230

Ms. Beaugrand stated pay request no. 174 is payable to Basham & Lucas in the amount of \$10,230. That is completing the coordination of the project in part 6 of their original contract.

Ms. Minnis stated I have a question about the Basham & Lucas pay request. Overall project consultant coordination is 90% complete. Don't you have a lot left to do with oversight visits or is this all part of that?

Ms. Beaugrand stated that is not part of that.

Mr. Lucas responded that is not construction administration.

Ms. Beaugrand stated this contract covered getting the plans and all of the project and the subs ready to go to construction. The other approval that we had was for construction administration and is outside the scope of this contract. It is overall project consultation and there was attendance at last month's meeting as well.

Ms. Minnis stated okay, I'm fine with it.

Ms. Beaugrand asked under B, what is that?

Mr. Oliver responded Land America provided sketches associated with the purchasing of the parcel from D.R. Horton.

On MOTION by Mr. Abbatiello seconded by Mr. Pincket with all in favor pay requests 172, 173 and 174 were approved.

NINTH ORDER OF BUSINESS

Other Business

There not being any, the next item followed.

TENTH ORDER OF BUSINESS

Staff Reports

A. Attorney – Letter from St. Johns County School Board

Mr. Johnson stated one action item and then a couple of informational items. In your agenda package you have a copy of the letter agreement provided by Upchurch Bailey & Upchurch providing for the use of the swim facility by the Bartram Trail High School this summer. It is familiar to you and is in the same form that was previously provided including the same payer on the insurance certificate which we have already pointed out as to the certificate holder but assuming with correction of that I have no comments on the agreement. If you are comfortable moving forward we would need some authorization to execute the letter agreement and transmit that to the school board.

Mr. Pincket stated the fourth paragraph starts off, to the extent allowed by law the school board shall indemnify and hold harmless. What limitations are there on the school board's ability to defend, indemnify and hold us harmless?

Mr. Johnson responded in general one governmental body cannot indemnify a second governmental body for the second governmental body's negligence. If there were to be an injury and there would be indemnification over whether the injury resulted from some negligent maintenance on our part versus negligent usage on their part. They cannot indemnify us for our negligence. They can indemnify us for their own negligence. That to the extent allowed by law, I see all the time and is a standard qualifier because there are some court imposed limits in the application of sovereign immunity.

Mr. Pincket stated I prefer different language than what he has here but I'm not sure based on what you just said we can go that route. If this is what we have signed in the past it is fine. I guess for consideration I will throw out that typically what I prefer to do is if they are going to have control of the pool during the time period that they are using the facility I would like this to read instead of him saying that they are liable in the event of their negligence and now there has to be a finding of their negligence before they have any liability, I would like to flip it and say that if there is injury arising out of their use from the time they are in control of the facility that they are liable unless there is a finding of negligence on our part.

Ms. Beaugrand stated it puts the onus on them rather than us.

Mr. Pincket responded exactly, it kind of flips the burden.

Ms. Minnis asked is this the same agreement that we had agreed to based on this letter or did we have a separate document that they signed?

Mr. Johnson responded no we just always had this letter. This is what we have signed in the past. It doesn't mean that you can't.

Mr. Pincket stated I was trying to think of situations where my change in language would come into play and if they are in control of the facility.

Ms. Beaugrand stated let's talk about control for a second because they are not really in control of the facility. We still have lifeguards guarding, right.

Ms. Hernandez responded yes. The times and dates haven't been decided yet.

Ms. Callahan stated John Aggas approached me about two weeks ago in regards to the possibility of using this facility from the beginning of August through October. He submitted their previous hours and what they have been using when they moved over to St. Johns Golf & Country Club. They were there fulltime last year. We kind of had an idea of what we could offer them or at least look at for them and that would basically be Wednesday, Thursday, Friday between 4:00 p.m. and 6:00 p.m. which is the time of day they asked for. Four lanes with the same type of thing that we did for swim team now which would be the option of the fifth lane if - needed. They also wanted to do a side impact which would be before our operating hours or our planned operating hours. They proposed from 8:00 a.m. to 9:30 a.m. Those are the hours that we feel would work with what we have currently. They had also offered to pay the cost of any extra fees associated with lifeguards having to be there. I ran some numbers to get an idea of what it would cost. The only time during August and September that would cause them to pay

would be Saturday mornings and that would be around \$46 for Saturday morning. That would be a manager and a lifeguard and that is if there are no more than 50 people in the pool at the same time. If there are more than 50 people in the pool at the same time it requires two lifeguards.

Ms. Beaugrand asked were those times the times that were acceptable to you were similar to the times that he requested?

Ms. Callahan responded he requested an early morning time as well.

Ms. Beaugrand asked during the week?

Ms. Callahan responded during the week. The problem was versus a Monday and that doesn't work. Then we looked at possibly doing it before cleaning on Tuesday and I spoke to the gentleman who does our pool work and there was a way to get them in before he got in there to shock it but the problem with that is we don't have adequate lighting in the pool to really make it safe. Right now 6:15 a.m. is really the earliest and they wanted to be there at 5:30 a.m. I can tell you from me being there that early in the morning to set up for the last one, it is too dark. You wouldn't be able to adequately see the bottom of the pool if anything would happen. We tried to work around a different way for that. They can be out no later than 7:00 a.m. in order for the regularly scheduled cleaning to happen. The other issue we have is October. We typically close September 30. Granted they offered to pay us fees associated with keeping the facility open for their use but one of the issues we are going to deal with is community members being upset that it is open for the swim team, even though they are paying. That is a question that the board will have to decide.

Ms. Beaugrand stated personally I don't have an issue with it. I don't know how the other board members feel. They are not able to go to St. Johns Golf & Country Club.

Ms. Callahan stated that has been in debate.

Mr. Pincket asked is there something going on that we should be aware of?

Mr. Johnson responded there are some of the residents including one board member who would like to terminate their usage and are concerned about increased cleaning costs and use of the pool during peak times. There is a board meeting in a week or two to decide that issue. I think there are still some developer representatives on the board who are supportive of the swim team and there are a number of members of the community who have been sending emails in support of the swim team. My guess is that it will be approved.

Ms. Beaugrand stated I have heard rumblings that they were having issues. We talk about this every year. I still have the position personally that I think it is important to support the community as much as we can as long as we don't have major conflicts.

Mr. Pincket stated I agree.

Ms. Beaugrand stated this is a point in time where the usage in our pool is very low although school doesn't start at the beginning of August this year so there is going to be more usage during the month of August this year than we have had in the past. Even so, I don't think it is unreasonable.

Mr. Pincket stated I agree.

Ms. Beaugrand stated as far as Saturday or October, if they want to pay the costs, fine.

Ms. Callahan stated we just don't have a budget in there to have it open in October so that is where I am running through some numbers and trying to figure out what it would be to just cover a lifeguard and the amenity to be open.

Ms. Beaugrand stated so it would be an in and out thing on the budget anyway. It shouldn't be a net negative for us.

Mr. Pincket stated I think we went down that path of the control issue. I'm not sure having a manager or lifeguard on duty means we have control. Control is just the second leg of my language it was arising out of the use or something like that if we can make it broad enough so we pass that net. I just think if we are opening the facility and they have pretty much exclusive run of it that to the extent that there is an injury that occurs during that time period unless we are negligent then they ought to pick that up. That ought to hit out of their insurance policy, they have an insurance policy and if they don't then the school board can cover over that policy.

Ms. Minnis stated my question is instead of accepting a letter should we have a standard form for any outside person that incorporates the language that you want.

Mr. Pincket stated I thought we already had one.

Ms. Beaugrand stated we do with the swim teams.

Mr. Johnson stated we have a separate agreement we use for the swim teams. I can't tell you why we have always had a letter agreement with the school board. Frankly, we could redo the letter agreement. I will put it on my letterhead, keep the terms the same other than that

provision to pick up your language, have Susan sign it and send it back. They still have time to put it on the July agenda.

Ms. Beaugrand stated I have no problem with that.

Mr. Pincket stated that is what I would rather do.

Ms. Beaugrand asked do we need to vote?

Mr. Johnson responded you need a motion to authorize the letter agreement coming from us with Brian's revisions incorporated and I will run that by Brian.

<p>On MOTION by Ms. Minnis seconded by Mr. Pincket with all in favor the attorney was authorized to prepare the letter agreement with the school board incorporating the revisions outlined by Mr. Pincket.</p>

Mr. Johnson stated for whatever reason this year the St. Johns County property appraiser has decided to impose ad valorem taxes on any property owned by a CDD located outside of its boundaries. Around St. Johns County there are stormwater ponds that are being taxed, road rights of way are getting taxed. Where it hits us is we have the recreation parcel which is subject to the boundary amendment. We have the spite strip that this district accepted some time ago. Some of those are very minimal taxes and probably hardly worth fighting with the value adjustment board. How this came about GMS routinely files for tax exemptions on all the property owned. Sharon Outland sent back a request for additional information on those specific parcels noting that they appear to be outside the boundaries and upon advice of their counsel they are suggesting that taxes be imposed. One of my partners is former general counsel of the Department of Revenue and she has reviewed it quickly, we sent back some case law saying we think that is an incorrect analysis and here is why. We are waiting to find out if in turn they do deny the tax exemption applications we generally have about 30 days to file your petition to the value adjustment board so you will have time to consider it at a board meeting if that happens. I just wanted you to be aware that those discussions were ongoing. We will see what happens.

Ms. Minnis asked what about the amended boundaries that went to the board?

Mr. Johnson responded it is still pending. I have given you a copy of some correspondence that we had in the last month with the general counsel's office for the governor. They had some questions regarding our ability to provide recreational services. I did include all

of the correspondence which was somewhat frustrating but we concluded that we do have recreation powers and are authorized. We are tentatively scheduled to appear before the governor on the August 14 agenda. They take mid June to mid July off so the next agenda I think is July 31 and we couldn't quite make that from a notice perspective. I will let you know when we have a firm date but August 14 is the tentative date. Once the governor bangs the gavel there is a 40 day waiting period before that is effective but from the perspective of the property appraiser they are looking at the status as of January 1. As of that date this property was and still is outside the boundaries of the district.

Ms. Minnis stated because we purchased.

Mr. Johnson responded exactly.

Ms. Beaugrand stated at that point in time when the next taxing period starts and it is part of our boundaries it would not be taxable.

Mr. Johnson responded even if they stick to their position, next year it is not taxable. The only thing we will get is a few dollars on the spit strip.

Ms. Beaugrand asked did they give an estimate of what the taxes would be both on the spit strip as well as the parcel?

Mr. Johnson responded they have not yet. They have simply questioned the exemption application. We have covered the third item which was the boundary amendment.

Mr. Pincket stated the taxes on the land that we bought will be determined by the purchase price.

Ms. Beaugrand stated on the spit strip there was no purchase.

Mr. Pincket stated there is nothing there but I was thinking about the recreational.

Mr. Johnson stated they did question our application on this building because we have in essence taken a taxable parcel and converted it to a non taxable use but my understanding is that they have withdrawn their questions as to this building.

B. Engineer

Mr. Maggiore stated the only thing I have is if it pleases the board I will prepare the public facilities report and submit that to you next month. That is the report we do every year and is a brief analysis of your facilities.

Mr. Johnson stated the public facilities report is required to be filed with St. Johns County.

Ms. Beaugrand stated so that needs to go on the agenda for next month. That can go under the engineer's report.

C. Recreation Facility Manager

Ms. Hernandez stated we have a couple of small things.

Ms. Callahan stated in past years we have allowed the girl and boy scout troops to use the facility for short periods of time. We do skill tests for the troop badges. I was approached last week by Barbara English she is a girl scout troop leader regarding the possibility of letting six of her girls use our facility. This troop is not actually in Julington Creek Plantation CDD, their members aren't. We feel it is a special case. Some of these girls have never been in the water and most of them come from families that are not financially privileged. We will charge the troop the cost of using the two instructors in order to cover the costs of the class that would take place before the pool opened during swim lesson hours before we open to the general public. We feel it would be a great opportunity to reach out and help the girls. They made the goal to learn how to swim this summer. I just wanted you to consider it.

Ms. Minnis stated if it is before the pool opens and it doesn't interfere and we live in Florida and every kid should swim, go for it.

Ms. Beaugrand stated I have no issue with it.

Mr. Pincket asked do you have any idea where the kids live?

Ms. Callahan responded I believe that the troop is based out of a church north of 295. I don't remember the exact location.

Ms. Beaugrand stated somewhere in the Mandarin area?

Ms. Callahan responded yes, somewhere in that area. She was very excited with the idea I was going to present this.

What I am handing out to you is an emergency action plan and our crises communication list. Basically our emergency action plan is what we give to all of our lifeguards to have if we have a major emergency at our facility. This kind of outlines what we would like to have them do from point A to point B it is somewhere to go. I would like you to review that. The third page is our crises communication team list. That basically is if there is an emergency this is the

order for them to call. If for some reason one person wasn't able to be reached or wasn't in town the next person on the list would be called. It is Stacie, myself, Shelly then it follows down.

Ms. Hernandez asked are there corrections to those numbers?

Mr. Pincket stated I will give you my cell phone number.

Ms. Beaugrand asked is this part of our review for next month?

Ms. Hernandez responded yes, please review that. Let's go ahead and review the hours of operation. Behind Tab 1 are the hours for the departments and as we get closer to opening we will be tweaking those. Again if the O&M increases we may have to reduce the number of hours too. Take a good look and if you have any thoughts or ideas on the hours of operation.

Ms. Minnis stated I actually do have questions. In the minutes I had homework and I did do that. As far as tennis and Child Watch why is tennis restricted on Sunday to 11:30 a.m. to 4:00 p.m.?

Ms. Beaugrand stated it is 5:00 p.m.

Ms. Hernandez stated I am giving you reference on the left side in other areas in facilities what they hours of operation are.

Ms. Minnis stated it is the Child Watch on Sunday.

Ms. Beaugrand stated it looks to me that the whole facility closes at 5:00 p.m.

Ms. Hernandez responded correct.

Ms. Beaugrand stated the pools are still open.

Ms. Hernandez responded right.

Ms. Minnis asked can a parent drop a child off at Child Watch and do lap swim?

Ms. Hernandez responded yes.

Ms. Minnis stated they just can't do it after 5:00 p.m.

Ms. Hernandez responded correct. This is just for discussion. If you want to plug in different hours it is going to increase the budget numbers.

Ms. Beaugrand stated it looks like it closes earlier on Sunday pretty much everywhere for tennis.

Ms. Hernandez responded yes.

Ms. Spears stated it seems like there would be more people who want to use it later in the afternoon. A lot of places will delay opening until noon on Sundays. Do you think it might be better to open at noon and add the extra hours to the end?

Ms. Hernandez responded I don't know. I don't know what our facility is going to do. I based these hours on all of the information. We should adjust if no one comes out on Sunday for four or five months in a row, we need to reevaluate.

Ms. Beaugrand stated or if people are demanding other times we need to be flexible.

Ms. Hernandez responded absolutely. As long as our budget numbers can withstand that.

Ms. Spears stated it may be better to open at 10:00 a.m. on Sunday and stay open to 7:00 p.m.

Ms. Minnis stated I understand what you are saying based on this and you backed this into a budget. If it is open and we have these hours and then people say they want more hours we can't adjust the budget.

Ms. Hernandez stated it depends on if we are making revenue from tennis. If people are coming, they are paying. For Child Watch if we increase they are paying.

Ms. Beaugrand stated it should be an offset where it is not going to be an impact as a negative on the budget.

Ms. Hernandez stated management staff that open and close will also change. That would increase salaries.

Ms. Minnis stated I would say if you backed this into a budget I wouldn't want to wait and see what the demand is and go with what you are proposing.

Ms. Beaugrand stated what April is saying for example on Sunday instead of having it 8:00 a.m. to 5:00 p.m., have it 10:00 a.m. to 7:00 p.m. It is the same number of hours.

Ms. Spears stated it wouldn't necessarily affect the budget. You could adjust the hours to accommodate the users.

Mr. Pincket stated it looks fine to me knowing we can adjust them.

Ms. Beaugrand stated one of the questions I had was on the cyber café. On Monday through Saturday why are we closing it before the dinner crowd at the pool?

Ms. Hernandez responded if you take a look where it says extended hours when we are busy in the summertime we will extend those hours.

Ms. Beaugrand stated I read that to be holidays and special events, not summer. That would be extended hours during the summertime when you have usage. On page 2 why would the fun wading water park close at a different time from the competition pool?

Ms. Hernandez responded during fall obviously.

Ms. Beaugrand stated I don't have a problem during fall. It is mostly April through October whenever school starts. You have April through October the competition pool is open until 10:00 p.m. but the water park during the summer closes at 8:30 p.m. That didn't make sense to me. If you have the facility open you have the facility open.

Ms. Hernandez asked you want it open as late as the competition pool?

Ms. Beaugrand responded yes, going back in years we have had people wishing that they could be at this pool past 8:15 p.m. and not just on the competition pool but the family pool. That is where most of the usage is in the summertime over there I would think other than the swim teams.

Ms. Minnis stated it says recreation at one address and then it says aquatic complex.

Ms. Beaugrand stated aquatic complex is right here, the recreation center is the new facility. I'm talking about on the next page you will see the recreation center pool hours for the competition pool April through October it has until 10:00 p.m. and then if you look under recreation center for the fun wading water park it has it closing April through the summer at 7:30 p.m. or 8:30 p.m. or whatever. It seems like that should be the same timing. It would be hard to justify to homeowners why we are closing early. Does anyone else have any issues on that second page of hours of operation? If not, go to the next page where the competition pool for the new facility. On the skate park and basketball courts you have in there under school holidays 10:00 a.m. to 10:00 p.m. but ordinary hours close at 9:30 p.m.

Ms. Hernandez stated trying to say money.

Ms. Beaugrand what do you think about those times? Maybe what we want to do is during the school year have earlier hours and longer hours on the weekends on Friday and Saturday night and summertime have the extended hours. The kids need a place to hang out. There is nothing for the kids to do.

Ms. Hernandez stated so Monday through Friday regular hours do you want it earlier than 9:30 p.m.?

Ms. Beaugrand responded during the school year we could cut it down a little bit to offset some of that. What do you think, 7:00 p.m., 8:00 p.m.?

Ms. Minnis responded 8:00 p.m.

Ms. Spears responded 8:00 p.m.

Mr. Pincket stated I would say no earlier than 8:00 p.m.

Ms. Minnis stated but then Friday and Saturday I would keep it open to 10:00 p.m.

Ms. Beaugrand stated yes.

Mr. Pincket stated I agree. Stacie, are you going to make the changes and give us replacement pages?

Ms. Hernandez responded yes.

Ms. Beaugrand stated I am fine with the Sunday hours. We need to give the kids a place to go. One of the things we talked about last month was taking a look at the pool schedule again.

Ms. Hernandez stated we changed it completely. You can remove those.

Ms. Beaugrand stated you have new ones to give us. We will look at that as part of our next month review.

Ms. Callahan stated we did meet with representatives from both swim teams twice since our last meeting. The first time was more of a repeat information gathering meeting where we got their best and worst scenario situation at the pool so we kind of knew what we were working with in regards to what they are looking for. Then we went back to the drawing board and sat back down with them and showed them what we reworked and they were very pleased and I think they were very satisfied. One of the presidents today was very positive with what she saw.

Ms. Hernandez stated under membership to have their own access cards, my question was in the fourth paragraph down the age for under 21 years old. I have seen 21, I have seen 23, I have seen communities at 25.

Ms. Minnis asked the grandchildren thing?

Ms. Beaugrand responded children and grandchildren.

Ms. Minnis stated I guess when my niece comes to visit my mother-in-law always uses her guest pass. What is the policy now?

Ms. Beaugrand stated that was one of the things we were supposed to read. There was a schedule behind Tab 2 on that first page, guest pass, summer pass, daily fees, weekly houseguest pass. There is something covering each of those in here.

Ms. Minnis asked but what do we do today? What is the policy today for this situation? Residents' children and grandchildren who do not reside within the district and who are under 21 and who may not be household members may utilize the facilities at no cost.

Ms. Hernandez responded no that is not what happens now. They use their guest card.

Ms. Minnis stated I don't agree with this one. I think they should continue to use guest cards if they don't live here.

Ms. Beaugrand stated there are the other options that we have here behind the blue Tab 2.

Ms. Hernandez stated what you are saying is you think your children and grandchildren when they visit should have to pay.

Ms. Beaugrand asked if they don't live here? That is the problem we have. We have 5,000 to 6,000 residents if half of those residents bring their children and grandchildren who don't live here to our facilities we are totally inundated and can't operate anymore. There has to be some control to it. I know that is an extreme example but we could end up in the same situation with this facility that we have right here. We have to have some control and money is the control. If they want their family members to be able to use it then they have to join or they do a pass or something, right?

Ms. Spears asked what is the guest card? Does that cost?

Mr. Pincket stated when you punch the guest card that is a use.

Ms. Hernandez stated when your children go away to college and they come back they are going to have to buy.

Ms. Beaugrand stated they are still a legal resident of your home.

Ms. Minnis stated but they live here. This says they do not live here.

Ms. Beaugrand stated I still had my parents residence as my legal address when I went to college.

Mr. Pincket if you can claim them as a dependent under tax law then I think you should let them in.

Ms. Beaugrand responded absolutely.

Ms. Hernandez asked is there anything else on the access card privileges?

Ms. Beaugrand responded we talked about that last month.

Ms. Hernandez stated we did but I don't believe everyone had read it.

Mr. Pincket stated we are proposing deleting this language that is now behind Tab 9 at least that fourth paragraph.

Ms. Hernandez responded correct.

Mr. Pincket stated I agree.

Ms. Beaugrand stated I thought we were supposed to talk about rules and regulations Tab 2. Do you have any more of the Tab 2s because he evidently didn't get one.

Ms. Hernandez stated the amenity rules and regulations.

Ms. Minnis asked does it reference kids ages in the skate park?

Ms. Beaugrand responded yes.

Mr. Pincket stated I have a comment on the summer pass. My comment is the same as Susan's unlimited use during our peak time period.

Ms. Hernandez stated they pay for it. It is very traditional.

Ms. Beaugrand stated it is for family members of people who live here including parents, grandparents, grandchildren, brothers, sisters, nieces and nephews for the purposes of summer.

Mr. Pincket asked how do you monitor that?

Ms. Hernandez responded we do monitor it. When you come in you have to swipe your card.

Mr. Pincket stated I can buy a summer pass for a friend of mine in Mandarin and say he is my brother.

Ms. Hernandez stated you could. You would have to come into the office, sit down, fill out a form, we will look at your drivers license, anybody can lie at any given time in any situation. There are people who go to the pool and lie. It is there for you to consider. A lot of communities do that.

Mr. Pincket asked what about the fee? Do you have a sense of what other communities charge for that?

Ms. Hernandez responded \$150.

Mr. Pincket stated that seems low to me.

Ms. Beaugrand stated like Oakleaf, what other communities?

Ms. Hernandez responded Eagle Landing, Eagle Harbor, Palencia.

Mr. Pincket stated unlimited use of the sports complex, gym, the fitness, the pools, basically everything that the residents don't pay for.

Ms. Minnis asked isn't today like \$895?

Ms. Callahan responded \$575 until we have updated which was April 27 and it is now \$975.

Mr. Pincket stated most people are going use it during those three months anyway. I would rather pay the \$150 instead of the \$575 or \$975. We have to bump that up.

Ms. Beaugrand stated in comparison to those other communities, I would venture a guess to say that our facilities with the mass of residents that we have here versus Palencia certainly Eagle Landing since it is new to a certain extent Oakleaf and Eagle Harbor it is much greater. They have the room plus Oakleaf is developer funded, so is Eagle Landing and Eagle Harbor for that matter. I don't know about Palencia. My gut reaction when I read that was kind of the same as Brian's. At least until we have some sense of the kind of usage that we are going to have at the facility if we go through our first season and we are not getting the usage and we need to generate revenue absolutely. Then I would be real positive of thinking of other revenue generating possibilities to get out there to help cover our costs.

Ms. Hernandez stated so all family members will use the guest pass. If you want to give people 12 annual passes that we do now.

Ms. Beaugrand responded yes.

Mr. Pincket stated yes.

Ms. Beaugrand stated then they can buy additional.

Ms. Minnis stated I would use the current standard that we have for the non CDD residents that live within Julington Creek and then keep the same guest pass structure for an additional price.

Mr. Pincket asked do we limit the number of times they can buy additional guest passes to one? Otherwise it is \$5 per visit. Go with the guest pass.

Ms. Beaugrand stated I don't have an issue with any of these under the swim/fitness/sports plex with the exception of summer passes until we have a sense of the usage in the facility. If we get into it and we feel like we need to generate revenue then all we have to do is institute a new program.

Ms. Callahan stated that was part of my revenue.

Ms. Beaugrand asked what do you think?

Mr. Pincket stated it seems to me that the number of residents that we have versus the facilities that we have I think they are going to get their use by the residents. I would almost like to go through a season to see how that plays out before we institute something like this. To me the \$150 is not worth it if residents are not able to use the facilities because they are so crowded.

Or if they use them they are not enjoying the facilities because they are so overcrowded. I know people who avoid coming to the pool. They would like to come to the pool, they just won't do it because it is so crowded.

Ms. Minnis stated I do know when it wasn't as crowded as it is now there would be people who said we want to take the baseball team to the pool and they would say would you give us your guest card so we can bring everybody in. There are people who are willing to hand them out and then they are going to come back and get more guest cards. It does happen. I think it happens more now since it is more crowded.

Mr. Pincket stated sorry that we are hitting your revenue stream. Just make a note, it is in the record and when you fall short on revenue you can hold it up in front of us. Let's see how it works out through a season.

Ms. Minnis stated that is fine if your name is Marancheck but if your name is Smith and I live in Mandarin how do you know I am really a cousin or not? What proof is it other than my name is Smith too?

Ms. Hernandez stated there are a lot of people who come to the pool that I see everyday and I know that is their days and their grandchild. People do that a lot and I'm sure a lot of people in here bring their family members up here too. You hear them call them grandma. A lot of people who do that. A lot of people I'm sure that will cheat. I agree with you.

Ms. Beaugrand stated second page, general rules for all facilities. I think I know what this means but I want to clarify it. The last sentence in that first paragraph, additional fee will apply for aquatic fitness, skate park, multi-purpose rooms and tennis classes and the tennis court fee. You are talking about classes for those things because we have a context issue with the multi-purpose rooms being in the middle of that which is what I want to clarify. Aquatics classes, fitness classes, skate park classes or camps, tennis classes, tennis court fee and rental of multi-purpose rooms.

Ms. Hernandez responded yes.

Ms. Beaugrand stated okay. But just to go work out at fitness, you can work out.

Ms. Minnis stated all of these rules are also going to put on all these signs.

Ms. Hernandez stated that is under Tab 1, that you need to take a look at as well and decide which ones may be on a sign and then the rest of them will be in the body of the actual

general rules and regulations that all homeowners will get. We need to decide which ones are important to be outside.

Ms. Beaugrand stated under pets, I agree with it but we have other than just a seeing eye dog, they have dogs that are trained to help handicapped individuals. I think any dog in that category not just a seeing eye dog needs to be included in that allowance.

Ms. Hernandez stated okay.

Ms. Beaugrand asked are these hours that are down here under swimming pool?

Ms. Hernandez responded I changed those.

Ms. Beaugrand stated those will correlate to what we already talked about.

Ms. Callahan stated I just want to note that everything you are going to see in there is going to be what you have in the packet.

Mr. Pincket asked is the current rule now in terms of use of the swimming pool by children 6 years old through 12, they can use the pool with a 13 year old?

Ms. Hernandez responded correct.

Mr. Pincket asked does that seem to work?

Ms. Beaugrand stated we debated that for a long time and it is working.

Mr. Pincket stated okay.

Ms. Beaugrand stated you need to add a number of hours under the feces policy. On the next page under water park we have blanks here and I guess my gut reaction when I read park use is for children under the age of and my initial feeling was why limit. To a certain extent, it is not like a wading pool like we have over here. Were you able to find out about other spray parks?

Ms. Hernandez responded no. I'm kind of waiting for Mike to help us with that. We are kind of guessing what we are getting.

Ms. Beaugrand stated what I don't want to see us do is have so many rules that it is a complete nightmare for you to try to enforce them. We need to let people come in and have fun as long as everything is safe.

Ms. Minnis stated going back up to wading pool, children 5 years and older must be accompanied by an adult, children 6 through 12 must be accompanied by a person 13 years old and take a swim test. Listed under wading pool but then it says pool is for use of under age 7. I

think it ought to be taken out of wading pool because someone can interpret that someone 6 to 12 can use the wading pool and that has been a problem in the past.

Ms. Beaugrand stated it needs to be put in a different place. It is not applicable to the wading pool it is applicable to anything else.

Ms. Minnis stated I have a question on the water slide on tandem riding, it is one at a time, 48" tall.

Ms. Spears stated I questioned that too. Most of the rides at Disney World are 42". For example my daughter who is about to turn 6 she wouldn't be able to go on the water slide because she is not 48" but I feel she is plenty big enough to probably handle the slide.

Ms. Minnis stated it says only 48" that is why I was wondering.

Ms. Hernandez stated the 48" is what I got from Mike.

Ms. Beaugrand stated I suggest just take another look at that.

Ms. Spears stated I have also gotten a couple of emails about that.

Ms. Hernandez stated I will check on that.

Ms. Beaugrand stated the other thing is and I think I mentioned this last month is we have to have some kind of something that marks whatever the height restriction is so that whoever the guard is can just eyeball it.

Mr. Pincket stated you can probably attach something to the ladder.

Ms. Beaugrand stated all the times down below are going to change.

Ms. Hernandez responded yes.

Ms. Beaugrand stated on the tennis you have under attire athletic apparel expressly manufactured for tennis. How many people will just put on a pair of shorts and a tee shirt and real tennis shoes and go play tennis and it is not expressly made for tennis.

Ms. Hernandez stated what we are trying to do is avoid bikinis.

Ms. Beaugrand stated that I have no issue with but I think there is a way to word it, appropriate attire.

Ms. Hernandez stated okay. I have just seen that in a lot of documentation.

Ms. Beaugrand stated then team participation or clinics will be a fee event, right?

Ms. Hernandez responded yes.

Ms. Minnis asked slow swimmers will be asked to leave? You do have people who are not master swimmers but need to swim. If someone is trying to swim for a reason, learn to swim, medical reason, can we tell them they have to leave because they swim too slow?

Ms. Hernandez responded no. It is a little harsh I agree. What we are trying to do is those people who are not swimming laps but are in the water in a lap lane. We have that from time to time. What they are really doing is floating.

Ms. Beaugrand stated they can float outside the lap lane.

Ms. Hernandez responded right.

Ms. Beaugrand stated I think individuals not swimming laps absolutely but someone suggested last month you can have people pair based on skill level. There is a slow lane and maybe have a marked slow lane because I think that is the only time it is really an issue.

Ms. Hernandez stated I will take slow out of there.

Ms. Beaugrand stated again kind of a wording issue, under private lessons, all professional instructions pre-approved by the general manager providing evidence of acceptable training insurance is required by the CDD or private lessons are not allowed. I think maybe saying private lessons are not allowed that tells me there are no private lessons even offered. I think it should be something intimating that the lessons will be provided by the CDD with no outside instructors. Instructors are employed by the CDD, something like that. The wording is a little confusing.

Ms. Minnis asked didn't we have an issue several years ago when private swim lessons were being offered by people who worked there on their off time and they got the money, is that what you are addressing?

Ms. Beaugrand responded no. If lessons are going to occur on our property we need to be generating the revenue or swim lessons on our property we need to be generating the revenue. I just think it is worded a bit confusing. We will have lessons but they will be provided by employees of the district. Down below at the very bottom, private trainers, the same language here.

Mr. Pincket stated I think years ago we had people giving swim lessons coming from outside just giving swim lessons in our pool.

Ms. Beaugrand stated I had a question on Child Watch services where you have the age starting at 6 months and the question is, is that kind of standard? Again the hours are going to change.

Ms. Spears stated I have a question under Child Watch under the toddler, I guess what it is saying is you leave your drivers license so you can match the face.

Ms. Hernandez responded correct.

Ms. Spears stated when you sign in, do you sign in where you are going to be? If there is an issue then you will be able to find that parent. I don't know how often you might have an issue with a crying baby or if a child gets hurt and you are running around this huge complex trying to find the parent.

Ms. Hernandez responded we have a sound system so we will be able to interrupt what music is going on and make an announcement.

Ms. Minnis asked is \$2 an hour reasonable?

Ms. Hernandez stated that will go up a little bit. It is \$3 right now.

Ms. Beaugrand stated which is still reasonable. The next page, again the hours are going to change under cyber café. At the end of the private function section you have, it is necessary to establish rules and rates, etc. Why don't we just establish them? Was that kind of in there from early on?

Ms. Hernandez stated I put that in there because I'm not really sure what is going to happen in there.

Ms. Beaugrand stated later in this section you have something.

Ms. Hernandez stated you are not talking about multi-purpose, you are just talking about in general?

Ms. Beaugrand responded I think I interpreted this to be multi-purpose room.

Ms. Hernandez stated private functions, rentals, competition and instructions is kind of a general overall, if you are in the facility and using it. It is not really tied to just the multi-purpose.

Ms. Beaugrand stated for example the Bartram Trail swim team.

Ms. Hernandez responded correct.

Ms. Beaugrand stated okay.

Mr. Pincket asked the plan is to have the skate park monitored or have somebody there at the facility when it is opened. Correct?

Ms. Hernandez responded correct.

Ms. Beaugrand stated no one is permitted unless an attendant is on duty.

Ms. Minnis stated this is what I was trying to say. You have a rule here on signage that is not listed in these rules which is the age. Blue tab section 1, says all participants skate at their own risk. Children under 10 must be accompanied by an adult. That is what I called Kona about. I don't see it listed in here.

Mr. Pincket asked do you mean the skate park age?

Ms. Minnis responded yes.

Mr. Pincket responded it is on page 8, sports plex and it says skate park, children under the age of 10 must be accompanied by an adult.

Ms. Minnis stated Kona has no age. I asked could you leave a 5 year old and they said you can do it, we don't recommend it. This is consistent with St. Johns County skate park. I don't have a problem with this. The thing about the helmet and pads at St. Johns County skate park it is under 18. If you are under 18 you have to have this waiver.

Ms. Beaugrand asked rather than under 16?

Ms. Minnis responded yes.

Ms. Beaugrand stated as long as we have the capability of doing a waiver. Because most of your kids are going to want a waiver. It probably should be consistent at 18 instead of 16.

I am going back to page 9 and I brought this up last month about personal music devices not being allowed for the kids in the skate park. My son takes his iPod to Kona all the time. Some of those kids get into their own little zone and they just want to skate and listen to music.

Ms. Minnis stated it says no loud music.

Ms. Beaugrand stated under no littering it says personal music devices are prohibited. My vote would be to strike it. The rest of the supervisors need to make an opinion on that but it is one of those things we can have so many rules that it become cumbersome and ridiculous.

Mr. Pincket stated it is a good thought Stacie but I agree, strike it.

Ms. Minnis stated that rule wasn't on the St. Johns County skate park but I did ask both skate parks about bikes and hee-lies, however they both have it is rollerblades and skateboards.

The skate park of Tampa reserves times for bikes. I think in the future if you get requests for bikes you should consider it.

Ms. Beaugrand stated here is an issue with bikes. The wear and tear on the ramps is excessive with bikes because you have the pegs and you have the peddles and different things that hit and nick the coping and metal and the surfaces and all of a sudden you have these nicks and the skaters and the boarders are flying out. That is why they stopped allowing bikes at Kona because of the wear and tear it causes on the facilities.

Ms. Minnis asked are rollerblades allowed?

Ms. Beaugrand responded yes.

Ms. Minnis stated the only things we are prohibiting are bikes and heelies. If you don't specify what you can have, anything with wheels that is not prohibited. I know there will be someone who shows up with some kind of wheels.

Ms. Hernandez stated you have the right to say no.

Ms. Beaugrand stated on the basketball court is going to be limited access I guess with the way it is set up.

Ms. Spears stated where it says basketball rules, it says no one is permitted to use it unless they are registered.

Ms. Hernandez stated I put that in there because there is going to be crossover traffic. People are going to come in to just do basketball and then they put the basketball down and grab someone's skateboard and come over and they haven't signed a waiver or aren't checked in.

Ms. Minnis stated non users on user fees for non residents, is that anybody?

Ms. Beaugrand stated you are recommending for general membership somewhere between \$1,800 and \$2,000.

Ms. Hernandez responded correct.

Ms. Minnis asked is that for a family?

Ms. Beaugrand responded yes.

Ms. Hernandez responded an individual or family, just like we have right now.

Ms. Beaugrand stated I go back to the whole usage issue that I think we are going to have usage issues. It is not something that I necessarily want to encourage with a lower than market rate or at the lower end of the market rate.

Ms. Minnis stated on the other hand the first one is membership for use of swim, fitness, multi-purpose sports plex and tennis courts, the difference is \$600 and it is wide open where the second one is \$1,000 to \$1,200 for tennis courts only. Then they are paying fees on top of that. I don't have a problem with the tennis one. I have a problem with the upper one. It is too wide.

Ms. Beaugrand stated what I was going to suggest is that the all inclusive which is the one that is \$1,800 to \$2,000 I would bump that up to \$2,400. That is \$200 a month. I rounded it based on thinking what the cost would be. The tennis I would probably go to \$1,500. There again it is going to depend on what usage we end up with there. If we find that we need more tennis members then yes, lower it then.

Ms. Spears asked how much is it now to join the fitness center?

Mr. Hernandez responded \$975.

Ms. Spears stated that is almost \$1,000 for the pool for six months.

Ms. Beaugrand stated I don't know that you can correlate because this pool is so crowded we really needed to discourage as much membership as we could.

Ms. Spears stated we might have the issue with the new facility.

Ms. Beaugrand responded exactly which is why I want to have it higher than lower.

Mr. Johnson stated ultimately you need to not use the word membership you should use annual pass. Membership has a specific meaning to the IRS that would not be good for us.

Ms. Minnis asked what is the term she should use?

Mr. Johnson responded annual pass.

Ms. Beaugrand stated she has annual pass holder in the subtitle and then we should just delete membership. Then there is the other option. You have all inclusive at one rate and there were some that had individual rate if it is a single person so you don't have the whole usage of a family. The family being the \$2,400 kind of thing. If you have an individual at some lower level that is reasonable that is an option and then you have the tennis only option. Just a clarification question. Ala cart charges that is for tennis any teams and court charges. Swimming would be lessons or other kinds of water aerobics classes or scuba or whatever the case may be. Skate park lessons and camps. Then we could theoretically have camps for tennis, swim, skate the general summer camp.

Ms. Hernandez responded yes.

Ms. Beaugrand stated my suggestion would be to increase those fees, we can always bring them back down. It is harder to take them up. What do you think?

Mr. Pincket stated I'm okay, we can adjust it. Put \$2,400 on the family. I do like the idea of having an individual single pass holder option. \$1,600 for a single pass holder. \$2,400 for the family that is fine.

Ms. Hernandez asked and for tennis?

Ms. Beaugrand stated I have it at \$1,500 that is \$125 a month.

Ms. Hernandez asked per individual?

Mr. Pincket stated they pay a per usage fee too.

Ms. Beaugrand stated yes but there is also higher maintenance costs with the tennis courts because of the clay. I hadn't thought about individual versus family.

Ms. Minnis stated I think you will find there are more individuals playing than families.

Ms. Beaugrand stated maybe we have a dual pricing there for individual or family.

Ms. Hernandez stated the signage. Take a look at the signage this next month and decide what you feel is necessary for outdoors.

I gave you the employee handbook I gave you corrections from last month. Did you look at your employee handbook/

Ms. Beaugrand responded I looked at your changes. I was okay with the changes. Let's add that to next month.

Ms. Hernandez stated we will review that next month.

Ms. Minnis stated we have signs for next month, pool schedule, employee handbook changes.

Ms. Beaugrand stated also the emergency plan. The new pool hour signs, employee handbook and the emergency plan.

Ms. Minnis stated and the records retention.

D. Manager – Discussion of Fiscal Year 2008 Meeting Dates

Mr. Oliver stated probably at the next meeting we will set up the meeting dates for fiscal year 2008. Some of the earlier discussion was that meeting frequency will probably pick up because of change orders and things associated with the project.

Ms. Beaugrand stated if we set bi-monthly meetings and you have to pay the supervisors an extra \$200 a month and then it is a budget issue. If you continue the meeting you don't have to pay the supervisors.

Mr. Johnson stated you cannot be compensated more than \$200 per meeting not to exceed \$4,800 a year. If you are paid separately for continued meetings is up to you.

Mr. Oliver stated I will bring a schedule back to the next meeting for your approval.

ELEVENTH ORDER OF BUSINESS Supervisor's Requests

Ms. Minnis stated I have one question regarding the request about the ants. I have yet to see these ants.

Ms. Beaugrand stated I have.

Ms. Hernandez stated we have that done twice a year.

Ms. Beaugrand stated and it was due to be treated in May or June.

Ms. Minnis stated on other property that is all the sidewalks we maintain, as far as we know St. Johns County doesn't do it and does May Management do it within this area?

Ms. Beaugrand asked do you mean broken sidewalks?

Ms. Minnis responded the fire ants. Does May Management do it in general? That is just a question in general. We are being asked to do something as a CDD. It is not something St. Johns County does but are we paying for it as a homeowner and could you ask Nanak's if they do it for the homeowners association? I just want to see if we are consistent.

TWELFTH ORDER OF BUSINESS Audience Comments

Ms. Stewart stated when it comes aesthetically to our sports plex, is it possible that for them to be adjusted if some of our Whispering Pines people are having a real difficulty using their yards because of noise from the amenity center?

Ms. Beaugrand stated I think you will find that it is not going to be as bad as you think.

Ms. Stewart stated the ball park already generates a loud noise.

Ms. Beaugrand stated that is going to be a fluid issue.

Ms. Stewart stated we are getting a lot of complaints about the way the CDD area on Racetrack Road is looking as far as bare spots. It is really dire shape. It is more bare dirt than

grass in a lot of places. I think a lot of reason is for a lot of people that is their main entrance into Julington Creek and if they are looking at homes they are thinking twice.

Ms. Beaugrand stated part of the issue is the parking.

Ms. Hernandez stated one of the issues is the overflow parking issue. The second issue is the soil sample and what it cost the homeowners seven years ago to redo that was well over \$500,000.

Ms. Stewart asked what is the plan to make it look better?

Ms. Hernandez responded I have asked Nanak's on too many occasions what their plans were and I tried to work with Holly and am disappointed with Nanak's at this point and I am going to bring that up at the next CDD meeting. Their solution was to resod. We can't resod, it makes no sense to spend \$12,000 for that one patch. There is nothing we can do about the soil, the grass is going away, however, we have noticed a little more grass or weeds in probably the last four weeks and that is because St. Johns County came out and seeded. Nanak's thought that wouldn't work. I said I can't spend \$12,000 on a patch. St. Johns County seeded and it has been growing. I'm getting another estimate from Nanak's which I have asked for on three occasions to reseed that area.

Ms. Stewart stated I would like us to keep on the school board and St. Johns County about their responsibility for this.

Ms. Hernandez responded they have no responsibility.

Ms. Beaugrand stated as far as Julington Creek Elementary School is concerned, there is a fix in process there but it is going to be a year and a half before that is completely done with the new construction. That will take the cars off the side of the road.

Ms. Minnis asked is the issue just the sod? Because the one thing is that variegated grass all over North Florida is not doing well. The junipers are doing well. There are certain things doing well and certain things are not. Is it the sod?

Ms. Stewart stated the median is looking better. I think the big problem is the shoulders. I had another question about the access cards. When you talk about a family are you talking about a family that lives in the area and consistently uses the pool or were you talking about a family that comes to visit and now would be on a guest pass?

Mr. Pincket stated I think what we came down with was a guest pass, the way we do it now. Whether they live nearby or coming from far away you get so many guest passes and that is what you can use.

Mr. Stewart stated in Plantation Park was that vandalism?

Ms. Hernandez responded yes. We did get the child who did that.

Mr. Pincket stated we get these periodic break ins where someone runs down the street and busts in every car, that happened about three weeks ago in Whispering Pines and they caught the kids.

Ms. Behrmann stated the new basketball courts is going to be card access so do we have to use a guest card if a friend comes and they are just going to play basketball?

Ms. Hernandez responded yes.

Ms. Behrmann stated we are cutting our hours so are you saying you don't want them at the new facility but they can still play at the current facility? Those rules are just for the new amenity.

Ms. Beaugrand stated yes, the problem is the basketball courts are behind secured fencing so we have to control it.

Ms. Behrmann stated I was also going to say if we are going to try to limit our passes why offer anything other than all inclusive?

Ms. Beaugrand stated that is a valid point. We were throwing out suggestions. We still haven't gotten to that point to set it.

Ms. Behrmann stated then I was going to raise from a residents point of view and somebody who has been sitting at this meeting for a long time, the too many rules. I don't think that is what everybody wanted. Remember that everybody wanted to use the facilities for longer than they can now for all year, etc. The day care did I hear that right, that we are only allowing 6 months.

Ms. Hernandez stated I think you have that whole issue of waiting 6 months to work out.

Ms. Spears stated and before 6 months you have all those issues of feeding.

Mr. Walker stated what is the project timetable for mystic park?

Ms. Beaugrand responded it is not called mystic park anymore but the new rec center as soon as we get our permits we are starting and it will be a 12 month timeframe to complete. We

have water management and Corps of Engineers permit to obtain then we can submit for a building permit. Site work we will be able to start before the building permit.

Mr. Walker asked what do you think, a year and a half?

Ms. Beaugrand responded outside yes.

THIRTEENTH ORDER OF BUSINESS Financial Reports

A. Balance sheet as of April 30, 2007 and Statement of Revenues & Expenditures for the Period Ending April 30, 2007

B. Treasury Report – April 30, 2007

C. Assessment Receipts Report

D. Check Register Summary – 4/8/06 – 4/27/06

1. General fund 4/26/07 – 5/31/07

Ms. Beaugrand stated you have the check register for the general fund 1409 through 1424.

On MOTION by Mr. Pincket seconded by Mr. Abbatiello with all in favor the general fund check register for checks 1409 through 1424 was approved.
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2. Recreation Fund – 4/26/07 – 5/31/07

Ms. Beaugrand stated behind Tab 2 we have the recreation fund, checks 2118 through 2180.

Mr. Pincket stated I do have one comment on this. Lynch Electrical is kind of a big bill this month. I want to make sure this was needed and someone is checking this and that someone is doing a random check that the price we are paying per lamp and unit is appropriate, that the guy is here at the time he says he is going to be here.

Ms. Hernandez responded yes.

Ms. Minnis asked does it have to do with that power outage problem you have had?

Mr. Pincket asked did they install new lighting? It is the aquatic complex \$4,300.

Ms. Hernandez responded we did that about two years ago and we have this project with other things are done periodically.

On MOTION by Ms. Minnis seconded by Mr. Pincket with all in favor the recreation check register for checks 2118 through 2180 was approved.

FOURTEENTH ORDER OF BUSINESS Next Scheduled Meeting – July 10, 2007 at 6:00 p.m. @ Community Development District Administrative Offices

Ms. Beaugrand stated we need a motion to continue this meeting to June 26, 2007 at 6:00 p.m. at this location.

On MOTION by Mr. Pincket seconded by Mr. Abbatiello with all in favor the meeting was continued to June 26, 2007 at 6:00 p.m. at the same location.

Secretary/Assistant Secretary

Chairperson/vice Chairperson