

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, July 14, 2009 at 6:00 p.m. at the Julington Creek Plantation Club Multi-Purpose Room, 350 Plantation Club Parkway, St. Johns, Florida.

Present and constituting a quorum were:

Kathleen P. Minnis	Vice Chairman
April Spears	Assistant Secretary
Brian Pincket	Assistant Secretary
Del Dosch	Supervisor

Also present were:

James Oliver	District Manager
Wes Haber	District Counsel
Matt Maggiore	District Engineer
Mike Lucas	Basham & Lucas Design Group
Stacie Hernandez	Julington Creek CDD
Shelly Timbol	Julington Creek CDD
Stewart Maxwell	Dicky Smith
D.J. Smith	Dicky Smith

FIRST ORDER OF BUSINESS

Roll Call

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

SECOND ORDER OF BUSINESS

Approval of the Minutes of the June 9, 2009 Meeting

Ms. Minnis stated the next item is approval of the minutes of the June 9, 2009 meeting.

Are there any corrections to the minutes?

There not being any,

On MOTION by Mr. Dosch seconded by Mr. Pincket with all in favor the minutes of the June 9, 2009 meeting were approved as submitted.
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THIRD ORDER OF BUSINESS

Discussion of Facilities Improvements

Ms. Minnis stated item three is discussion of facilities improvements.

Mr. Lucas stated Stewart is on the way and he is going to present some proposals to you to renovate the existing pool house building which is something we talked about last month and also we had to give a change order to add additional cubicles in the storage building which you had previously approved. I will let him address that when he gets here.

What Susan has asked me to do in reference to Davis Pond building is come back and present a proposal to provide construction drawings that could be bid. Originally what we had talked about was just going to be drawings that would be negotiated for Dicky Smith but since we are not sure where that price is coming in she wanted me to prepare a full set of drawings that could be bid in case that number was above the allotted CDD allowance. I would like to present a proposal to prepare construction documents that would include MAP and interior drawings for \$17,000 based on the floor plans that you have already approved. We will create construction documents, turn them over to Dicky Smith for him to price at that time and depending on where that number comes out if it needs to be bid we will go ahead and do what it takes to get it bid and follow that process.

Ms. Minnis asked if we did not have these drawings would it just be a guess by Dicky?

Mr. Lucas responded he has already given you a guess. He has given you a ballpark of \$80 a square foot that came in at \$311,000. At the last meeting Wes confirmed that anything above \$288,000 had to be bid. In Dicky's pricing that was through normal times, it could come in under that \$311,000 so the only way we know that accurate number is if I complete the drawings and he takes those completed drawings and puts a price to it and that is what we discussed doing last time.

Mr. Pincket stated we need the drawings anyway to do the work.

Mr. Lucas responded yes. The only difference was originally the price we had given you was to prepare drawings that could be negotiated with the contractor and you leave a lot out because there are relationships going on and we assume certain things but since we can't assume that we know who is going to do it Susan wanted us to go ahead and prepare a full set of construction documents that if need be could be placed on the street for open bid.

Mr. Pincket asked are you saying this type of drawing here to put out that bid is more involved than what you did to file with the county to go ahead and do the work? I thought this is what we would do anyway.

Mr. Lucas stated if you were going to negotiate with a certain contractor there were certain things that I wouldn't have to do because we could sit there and talk about and it would be understood. They know the quality of work that you want so they know what to expect. If you get someone coming in who hasn't done this work, they don't know what you expect, it has to be spelled out more carefully and it has to be on paper to protect you. You already know what type of work they do but in case it doesn't come in under that \$288,000 threshold it has to be very clear in the drawings what you expect, the quality that you want and everything.

Ms. Minnis asked would this reduce the number of change orders as well if you have this documentation?

Mr. Lucas responded yes because somebody else will come in and say well, that is what I thought you meant. That is why we are creating a more thorough set of drawings. Dicky knows what your quality is and you know what to expect from them too.

Ms. Minnis stated I don't have the budget numbers in front of me because I wasn't thinking about this when I was looking at the numbers. Do you have the numbers that Susan was playing with last week? Was there a fudge factor for this?

Mr. Oliver stated I have the numbers that were the remaining funds available which are all these funds less the series 2006 funds at the bottom of the schedule.

Ms. Minnis asked what I don't know because Susan is not here was she taking this into consideration in our previous discussions when she was rattling off the numbers? That is why I'm asking.

Mr. Lucas stated she has always known about it and told me to go ahead and prepare it based on the conversation we had last week so we could go ahead and approve it and I could get the drawings going.

Ms. Minnis stated for the audience's benefit we are talking about \$17,000 for these drawings.

Mr. Dosch asked that is for the drawings and specifications and ready for release to bid for construction?

Mr. Lucas responded yes but that does not include if it does go out to bid the handling of it. That will be at an hourly rate. This is just to produce the drawings.

Mr. Dosch asked do you have a schedule? I don't see a timeframe for the completion of these documents.

Mr. Lucas responded the documents could be completed within a month.

Ms. Minnis stated what you need is an approval to go forward with it.

Mr. Lucas responded yes.

Mr. Oliver stated you have funding available to do that.

Mr. Pincket moved to approve the proposal from Basham & Lucas Design Group, Inc. for architectural construction documents in connection with the renovation of the administration building and Mr. Dosch seconded the motion.

Mr. Haber asked may I make one clarification for the record and it is more of a question? We have an existing agreement with Basham & Lucas. The way I would envision the proposal would be that would be a work authorization or amendment to that contract such that the typical terms of that agreement, the public records, sovereign immunity, insurance and that particular proposal would then be subject to the terms of that agreement that the district has with Basham & Lucas.

Mr. Pincket asked if you are referring to the agreement we already have dated February 23, 2003 it is referenced in here.

Mr. Haber stated great.

Mr. Lucas stated that originally gave us the authorization to do the conceptual drawings which you approved and then all these other studies we have done for example over at your existing aquatics complex, the storage building drawings was all a part of that. Some of it has been done on an hourly basis and this will be done on a lump sum basis.

Mr. Pincket stated but all the work you do is under the prior agreement.

Mr. Lucas stated yes.

Ms. Spears joined the meeting at this time.

On voice vote with all in favor the motion passed.

Mr. Haber stated I believe the discussion will go next to the improvements to the existing recreation facilities and there was an issue that the board asked me to look into as it relates to the manner in which the district can contract for those improvements whether that is something that needs to be publicly procured or whether it is something that can be done via a change order to the district's existing contract. We concluded in light of the fact that the existing contract that we have with Dicky contemplated the construction of the very type of improvements that you are looking to do at the facilities, that being improvements to the pool deck, general recreation improvements which are encompassed by the existing contract and that it is relatively speaking a minor portion of that contract, we are comfortable under Florida law and would be comfortable making an argument that the district can change order its existing contract with Dicky Smith to do that work. We wouldn't have to look to change order any threshold because it is encompassed within that whole contract. Whether the board wants to move forward in that manner is entirely up to the board. But we are comfortable as it relates to those improvements, the improvements to the deck and recreation facilities, that that is sufficiently similarly related to the already existing contract that it can be done by change order. I think that is what you were looking for from me. I am happy to answer any questions about that.

Ms. Minnis stated there is one thing that comes to mind with that discussion and I believe this was back in 2004 that we had a discussion at the board meeting and I think Jonathan Johnson was at the meeting. We had a discussion where we said we would choose to RFP everything, we thought it was better to do that. What I don't know is if we ever passed a resolution to do that and if we passed a resolution to submit everything as an RFP wouldn't this be in direct conflict?

Mr. Haber stated it is a tough question to answer because I don't know if a resolution was adopted and if it was what that resolution would say. It is possible that even if you did a resolution that the language in the resolution would be broad enough to allow you to do what I just explained. I apologize it is not an answer I can give you tonight.

Mr. Pincket stated whether the board passed a resolution or not doesn't this board have the authority to undo it?

Ms. Minnis stated you could undo it.

Mr. Haber stated I think you could probably adopt a resolution undoing it.

Ms. Minnis stated I don't mean to put Shelly Timbol on the spot but do you know how far back the minutes go online?

Ms. Timbol responded I don't know exactly.

Ms. Minnis stated I did look at them and I saw it was to a certain point. I will take the task to research that because it was a discussion about the time that you were submitting your proposal for this recreation center. It was in that timeframe.

Mr. Haber stated off the top of my head I would guess that because the law is pretty clear and our rules are fairly clear as to what you have to RFP and what you don't have to RFP, if I had to guess it is more likely than not that we didn't do a resolution because we would otherwise restrict ourselves more than what is already provided for in the law. My guess is that a resolution is not there but again, I don't know the answer.

Mr. Pincket stated my point is we are not restricting ourselves anyway. It would be unlikely to pass a resolution like that because any time a future board wanted to revoke or rescind it we could simply do it.

Mr. Haber stated I think you are correct.

Ms. Minnis stated I just think we should clear that up and I will look for those minutes and if I can't find them there I will set up a meeting before next month to go to the main office and go through what minutes are there.

Mr. Pincket stated if the opinion of the members of the board as a whole is to send it out for RFP anyway it doesn't matter whether we passed that resolution or not.

Ms. Minnis stated I would just like to set the record straight. If it was discussed then and we all agreed and we have a reason not to do it now just put it in the minutes because if we discuss it now and don't discuss it again and we move forward and someone says look what they did.

Mr. Pincket stated Wes, just to clarify what you said you would view the proposed work to the existing building and pool area as a change order to the contract to construct this building.

Mr. Haber stated not the existing building, just the facility type related improvements; the improvements to the pool deck but the Davis Pond building falls outside the scope of that and to the extent that the Davis Pond building would be over the \$288,000 threshold I think that would be subject to RFP. I think the other improvements are sufficiently enough related to the improvements for this project and the fact that this contract also contemplated the parking lot

improvements over there that it is sufficiently enough related that change ordering this contract for those improvements is appropriate.

Mr. Pincket stated if we did that and did not want to go out to an RFP then the dollar amount to change the pool facility and those kinds of things that Wes just described and they are not the Davis Pond building itself don't they bring the improvements on the Davis Pond facility below the \$288,000 threshold pretty clearly?

Mr. Haber stated I thought the quote on the Davis Pond building not taking into consideration any of the other recreation improvements potentially independently was going to be closer to \$300,000.

Mr. Lucas stated if you lumped them all together as far as both pools, and the pool deck and all the revisions that you wanted to make to the existing building that would exceed your threshold. We talked about breaking down because they don't need to be done all at once we were going to phase them. Of course part of it has to do with the eagle zone that we could break these into phases doing them at different times so each change order conceivably would be under your threshold.

Mr. Pincket stated the building itself is over the threshold.

Mr. Maxwell stated we took a more detailed look at the take offs of the square footage number and came within a few thousand dollars of that budget number and at this time without further drawings we didn't feel confident in telling you it would make it under that threshold.

Mr. Haber stated I think there was a discussion of that change order and change orders that were below independently, the \$288,000 threshold, and what I'm advising you today is going to that extent isn't necessary either. I would be comfortable with a change order in excess of the \$288,000 based on the similarity of the improvements, that you can change order an existing contract to do that. You wouldn't need to do change orders in incremental amounts that are below the threshold to get around the RFP. You are not getting around the RFP we have concluded that for those particular improvements you don't need the RFP.

Mr. Pincket stated you are saying because of the particular improvements to the building itself the nature of that we wouldn't do a change order if the amount exceeded the threshold.

Mr. Haber stated with respect to the building, if the amount exceeded the threshold then you need to do an RFP. It is up to the board and I don't know if you are contemplating making this decision or not tonight. I know you asked me to look into that and now it is up to the board

to decide what you want to do as it relates to these improvements and then how you want to go about contracting for those improvements.

Mr. Pincket stated for purposes of the drawings we made that decision to move forward with the drawings.

Mr. Haber stated I consider that a done issue.

Mr. Dosch stated that is just the building.

Mr. Lucas stated that is the building only. That is independent of your existing aquatics complex. That is totally independent. That was always a separate entity. What we have prepared because what we had asked Wes to do to make sure that we could proceed in the avenue you had talked about Susan had asked Dicky Smith to break it down into four different projects that would be staggered different periods of time over a couple of months.

Mr. Maxwell stated the first change order would be the competition pool phase 1, half the competition pool because of the eagle zone, bisecting the pool.

Ms. Minnis asked this is where you come across at this point?

Mr. Lucas stated this is the one that would be the priority because this is the one with time constraints because the eagle zone goes through the middle of the pool.

Mr. Maxwell stated this is what we worked off of it is basically your remaining facilities improvements and it is the same bucket that everyone has been seeing. Things have been added and deducted. The owner budget items are at the bottom again beside the facilities improvements that were assumed to be in those phases 1 through 4. The one item on there that is kind of below the line of facilities improvements was the slide because that was still up for question so it wasn't listed in phases 1 through 4. It was assumed if it were to be added it would need to be done sometime in phase 3 or 4 for time before other projects wrapped up. Then below that line were all the owners budgets and in the last meeting it was asked that we put a budget in for the aquatics building and the Davis Pond building under the owner line items just for routine repairs and refinishing if you are going to be doing improvements to the building just to make sure flashings and all that good stuff are in good shape. That is just a budget for you to use as needed. That brought the final total that everyone is working on \$10,000 more which were the two \$5,000 review budgets.

Ms. Minnis stated the slide has always been a question.

Mr. Maxwell stated it is outside the phase 1 through 4 that break it into 4 separate projects. It is outside of those projects. It is not in that total.

Ms. Minnis stated you have add slide here, add slide there. Can it be done at that point?

Mr. Maxwell responded at that point yes. Assuming that these phases would proceed this thing is under the logic of each month a new phase would be enacted if desired and the slide if it is 4 months from today there should be enough time before the marcite to get that in. The fun pool, the earlier the better is what we are saying but until we do marcite which is the last thing that we do we can do pool modifications. We can hold off on the paver deck in that area, demolition still has to happen, it is all kind of set up and we can get in the back side to do the slide if that is what you would like. If the board does want to entertain a slide then I think the first step is really to determine a slide layout and location.

Mr. Lucas stated I have already talked to the pool engineer. Just like this pool over there you are at 3 feet 6 inches in the pool beam and it tapers out to 4 feet so it is the correct depth at that end where the grotto was that is where we would build it.

Ms. Minnis stated the reason I'm asking this is to avoid demolition of something because we decided in a later phase. We have asked this over and over, what is the eagle zone time?

Mr. Maggiore stated October 15th to May 15th.

Mr. Dosch stated Stacie at the last meeting in the minutes we discussed looking at the attendance at that pool, I think we were kind of leaning toward yes on the slide and we talked about looking at the attendance at that pool given it was another month and school was out. Do you have any feedback?

Ms. Hernandez responded yes Ashley has the record.

Ms. Brandi Benton stated we did a survey and 51 people said yes and about 36 said no they didn't want to see a slide. Both Ashley and I think it would be more attractive and we think it would balance out both pools and make it nice for our residents. I think a lot of our residents are actually for getting a slide out there.

Ms. Minnis stated my concern is the proposed increase in staff in the next budget. Has that included more guards for a slide?

Ms. Hernandez responded no.

Ms. Minnis stated it is a 12% increase and we haven't even talked about a slide.

Mr. Dosch asked what would be the drop dead date to decide on the slide? If we say okay this area is getting deteriorated it is 20 years old, let's proceed?

Mr. Maxwell responded two board meetings from now if we were released to start, if there is an issue with commencement the schedule is going to back up and I think your goal was spring break next year. We have at least two months to determine yes or no. I think there is some feasibility that could be done in the meantime. That budget was based on a similar slide that we constructed because we had no drawings or anything to go off of so depending on the scope and size of the slide and what is built it could come out significantly less.

Ms. Spears stated I have an idea. I hear a lot of complaints out here because you have to be 48" to do the slide it is a little bit bigger. I wonder if you could do something that might accommodate or is 48" a standard height.

Mr. Lucas stated it is standard. If you go any lower you wouldn't want to invest the money in it.

Ms. Hernandez stated that is so people can stand up and be above the water.

Mr. Smith stated they have a wading pool over there don't they? What if we did something like at Black Creek where they have a little tiny slide for the little kids to slide down?

Mr. Lucas stated at another one of our facilities in the wading pool area we did create a small slide for the little ones. I don't know how that works I'm assuming that is something that the parents would have to be responsible for. We did a small slide at Eagle Landing too. It is fiberglass and I can bring you pictures of it too.

Ms. Spears stated I'm thinking it is more like 5 year olds that are upset because they can't go on the slide, not really the little ones.

Mr. Lucas stated I think it is going to be a depth issue. Once you come down in there you have to be able to stand up and even I think adults are getting confused because you are going down and you are going down in the water and then popping up and don't realize all you have to do is stand up. A lot of the issue is the depth of the water.

Ms. Spears stated I wasn't sure, just an idea.

Mr. Lucas stated that is an issue at water parks. Anytime you get that circle and people lose where they are. If it were just a straight slide I don't know.

Ms. Minnis asked what is the deadline? We haven't approved anything. What is the deadline for that? Is that like tonight?

Mr. Lucas stated as directed at the last meeting what we were going to submit tonight was for the competition pool which if you look down the yellow that will be phase 1 and will show you what the competition pool includes. That is for a change order of \$257,719. Also they are asking for a change order for the family pool and the deck which will be phase 2 if you look at the olive color that will be what will be in phase 2 for a change order of \$251,135. The other ones would be approved at a later date.

Ms. Hernandez stated we want to make sure that that competition pool is done and ready to go for the swim teams, the Piranhas and Porpoises. They will get in the water the first of May. Then camp we need to have our building done to have camp. Camp is a good \$100,000 and we will lose \$100,000 if we are not in it for camp.

Mr. Dosch asked you are talking about the building now not the aquatic center?

Ms. Hernandez responded correct.

Mr. Pincket asked what was the revenue made from camp last year? Was it \$100,000?

Ms. Hernandez responded no we didn't have as many kids, 50 this year, 90 next year, 108.

Mr. Pincket asked was that building at capacity? I thought it was at capacity last year.

Ms. Hernandez responded correct but we opened it up for this center so Shelly and I are in our office but everything past that is camp.

Mr. Pincket asked last year we didn't have the center open?

Ms. Hernandez responded correct.

Mr. Pincket stated the \$100,000 is the gross revenue.

Ms. Hernandez responded correct.

Mr. Pincket asked what was the first number of the yellow, the phase 1, \$257,000?

Mr. Lucas responded \$257,719.

Mr. Maxwell stated those first two columns are all the exterior improvements at the pool itself the two phases of the pool. The third column over is the aquatics building treatments and the last one is the courts and the pavilions and other things all kind of out in the periphery.

Mr. Pincket asked the only one we have to be sensitive to with respect to the eagle is phase 1?

Mr. Maxwell responded right.

Ms. Minnis asked did I hear you say that right, the yellow is only affected by the eagle?

Mr. Maxwell responded yes, that line goes right through the center of the competition pool. The intent of construction would be to get that demolition completed immediately get the base in and anything that makes noise at least in that portion of the project.

Ms. Minnis asked does the slide go through the eagle zone?

Mr. Lucas responded the slide is by the grotto that is why it was put on the last one.

Mr. Dosch stated phase 2, 3, and 4 are outside the eagle zone. But we could be limited to noise that we make?

Mr. Maxell stated outside the eagle zone is an imaginary line you can do whatever you like just don't cross that line.

Mr. Pincket asked are there any additional plans necessary to do phases 1 and 2?

Mr. Lucas responded we will have to create the competition pool lighting plan. I will have to get an engineer to do that. That is why he has shown if you look on AE there is an allowance since he doesn't have a lighting plan yet he sort of based it off of their expertise and I will have to get an engineer to do some plans.

Ms. Minnis asked so there will be a change order to these costs?

Mr. Lucas stated he has an allowance in there.

Ms. Minnis stated okay, the big red allowances.

Mr. Pincket asked Mike as you understand you were asked to present documents in connection with phase 1 and phase 2 tonight?

Mr. Lucas responded yes that is what Susan had asked Dicky Smith to do, to present change orders so that they could get moving on phase 1 and phase 2 and that is what they have provided.

Mr. Pincket stated phase 1 and phase 2 to my knowledge have already been approved by the entire board for making these improvements.

Mr. Dosch stated I think all four phases were approved it was just a matter of the slide and when we get started as far as not interfering with the eagle.

Mr. Lucas stated a lot of it had to do with Wes had to go check. That was the main thing. You pretty much decided that you wanted to do all of these except you were going to do a study on the slide. In the meantime Wes was going to check to see what the CDD law said and then Dicky Smith was going to come back with some change order documentation for you to sign off on.

Ms. Minnis asked if this is approved tonight when would you start?

Mr. Maxwell responded there is basically a 45 day commencement to start on the phase 1 upon release. Phase 2 would go together and we would start procuring materials and things like that so we are ready to start putting pavers down as soon as we do the demolition. That puts it at the end of August to start. That is going to start to play in with the hours of operation and how long you want to keep that facility open. When I discussed it with staff my understanding was the end of August they had commitments on that facility so they wanted to keep it open at least that long.

Mr. Pincket asked if you start then by August 15th you have everything you need to have done by October 15th so there is no issue with the eagle zone.

Mr. Maxwell stated yes that will be the priority.

Ms. Minnis asked will phases 3 and 4 come next month?

Mr. Maxwell responded yes based on your recommendation of how we can do this. Depending on what happens with the slide if there is a way I will determine in between then something we can get pricing on we can prepare that separately as well.

Ms. Minnis stated my whole hesitation on this is the fact that we have a budget meeting next month. We haven't approved the budget, we have increases there, if there are changes here it is the timing of this although the timing to get this done.

Mr. Dosch asked does this affect the budget?

Mr. Oliver responded for capital projects, you are using funds that have already been collected although Kathy brought up a good point regarding associated operations costs.

Ms. Minnis stated the question is will we accept change order no. 16 and 17 to the contractor Dicky Smith. Change order no. 16 is for Dicky Smith for \$257,719 for phase 1. Phase 2 which is the family pool and deck is \$251,135. I think if we move forward next month there are things that have to be resolved to go forward with 3 and 4 like the slide and are there questions about the building still outstanding? Next month we have the budget hearing, we have to do first but what do we need to have approved and done for this process to keep going so we don't stall you?

Mr. Lucas stated you have already approved me to go ahead and complete my construction documents on the Davis Pond building. As soon as I complete those I have been working with Stacie on this as far as the floor plan, the finishes and all that so as soon as she

signs off on it I will give it to Dicky so that he can start pricing it. It may be a push to say he will have it next month but it will probably be the meeting next month. You will know if we are going to have to bid out Davis Pond or not. By you signing those two change orders right there you are approving them to go ahead and get started as soon as you turn the building over to them on the aquatics complex. You are not holding me up at all. You have already signed my change order and if you sign that one they will start doing whatever they can do up until the point where you give them the facility to start renovations on.

Mr. Dosch asked when would we give them the aquatics center to start on phases 1 and 2?

Ms. Haila stated our last practice will be Thursday of that week.

Ms. Bacon stated we are done Sunday.

Ms. Hernandez stated those are the two main priorities the swim team. Their season will be over and they will not be in the water after that. Mid August is what we were hearing is fine.

Mr. Dosch asked the only reason we would stay open through mid August is to accommodate the residents.

Ms. Hernandez responded correct.

Mr. Pincket stated which I would rather not flirt with if there is an issue of working with the eagle zone timeframe I would rather get started and close that pool down for residents earlier, August 1st.

Mr. Dosch stated a cushion is better.

Ms. Minnis asked is there a motion to accept change order no. 16 to the Dicky Smith contract for \$257,719?

On MOTION by Mr. Pincket seconded by Mr. Dosch with all in favor change order no. 16 to the Dicky Smith contract in the amount of \$257,719 was approved.

Ms. Minnis asked is there a motion for change order no. 17 to the Dicky Smith contract in the amount of \$251,135?

On MOTION by Mr. Pincket seconded by Mr. Dosch with all in favor change order no. 17 to the Dicky Smith contract in the amount of \$251,135 was approved.

Ms. Minnis asked what are the unanswered things that have to be resolved by next month? Since the last meeting I came back from a trip and had to read all this stuff so I wasn't even thinking about the last meeting. I didn't know I was going to be chairman today until I was at the airport yesterday. I just want to make sure that somehow we get it out to be thinking about something in advance so we are prepared to talk about it.

Mr. Maxwell stated phase 1 and phase 2 are essentially all the improvements outside the pool deck. Those are approved, there is nothing holding us up. The duration for phase 3 and phase 4 is relatively insignificant compared to the pool deck improvements, that is the bulk of the project. That said, we really have a little bit of flexibility next month and the following month to approve those things. Ideally, two months from now everything that is going to be done will have been approved so we don't delay the opening in the spring. We will have plenty of time to get everything done without causing issues.

Ms. Minnis stated that would be by September 15th.

Mr. Maxwell responded yes.

Ms. Minnis stated so we should really have any discussion about anything next month after the budget hearing.

Mr. Dosch stated I think one of the things that you addressed is looking at the new budget. Stacie will have to come back with what is the impact of a slide regarding people.

Ms. Hernandez stated assuming we don't change the hours of operation probably somewhere between 15 and 18 additional.

Mr. Oliver stated if that is the case that will not affect your proposed budget because there is enough contingency there to cover that.

Mr. Dosch asked 15 to 18 people?

Ms. Hernandez responded \$15,000 to \$18,000 in salaries.

Ms. Minnis stated I guess we should have the slide discussion next month and get this resolved.

Mr. Lucas stated if you look through your existing aquatics building the line that is in peach, you have certain options of different types of improvements. In the bath house there are three different options.

Mr. Maxwell stated they are all figured in and can be eliminated. The wainscoting was designed to go in as it is in this facility here.

Mr. Lucas stated that is correct I'm sorry. We are going to in the aquatics building and the bath house make those facilities resemble the finishes as best we could with this complex here. At one time we did have options as far as tile on the floor and walls but we went ahead after one meeting and decided we wanted to bring it up to match these level of finishes.

Ms. Minnis asked what are the options?

Mr. Lucas responded we eliminated the options. I confused the issue. Originally we had options but we were instructed to bring it up to the same level as you have here so that is what they are going to try to do, they are going to match as best they can the finishes in here.

Ms. Minnis asked when you did your survey did you do it at the pool or at both pools?

Ms. Timbol responded at the aquatics complex.

Ms. Minnis asked I wonder if we should do it here as well? In the next couple of weeks could we ask people here if there was a slide would they also use that pool?

Mr. Pincket asked what was the result of the survey again?

Ms. Timbol responded there were 36 no and 51 yes. Most people were for it. Some of the people put down if there were no height restrictions which is the normal we got feedback from and it doesn't matter but most of them said they would like to see a slide over there.

Ms. Minnis asked are you going to bring phase 3 and 4 change orders next month?

Mr. Smith stated I would like to bring it next month.

Ms. Minnis asked did you want to put the slide in the change order?

Mr. Maxwell responded that can be independent, we can do it separately so if there is an issue with approval that kind of allows it. If there is a plan selected we can go ahead and get a price if there is time and get you an option.

Mr. Lucas stated just to clarify everything next month we will bring a change order with everything in phase 3 and 4 except the change order for the slide.

Mr. Maxwell stated correct.

Mr. Lucas stated after you have your discussion on the slide, because we are going to be building on the hill over there we just don't go pick one out like we did in the back over here so there will be a slight modification into the slab and we will try to come up with a design. Here you are on a flat pool deck.

Ms. Minnis stated I was thinking that hill wasn't there.

Mr. Lucas stated we will modify around the hillside and figure out how to make all of that work after you decide if you want it.

Ms. Minnis asked is there any other discussion about the facilities improvements?

PCO 69 and PCO 70

Mr. Lucas stated another thing in your new facility over here we discussed last time that Stacie had asked us to look at reworking the existing pool house a little bit to accommodate more staff out there. We are adding all this new counter space, adding a check in and giving more storage.

Mr. Maxwell stated adding sheetrock and finishing off the storage room.

Ms. Minnis asked is that where the concession is now?

Mr. Lucas stated this is your pool house building.

Ms. Minnis asked where does this fall?

Mr. Lucas responded this would be change order to the original Julington Creek complex.

Ms. Minnis stated the next item is declaring the series 2006 project complete now we have this change order.

Mr. Haber stated the project completion process that is contemplated by the next agenda item took into consideration that with the exception of the storage, three sided shade structure and playground lighting that everything else was done. The question that is being asked is if that is the case then what is the change order being proposed?

Mr. Maxwell stated the one he just passed out is for the pool house the other was for the office space that was added in there so one is for the storage building.

Mr. Lucas stated they had asked us to come back after the original plans and put a couple of cubicles in for office space in the storage room.

Mr. Haber asked what is the first part?

Mr. Lucas stated the first part is your new pool house building.

Ms. Minnis asked rebuilding it?

Mr. Lucas responded no, just reworking the interior. The layout now has a closet and an opening and Stacie wanted to provide more desk space for staff so we have taken the closet out, extended desk space and they also said it would be nice to have a place when people come in for check-in so we are adding a raised counter.

Ms. Hernandez stated we have too many staff all in that one room.

Mr. Haber stated one question is Matt prepared an engineer's report that this board approved that essentially recognized the fact that the project was done with the exception of the storage, three sided shade structure and the lighting. I think it had a cost estimate of \$250,000 plus \$50,000 in consultant's fees for a total of \$300,000 to get those improvements complete. I want to make sure it is understood that once we complete the process contemplated by the next agenda item that these types of change orders wouldn't be appropriate because it would be contrary to deeming the project complete. At this moment we have the engineer here, we have this report which is attached as an exhibit to the resolution if you are comfortable and I don't know what the amounts are for this or if the \$300,000 would cover this, otherwise we would have to rework the numbers for the reports attached to that resolution. It is probably something that can be done but it is not something that was contemplated for the resolution.

Mr. Pincket asked what is the cost?

Mr. Maxwell stated the pool house renovations is \$12,667. The storage building renovations is \$4,468.

Mr. Pincket stated clearly we are not worried about the \$4,000.

Mr. Haber stated another way to look at it is the changes to that building out there you can do it. My concern is only a concern if you plan on using bond proceeds. If you want to use the funds that you are using to build all the other things that we have been discussing since the beginning of this meeting then my concerns aren't an issue. Everything related to this next resolution deals with how much we have in those accounts and how much we are going to have for the purpose of redeeming bonds and the impact that will have on assessments.

Mr. Pincket asked is this going to change whatever calculations that have been done for assessments? Is this going to throw a monkey wrench into that?

Mr. Oliver responded I don't think it will. I think we are talking about a total of \$16,000 and it sounds like it will fall within your estimate of \$300,000. We simply need to revise your

exhibit, revise the assessment methodology but once you deem this project complete you cannot draw on those funds anymore because the \$3 million is being redeemed with the trustee to lower assessments.

Mr. Haber stated essentially you would have to be comfortable with the fact that the \$300,000 that we have remaining in the construction account that we are holding in the construction account for the storage and other improvements would also be sufficient to complete that. If we are comfortable with that, if the board gets comfortable with that based on Matt's representations then I think we could approve it. Assuming the \$300,000 is there then I don't know that we need to change the methodology but I do think we need to change the engineer's report.

Mr. Oliver stated from the conference calls that we have had I think there is enough margin in there.

Mr. Maggiore stated absolutely.

Mr. Dosch asked in the \$250,000 there is a cushion for the projects we are speaking about?

Mr. Maggiore responded there is cushion for \$16,000, yes.

Ms. Minnis asked are you comfortable changing your engineer's report to reflect this?

Mr. Maggiore responded absolutely.

Mr. Haber stated in other words the engineer's report talks about during the construction of a project the district realized they needed to construct additional improvements that were not specifically outlined in the engineer's report. These additional items include a storage building, three sided shade structure and playground lighting and added to that will be renovations to the pool house and storage facility.

Mr. Maggiore stated certainly.

Ms. Minnis asked then the next item wouldn't be approved tonight, it would go on next month's agenda because everything has to be changed?

Mr. Haber responded no, I think we could approve the resolution subject to the amendments to Matt's engineer's report so it would be subject to amendments to Exhibit B as specified on the record.

Ms. Minnis asked he can amend it?

Mr. Haber responded yes, if he is willing to agree to amend it, as you can see he has signed it on behalf of the engineer so if we get oral representation from Matt that he is comfortable with that then he could supplement the resolution with the amended report after the meeting.

Mr. Dosch asked so we should first make a motion to approve the change orders by Dicky Smith and the second would be to approve the amendments?

Mr. Haber responded we can deal with the amendments to the engineer’s report on the next agenda item. As far as approving the change orders that is up to the board but it sounds like we can get there and still move forward with project completion.

Ms. Minnis asked Jim, you said the dollars are there?

Mr. Oliver responded yes.

Ms. Minnis asked is there any discussion or comment?

There being no further comment,

On MOTION by Mr. Pincket seconded by Mr. Dosch with all in favor PCO 69 for modifications to the existing pool house in the amount of \$12,667 was approved.

On MOTION by Mr. Pincket seconded by Mr. Dosch with all in favor PCO 70 for modifications to the storage facility in the amount of \$4,468 was approved.

FOURTH ORDER OF BUSINESS

**Consideration of Resolution 2009-05
Declaring Series 2006 Project Complete**

Ms. Minnis stated item four is consideration of Resolution 2009-05 declaring series 2006 project complete.

Mr. Haber stated I gave the board an explanation at previous meetings about what the purpose of this resolution is. I will walk you through the resolution. The whereas provisions essentially set forth a history of what the district has done leading up to today’s date with respect to approval of the issuance of the bonds, the levy of the assessments, the resolutions necessary to issue the bonds and also the resolutions necessary to levy the assessments. All those resolutions also approved the project that was to be paid for from the bond proceeds. The purpose of this resolution is to deem the project complete and also deem the assessments complete such that the

debt assessments associated with that particular bond issuance will be finalized. As I think the board is aware there is somewhere around \$3 million in excess bond proceeds but by the adoption of this resolution the board will determine it wants to use those proceeds to redeem the bonds which will result in a decrease in the debt assessments.

One issue we need to address before we look to the specific resolution is, based on the last agenda item, I think it makes sense to by motion approve an amendment to the supplemental engineer's report that this board previously approved. If you turn to Exhibit A which is a composite exhibit that contains the originally engineer's report dated October 14, 2006 as well as the supplemental engineer's report dated May 12, 2009, that engineer's report specified additional improvements to the project and an estimated cost for those improvements. My recommendation before you look to adopt Resolution 2009-05 is that you take into consideration an amendment to this engineer's report to add some improvements to the pool house at this facility, the numbers wouldn't change but the additional items above and beyond what was originally approved would now include the storage building, the three sided shade structure, the playground lighting and renovations to the existing pool house. To the extent that the board is comfortable with that amendment to the engineer's report I think the first board action we would look for is a motion amending the engineer's report to include that description of the additional improvements.

Ms. Minnis stated in this section we have a resolution and a supplemental engineer's report that was previously submitted.

Mr. Haber stated it was previously submitted and previously approved by the board so the resolution independently doesn't approve that engineer's report so what I'm asking is before you get to the resolution I would separately approve the amendment to the engineer's report and that amended engineer's report will be considered the second part of exhibit A to the resolution. Because the resolution itself does not approve the engineer's report, it references it as an exhibit but the board has previously taken action to approve that engineer's report. I think the first action you are going to want to do in order to have the exhibits for the resolution previously approved by the board is to approve the amendment to the engineer's report. Separate and apart from the approval of the resolution will just be an approval of the amendment of the supplemental engineer's report to add the revisions to the pool house.

Ms. Minnis asked do we have to see the amended report to do this?

Mr. Haber stated it would literally be and I think I pointed out before where it says these additional items include a storage building and three sided shade structure, playground lighting then you just add, and revisions to the pool house. If you add that to that then you are now seeing the amended engineering report. That is the only thing you are approving. The numbers remain the same. If it were more substantive than that then I agree it is probably something you would want Matt to go back and change and put it back before the board but it is simply adding those words to that sentence.

Ms. Minnis asked are you comfortable with that, Brian?

Mr. Pincket responded yes.

Mr. Dosch responded yes.

On MOTION by Mr. Pincket seconded by Ms. Spears with all in favor an amendment to the supplemental engineer's report dated May 12, 2009 to add revisions to the existing pool house was approved.

Mr. Haber stated going back to the resolution exhibit A to the resolution includes the engineer's reports. For purposes of this discussion that amended engineer's report that was just approved is now exhibit A to that resolution. Similarly, I have some revisions to the resolution that I provided to you. The first one which wasn't one that I thought about before the meeting is a defined term in this resolution on the second page in the fifth whereas clause, we define remaining improvements. The definition of remaining improvements will now need to include the renovations to the pool house. I am going to go through some suggested changes. Once I go through them let me give you an opportunity to ask any questions and then if there aren't any questions then if you approve the resolution it could be subject to the changes we discuss. That is my first recommended change. My next recommended change is in the last whereas clause on that page and you will see a blank in the dollar amount. I calculated that amount but in calculating that amount I also realized there needs to be some changes to the language. Right now it provides that whereas at the time of execution of the completion certification the costs of construction incurred by the district to complete the series 2006 project included the amounts retained in the construction fund to construct remaining improvements total "blank". The amount we are really looking for is the amount of bond proceeds that the district spent on this

improvement. You may recall that the district spent some of its own money not bond proceeds on this project. What I'm recommending as a change to this whereas clause is, whereas at the time of execution of the completion certification the costs of construction, instead of incurred, paid for by the district from bond proceeds to complete the series 2006 project because that is really the relevant number for what we are discussing here.

Mr. Pincket asked is bond proceeds a defined term?

Ms. Minnis stated the bondholders don't care what we paid for out of our pocket.

Mr. Haber stated I don't know if bond proceeds is a defined term but I think it is a generally accepted term. It is clearly known that what we are talking about is the moneys the district got from bonds. What the bondholders are going to look for is how much money do we have left over from those bond proceeds to redeem the bonds. With those changes the number is \$10,637,349. The changes we made to the engineer's report didn't have an impact on the amount.

Going to the next page there is also a blank. That blank gets filled in with the same number although in addition to the language the actual project cost as used herein includes that amount of construction costs and after "of construction costs" I would add, paid from bond proceeds plus any amounts used for capital costs, financing costs, capitalized interest, reserve funds and contingencies. All those amounts are taken into consideration in GMS' report.

Ms. Minnis stated your comment, paid for by bond proceeds, or whatever the new wording, is describing the rest of the sentence and it is not costs that came out of anything we paid for.

Mr. Haber responded exactly. Then moving further the next blank is section 3 and that will be today's date and prior to this meeting both Jim and Matt signed the certification so that is July 14, 2009.

The exhibit D to the resolution was not attached and I think that is in large part because it is such a large document. Essentially that is the assessment roll because it reflects every unit in the community and it shows you the impact that the redemption of the funds will have on the debt assessment for each lot. In order to finalize the assessments it is necessary that we have this here today but to save paper it wasn't included in your agenda packages. So simply put this resolution takes the extra proceeds that the district has as a result of deeming the project complete. It says you are going to use those proceeds to redeem bonds and once that redemption

takes place you are going to look at the new number of outstanding debt and the assessments are going to be finalized such that they are going to be sufficient to pay off that new amount of debt. That is the basic purpose of this resolution. I am happy to answer any questions about it but that is really the substance.

Mr. Dosch asked on the signature page, do we also have to modify exhibit A because the supplemental engineer's report is currently dated May 12, 2009?

Mr. Haber stated yes I think we can. That is a good point. Matt, when you do the updated one if you will date it today and we can change the May 12, date to July 14th as well. If there are no more questions then I will be clear that the motion would be a motion to approve Resolution 2009-05 subject to the changes I just identified for the record.

Ms. Minnis stated I am comfortable with what you are saying and based on the changes you are making it makes sense to me. It does bring the whole thing together into a logical flow now.

Mr. Pincket stated your reference in the resolution to exhibit C you called it the supplemental assessment report. It is actually entitled, project completion report.

Mr. Haber stated I think that is because I drafted the resolution before I saw what GMS was going to name their report.

Mr. Oliver stated we are happy to change the name of that report.

Mr. Haber stated whatever the board wants to call it I am comfortable with either name. I agree it makes sense to be consistent.

Mr. Oliver stated we will call it the supplemental assessment report.

Ms. Minnis asked so GMS is going to make the change?

Mr. Oliver responded correct. As you have that report in front of you because you haven't seen this before other than when you actually issued the bonds this supplements that report. If you turn to that report to page 4 the most important sentence is, the total amount of net proceeds available to redeem bonds as of February 1, 2008 is approximately \$3,015,000. On table 1 on the next page the next to the last line shows that amount \$3,015,000. Again you will find that on the bottom of table 2. I'm trying to guide you to table 3 which is probably the most important table. What that does is show you the impact so that for single family homes that had been assessed \$139 each year for their portion of the bond payment there will be a \$30 reduction in that so the single family home assessment will now be \$109. Then it goes through the multi-

family, church, commercial and golf also. The key columns being 4 which is the gross prior to redemption, column 7 which is the reduction in gross assessment and then column 9 which is the new assessment per unit.

Ms. Minnis stated in table 3 that \$10,715,125 does that match all of our other numbers?

Ms. Oliver responded that doesn't because we have been talking about the redemption amount the \$3,015,000. This is the remaining debt after redemption. You haven't seen those numbers in the engineer's report.

Mr. Pincket asked why does that \$10,715,125 not match up with the \$10,637,349 in the resolution?

Mr. Haber stated the number I gave you for the resolution didn't include the capital costs, financing costs, those things.

Mr. Pincket asked those things that were paid from bond proceeds?

Mr. Haber responded yes. The reason I didn't include a number for that is it is included with the report and what GMS concludes as it relates to the amount that is going to be redeemed.

Mr. Pincket stated I was curious where the money went.

Mr. Haber stated that is money from bond proceeds that was used to pay those things.

Mr. Pincket stated so items other than what we call construction costs in the resolution.

Mr. Haber stated right.

Ms. Minnis asked is the \$10,715,000 on table 1 supposed to match the number on table 3 it is different by \$10,715,125?

Mr. Oliver asked are you talking about the \$125? It is probably a rounding error.

Ms. Minnis asked are there any other questions regarding this? You said they already signed this, this morning?

Mr. Haber responded yes.

Ms. Minnis stated it has a May 12th date in it.

Mr. Haber stated I can get a new one signed.

Ms. Minnis stated Brian, it is this date we are questioning. They have already signed it but we changed all the dates.

Mr. Haber stated that is a good point. The completion certification also spells out what the additional project was. So we will also add to that the improvements to the pool house as well.

Mr. Pincket stated the supplemental engineer's report was dated May 12. Are we changing the date on the supplemental engineer's report to today?

Mr. Haber responded yes.

Mr. Dosch asked will the completion certificate date will change to today as well?

Mr. Oliver responded correct. We will correct all the dates in the resolution and the exhibits.

Ms. Minnis asked is there a motion to approve Resolution 2009-05?

<p>On MOTION by Mr. Pincket seconded by Ms. Spears with all in favor Resolution 2009-05 was approved subject to the changes identified on the record by counsel and in changes to exhibit to address the date and in paragraph 1 reference to proposed change orders 69 and 70.</p>

FIFTH ORDER OF BUSINESS

Discussion of Proposed Budget for Fiscal Year 2010

Ms. Minnis stated item five is discussion of proposed budget for fiscal year 2010.

Mr. Oliver stated as you will recall at the last meeting you approved the proposed budget and this is essentially the same budget that you saw last month other than some housekeeping errors that were pointed out by the board at the last meeting that we put in there. We also today had a discussion with one of the supervisors, Brian Pincket, and there are additional changes that we will make to the budget, although not amounts in the line items that again were housekeeping items. We did just certify the project complete. As projected in the proposed budget that you saw last month that is going to lower the assessment for the series 2006 assessments by about \$30 per single family household. Correspondingly you are going to see about a \$30 increase in operations and maintenance costs for fiscal year 2010 as we discussed last month. We are still in our first full year of operation for this recreation facility with the busiest quarters being the third and fourth quarters in terms of both revenue and expenses. We are still trying to get a handle on exactly what those line items will be. We do project an increase in operations and maintenance not to exceed \$30 so what we project overall for the total assessments is to stay stable with the assessments for fiscal year 2009. That will still require that mailed notice will go to all the residents and what we have tried to do is draft a letter and I will pass this out to you, that will go out this week to the residents after we have a chance for any revisions the board recommends to

explain the fact that there is going to be a public hearing at Fruit Cove Middle School, what the hearing is about and how they can review the budget. It is going to be on the jcpcdd.org website as well as a FAQ sheet with questions and answers about the budget. We have also put a table on the back of that letter outlining what the changes to assessments are especially as it relates to the series 2006 bonds and the operations and maintenance budget. When we have the public hearing that will give the public an opportunity for input and then the board will have the opportunity to make any changes they desire to make and adopt a budget. Subsequently, we will certify an assessment roll and provide it to St. Johns County tax collector so that it can be on the tax bills that go out November 1st.

Ms. Minnis asked have you created the FAQ sheet yet?

Mr. Oliver stated what I will do based on what the board decides tonight incorporate any changes the board may have, I will circulate the FAQ sheet tomorrow. We will essentially take last year's fact sheet and update it and also add any questions that we didn't have on there last year, circulate it and try to have it posted within the next 48 hours based on any revisions you may have.

Ms. Minnis stated I think they are going to be so confused. They are going to see an increase and they are not going to understand that it is coming off the document they get from Dennis Hollingsworth, the people aren't going to know that is where they see the decrease.

Mr. Oliver stated the document they get from Dennis Hollingsworth, the TRIM notice, non ad valorem assessments are not on the TRIM notice so it won't be mentioned on there anyway. This is essentially their TRIM notice, the fact that their O&M assessments are going up and total assessments are staying level. When the tax bill comes out November 1st, it will include the ad valorem assessments which are 6 to 12 different items depending on where you live and then there will be non ad valorem assessments at the bottom. Julington Creek Plantation CDD will be one of those items and it will be one line item showing the gross assessment for that property. What we can do and we have room to do that we can add some language explaining that in that letter that goes out as well as on the FAQ sheet.

Ms. Minnis asked does anyone oppose that?

Mr. Pincket stated I am going to give Jim some additional comments on this letter. He had sent this to me a while back so I am going to give him comments on that.

Mr. Oliver stated we are trying to keep it as simple as possible but as thorough as possible.

Mr. Pincket stated most of my comments are going to try to simplify it.

Mr. Oliver stated while maintaining all the elements that the attorney says we have to include.

Mr. Haber stated Section 197.3632 specifies the elements that absolutely need to be included in the letter. In an attempt to simplify we need to make sure that we are not eliminating any of those elements.

Ms. Minnis asked when is the drop dead date for this to go out to make the meeting?

Mr. Oliver responded it is actually required to be mailed out no later than 20 days before the public hearing. Ideally we would like it to go out by the end of this week. We are talking about 6,000 mail outs.

Ms. Minnis stated that is why I'm asking Brian, do you think you can get your comments to Jim in that time?

Mr. Pincket responded yes.

Mr. Dosch stated Jim, you mentioned two public hearings in this second paragraph.

Mr. Oliver stated that is because it will be encompassed within one public hearing. There will be two resolutions, one adopting the budget the other one levying assessments and certifying the assessment roll.

Mr. Haber stated for those of you who took the note down because it is a pretty long section it is specifically 197.3632(4)(b). That details what needs to be in both the published and mailed notice.

Mr. Oliver stated every year we try to make that letter a little bit better.

Ms. Minnis asked do you have last year's frequently asked questions?

Mr. Oliver responded yes.

Ms. Minnis stated I don't remember seeing that on the website.

Mr. Oliver stated it was on the website a couple of days ago.

Ms. Minnis asked is it still up there?

Mr. Oliver responded I don't know if it is still up there but it was up there as of a couple of days ago. We will certainly take one down as we put a new one up to avoid confusion.

Ms. Minnis asked so if we have any comments to that send them to you?

Mr. Oliver responded yes. I am going to review it tomorrow and I will send it to all the staff and board of supervisors and we will try to have it on the website by the end of this week.

SIXTH ORDER OF BUSINESS

Approval of Pay Requests

A. No. 320 Payable to Hopping Green & Sams in the Amount of \$80.00

Ms. Minnis stated item six is approval of pay requests. The first item is a pay request to Hopping Green & Sams for \$80 for consultation with bond counsel.

B No. 321 Payable to Basham & Lucas Design Group, Inc. in the Amount of \$789.50

Ms. Minnis stated item B is pay request no. 321 for \$789.50 to Basham & Lucas. This is for the drawings for the storage building changes.

C. No. 322 Payable to Basham & Lucas Design Group, Inc. in the Amount of \$150.00

Ms. Minnis stated pay request 322 is for Basham & Lucas for \$150 for Mike’s meeting attendance.

On MOTION by Mr. Dosch seconded by Mr. Pincket with all in favor pay requests 320, 321 and 322 were approved.

SEVENTH ORDER OF BUSINESS

Acceptance of FY08 Audit

Ms. Minnis stated item seven is acceptance of the fiscal year 2008 audit.

Mr. Oliver stated in your agenda packet behind tab 7 is the fiscal year 2008 audit performed by Berger Toombs Elam Gaines & Frank. It is a clean audit. On page 1 right after the table of contents is the report of independent auditors letter, this is the opinion letter. In the third paragraph it states, in our opinion the basic financial statements referred to above present fairly in all material respects the respective financial position of the governmental activities in each major fund of the district as of the 30th of September 2008. With respect to changes in financial position and budgetary comparison the general fund for the year then ended in conformity with accounting principles generally accepted in the United States of America. After that you have management discussion as well as several notes and financial reports for the year end 2008.

On page 8 it is important to highlight that they saw economic factors in next years budget, it says for fiscal year 2009 the district has currently collected approximately 97% of the budget in assessments. This is one indicator that the current economic condition will not have a significant impact on the financial position of further results of operations of the district in fiscal year 2009. Our assessment collections have continued to be a success story for this district.

You will see on pages 24 and 25 it talks about credit risk and the fact that your excess funds for this district are conservatively invested with U.S. Treasuries and it says the credit risk the district's investment of treasury funds are with First American Government Obligation Fund which is rated AAA by Standard & Poor's. We do have them secure. Previously they had been invested with the Florida State Board of Administration and there was that debacle a few years ago but the district lost no money with that.

Beginning on page 30 there is a report on internal controls and financial reporting. On page 31 the last sentence of the top paragraph says, we did not identify any deficiencies in internal control or financial reporting that we consider to be a material weakness.

Finally on the last page of the audit page 33, the second full paragraph says, Julington Creek Plantation CDD has not met one or more of the conditions described in section 218.5031, Florida Statutes and is not in a state of financial emergency and those conditions would be negative conditions and you did not meet any of those conditions.

Again, it is a clean audit and if the board accepts this audit we will transmit this to the auditor general as well as the dissemination agent so that it can go out to the bondholders.

Mr. Pincket asked what is the deadline for transmitting this to the state?

Mr. Oliver responded it is September 30th.

Ms. Minnis asked do you have any concerns about the audit?

Mr. Pincket responded no but I do have a question. Wes, do we rely on the tax collector to collect sufficient assessments? I know they are billed on the tax bill. Is there a way for that process to run its course?

Mr. Haber responded it is a tax certificate process that they would use for the collection of ad valorem. We are in that same process.

Mr. Pincket asked so we don't have an independent right to collect those?

Mr. Haber responded I will give you an example where you commonly see a district kind of step into those shoes. On projects that are less successful than this one and you have large

parcels of undeveloped property that are subject to assessments that at one point they were on the tax roll, tax certificates were issued and there is no interest in the property. Generally speaking if a lot is being sold through the tax certificate those tax certificates gets bought up and it is not an issue. But large parcels haven't been selling in this economy. Rather than waiting to go through the tax certificate process which is generally time consuming and unpredictable on those types of parcels the district will contact the county to seek to remove those parcels from the tax roll and foreclose on those parcels directly in circuit court. It would be highly unlikely that I would see Julington Creek doing that on any of the parcels on its tax roll. That is the process it could follow if it wanted to.

Ms. Minnis asked is there any way to go after the 3%?

Mr. Haber stated the county is going after it.

Mr. Oliver stated they are and we are at 98% now. That was at the time of the audit. They are going through the tax certificate sale process right now. I am confident they will make the district whole. Just to add to that, we do not even have a view of who is delinquent in the first place because the county actually remits the payments in bulk. We have no vision of who makes the tax payments and who doesn't.

Ms. Minnis asked didn't we change a couple of months ago the rules of the board? The chairman can make a motion.

Mr. Haber responded yes.

Ms. Minnis stated that was in the new rules.

Mr. Haber stated that is correct.

Mr. Pincket asked prior to that change the chairman couldn't make a motion?

Mr. Haber responded I don't think it was specified. I think Robert's Rules may say it is not appropriate. Because we haven't adopted Robert's Rules I think the chairman could. We wanted to clarify it when we amended those rules so now it is specified in the rules that the chair can.

<p>On MOTION by Ms. Minnis seconded by Mr. Pincket with all in favor the fiscal year 2008 audit for year ending September 30, 2008 was accepted and staff was authorized to transmit it to the State of Florida and to the dissemination agent.</p>

EIGHTH ORDER OF BUSINESS**Staff Reports****A. Attorney**

Mr. Haber stated two things I wanted to report on. One is the approval of the expansion of the beer and wine license was approved late last week so now the beer and wine license impacts not just the cyber café area but also the entire pool deck and the multi-purpose rooms are also part of the licensed premise. I wanted to update the board on that.

What I just passed out was you may recall at the last meeting there was some discussion of parking issues and the issue was raised that D.R. Horton owns certain lots that potentially could be looked at as an alternative to deal with the parking issue. These are the prices for those lots as provided by D.R. Horton.

Mr. Pincket asked did you have a discussion with anybody at D.R. Horton?

Mr. Haber responded no, my contact at D.R. Horton was on vacation until today. I had a meeting with him today and he handed this to me when I saw him so no, beyond saying can you provide me with the prices of those parcels.

Ms. Minnis stated for the benefit of the audience or other people who have been in this discussion we are talking about the parcels along the road. Someone had asked if we could do it and that is almost a million dollars worth just to buy land.

Mr. Dosch asked that was for additional parking, is that correct?

Ms. Minnis responded yes, that was for additional parking. That wouldn't be improvements, etc. Just so we have this on the record if we were to go to D.R. Horton and say would you sell them, wouldn't we have to go through the county again to rezone this?

Mr. Maggiore responded I would think so along with all the traditional approvals through the county and water management district.

Mr. Haber stated you would also be required to pay off any debt assessments and O&M assessments that have been levied against it.

Ms. Minnis stated at least we have for the record how much this would be.

B. Engineer – 2009 Engineer's Report Series 2002 Bonds

Mr. Maggiore stated the only thing I have is behind 8B our yearly engineer's report for the existing project, the 2002 bond series. That basically outlines our brief inspection of existing aquatic complex and that everything is generally in working order.

Ms. Minnis asked do we have to report to bond counsel if we make improvements to this?

Mr. Haber responded I don't think so. The report to bond counsel and bondholders is if you are going to impact their security. They are looking at reports and again it is less relevant for this particular district because it is so far advanced in its development but if for example a developer makes a big change to his development plan that would result in fewer lots than were originally planned, those types of things are what the bondholders are looking for. I don't think that is a disclosure item.

Ms. Minnis asked do we have to accept this or vote on it?

Mr. Haber stated the district is obligated under 189.415 which is what is referenced in that first paragraph to provide a public facilities report to St. Johns County. Really what that is for is because the county has its kind of capital improvement plan of projects it anticipates doing and less so on recreation improvements like this district has but a lot of CDDs will construct offsite improvements, improvements to county owned roads and the thought behind submitting the report to the county is that the county is then able to monitor how the construction of those roadways are doing by the various independent districts that may have agreed to do those improvements. Even though we don't have those types of improvements we have these recreation improvements we are still obligated to do this report. I'm assuming that this report will be provided to St. Johns County after the board reviews it and approves it. We would be meeting that requirement of 189.415 to provide what is called a public facilities report to the county.

Ms. Minnis asked we don't have to do it for Race Track or State Road 13?

Mr. Maggiore stated to be honest I didn't even know it went to the county.

Mr. Oliver responded we actually had a July 1st deadline and this has already been transmitted to the dissemination agent because of the master trust indenture.

Ms. Minnis asked and we don't have to do one for the roads?

Mr. Oliver responded not that I am aware of.

Mr. Maggiore stated we have always just done it on the existing aquatic complex.

Mr. Pincket asked are you talking about CDDs who have accepted or taken or agreed to maintain roads, you are talking about the roads themselves aren't you?

Mr. Haber stated I am not just talking about maintenance I'm talking about a CDD where they are actually doing the construction and they have agreed to widen a two lane county road to four lanes and keeps the county in the loop as to the status of that construction.

Mr. Pincket stated our agreement is just to maintain landscaping around the street as I understand it.

Mr. Haber responded yes, they are not looking for those. They are looking for construction status.

Ms. Minnis asked so we don't have to take any action on this?

Mr. Oliver responded I think you should accept this report.

On MOTION by Ms. Minnis seconded by Mr. Pincket with all in favor the Julington Creek Plantation 2009 engineer's report for bond series 2002 was accepted.
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C. Recreation Facility Manager

Ms. Hernandez stated at this time I am going to let staff report to the board about what has been going on in the summer and any future programs for the fall. We will start with aquatics.

Ms. Ashley McVeagh stated this summer like always we are offering aqua aerobics and swim lessons. Aqua aerobics classes are offered six days a week and are always full with up to 20 residents. Swim lessons are offered four days a week throughout the summer and we will also offer throughout the school year. Along with these programs we have added two scuba diving programs. We also have a two hour introduction course which allows residents to try out scuba diving for only \$10. This summer we hosted our first swim meet at the recreation center. The swimming was for the Plantation Club Porpoises and it was held in early June. Along with the meet here at the recreation center we hosted 10 meets at the aquatic complex for both the Porpoises and Piranhas. They are done with two meets and they are getting ready for the championships. Brandi and I also wanted to bring to your attention that we were contacted by several residents about the residents' usage of the competition pool at the aquatic center. As of right now the pool is used for lap swimming by adults only. After looking at the daily usage numbers since the competition pool has opened this season Brandi and I are recommending that the aquatic complex pool run as the recreation center competition pool with lap swimming for

residents regardless of age. If you do approve this then we would need to know when to start this, if we would start it this season or continue with adult usage only and start next season.

Ms. Minnis asked when are the hours for lap swim?

Ms. McVeagh responded right now from 11:00 a.m. to 3:00 p.m.

Ms. Minnis asked what are you recommending for over there?

Ms. McVeagh responded we are recommending that when the swim team is not using the competition pool at the aquatics complex that the lanes be allowed to be used for any age.

Ms. Minnis asked so we have restricted it to adults over there?

Ms. McVeagh responded yes.

Ms. Minnis asked are there any complaints from adults or is it freeing up?

Ms. McVeagh responded on an average meet day we have seen 4.4 adults using the water and on the weekend the average is 14.8. We have been keeping daily totals since the pool turned adult only at the beginning of the season. We have received several comments from residents. They would like their children to be able to use that competition pool and not have to use this one.

Mr. Pincket asked use it for laps?

Ms. McVeagh responded yes, we would keep it lap lanes only.

Mr. Pincket asked are there lanes in all six of the lanes over there?

Ms. McVeagh responded yes.

Mr. Dosch stated you mentioned any age. Is there an age restriction?

Ms. McVeagh responded right now there is, it is 18 and older. 10 is age restriction as long as you are swimming laps, a 10 year old could be in there swimming laps.

Mr. Dosch stated that is what I wanted to clarify, as long as you are swimming laps.

Mr. Pincket stated there are some adults that don't want to swim in the same lanes as kids even though some of the kids are great swimmers. You would probably just break that up.

Ms. McVeagh stated right. We have that problem here and the lifeguards are able to divvy up the lanes.

Mr. Pincket stated keep the kids in certain lanes. I don't have any problem with that.

Ms. Minnis asked does anyone have an issue? I don't have an issue with it.

Ms. Timbol asked would you want us to start it this season for up to any age?

Ms. Minnis asked how would you post it so people know that this is coming? I wouldn't care if you did it in a week.

Ms. Timbol stated we can send out an email blast.

Ms. Minnis stated if you think you can reasonably notify people and put a sign up at the other pool so they are aware I don't have an issue with it. You could start it in a week. How soon could you do it?

Ms. Timbol responded we could start it tomorrow.

Ms. Minnis asked the lifeguard stacking isn't going to change because of it?

Ms. Timbol stated that wouldn't change.

Ms. Minnis stated so it is just who is in the pool.

Ms. Timbol responded correct.

Ms. Minnis stated start tomorrow.

Ms. Kim Harless stated I will give you a brief fitness report. This is generally in the fitness area, this is a slow season it is not peak season and it has not been the case for our facilities so that is good news. We had just under 10,000 in the month of June alone on our fitness floor. Our biggest problem is not being able to accommodate everybody. We are doing great with our programs. Our classes are picking up. They are at not at maximum but well above in where we started our numbers.

Mr. Pincket asked when you say on the fitness floor is that the entire floor?

Ms. Harless stated that is only the floor, that is not even counting aerobics.

Mr. Pincket asked does that include any classes?

Ms. Harless responded no it does not include classes.

Mr. Pincket stated just people using the weights and machines.

Ms. Harless stated that includes people who are training with trainers and people just coming to use the floor.

Mr. Dosch asked is there any waiting backup?

Ms. Harless stated no, generally it has been pretty good. People kind of go outside and they are working it out themselves. Space is an issue as far as stretching area or training area so we are working to accommodate that. Generally people are pretty good about it. We are offering for a brief exercise we have given a summer special of a discount off of our monthly group classes so that is how we built that program a little bit. We are also offering a daily

summer kids fitness class. During the year we offered that several times a week. It has grown and we are exceeding around 20 to 27 kids every day and that is given in our aerobics class. That is one of the ways that kids are able to use the fitness floors in the aerobics room under supervision of instructors so that has been a big success. That is everyday Monday through Friday from 1:00 p.m. to 2:00 p.m. \$5 per kid. We are also starting our tenth group for our weight training course and that is offered throughout the summer so that has been great and is for teens 12 to 15. That is another way they are able to be up on the floor under the supervision of a trainer. That has taken off, since school got out we have had 10 groups already. Our training has continued, this is generally a slow training season our trainers are doing well. This fall we are going to add a little bit to each of the space issue, we are going to be implementing a few changes and doing some classes, low impact out of this room.

Ms. Minnis asked in this room?

Ms. Harless responded yes, out of this room we are going to be able to accommodate more people since we have to cap out of that aerobics room.

Ms. Minnis asked are we going to start hearing complaints that this room is closed to kids because of that?

Ms. Harless stated no, it generally hasn't been used much. It is kind of a wasted space. We haven't gotten a lot of parties which we were hoping for teens, that has been very slow. That hasn't gone over so by using this as another option it is another way to generate revenue kind of in a wasted space. We have actually had the senior class that we do upstairs, they are interested in coming in here. We can offer them more. We cannot obviously do impact. We will do yoga, a stretching flexibility class that can be done in here. It will help us on the crowding upstairs, we will have another space we can utilize. We are looking to jump start that at the end of August. Generally most of the teens don't use this.

Ms. Minnis stated every time I have been in here when I have gone to the tennis courts there is someone in here. There are 5 kids in here.

Ms. Harless stated generally it hasn't been a big topic, we have more issues with things being broken and complaints and problems. We have lots of kids programs, we have a lot going on with camp, basketball, at the sportsplex so we have a lot of programs the kids can participate in. This has been a little bit more of a headache in this room and most of the time it is not being

used other than sometimes when parents will come in but they usually go in the café area. In general we will please more people by being able to offer more.

Mr. Pincket asked initially how many hours a week do you plan on taking this room?

Ms. Harless responded we are going to kind of see towards the dead times when school starts back like the yoga and senior fitness will be when kids are in school anyway. That is the time when it is very slow. We are looking to do it more morning hours.

Ms. Minnis asked do the staff members need to say their first and last names for the record?

Mr. Oliver responded it would be helpful but I do get with the transcriptionist and try to clear up that. I have their names written down.

Ms. Stacey Passen stated I will give the food and beverage report. Along with trying to obviously maintain quality and affordability and variety throughout the café for the families another thing that I'm really focusing strongly on is for fun and unique programs and events to not only target families but also target adult enjoyment. Some of the things we are doing now is I'm also trying to incorporate convenience for families as well as high affordability. One of our programs now is what we call TAG Wednesdays, which stands for takeaway gourmet. We have a great working relationship with the Mathews Restaurant out of San Marcos and they are preparing meals for families that they can order any time during the week and come pick them up on Wednesdays so it is just a quick serve in a household as inexpensive as \$2.50 a serving on up to about \$5 a serving so it makes it affordable for families and convenient for quick prep. We are doing things like happy hours which is targeting more of the adult population and Friday was our first happy hour and I'm really happy to hear about the increase on the alcohol into the pool deck. When they came out we increased our alcohol sales by 473% in an hour and a half. That is only because we got rained out. If we were able to go until 8:30 p.m. it would have been at that track record 701% increase over the last five Fridays. Even with being rained out at 8:00 p.m. we increased 473%. We are trying to do fun things that also incorporate health aspect. We are doing the salsa and swing dance lessons for the community which they have really enjoyed. We give those to them at \$35 for six full weeks of lessons and it is \$35 total and they get to learn with professionals from Social Affair. Of course I am also concentrating on monthly events for families that they can come out. We did Cinco de Mayo in May, we just did our Polynesian Luau this last Saturday evening which was a resounding success. We had 195 family members

come out. From what I have gotten in the emails everybody really enjoyed it. That is what I'm trying to focus on not only bring the quality that they are coming to know in the café and the variety but also convenience, affordability and just a lot of fun things you can do in your own backyard especially in this economic climate when people are looking at better ways and better value of how to spend their dollars.

Mr. Dosch stated I have a question on the expansion of the liquor license. Do you serve bottles of beer and wine at the café?

Ms. Passen responded yes.

Mr. Dosch asked are they allowed to take glass out?

Ms. Hernandez responded we put it in plastic.

Mr. Scott Miller stated our tennis program is doing very well. We just started summer camp this month and we have steadily grown each week. We have had good feedback. A lot of the kids are coming back and doing multiple weeks. We will have 30 kids next week which is our biggest week so far. I think next summer we realistically could have 30 kids all nine weeks of the summer that we have camp. We had a tennis social in June that had over 50 members at it and that is our fifth social in a row with more than a 50 person turnout. The number of league teams that we are going to have this fall has more than doubled since we opened last October. We will have more than 14 league teams starting fall 2009. Last year we opened with 7 which was a good number to start with. Overall clinic participation grew by more than 40% from May to June which is expected because summer is the peak season for tennis. That is more than I have seen before. All but one of our country club teams finished first or second in their division in Jacksonville in our first year. Over 30 of our kids in our junior program competed in some form of competition ranging from the national level to the local level. Three of our junior players received high school player of the year honors by the Florida Times Union and the St. Augustine Record. We have over \$3,000 in ladies team uniform orders all are ordered for the fall. That should more than double by next year since we will have double the number of teams. All of our tennis pros are currently teaching between 30 and 45 hours a week on the court.

Ms. Maria Gunther stated the attendance in child watch has shown great improvement since children have gotten out of school. We offer a summer discount for hourly kids. Moms are really excited when we gave them a little break. I'm averaging about 40 children per day between the hours of 8:00 a.m. and 1:00 p.m. Mom's Morning Out program is Monday,

Tuesday and Thursday I'm averaging 12 children in that program. We also have a monthly program that offers unlimited childcare and the more the moms hear about it they are very excited and a lot of them are signing up for that. Summer camp we are averaging 55 children per week. We are in our fifth week of camp and we do make two trips here weekly to the new facility. Camp is doing very well and everybody is very excited about it.

Ms. Jennifer Ferguson stated I have the Iguana and aquatics report. We currently have 122 aqua swimmers. This weekend marks the first of our championship meet. We have several swimmers who qualified for the meet as well as the senior champs meet. We also have some fundraising events planned coming up. The first is a garage sale on the 15th and second is a swimathon. We have a two week break the first week of August and then we begin registration for the following season the week of August 17th.

D. Manager – Proposed FY10 Meeting Schedule

Mr. Oliver stated behind tab 8D of your agenda packet is a proposed meeting schedule for fiscal year 2010. We are required to publish an annual notice in the paper. What we propose is the second Tuesday of each month at 6:00 p.m. as we have done in past years.

Ms. Minnis stated we always have the same question every year. When is spring break for St. Johns County and does it fall in this?

Mr. Oliver responded the good news is that we have flexibility. We can change these dates as we go along because you are still going to have a monthly notice of the meetings.

Ms. Minnis asked do you submit this to the supervisor of elections?

Mr. Oliver responded no, we just publish it in the St. Augustine Record.

Ms. Minnis stated so we publish this but if we have to change it we can do that.

Mr. Oliver stated yes because we are still going to have monthly notices in accordance with your rules of procedure.

On MOTION by Mr. Dosch seconded by Mr. Pincket with all in favor the meeting scheduled for fiscal year 2010 was approved as presented.

NINTH ORDER OF BUSINESS

Supervisor's Requests

There not being any, the next item followed.

TENTH ORDER OF BUSINESS**Audience Comments**

Mr. Schrader stated my address is 1021 West Dorchester Drive. The issue I have to bring to the board's attention tonight I think dovetails fairly well with the discussion earlier on the improvements to the facilities. This specifically goes back to the Davis Pond facility. I am here as a resident and also as a representative of the Piranha swim team. As the board is aware we have 175 swimmers give or take a few each year swimming at the original facility pool, swimming competitively. The Porpoises have a similar number so we have about 350 swimmers that are swimming in that pool every summer. One of the issues that we think is tremendously important for the consideration of the board has to do with the water temperature in the competition pool. Candidly it is a safety issue. We have 350 kids swimming hard for about three months in the summer and we have done some research on the issue because we have been concerned about it. We kept track of temperatures in the month of June over a 10 day period, the pool temperatures were ranging from 89° to 92°. We did some research to determine what is the recommended safe range for swimmers swimming competitively. Swimming for exercise obviously we use the lap pool. The information we researched through the Aquatic Exercise Association which identifies itself as the largest certifying organization for aquatic fitness indicates recommended water temperatures for competitive swimming ranging from 77° to 82°. We are upwards of 10° over that and as a parent of a swimmer seeing these kids get out of the water purple faced we have had kids throwing up at the end of practices. June was a very hot month and we have had some cloud cover and some rain and we got to a point that I took a hose from my house with a spray nozzle and sprayed kids down as they come out of the pool trying to cool their temperature down. It is a safety issue. We think it is something that is tremendously important that ought to be addressed in terms of something being done to cool the pool temperature. When this facility was built the foresight went into creating a system that could maintain that pool temperature appropriately. The other pool was built a long time ago so the question is how to get it there. As we have been very concerned about it during the course of this season we have looked at options. We have gotten options from having an aerator built from someone in the community who knows how to do that for the equivalent of about \$500 that would require being plugged into the facility and using electricity at an estimated cost of \$25 to \$50 a month during the course of the summer to use that electricity. One of the things that we

found that we thought was very interesting if nothing else to bring to the board's attention and I recognize we are done with our swim season in about 9 days, ideally I would have something there tomorrow because I think any day out there is an unsafe situation for the kids with the pool temperature but we also recognize budgeting issues and something that takes planning. I'm talking about making improvements to the facility. I am here as a father as a community member as a representative of the Piranhas and I assume the folks from the Porpoises would agree this is an issue that needs to be addressed whether by amendment or what have you. We are still in front of the changes in the improvements. One of the issues that we found that we thought was interesting just to bring some information to the board as to what kind of expense we are talking about there is what is called a water cannon which is a cannon that sits on the edge of the pool, it is portable and can go to the other pool if there is a need to cool down the family pool and one of the things you were talking about was increasing the usage at that facility. I suggest if that pool temperature is decreased with this type of device or the other pool we could increase usage and draw from here and balance out it might be a good situation. The water cannon is about \$4,000. A lot of positive feedback on their website and one of the interesting things on their website was a comment from Eagle Harbor and the aquatic director commented it was a huge success in fact it is a draw to the pool and also kids get upset when you turn it off. In terms of the main goal of cooling the temperature it does a fine job. The other more expensive option at this point when we are talking about improvements to the facility would be a more permanent situation inground or what have you and I don't know what that entails at this point. I think it is something that is very important that needs to be addressed it is a safety item. There are a lot of people out there that believe that summers are only getting hotter. This is not a problem that is not going away it is going to get worse. We are still in front of the improvements and as a father of kids that swim there as a member of the community as a representative of the Piranhas we would ask that this be added to whatever list or whatever agenda it needs to be added to so that this can be looked into and addressed prior to the finalization of those improvements.

Ms. Minnis stated we did the finalization of the improvements tonight. That is what we were going through. Thank you for giving this. We have been going through this for several months. That is why I'm concerned that this came up at the end of the season. We have spent several months going through what are we going to do at the other pool and this hasn't come up

until tonight when we are finalizing everything. The other thing is look at the agenda for next month with the budget. I'm not saying this is a dead issue but we are finalizing things and this is the first I personally have heard of it. I haven't been involved with swimming so this may not be new to other people. Do we have an aerator in this pool?

Ms. Hernandez responded yes. It lowers the temperature of the pool 2° to 3°.

Ms. Minnis asked what does the average temperature here run?

Ms. McVeagh stated in the mornings it typically starts at 82° to 84° and by the end of the night it gets up to 86°.

Ms. Hernandez stated depending on the cloud coverage if it is 90° we might be able to get it back down to 82° or 83°.

Ms. McVeagh stated we only run it here three times a week unless it is a really hot day.

Mr. Pincket asked is the aerator built into this pool or is it external?

Ms. Hernandez responded it is built in.

Ms. Minnis asked what are the temperatures at the other pool?

Ms. Hernandez responded he was accurate with his numbers.

Mr. Dosch asked by volume is this pool larger than the older pool?

Ms. Hernandez responded yes.

Mr. Dosch stated that is going to allow the water to heat even faster in a smaller pool. I think there could be continued further discussion at the next meeting. If we are faced with a safety issue I think we have to give it some kind of consideration in the future.

Mr. Pincket stated I think in light of the relative cost of it we could do some research on whatever those costs are and what kind of improvements we are going to get. We have money to address it even though we have approved these amounts right now.

Ms. Minnis stated that is the thing. Stewart left and we need to get this information to him.

Mr. Pincket stated I don't think we are talking about any kind of permanent aerator built into that pool.

Mr. Schrader stated I don't know if that is a realistic expectation I assume probably not. The water cannon is a portable device that can be stored at the storage facility and brought out as necessary. It shoots a fountain of water, the kids love it, it serves its purpose, it cools down according to their literature. It might warrant some investigation. You can speak to people at

Eagle Harbor because they are running the system. I think it is a safety issue as I think everyone recognizes. On top of that it becomes a liability issue after a period of time. I think that is something that also needs to be considered by the board. At some point we are on notice of what those temperatures are we have the ability to correct it for a relatively reasonable amount and that is also something that should be factored in from an analysis of the issue.

Ms. Minnis asked Stacie, do you have this issue with the family pool? Do you have complaints?

Ms. Hernandez responded no we do not have any complaints at the family pool that I am aware of. They are in and out they are not in there for any extended period of time.

Ms. Haila stated I live at 412 Sparrow Branch Circle. I too am a parent and I have been involved with the Piranha swim team for the last eight years and have steadily watched the pool temperature increase. As a board member of the Piranhas we feel so strongly about this that if it would help your decision making process we would be more than happy to contribute to the cost of the water cannon but we have no access to electricity so we would need to team with you in order to make it a safe environment for the kids.

Ms. Minnis asked the only question I have about the water cannon, that sounds like the ideal solution, do you know in fact that it works?

Ms. Haila responded I have not seen this particular model work but I do know they have an external aerator system at Bolles and I have seen that work on a daily basis and it keeps the temperature at the levels that Bobby mentioned around the 70° to 75°.

Ms. Minnis asked is there any way you can contact Bolles or Eagle Harbor?

Ms. Haila stated Eagle Harbor uses the water cannon.

Ms. Minnis asked who is the expert so if we spend the money we know we are getting the right thing?

Mr. Dosch stated it may be beneficial if Stacie or her staff did some investigation.

Ms. Hernandez stated we will investigate as well.

Mr. Nelson stated I actually built the water cannon they are talking about for about \$400 and they kept it down to about 82° year around.

Mr. Pincket asked what pool are you talking about?

Mr. Nelson responded JCA it is a little bit bigger than the one we have over there.

Mr. Pincket asked are you saying it lowers it 8° to 10°?

Mr. Nelson responded we were going through the same problem where it was going up to 90° to 92° and we had one we bought and paid a lot of money for it and it didn't work but we ended up making one that worked better.

Mr. Dosch stated so the advantage is to start using it when the water temperature is cooler versus trying to catch up.

Mr. Nelson stated exactly.

Ms. Timbol stated it lowers it overnight 10°. Ours lowers it overnight by 2°. Obviously if you insert the water cannon tonight it wouldn't lower it from 92° to 82°, by time it would have to lower it.

Mr. Nelson stated you have to catch it early for it to work.

Ms. Haila stated the other thing I wanted to add too as a parent of kids who prefer the other pool because this one is so crowded in looking for alternatives such as the slide you were speaking of before, it is quite funny to see the little kids all the way up to the kids who are training for olympics at Bolles when those sprinklers come on, it is like all of a sudden everybody is 5 years old and they are playing in the water. If you had a feature like that at the old facility you are killing two birds with one stone. That is something to keep in mind as well.

Ms. Minnis stated that is a good point. Thank you. I encourage you all to talk with Stacie, talk with the staff, come to the next budget meeting, look at the budget we have. It sounds like it is reasonable. I think we are all concerned about everybody's safety so as long as we are not trying to change the other pool with Stewart walking out that was my concern. By all means talk to Stewart as well if that is an option. I don't know what he would say on what it would do to the change order.

Ms. Behrmann asked what phase is the playground in?

Ms. Minnis asked which playground?

Mr. Haber stated if you look on the last page of what Dicky Smith handed out to the board it says owner budgets and I think those are items that are not included in any of the phases and it says playground improvements.

Ms. Behrmann asked isn't the playground affected by the eagle zone?

Ms. Minnis asked the reason I ask which playground is we made modifications here because of a child that was in a wheelchair.

Ms. Behrmann stated this goes back to when we did the paving we were supposed to do the playground at that time. I know Jerry got a bunch of quotes and things like that but I have not heard anything more about the playground and I just assumed it was in the eagle zone.

Mr. Hill stated I have given out quotes to everybody on the board a number of times over the last year and the last time we included that \$135,000 into the budget with Stewart to put it all together on the improvements the last one we were looking at the money is coming in but I don't think a decision has been made on exactly what structures but that is up to us. We have gotten a number of different layouts for over there.

Ms. Minnis asked when they did the plan for the pool, the eagle zone cuts through, is it going across the street and into the playground? It doesn't look like it.

Mr. Maggiore asked are you talking about the existing playground at Plantation Park?

Ms. Minnis responded yes.

Mr. Maggiore stated I'm fairly certain that is within the eagle zone.

Ms. Spears stated right and that is why we haven't moved forward with anything I thought.

Ms. Minnis stated Mary Ann that is a good point and that is one of the things we have to decide next month so they can get it in within that time period.

Mr. Hill stated for the eagles it will just be the actual removal of the stuff I believe is when the heavy equipment comes in. The installation isn't going to be as bad.

Ms. Behrmann stated I just wanted it noted so we don't forget it because it kind of keeps getting pushed off to the wayside. Weren't you looking at a special thing for the younger kids?

Ms. Spears responded yes we would just like to have two separate areas.

Ms. Behrmann asked can we, should we, are we even allowed to get a liquor license for the other facility?

Mr. Haber stated I can apply for one.

Ms. Behrmann asked can you piggyback on this one? Is it something we should think about?

Mr. Haber stated I don't think you can piggyback on this one. I think you would have to apply for a separate license.

Ms. Minnis stated I think the benefit of here is the fenced in area and more staffing over here to control it versus over there. What about special events Stacie, that you have had in the past?

Ms. Hernandez responded obviously special events are better over here. We have freezer space we have all kinds of other storage and space in which to serve all the alcohol we have. Let's just work on this for a little while before we start thinking about adding another because it obviously wasn't something that was as complicated as we thought it might be. Wes was able to get it done quickly and without complications.

Ms. Behrmann stated another comment I had is I know you already voted to complete the project but I personally am not comfortable with it being complete. I would rather have seen it stay open until we had gone through a whole year of the project because you already had to make a bunch of changes on this in a short period of time and now we are adding the storage and changing the out building. I am concerned if we close it out we are limited and that we cannot do anything else and we have not been open a full year. I don't think it is wise to close it out until we are absolutely sure. I don't see where it is going to make any difference if we left it open but I could be wrong. On the slide did you ever come up with a design? Was it going to be incorporated into the grotto or are we removing our beautiful \$500,000 grotto and putting in a slide?

Mr. Pincket stated we don't have a design.

Ms. Minnis stated we haven't voted on it.

Ms. Behrmann asked is that part of the design?

Ms. Minnis stated that is going to be discussed next month.

ELEVENTH ORDER OF BUSINESS

Financial Reports

A. Balance Sheet as of May 31, 2009 and Statement of Revenues and Expenditures for the Period Ending May 31, 2009

Ms. Minnis asked are there any questions about the balance sheet under tab A?

There not being any, the next item followed.

B. Treasury Report – May 31, 2009

Ms. Minnis stated under tab B is the treasury report for May 31, 2009.

C. Assessment Receipts Report

Mr. Oliver stated we are at 98% collected.

D. Check Register Summary

1. General Fund

Ms. Minnis asked under tab D under the general fund check register are there are questions?

Mr. Pincket stated yes, an explanation on the Cornerstone bill. There are two invoices one for \$15,000 and one for \$16,334 and the invoices attached don't match up with those numbers.

Mr. Oliver stated that goes back to our discussion with the budget where the landscaping bills are allocated to both the admin budget as well as the recreation budget. If you will look on the last sheet you can see how the invoice is allocated to two different line items.

Mr. Pincket asked so the \$16,334 is the one check what about the \$15,000 other check coming out of the general fund?

Ms. Minnis stated I see what you are saying it doesn't add up to \$21,000 it is more like \$30,000.

Mr. Pincket stated I know they just took over and maybe there was a staggered invoice for some period of time.

Mr. Oliver responded I will email the explanation to you.

Ms. Minnis asked will you email it to everybody?

Mr. Oliver responded yes.

Mr. Hill stated I have copies of all the invoices from Cornerstone and do not see the checks that go out to them I only see the bills that come in from them.

Mr. Dosch asked do you do the coding?

Mr. Hill responded yes I do the coding and every invoice is coded.

Ms. Minnis stated Jim you will get with Jerry and we will have an explanation.

Mr. Oliver stated yes.

Ms. Minnis asked are there any other questions about the general fund?

Mr. Pincket stated I don't have a question on the general fund but will make a comment or suggestion. I was probably one of the members who felt strongly about attaching all the

invoices to every single package to take a look at those. I think that now we have gone through a year of that and also looking at the budget and the expense of the printing that goes along with this I'm suggesting that as long as you bring one set to the meeting you probably don't have to make copies of all of that in my opinion anyway. At least I could look at it during the meeting, prior to the meeting, take a look at those invoices and save quite a bit of money in printing costs and time involved for GMS to put these things together.

Ms. Minnis asked what is the feasibility of putting it on the website a week before?

Mr. Oliver stated or email it.

Ms. Hernandez stated we have to have this for our own. We look at this constantly to make sure that everything is correct.

Mr. Pincket stated I'm talking about putting five of these together for the supervisors. If you need it that is fine.

Mr. Haber stated my office gets one.

Ms. Minnis asked are we going to keep it?

Mr. Pincket stated I'm suggesting that we not keep it so long as Jim brings one set of all invoices to the meeting. I'm fine with that.

Ms. Minnis stated before we say this, we all don't need it, they do need one and does Jim need one?

Mr. Pincket stated whatever staff needs I'm fine with.

Mr. Dosch stated I still would like to see the check register.

Mr. Oliver stated yes.

On MOTION by Ms. Minnis seconded by Mr. Pincket with all in favor the general fund check register for checks 1695 through 1702 was approved.
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2. Recreation Fund

Ms. Minnis stated the recreation fund is under tab 2.

Mr. Pincket stated I have a question for Stacie and have probably have asked this before. Does the Rick Arsenault pool contract run about \$8,500 a month?

Ms. Hernandez responded it varies over the months depending on the levels of chlorine. In the summer in the sun it decreases so we spend more in chlorination but none of the bills we

have looked at look unusual. I check them, Shelly checks them and I believe Jennifer checks them as well.

Mr. Pincket asked and it all looks fine to you?

Ms. Hernandez responded yes.

Ms. Minnis asked just for the record for the same subject when you have bio breaks do they come out and do anything?

Ms. Hernandez responded yes.

Ms. Minnis stated so that could affect it as well.

Ms. Hernandez responded yes.

Mr. Pincket stated I also have a question regarding the JEA bill this month. It was hot and it looks like a consistent number for the month of June, \$17,600. I don't remember seeing a bill that high.

Ms. Hernandez stated we went from \$3,000 in October to \$1,600 in November back down to \$1,500 in December, January was \$15,000, February was \$1,400, we made some changes in electricity so that all the lights weren't on all the time and it went back down to \$1,400 and then two at \$1,200 and in May it was \$1,300. Those doors are open and it gets hot in that room. Thousands of people come in and out and those doors never stay shut.

Ms. Minnis stated if you look in the minutes Susan made a comment about the temperature of the room upstairs and with the number of people that Kim is reporting being on the floor have you changed the thermostat up there to accommodate to make it better which would cause an increase?

Mr. Hill stated Dicky Smith had Thigpen Air Conditioning to figure out exactly where the problems are because we have these fresh air units that bring fresh air in and the air conditioners cool the air down. There is an issue with two of the fresh air units that had to be adjusted and Dicky Smith is working on getting that repaired. Once they turned those off the temperature dropped in all the rooms upstairs. They are coming back to fix it and I don't know exactly when but it is still under warranty.

Ms. Minnis stated I guess for this year we just watch what the average temperature is per month and watch the bill and track to it next year as they are also working out the issues with Dicky Smith.

Mr. Pincket asked when you said those doors are open all the time, are you talking about these two doors back here?

Ms. Hernandez stated the front door entrance and then going out to the pool. It is constant open and shut. If you came out there at 5:00 p.m. you would think the air conditioner was broken it was so hot in that front lobby.

On MOTION by Mr. Pincket seconded by Mr. Dosch with all in favor the recreation fund check register for check numbers 4187 through 4327 was approved.

TWELFTH ORDER OF BUSINESS

Next Scheduled Meeting – August 11, 2009 at 6:00 p.m. at Fruit Cove Middle School, 3180 Race Track Road, St. Johns, Florida

Ms. Minnis stated the next meeting is at the Fruit Cove Middle School for the budget hearing.

On MOTION by Ms. Minnis seconded by Ms. Spears with all in favor the meeting adjourned at 8:48 p.m.

Secretary Assistant Secretary

Chairperson/Vice Chairperson