
MINUTES OF MEETING

Each person who decides to appeal any decision made by the Board with respect to any matter considered at the meeting is advised that the person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which such appeal is to be based.

**HERITAGE ISLE AT VIERA
COMMUNITY DEVELOPMENT DISTRICT**

The **regular** meeting of the Board of Supervisors of Heritage Isle at Viera Community Development District was held on **Tuesday, January 26, 2016 at 10:31 a.m.** at the Brevard County Government Center, located at 2725 Judge Fran Jamieson Way, Building C, Viera, FL 32940.

Present and constituting a quorum:

Jay Williams	Board Supervisor, Chairman
Roger Teurfs	Board Supervisor, Vice Chairman
Kenneth Bonin	Board Supervisor, Assistant Secretary (via phone)
William Robart	Board Supervisor, Assistant Secretary
Curt Harmon	Board Supervisor, Assistant Secretary

Also present were:

Melissa Dobbins	District Manager, Rizzetta & Company, Inc.
Jere Earlywine	District Counsel, Hopping Green & Sams, P.A.
Ana Saunders	District Engineer, BSE Consultants
Tony Romano	Tropic-Care
Audience Members	Present

FIRST ORDER OF BUSINESS

Call to Order

Mr. Williams called the meeting to order and read the roll call.

SECOND ORDER OF BUSINESS

Audience Comments on Agenda Items

A resident commented regarding mold on the sidewalks. It was noted that the sidewalks are cleaned every two years and can also be spot washed in the interim. Another resident discussed some shrubs that required replacement.

THIRD ORDER OF BUSINESS

Consideration of Resignation Letter, Curt Harmon

The Board reviewed the letter of resignation from Curt Harmon, effective January 31, 2016.

On Motion by Mr. Teurfs, seconded by Mr. Williams, with all in favor, the Board accepted the resignation letter from Curt Harmon for Heritage Isle at Viera Community Development District.

FOURTH ORDER OF BUSINESS

Consideration of the Minutes of the Board of Supervisors' Meeting held October 27, 2015

The Board reviewed the meeting minutes. It was noted that the meeting minutes were also reviewed by District Counsel. A minor correction was made on page three.

On Motion by Mr. Teurfs, seconded by Mr. Williams, with all in favor, the Board approved the minutes of the Board of Supervisors' Regular Meeting held October 27, 2015, as amended for Heritage Isle at Viera Community Development District.

FIFTH ORDER OF BUSINESS

Ratification of the Operation and Maintenance Expenditures for October, November and December 2015

The Board reviewed the expenditures from October, November and December 2015. Brief discussion ensued.

On Motion by Mr. Williams, seconded by Mr. Teurfs, with all in favor, the Board ratified the operation and maintenance expenditures for October 2015 in the amount of \$36,629.62, November 2015 in the amount of \$38,216.26 and for December 2015 in the amount of \$39,189.35 for Heritage Isle at Viera Community Development District.

SIXTH ORDER OF BUSINESS

Consideration of Resolution 2016-02, Amending Annual Schedule Fiscal Year 2015-2016

The Board discussed amending the annual schedule.

On Motion by Mr. Bonin, seconded by Mr. Teurfs, with all in favor, the Board adopted Resolution 2016-02, Amending Annual Schedule Fiscal Year 2015-2016 for Heritage Isle at Viera Community Development District.

SEVENTH ORDER OF BUSINESS

Staff Reports

- A. District Counsel
Discussion ensued regarding turnover with Lennar for Phases 7 and 8.
- B. District Engineer
Ms. Saunders stated that she would perform a walk through in Phase 8 within the next week and have a report ready by the next meeting. She noted that there is flooding on the north east section of the pond in Phase 7. Ms. Saunders further discussed sod issues and sidewalks in need of repair. She stated the CUP Permit still needs to be modified and separated due to the new pump for Phase 7 and 8. She further stated that the pink tape around one of the sidewalks is in repair by Lennar and the yellow caution tape was added by her firm. Ms. Saunders stated that she would review the roads in Phase 4 to determine if any damage was done by the dumpsters.
- C. District Manager
Ms. Dobbins noted that Mr. Romano met with a Lennar representative to inspect the pump. She also noted that Mr. Romano was looking into a plan to remove the dead shrubs in Phase 8 along Legacy Boulevard.
- D. Field Operations Manager
The Board reviewed the Field Inspection Report for December 2015. Mr. Romano noted that all issues in the report were addressed. Brief discussion took place regarding the palm trees on Legacy Boulevard. Mr. Romano presented a proposal to replace eight (8) palm trees (**Exhibit A**). It was noted that these palms were hit by lightening and that photos would be submitted for insurance purposes.

On Motion by Mr. Robart, seconded by Mr. Teurfs, with all in favor, the Board approved replacing eight (8) palm trees at a cost not to exceed \$5,600 for Heritage Isle at Viera Community Development District.

- E. Tropic-Care
Mr. Romano discussed a proposal to remove shrubs by the walk areas and replace them with sod at a cost of \$5,400 due to safety concerns. It was noted that the homeowners where the shrubs were located would be notified via a letter. The issue was tabled to allow for residents to attend the next meeting and make comments.

EIGHTH ORDER OF BUSINESS

**Ratification of Hoover Pumping Contract
Renewal**

The Board reviewed the contract with Hoover for renewal.

On Motion by Mr. Bonin, seconded by Mr. Teurfs, with all in favor, the Board ratified the renewal of the contract with Hoover Pumping Systems at an annual rate of \$2,790 with a contract term from January 1, 2016 to December 31, 2016 for Heritage Isle at Viera Community Development District.

NINTH ORDER OF BUSINESS

Ratification of Aquatic Systems Diagnosis Assessment Agreement

The Board reviewed the assessment agreement from Aquatic Systems to diagnose why so many fish died within one of the ponds.

On Motion by Mr. Bonin, seconded by Mr. Robart, with all in favor, except for Mr. Teurfs who opposed, the Board ratified Aquatic Systems Diagnosis Assessment Agreement in the amount of \$1,400 for Heritage Isle at Viera Community Development District.

TENTH ORDER OF BUSINESS

Ratification of Request for Authorization BSE Consultants Infrastructure 2016 Phase 8 Inspection and Maintenance Report

The Board reviewed the Request for Authorization BSE Consultants Infrastructure 2016 Inspection and Maintenance Report. It was noted that Ms. Saunders would create a list of items for Lennar to address within Phase 8 before it was conveyed to the CDD.

On Motion by Mr. Williams, seconded by Mr. Teurfs, with all in favor, the Board ratified the Request of Authorization for BSE Consultants Infrastructure Phase 8 2016 Inspection and Maintenance Report at a cost of \$3,500 for Heritage Isle at Viera Community Development District.

ELEVENTH ORDER OF BUSINESS

Consideration of Landscape Enhancements, Redo Parks 1 & 3, Updated Proposals from Tropic-Care

The Board members reviewed the proposals to redo parks 1 and 3. Further discussion took place regarding various aspects of the proposals in relation to each park.

Mr. Bonin motioned to obtain a revised proposal from Tropic-Care to redo Park 3 in an amount not to exceed \$14,000 for Heritage Isle at Viera Community Development District, Mr. Williams asked for a "second" and there was none, with no second the motion failed.

The Board members further discussed the proposals and in addition discussed tabling the proposals to revisit at budget season.

On Motion by Mr. Teurfs, seconded by Mr. Williams, with all in favor except for Mr. Bonin who opposed, the Board reconsidered the previous motion by Mr. Bonin and authorized obtaining a revised proposal from Tropic-Care to redo Park 3 in an amount not to exceed \$14,000 to be considered at budget season, for Heritage Isle at Viera Community Development District.

TWELFTH ORDER OF BUSINESS

**Discussion Regarding Arborist Services,
Adjacent to 3413 Carambola Circle and
Consideration of Professional Project
Services**

The Board discussed removing the two trees adjacent to 3413 Carambola Circle per a resident's request.

On Motion by Mr. Williams, seconded by Mr. Robart, with all in favor, the Board authorized removal of the two trees adjacent to 3413 Carambola Circle by Tropic-Care to be funded by the CDD not to exceed a cost of \$1,000 and in addition at the expense and prepayment by the homeowner, to install two approved trees to replace the original trees to be removed, and authorized District Counsel to draft an agreement for the homeowner for Heritage Isle at Viera Community Development District.

THIRTEENTH ORDER OF BUSINESS

**Audience Comments and Supervisor
Requests**

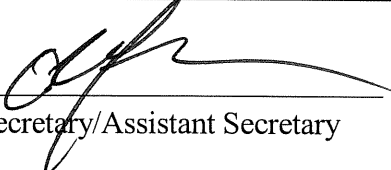
There were no audience comments.

Mr. Teurfs discussed increasing the pump reserve and would like to know the value of the second pump. Mr. Harmon noted that work was performed along Legacy Boulevard by AT&T.

FOURTEENTH ORDER OF BUSINESS

Adjournment

On Motion by Mr. Williams, seconded by Mr. Bonin, with all in favor, the Board adjourned the meeting at 1:05 p.m. for Heritage Isle at Viera Community Development District.


Secretary/Assistant Secretary


Chairman/Vice Chairman

Exhibit A

TROPIC-CARE OF FLORIDA, INC.
LAWN CARE AND LANDSCAPING SPECIALIST
7635 Progress Circle
West Melbourne, Florida 32904
(321) 724-5333
(321) 724-1078 FAX LINE

THIS AGREEMENT entered into this 18th day of November, 2015, by and between TROPIC-CARE OF FLORIDA, INC. OF BREVARD, FLORIDA AND Heritage Iles CDD

JOB NAME: Replace Washintonian palms on Legacy
JOB LOCATION: Legacy Blvd
DATE PERFORMANCE IS TO BEGIN: To be discussed.
DESCRIPTION OF JOB, SPECIFICATIONS AND ESTIMATES:

Type-Common Name	Quantity	Amount each	Total
Remove stumps/Install new Palms 16-18'	8	\$ 650.00	\$ 5,200.00
Reapir work on installed areas			\$ 400.00
		Total:	<u>\$ 5,600.00</u>

NOTE:

In this total price includes: material and labor. Any additional material or labor shall be considered an extra cost to owner.

WE PROPOSE:

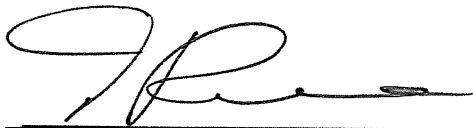
Hereby to furnish material and labor-complete in accordance with above specifications for the sum of: Five Thousand-Six Hundred- Dollars and 00/100 \$ 5,600.00

Payments to be made as follows:

50% Deposit 50% Due upon completion.

Legal Fees: The buyer agrees to pay all cost including reasonable attorney's fees in the event that it becomes necessary to enforce payment of this contract. This shall apply whether suit be instituted or not. All delinquent accounts shall bear interest at the rate of 18% per annum.

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

Authorized Signature 

Note: this proposal may be withdrawn by us if not accepted within 30 days.

ACCEPTANCE OF PROPOSAL The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Date of Acceptance 1/26/16

Signature 