

HERITAGE ISLE AT VIERA COMMUNITY DEVELOPMENT DISTRICT
DISTRICT OFFICE • 2806 N. Fifth Street – Unit 403, St. Augustine, FL 32084

October 16, 2013

Board of Supervisors
Heritage Isle at Viera
Community Development District

REVISED AGENDA

Dear Board Members:

The **regular** meeting of the Board of Supervisors of Heritage Isle at Viera Community Development District will be held on **Tuesday, October 22, 2013 at 10:30 a.m.** at Brevard County Government Center, located at 2725 Judge Fran Jamieson Way, Building C, Viera, FL 32940. Following is the **revised agenda** for the meeting.

1. **CALL TO ORDER/ROLL CALL**
2. **AUDIENCE COMMENTS ON AGENDA ITEMS**
3. **BUSINESS ADMINISTRATION**
 - A. Consideration of Appointment to Board of Supervisors Tab 1
 - B. Consideration of the Minutes of the Board of Supervisors' Regular Meeting held August 27, 2013..... Tab 2
 - C. Ratification of the Operation and Maintenance Expenditures for August 2013 and September 2013 Tab 3
4. **STAFF REPORTS**
 - A. District Counsel
 - B. District Engineer
 - 1.) Update Regarding the Inspection and Maintenance of Pedestrian Bridges Tab 4
 - 2.) Update on Ongoing Construction Projects
 - 3.) Update on Legacy Boulevard Street Lights
 - C. District Manager
 - D. Tropic Care
5. **BUSINESS ITEMS**
 - A. Consideration of Resolution 2014-01, Amending the Fiscal Year 2012/2013 General Fund Budget Tab 5
 - B. Consideration of Quitclaim Bill of Sale
 - 1.) HOA Quitclaim Bill of Sale for Phases 1-6..... Tab 6
 - 2.) Developer Quitclaim Bill of Sale for Phases 1-6..... Tab 7
 - 3.) Certificate of District Engineer Relating to Certain Bill of Sale Tab 8
 - C. Selection of the Audit Committee and Setting the First Audit Committee Meeting Date
 - D. Review of Gazebo Easement and Bill of Sale
 - 1.) Consideration of Gazebo Easement Agreement Tab 9
 - 2.) **Consideration of Quitclaim Bill of Sale for Gazebo (under separate cover)**
 - E. Public Hearing of the District's Rules of Procedures
 - 1.) Review of the Updated Provisions of the District's Rules of Procedure Tab 10
 - 2.) Consideration of Resolution 2014-02, Adopting

the Rules of Procedure..... Tab 11

6. **AUDIENCE COMMENTS AND SUPERVISOR REQUESTS**
7. **ADJOURNMENT**

I look forward to seeing you at the meeting. In the meantime, if you have any questions, please do not hesitate to contact me at (904) 436-6270.

Very truly yours,



Melissa Dobbins
District Manager

cc: Jere Earlywine, *Hopping Green & Sams, P.A.*
Warren Bloom, *Greenburg Traurig, P.A.*
Michael Williams, *Akerman Senterfit*
Hassan Kamal, *BSE Consultants, Inc.*

CDD QUITCLAIM BILL OF SALE FOR GAZEBO

THIS BILL OF SALE evidencing the sale and conveyance of certain improvements described herein is made this ____ day of _____, 2013, by **Heritage Isle at Viera Community Development District**, a special-purpose unit of local government ("Seller"), and **Heritage Isle Club, LLC**, a Florida limited liability company ("Buyer").

WITNESSETH

For and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration to said Seller in hand paid by the said Buyer, the receipt and sufficiency whereof are hereby acknowledged, and subject to the terms of that Easement Agreement for Gazebo recorded in the Official Records of Brevard County, Florida at _____, Seller hereby transfers, grants, conveys, and assigns to Buyer, but only to the extent of Seller's interest, if any, the following intangible and/or personal property rights (collectively, the "Improvements"), to have and to hold for Buyer's own use and benefit forever:

Ownership of the gazebo structure, or portion thereof, that is located on the parcel of land described in **Exhibit A**.

Seller makes no representations or warranties in respect to the Improvements or in respect to Seller's title to any such Improvements. All Improvements are conveyed and transferred hereby without any such warranties as to title and are conveyed and transferred in their "AS-IS WHERE-IS" condition without representation or warranty, or any obligation of Seller to Buyer in respect thereof or therefrom.

IN WITNESS WHEREOF Seller has caused this Bill of Sale to be signed in its name and duly executed.

Signed, sealed and delivered by:

Attest:

Heritage Isle at Viera Community Development District

WITNESS

Print Name: _____
Title: _____

WITNESS

STATE OF FLORIDA
COUNTY OF _____

THE FOREGOING INSTRUMENT was acknowledged before me this day by _____ as _____ of the Heritage Isle at Viera Community Development District, to me known to be the person who signed the foregoing instrument and severally acknowledged the execution thereof to be his/her free act and deed for the uses and purposes therein mentioned. He/she ____ has produced satisfactory evidence with an identification or ____ is personally known to me.

WITNESS my hand and official seal at _____, said County and State, this ____ day of _____, 2013.

NOTARY PUBLIC

Commission Expiration _____

(SEAL)

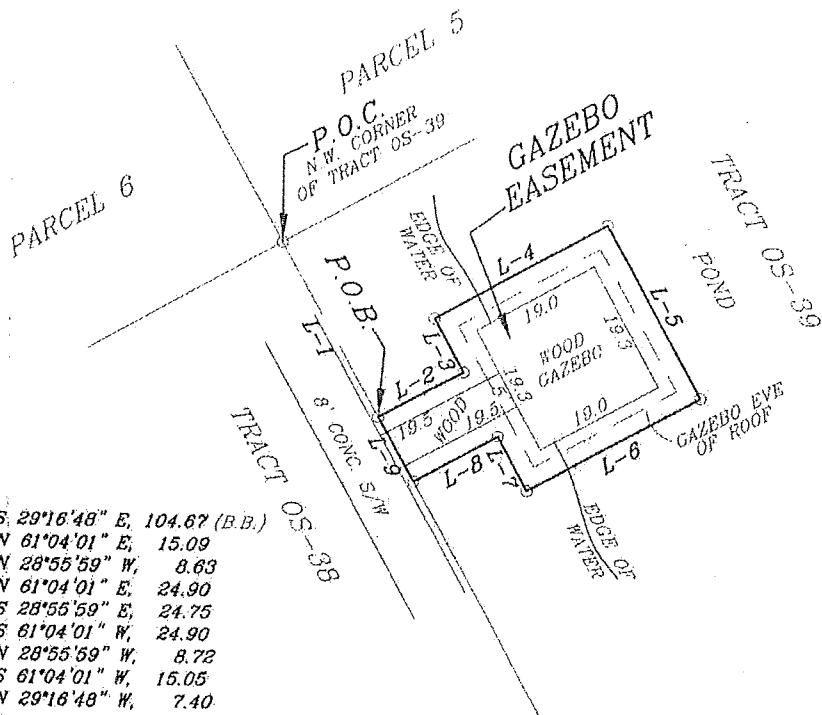
Exhibit A: Legal Description for Footprint of Gazebo

Exhibit “A”

PLAT OF LAND SURVEY FOR and/or CERTIFIED TO: Heritage Island
 PARCEL ID No: 26-36-08-75-00000-0-0539.0
 SITE LOCATION: Camberly Circle & Savoy Drive
 LYING IN SECTION 8, TOWNSHIP 26 SOUTH, RANGE 30 EAST

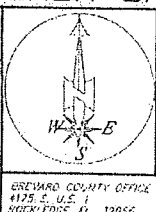
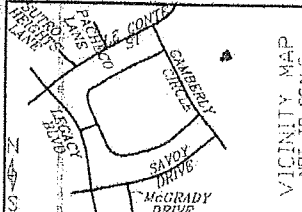
DESCRIPTION AS FOLLOWS:

A GAZEBO EASEMENT LYING IN TRACT OS-39, HERITAGE ISLE - PHASE 1, AS RECORDED IN PLAT BOOK 50, PAGES 61-66, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 COMMENCE AT THE NORTHWEST CORNER OF SAID TRACT OS-39, AND THENCE RUN S 29°16'48" E, A DISTANCE OF 104.67 FEET TO THE POINT OF BEGINNING. THENCE RUN N 61°04'01" E, A DISTANCE OF 15.09 FEET. THENCE RUN N 28°55'59" W, A DISTANCE OF 8.63 FEET. THENCE RUN N 61°04'01" E, A DISTANCE OF 24.90 FEET. THENCE RUN S 28°55'59" E, A DISTANCE OF 24.75 FEET. THENCE RUN S 61°04'01" W, A DISTANCE OF 24.90 FEET. THENCE RUN N 28°55'59" W, A DISTANCE OF 8.72 FEET. THENCE RUN S 61°04'01" W, A DISTANCE OF 15.05 FEET. THENCE RUN N 29°16'48" W, A DISTANCE OF 7.40 FEET TO THE POINT OF BEGINNING.



- L-1: S 29°16'48" E, 104.67 (B.B.)
- L-2: N 61°04'01" E, 15.09
- L-3: N 28°55'59" W, 8.63
- L-4: N 61°04'01" E, 24.90
- L-5: S 28°55'59" E, 24.75
- L-6: S 61°04'01" W, 24.90
- L-7: N 28°55'59" W, 8.72
- L-8: S 61°04'01" W, 15.05
- L-9: N 29°16'48" W, 7.40

WALKER LAND SURVEYING, INC.



NOTES:
 1. STANDARDS SET FORTH BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS IN CHAPTER 5J-17 FLORIDA ADMINISTRATIVE CODE PURSUANT TO CHAPTER 472-027, FLORIDA STATUTES.
 2. UNLESS SIGNED AND EMBOSSED WITH SURVEYOR'S SEAL, THIS SURVEY IS NOT VALID.
 3. THIS SURVEY WAS PREPARED FROM TITLE INFORMATION FURNISHED TO THE SURVEYOR. THERE MAY BE OTHER RESTRICTIONS OR EASEMENTS THAT AFFECT THIS PROPERTY.
 4. NO UNDERGROUND IMPROVEMENTS HAVE BEEN LOCATED UNLESS OTHERWISE SHOWN.
 5. THIS SURVEY IS INTENDED FOR THE SOLE BENEFIT OF THOSE CERTIFIED TO AND SHOULD NOT BE RELIED UPON BY ANY OTHER PARTY.
 6. DIMENSIONS SHOWN FOR THE LOCATION OF IMPROVEMENTS HEREON SHOWN MAY BE USED TO RECONSTRUCT BOUNDARY LINES.
 7. ELEVATIONS IF SHOWN, ARE BASED ON NATIONAL GEODETIC VERTICAL DATUM OF 1929 UNLESS OTHERWISE NOTED.
 8. BEARINGS BASED ON THE SOUTHWEST PROPERTY LINE OF TRACT OS-39
 SAID BEARING BEING S 29°16'48" E
 9. BEARINGS AND DISTANCES ARE PLAT AND MEASURED UNLESS OTHERWISE NOTED.
 10. MEASUREMENTS SHOWN ARE BASED ON THE STANDARD U.S. SURVEY FOOT.
 11. ADDITIONAL OR DEVIATIONS TO THIS SURVEY IS PROHIBITED WITHOUT CONSENT FROM SIGNING SURVEYOR.

LEGEND

P.L.	POINT OF BEGINNING	P	PLAT
U	UNDEVELOPED	F	FILL
B.B.	BEARING	IP	IRON PIPE
A.P.C.	ADJACENT PROPERTY CORNER	IR	IRON ROD
R	RADIUS	CM	CONCRETE MOUND
L	LINE LENGTH	SET IR	SET IR
W	WIDTH	REC	RECORD
DB	DEED BEARING	P.O.B.	POINT OF BEGINNING
P.O.B.	POINT OF BEGINNING	P.O.C.	POINT OF CORNER
IP	IRON PIPE	C.C.	CONCRETE CORNER
IR	IRON ROD	CH & DISC	CHAIN & DISC
R.O.W.	RIGHT-OF-WAY	ESH	EASEMENT
RAD	RADIUS	DR	DRAINAGE
MS	MATERIAL	UTIL	UTILITY
W.P.	WATER POINT	PL	PLAIN LANK
W.C.	WATER CURVE	CB	CONCRETE BLOCK
S/W	SIDEWALK	PC	POINT OF CORNER
W.C.	WATER CURVE	P.U. & D.E.	PUBLIC UTILITIES & DRAINAGE EMB.

BREVARD COUNTY OFFICE
 4125 S. U.S. 1
 MCKENNA, FL. 32966
 321-636-1135
 321-636-1404 (FAX)
 LG 6710

CERTIFIED BY: *[Signature]*
 JOHN W. WALKER, R.L.S. NO. 5362

SCALE	
FIELD DATE	ORDER NO. (L.V. NO.)
EASEMENT 6-26-13	49616
DRAWN BY: Z.A.B.	CHECKED BY: