

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.

(The Oath of Office was given to Mr. Teurfs and Mr. Williams prior to the onset of the meeting.)

**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 27, 2015 at 10:30 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:

Bernie Reed	Board Supervisor, Chairman
Jay Williams	Board Supervisor, Vice Chairman
Kenneth Bonin	Board Supervisor, Assistant Secretary
Curt Harmon	Board Supervisor, Assistant Secretary (appointed during this meeting)
Roger Teurfs	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
Darcie Madison	Leland Management
Rey Malave	Dewberry

Audience Members

FIRST ORDER OF BUSINESS

Call to Order

Mr. Reed called the meeting to order at 10:33 a.m. and read the roll call.

SECOND ORDER OF BUSINESS

Audience Comments on Agenda Items

There were no comments on agenda items.

THIRD ORDER OF BUSINESS

**Consideration of Resolution 2015-02,
Declaring a Vacancy**

It was noted for the record that within the fourth "Whereas" clause, it needs to state "2" available seats, not 3.

On Motion by Mr. Williams, seconded by Mr. Teurfs, with all in favor, the Board approved Resolution 2015-02, Declaring a Vacancy, as amended, for Heritage Isle at Viera Community Development District.
--

FOURTH ORDER OF BUSINESS

**Consideration of Appointment to Board of
Supervisors**

The Board of Supervisors reviewed 5 candidates; Judith Garrett, William Curt Harmon, Steve Kupecz, Jay London and Frank Pitt.

The Board decided to vote individually for the top two candidates and then select one from that list. The top two candidates were William Curt Harmon and Frank Pitt. The Board voted again until they had one candidate. In the end, William Curt Harmon received three votes and Frank Pitt received one vote.

The Board of Supervisors appointed William Curt Harmon to Seat 3.

On Motion by Mr. Reed, seconded by Mr. Williams, with all in favor, the Board appointed William Curt Harmon to Seat 3 for Heritage Isle at Viera Community Development District.
--

Mr. Harmon was given the Oath of Office and elected to receive compensation.

Mr. Earlywine reviewed the Sunshine Laws, Code of Ethics and Records Retention policies for Mr. Harmon.

FIFTH ORDER OF BUSINESS

**Consideration of Resolution 2015-03,
Designating Officers**

The Board of Supervisors approved Resolution 2015-03, designating Bernie Reed as Chairman, Jay Williams as Vice Chairman and Roger Teurfs, Ken Bonin, William Curt Harmon, Melissa Dobbins and Anthony Jeancola as Assistant Secretaries.

On Motion by Mr. Reed, seconded by Mr. Teurfs, with all in favor, the Board approved Resolution 2015-03, designating Bernie Reed as Chairman, Jay Williams as Vice Chairman and Roger Teurfs, Ken Bonin, William Curt Harmon, Melissa Dobbins and Anthony Jeancola as Assistant Secretaries for Heritage Isle at Viera Community Development District.
--

SIXTH ORDER OF BUSINESS

Consideration of the Minutes of the Board of Supervisors' Regular Meeting held October 28, 2014

On Motion by Mr. Reed, seconded by Mr. Williams, with all in favor, the Board approved the minutes of the Board of Supervisors' regular meeting held October 28, 2014 for Heritage Isle at Viera Community Development District.

SEVENTH ORDER OF BUSINESS

Consideration of the Minutes of the Board of Supervisors' Workshop held December 1, 2014

It was noted for the record that Roger Teurfs was not present at the workshop and his name should be removed from those in attendance.

On Motion by Mr. Reed, seconded by Mr. Williams, with all in favor, the Board approved the minutes of the Board of Supervisors' workshop held December 1, 2014, as amended, for Heritage Isle at Viera Community Development District.

EIGHTH ORDER OF BUSINESS

Ratification of the Operation and Maintenance Expenditures for October 2014, November 2014 and December 2014

On Motion by Mr. Reed, seconded by Mr. Teurfs, with all in favor, the Board ratified the Operation and Maintenance expenditures for October 2014 in the amount of \$47,961.01, November 2014 in the amount of \$21,594.05 and December 2014 in the amount of \$79,441.68 for Heritage Isle at Viera Community Development District.

NINETH ORDER OF BUSINESS

Staff Reports

A. District Counsel
No report.

B. District Engineer
Ms. Saunders updated the Board of Supervisors regarding Phase 8. She noted they will have a final inspection next week, the curb cleaning and concrete grinding is complete and the sidewalks are next for the 2014 infrastructure repairs.

She also noted that Phase 2 and Phase 4 bridge repairs have been completed.

The CUP data has been submitted per the permit requirements.

C. District Manager

Ms. Dobbins noted that the next regularly scheduled Board of Supervisors' meeting will be held March 24, 2015 at 10:30 a.m.

Ms. Dobbins updated the Board of Supervisors that the pressure washing has been completed in three phases. They still have three remaining to complete and Legacy Boulevard.

D. Tropic Care

Mr. Romano updated the Board of Supervisors that the palms are being trimmed, the annuals, as well as mulch, will be installed in early February and the pet station was repaired.

He also reviewed a proposal regarding Legacy Boulevard sight-line issues (marked as exhibit "A").

After discussion, the Board of Supervisors approved the proposal in the amount of \$824.

On Motion by Mr. Reed, seconded by Mr. Teurfs, with all in favor, the Board approved the proposal in the amount of \$824 for Heritage Isle at Viera Community Development District.

TENTH ORDER OF BUSINESS

**Update and Final Report on the Stormwater
System Inspection**

Mr. Malave reviewed his final report under Tab 8. He noted it was hard to determine if sediment was actually removed in the past and recommends that Phase 8 be cleaned out prior to the CDD accepting conveyance.

Discussion ensued.

The Board of Supervisors approved that the cleaning out of the sediment from the storm drains in Phase 1 through Phase 6 moves forward per the contract terms with Watson.

On Motion by Mr. Reed, seconded by Mr. Williams, with all in favor, the Board approved that the cleaning out of the sediment from the storm drains in Phase 1 through Phase 6 moves forward per the contract terms with Watson for Heritage Isle at Viera Community Development District.

The Board of Supervisors authorized district staff to send Lennar a demand letter to rectify irrigation concerns, Phase 7 conveyance items, Phase 8 conveyance items and a cost share for sediment cleaning within the district.

On Motion by Mr. Reed, seconded by Mr. Teurfs, with all in favor, the Board authorized district staff to send Lennar a demand letter to rectify irrigation concerns, Phase 7 conveyance items, Phase 8 conveyance items and a cost share for sediment cleaning within the district for Heritage Isle at Viera Community Development District.

ELEVENTH ORDER OF BUSINESS

**Discussion Regarding Resident Memo on
REUSE Irrigation System Liability**

It was noted that the district will review the system and monitor for any new occurring issues.

TWELFTH ORDER OF BUSINESS

**Update Regarding the Transfer of Limited
HOA Public Infrastructure to the CDD**

Mr. Reed noted that he presented the material at the workshop on December 1, 2014. At the end of the workshop a vote was taken, which represented that most of the residents were not in favor of pursuing this option any further.

The Board of Supervisors gave a consensus that this item is now closed.

THIRTEENTH ORDER OF BUSINESS

**Consideration of Hoover Pumping
Contract Renewal**

The Board of Supervisors approved a twelve-month agreement at the current rate of \$2,790 per year.

On Motion by Mr. Reed, seconded by Mr. Bonin, with all in favor, the Board approved a twelve-month agreement at the current rate of \$2,790 per year for Heritage Isle at Viera Community Development District.

FOURTEENTH ORDER OF BUSINESS

**Consideration of Arbitrage Rebate Report,
Series 2005, as of October 31, 2014**

It was noted for the record that the rebate report reflected a negative cumulative rebate amount of \$(301,583.44)

On Motion by Mr. Reed, seconded by Mr. Teurfs, with all in favor, the Board accepted the Arbitrage Rebate Report, Series 2005, as of October 31, 2014 for Heritage Isle at Viera Community Development District.

FIFTEENTH ORDER OF BUSINESS

**Audience Comments and Supervisor
Requests**

HERITAGE ISLE AT VIERA COMMUNITY DEVELOPMENT DISTRICT

January 27, 2015 Minutes of Meeting

Page 6

There was a question regarding 2005 bond re-finance options.

There was a question on the bond terms

There was a question on the CDD taking over the aprons.

There were no Supervisor requests.

SIXTEENTH ORDER OF BUSINESS

Adjournment

On Motion by Mr. Reed, seconded by Mr. Williams, with all in favor, the Board adjourned the meeting at 1:01 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 26th day of January, 2015, by and between TROPIC-CARE OF FLORIDA, INC. OF BREVARD, FLORIDA AND Heritage Isle Community Development District of BREVARD, FLORIDA.

This agreement represents additional work under paragraph 5(c) of that 1st of October, 2013 Landscape Maintenance Services Agreement ("Master Agreement") between the Heritage Isle at Viera Community Development District and Tropic-Care of Florida, Inc. and all of the terms of that Master Agreement apply to this agreement. To the extent of any conflict between this agreement and the Master Agreement, this agreement shall control.

JOB NAME: Heritage Isle Legacy Boulevard line of sight issue.

JOB LOCATION: Heritage Isle, Legacy Boulevard

DATE PERFORMANCE IS TO BEGIN: To be discussed.

DESCRIPTION OF JOB, SPECIFICATIONS AND ESTIMATES:

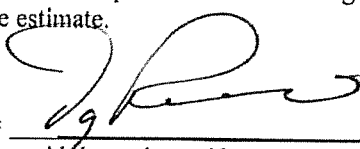
Type-Common Name	Size	Quantity	Amount each	Total
Repair line of sight issue on Legacy Boulevard and the southwest corner of Samsome. Remove tall grasses and relocate tree:				
Install St. Augustine sod :		2 Pallets	\$ 225.00	\$ 450.00
Transplanted one tree:		1	\$ 125.00	\$ 125.00
Muhly grass		20	\$ 3.95	\$ 79.00
Illex Schillings		12	\$ 10.00	\$ 120.00
Removal of grasses				\$ 50.00
			Total:	\$ 824.00

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:
Eight Hundred-Twenty-Four Dollars and 00/100 \$ 824.00.

Payments to be made as follows:
Due upon completion.

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.

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 _____ Signature 