
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.

**TARA
COMMUNITY DEVELOPMENT DISTRICT 1**

PLEDGE OF PUBLIC CONDUCT

WE MAY DISAGREE, BUT WE WILL BE RESPECTFUL OF ONE ANOTHER
WE WILL DIRECT ALL COMMENTS TO ISSUES
WE WILL AVOID PERSONAL ATTACKS

The regular meeting of the Board of Supervisors of the Tara Community Development District 1 was held on **Tuesday, October 25, 2011 at 9:32 a.m.** at the Tara Community Center, located at 7340 Tara Preserve Lane, Bradenton, Florida 34203.

Present and constituting a quorum:

G. Darby Connor	Board Supervisor, Chairman
John Schmidt	Board Supervisor, Vice-Chairman
Dan Powers	Board Supervisor
Joe Mojica	Board Supervisor, Assistant Secretary
Beth Bond	Board Supervisor, Assistant Secretary

Also present were:

Molly Syvret	District Manager, Rizzetta & Company, Inc.
John Vericker	District Counsel, Straley & Robin
Gene Robinson	Field Manager
Audience	

FIRST ORDER OF BUSINESS

Call to Order

Ms. Syvret called the meeting to order and proceeded to perform the roll call. The Board recited the Pledge of Allegiance.

SECOND ORDER OF BUSINESS

**Consideration of the Minutes of the
Board of Supervisors Meeting held on
August 23, 2011**

Ms. Syvret presented the Minutes of the Board of Supervisors meeting held on August 23, 2011. She asked if there were any revisions. It was noted that on page five, paragraph 5; it was Mr. Robinson, not Mr. Connor, who advised to the number of lakes owned by the District.

<p>On a Motion by Mr. Schmidt, seconded by Mr. Mojica, with all in favor, the Board approved the Minutes of the Board of Supervisors Meeting held on August 23, 2011, as amended on the record, for the Tara Community Development District 1.</p>
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THIRD ORDER OF BUSINESS

**Consideration of the Operation and
Maintenance Expenditures for the
Months of August and September 2011**

Ms. Syvret presented the Operation and Maintenance Expenditures covering the period of August 1-31, 2011, totaling \$28,875.01 and the period of September 1-30, totaling \$53,771.11. She asked if there were any questions related to the Operation and Maintenance Expenditures. There were none.

On a Motion by Mr. Mojica, seconded by Mr. Connor, with all in favor, the Board approved the Operation and Maintenance Expenditures for the Months of August and September 2011 for the Tara Community Development District 1.

FOURTH ORDER OF BUSINESS

Discussion Regarding District Financials

Ms. Syvret advised that the financial statements and summary report were not yet available for presentation as they are held open longer for year end. Ms. Syvret advised the District is in good financial standing and will not have any issues operating during the first quarter of the new fiscal year until assessment revenue begins to come in.

Discussion ensued regarding landscaping projects that were contemplated for the first quarter of the year. Mr. Connor advised the mulch cost would be \$23,000, and a deposit of \$12,000 is required for materials. Installation of the mulch should occur in the first week of December. The sod project was approved for the first quarter of the current fiscal year. Mr. Connor recommended that the District should have the landscaper proceed with a weed and feed treatment following the installation of the new sod. The cost would be \$500 per area, for a total of \$1,000 to cover the two areas requiring treatment.

On a Motion by Ms. Bond, seconded by Mr. Schmidt, with all in favor, the Board authorized the landscape provider to perform weed and feed of new Bahia turf in an amount not to exceed \$1,000, for the Tara Community Development District 1.

FIFTH ORDER OF BUSINESS

**Discussion Concerning Unauthorized
Landscaping on CDD Property**

Ms. Syvret recapped the issue. It was noted that Mr. Tate, the homeowner, had returned from out of town and was present at the meeting. It was noted that Mr. Conner, Mr. Robinson, and the District's landscaper, Mr. Bracher, visited the property again. Mr. Bracher recommended adding some soil and sod to restore the area, the cost of which would be \$250. It was also noted that it should be understood that there is no irrigation in this area, so the property owner's assistance would be needed to properly water in the sod, plus it is likely to become worn out again sometime in the future because the present location of the landscape material causes the mowers have to go back and forth over the same area during maintenance. Discussion ensued.

On a Motion by Ms. Bond, seconded by Mr. Connor, with all in favor, the Board approved repair of the ruts behind the Tate property by installation of soil and sod, Not To Exceed \$250, for the Tara Community Development District 1.

On a Motion by Ms. Bond, seconded by Mr. Mojica, with all in favor, the Board acknowledged the CDD will maintain the currently existing trees in accordance with e-mail correspondence dated June 24, 2011 from Mr. Connor to District Management, as read into the record, for the Tara Community Development District 1.

SIXTH ORDER OF BUSINESS

Discussion Concerning ADA Compliance

Discussion was held concerning ADA compliance items. Questions were raised concerning the pool lift, relating to whether a portable unit be chained to the wall/fence and a key provided to persons that need to utilize it, or if it would be feasible to install a permanent chair between the pool and spa, that could services both, and still leave enough clear space around each for walking. Ms. Syvret advised she would pose those questions to MR. Schappacher so that he could address them at the next meeting.

This item of discussion was tabled to the November meeting.

SEVENTH ORDER OF BUSINESS

Discussion Concerning SWFWMD Recertification Report

Ms. Syvret advised that tab 3 in the agenda book has two reports; phase 2F and phase 3L SWFWMD recertification reports prepared by Schappacher Engineering. She advised that the District has already received confirmation from SWFWMD that both areas have been recertified, so the items noted Mr. Schappacher's report are not preventing re-certification, but are recommended to be addressed before they get worse or more costly. Pricing has been provided by Florida LawnPros for the areas of concern which are in need of repair. The total to repair everything is \$3,715.

The Board stated they would like to table the discussion until November.

On a Motion by Mr. Powers, seconded by Mr. Connor, with all in favor, the Board tabled the Discussion Concerning SWFWMD Recertification Reports until the November meeting, for the Tara Community Development District 1.

EIGHTH ORDER OF BUSINESS

Discussion Concerning Resolution 2006-02, Authorizing the Disbursement of Funds for Payment of Certain Continuing Expenses Without Prior Approval of the Board of Supervisors, Adopted January 26, 2006

Ms. Syvret advised the Board had requested to see Resolution 2006-02, which authorizes disbursement of funds for certain expenses. Ms. Bond advised she had prepared a motion regarding the issue.

Mr. Powers asked for clarification on Section 2, Parentheses 2. Mr. Vericker advised section 2 approves payment for non-contractual expenses of up to \$5,000 without any additional approval, and up to \$20,000 with approval of the Chairman, and provided his opinion on the verbiage of the section. Mr. Vericker recommended changing the dollar amount threshold and the process in which the resolution outlines. Mr. Powers advised that Mr. Vericker provided an overview of an emergency situation; however replacement of a tree, which is an invoice he previously questioned, is not an emergency situation. Mr. Powers advised that the Board should be notified when the issue is not an emergency, such as removing and replacing of trees. Mr. Connor addressed the Board regarding the history of tree removal and replacement and the current tree removal and replacement. Discussion ensued.

Ms. Bond stated she would like to read her motion into the record. She read her motion into the record. Mr. Vericker advised that a resolution would be a better approach since the Board is looking to amend a current resolution. Mr. Vericker provided his opinion on how the resolution should be worded; indicating that lowering dollar amounts is okay but calling for a vote of Supervisors via email would be a violation of the Sunshine laws.

Ms. Syvret provided her opinion on the resolution, stating that if the Board adopts a resolution with the provisions as stated in the motion that was presented by Ms. Bond, staff's hands are essentially tied in an emergency situation.

Mr. Schmidt stated that a true emergency up to \$5,000 should be at the discretion of the manager and Chairman or Vice Chairman. A special meeting of the Board should be called for an emergency, the extent of which requires an amount greater than \$5,000.

On a Motion by Ms. Bond, seconded by Mr. Powers, with all in favor, the Board authorized District Counsel to bring an amendatory resolution to Resolution 2006-02, for the Tara Community Development District 1.

On a Motion by Mr. Schmidt, seconded by Mr. Powers, with all in favor, the Board agreed that there is to be no expenditures greater than \$5,000 prior to the next meeting, unless a special meeting is called, for the Tara Community Development District 1.

Ms. Syvret advised she is slightly confused relating to the Boards intent, noting that based on the Board's discussion, there is no authority being provided to staff to expend funds to make repairs and address matters that are not covered by a contract, but not necessarily an emergency. As an example, Mr. Robinson indicated that one of the cameras is broken, and indicated as he understands the Board's discussion, he would need to wait until the next meeting and present a proposal for approval to repair the camera, since it is not something under a contract, nor does it constitute an emergency. The Board indicated that was not their intent. Discussion ensued regarding the wording for the resolution Mr. Vericker is going to prepare for the next meeting.

NINTH ORDER OF BUSINESS

Staff Reports

A. District Counsel

Mr. Vericker stated he had no report. He asked the Board if they had questions for him. There were none.

B. District Engineer

Mr. Schappacher was not present. Ms. Syvret advised she will ask Mr. Schappacher to attend the November meeting to address the items tabled earlier in the meeting.

C. Field Manager

Mr. Robinson advised there are cracks on the tennis court, the surface of which is out of warranty. He advised the cost to fix the cracks is \$400-\$500, but then the patches would stand out and probably require painting. The vendor thinks the cracks are more aesthetic and not structural. Mr. Robinson will obtain proposals for repair and painting of the one area, and one for repair and repainting of the entire surface.

Mr. Robinson advised there are issues with viewing the cameras from home. He advised that Internet Explorer 7 is the latest version that can access the video footage. He advised a solution would be to load Internet Explorer 7 on home computers however it does not work with Windows 7. Internet Explorer 7 or below is the only program that can view the cameras. Mr. Robinson also advised he is looking into purchasing a new DVR system.

Mr. Robinson advised that the community centers tables and chairs are in need of repair. He asked if he should have them repaired/rebuilt, or purchase new. Mr. Connor suggested looking into new, lighter weight tables. A resident suggested cosmetically pleasing tables.

Mr. Robinson advised that the Supervisor of Elections would like to use the community center for elections again on January 31, 2012, August 14, 2012, and November 6, 2012. It was suggested that paper is put on the floors to protect them from the elections equipment.

Mr. Robinson advised he received an updated proposal from Complete Electric for the aerator in the pond at Wingspan Way & Birds Eye Terrace, the updated proposal went down and is now \$3,200. The Aquagenix proposal is \$2,300, the FPL costs would be minimal for the monthly electric, approximately \$10-\$15, and a proposal is still needed from Florida Lawn Pros for trenching services. Discussion ensued.

On a Motion by Ms. Bond, seconded by Mr. Powers, with 4 in favor and one opposed, the Board authorized the purchase and installation, Not To Exceed \$7,000, of an aerator to be located in the CDD owned pond at Wingspan & Birds Eye, to mitigate the unsatisfactory water conditions, to be functioning by February of 2012, with an estimated electrical expense of \$10-\$15 monthly, for the Tara Community Development District 1.

D. District Manger

Ms. Syvret advised Management had received the arbitrage rebate report from Deloitte, which she explained is performed every year and calculates the District's tax liability for revenue earned on the tax exempt bonds. The current report is for the period of August 1, 2010 through July 31, 2011. She advised there is no tax liability at this time. Ms. Syvret stated she has copies to distribute should someone request a copy.

Ms. Syvret stated that the next meeting of the Board of Supervisors is scheduled for November 22, 2011 at 9:30am.

TENTH ORDER OF BUSINESS

Supervisor Requests and Audience Comments

Ms. Syvret opened the floor to supervisor requests and comments.

1. Mr. Powers provided to Management copies of proposals received from Conway & Sons for upgrades/relocation of the pump house. The proposals are to be distributed via e-mail from Management and included on the agenda for discussion at the November meeting.
2. Ms. Bond distributed a motion relating to formation of a budget committee for review by the Board and discussion at the November meeting. She advised of her thoughts and reasons behind the committee.
3. Mr. Schmidt advised that the community channel has been down. He also advised there have been issues with TMA regarding putting recordings on the web site.
4. Mr. Connor questioned when the next newsletter will go out. Mr. Schmidt advised that it is due to go out the first week in December and that he is utilizing the next two weeks, or until November 11, to obtain information to put into the newsletter.


Hearing no further Supervisor requests or comments; Ms. Syvret opened the floor to audience questions and comments.

Audience questions and comments were entertained. No Board action was taken.

ELEVENTH ORDER OF BUSINESS

Adjournment

On a Motion by Mr. Schmidt, seconded by Mr. Connor, with all in favor, the Board adjourned the Board of Supervisors' meeting at 12:08 p.m. for the Tara Community Development District 1.


Secretary / Assistant Secretary


Chairman / Vice Chairman