

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

The regular meeting of the Board of Supervisors of the Tara Community Development District 1 was held on **Thursday, April 27, 2006 at 7:00 p.m.** at the Tara Clubhouse, located at 7340 Tara Preserve Lane, Bradenton, Florida 34203.

Present and constituting a quorum:

Timothy Lenz	Board Supervisor, Chairman
Tom Holm	Board Supervisor, Vice Chairman
Stuart Prall	Board Supervisor, Assistant Secretary
Jack Horner	Board Supervisor, Assistant Secretary
Gerald Wixson	Board Supervisor, Assistant Secretary

Also present were:

Karen Hartman	District Manager, Rizzetta & Company, Inc.
Bernard Coryer	Representative, Rizzetta & Company, Inc.
Dan Powers	Field Manager

FIRST ORDER OF BUSINESS

Call to Order

Ms. Hartman called the meeting to order and read the roll call.

SECOND ORDER OF BUSINESS

**Consideration of the Minutes of the Board
Supervisors' Meeting on February 23 and
March 23, 2006**

Ms. Hartman stated that the first item on the agenda was the consideration of the minutes of the Board Supervisors' meeting on February 23, 2006. Ms. Hartman asked if there were any questions. Hearing none, she asked for a motion to approve.

On a Motion by Mr. Holm, seconded by Mr. Prall, with all in favor, the Board approved the Minutes of the Board of Supervisors meeting on February 23, 2006 for Tara Community Development District 1.

Ms. Hartman stated that the next item on the agenda was the consideration of the minutes of the Board Supervisors' meeting on March 23, 2006. Ms. Hartman asked if there were any questions. A brief discussion ensued. Ms. Hartman asked for a motion to approve as amended.

On a Motion by Mr. Wixson, seconded by Mr. Prall, with all in favor, the Board approved the Minutes of the Board of Supervisors meeting on March 23, 2006 (as amended) for Tara Community Development District 1.

THIRD ORDER OF BUSINESS

Consideration of Operation and Maintenance Expenditures for April 2006

Ms. Hartman stated that the next item on the agenda was the consideration of the Operation and Maintenance expenditures for April 2006. Ms. Hartman asked if there were any questions. Several questions arose in regards to the invoices; Ms. Hartman gave detailed explanations on all the invoices. It was stated that the discussion needs to be continued at a later time when District Counsel is available. Ms. Hartman asked for a motion to approve.

On a Motion by Mr. Holm, seconded by Mr. Lenz, with all in favor, the Board approved the Operation and Maintenance expenditures for April 2006 for Tara Community Development District 1.

FOURTH ORDER OF BUSINESS

Consideration of Retention of District Counsel

Ms. Hartman stated that the next item on the agenda was the consideration of the retention of District Counsel. She stated that she contacted two legal firms and has had no responses for the position of District Counsel. She recommended the Board authorize the advertising of a RFQ for District Counsel services. She asked for a motion to approve. It was stated that the Board requested a not-to-exceed amount of \$300 be placed for the District Counsel advertisement. Ms. Hartman recommended a not-to-exceed amount of \$500 instead as it would allow for a broader reach and placement in the Sarasota County and Manatee County newspapers. It was stated that the Board will allow the future District Counsel to attend meetings via speakerphone. Ms. Hartman asked for a motion to approve advertising for RFQ for District Counsel services with a not-to-exceed amount of \$500 for advertising cost.

On a Motion by Mr. Holm, seconded by Mr. Wixson, with all in favor, the Board approved advertising for RFQ for District Counsel services with a not-to-exceed amount of \$500 for advertising for District Counsel for Tara Community Development District 1.

FIFTH ORDER OF BUSINESS

**Consideration of Audit Report for Fiscal
Year 2004/2005**

Ms. Hartman stated that the next item on the agenda was the consideration of the audit report for Fiscal Year 2004/2005. She recommended that the item be tabled until the next meeting as she did not have the audit report available. Ms. Hartman asked for a motion to table.

On a Motion by Mr. Holm, seconded by Mr. Lenz, with all in favor, the Board tabled the consideration of the Audit Report for Fiscal Year 2004/2005 until the next regularly scheduled meeting for Tara Community Development District 1.

SIXTH ORDER OF BUSINESS

Consideration of Recreational Policies

Ms. Hartman stated that the next item on the agenda was the consideration of recreational policies. She stated that the policies will be adopted along with Resolution 2006-05, Adopting Recreational Fees, which is the next item on the agenda. Ms. Hartman asked if there were any questions on any of the policies. She asked for a motion to approve.

On a Motion by Mr. Wixson, seconded by Mr. Holm, with all in favor, the Board approved the recreational policies as presented for Tara Community Development District 1.

SEVENTH ORDER OF BUSINESS

**Consideration of Resolution 2006-05, Adopting
Recreational Fees**

Ms. Hartman stated that the next item on the agenda was the consideration of Resolution 2006-05, Adopting Recreational Fees. She clarified a few of the fees for the Board in full detail. Ms. Hartman asked for a motion to approve.

On a Motion by Mr. Holm, seconded by Mr. Wixson, with all in favor, the Board approved Resolution 2006-05, Adopting Recreational Fees (as presented) for Tara Community Development District 1.

EIGHTH ORDER OF BUSINESS

Consideration of Fence Proposals

Ms. Hartman stated that the next item on the agenda was the consideration of fence proposals. She stated that three proposals were received. The first proposal was from S & N Fence in the amount of \$29,338.00. The second proposal was from USA Fence Co. in the amount of \$31,123.49. The third proposal was from Gulfcoast Vinyl Products in the amount of \$36,940.03. Ms. Hartman stated as directed at the last Board meeting, she sent out 38 certified letters in regards to the fence installation. She noted that she currently has received 16 responses from the residents; 7 approving the installation, 8 disapproving, and 1 unsure. It was stated that this item should be discussed at the public hearing on the final budget. Mr. Lenz stated that currently, there is a natural fence that is 6 feet tall lining Tara Boulevard from Tara Preserve Lane up. He stated that his position is to preserve the assets of the development.

Mr. Lenz stated that he is not in favor of the fence being installed and explained that he is a resident that would be affected by the installation. A lengthy discussion ensued. It was recommended again to have the discussion during the public hearing on the final budget. It was recommended that the Board reject any consideration for a non-natural solution to the problem. Therefore, reject all bids that were presented.

On a Motion by Mr. Lenz, seconded by Mr. Wixson, with three in favor, Mr. Horner against, and Mr. Holm abstained, the Board rejected all proposals for the fence installation along Tara Boulevard and Linger Lodge Road for Tara Community Development District 1.

Mr. Schulman of Tropical Landscape Solutions stated that the current hedges are sweet viburnum a plant that typically grows a foot per year. He recommended the Board consider leaving the current shrubbery and maintaining it properly. Ms. Hartman suggested replacing a few of the shrubs for faster growth. A question arose in regards to suggestions for preventing cars from driving through this area and ruining the current shrubbery until it grows to the necessary height. It was stated that the Sheriffs department will increase the patrolling of the area and if necessary, the Board can consider assigning a task force team to patrol the District. Further discussion ensued. Ms. Hartman recommended that the Board make a motion to approve Mr. Schulman to extend the irrigation and install additional plants. It was recommended that a not-to-exceed amount of \$3,000 be set for the installation of the plants and for the irrigation.

On a Motion by Mr. Wixson, seconded by Mr. Prall, with all in favor, the Board approved Tropical Landscape Solutions to extend irrigation and to install the plants with a not-to-exceed amount of \$3,000 for Tara Community Development District 1.

NINTH ORDER OF BUSINESS

**Discussion on Vanasse Hangen Brustlin, Inc.
Contract**

Ms. Hartman stated that the next item on the agenda was the discussion on the Vanasse Hangen Brustlin, Inc. contract for lake monitoring services. She stated that this contract was negotiated by the previous District Counsel. Mr. Serviss with VHB gave a detailed explanation of why it is necessary to have this monitoring service available for the District, he also reviewed the contract for the Board. Ms. Hartman asked if there were any questions. Hearing none, she asked for a motion to approve.

On a Motion by Mr. Holm, seconded by Mr. Lenz, with all in favor, the Board approved the Vanasse Hangen Brustlin, Inc. contract for surface water monitoring as presented for Tara Community Development District 1.

Ms. Hartman stated that she would like to address the lake management contract. Mr. Kighten from Aquagenix gave the Board a brief update. A lengthy discussion ensued.

TENTH ORDER OF BUSINESS

Discussion on Field Manager Report

Ms. Hartman stated that the next item on the agenda was the discussion on the field manager report. She stated that the pool pump has several leaks in it and it will need to be fixed. Ms. Hartman stated that there is a leak in the roof in the pool room although it is still under warranty. She also stated the tennis court surface is worn, the fence is leaning, the surface is worn. Ms. Hartman stated that these issues need to be addressed as soon as possible to prevent further damage. It was suggested that the Board have a meeting with the Developer to discuss some of the issues within the District. It was suggested to have Mr. Wixson and a volunteer from the audience meet with Mr. Agnelli to discuss the current issues. Ms. Hartman was directed to prepare a list of discussion points for this meeting with Mr. Agnelli. She asked for a motion to approve.

On a Motion by Mr. Lenz, seconded by Mr. Prall, with all in favor, the Board approved Mr. Wixson and the audience volunteer to meet with Mr. Agnelli to discuss current District issues for Tara Community Development District 1.

ELEVENTH ORDER OF BUSINESS

Staff Reports

- A. District Counsel
Not present.
- B. District Engineer
Not present.
- C. District Manager
No report.

TWELFTH ORDER OF BUSINESS

Supervisor Requests and Audience Comments

Ms. Hartman stated that the next item on the agenda was Supervisor requests and audience comments. Ms. Hartman asked if there were any Supervisor requests.

Ms. Hartman asked if there were any audience comments. The following audience members provided comments:

- 1. Michael Dyer =
 - pool accessories and furniture
 - pipes and port on Tara Boulevard
 - mulch on common areas
- 2. Philip Ciaravino =
 - no cutting of grass

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3. Bruce Stevens
 - sidewalk & common property sod pictures
 - request for budget to fund corrective actions
 4. Rick Thorson
 - we are already paying for street lights

THIRTEENTH ORDER OF BUSINESS

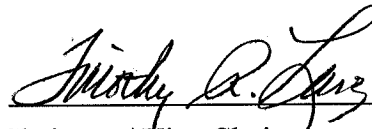
Adjournment

Ms. Hartman stated that there were no other agenda items to come before the Board. She asked for a motion to adjourn. The meeting was adjourned at 9:15 p.m.

On a Motion by Mr. Holm, seconded by Mr. Lenz, with all in favor, the Board of Supervisors adjourned the meeting at 9:15 p.m. for Tara Community Development District 1.



Secretary/Assistant Secretary



Chairman/ Vice Chairman

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <i>Holm, Tom C.</i>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <i>TARA COMMUNITY DEVELOPMENT DISTRICT</i>
MAILING ADDRESS <i>1610 POINTE PLEASANT AVE. W.</i>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input type="checkbox"/> CITY <input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY COUNTY <i>BRADENTON, FL, MANATEE</i>	NAME OF POLITICAL SUBDIVISION: <i>TARA COMMUNITY DEVELOPMENT DISTRICT</i>
DATE ON WHICH VOTE OCCURRED	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies equally to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing the reverse side and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which inures to his or her special private gain or loss. Each elected or appointed local officer also is prohibited from knowingly voting on a measure which inures to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent organization or subsidiary of a corporate principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

* * * * *

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

* * * * *

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you otherwise may participate in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on other side)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Tom Holm, hereby disclose that on _____, 20 _____:

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

A 1600' FENCE IS REQUESTED BY MEMBERS OF THE TARA CDD . . . THE DISTRICT MANAGEMENT COMPANY WAS REQUESTED BY THE TARA CDD BOARD TO SOLICIT ACCEPTANCE OF A SPECIAL ASSESSMENT TO INSTALL THE FENCE AMONG 38 RESIDENTS THAT WOULD BE PROTECTED BY ITS SECURITY AT A COST OF APPROXIMATELY \$1,000 PER RESIDENT. THIS ISSUE WILL COME BEFORE THE TARA CDD BOARD DURING A PUBLIC BUDGET HEARING, WHICH IF VOTED AND ADOPTED BY THE TARA CDD BOARD FOR ALL RESIDENTS, WOULD REDUCE THE COST TO \$30.00 PER RESIDENT.

Date Filed

5-16-06

Signature

Tom Holm

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.