MINUTES OF MEETING GRAND HAVEN COMMUNITY DEVELOPMENT DISTRICT

A Community Workshop of the Grand Haven Community Development District's Board of Supervisors was held on Thursday, March 3, 2011 at 10:00 a.m., in the Grand Haven Room, Grand Haven Village Center, 2001 Waterside Parkway, Palm Coast, Florida 32137.

Present at the meeting and constituting a quorum were:

Dr. Stephen Davidson	Chair
Peter Chiodo (via telephone)	Vice Chair
Marie Gaeta	Assistant Secretary
Tom Lawrence	Assistant Secretary
John Pollinger	Assistant Secretary

Also present were:

Craig Wrathell Matt Kozak Doug Paton Howard McGaffney Roy Deary Chip Howden Ray Smith	District Manager Wrathell, Hunt & Associates, LLC Wrathell, Hunt & Associates, LLC Amenity Center Manager Amenity Center Manager CERT Team Resident and Business Plan Facilitator
Brian Simms	District Engineer
Vic Natiello	Resident
Ron Merlo	Resident
Al Lo Monaco	Resident
Glenn Laury	Resident
Otto Bohmueller	Resident
Bob Hopkins	Resident
Diane Layng	Resident

FIRST ORDER OF BUSINESS

CALL TO ORDER/ROLL CALL

Mr. Wrathell called the workshop to order at 10:08 a.m., and noted, for the record, that Supervisors Davidson, Gaeta, Lawrence and Pollinger were present, in person. Supervisor Chiodo attended by telephone.

SECOND ORDER OF BUSINESS

PLEDGE OF ALLEGIANCE

All present recited the Pledge of Allegiance.

THIRD ORDER OF BUSINESS REPORT: District Engineer

No Report

There being no report, the next item followed.

FOURTH ORDER OF BUSINESS REPORT: Field/Operations Manager

There being no report, the next item followed.

FIFTH ORDER OF BUSINESS DISCUSSION ITEMS

A. Business Plan Strategic Session (Ray Smith)

Supervisor Davidson noted Supervisor Gaeta recommended the Board develop a business and strategic plan. He indicated Mr. Ray Smith, a resident, has experience facilitating groups who are developing business and strategic plans. Supervisor Davidson indicated Mr. Smith has volunteered his assistance.

Mr. Smith indicated he emailed the Board earlier in the month asking them to complete certain tasks, prior to today's workshop. The tasks were to write down expectations of what the process should do with regard to the Supervisors' and facilitator's roles, write five (5)-year objectives for the CDD using six (6) words or less for each objective, define their criteria for prioritization and prioritize their objectives according to that criteria. Mr. Smith indicated today they will define the roles, prepare objectives, prioritize those objectives and may perform a strengths, weaknesses, opportunities, and threats (SWOT) analysis.

Mr. Smith indicated, once the objectives are prioritized, the Board can talk about strategies to implement each objective. Under strategies, there will be programs to define what will be done and establish timelines and costs. Once the programs are complete, the Board will be in a position to write a business plan. Mr. Smith explained the business plan implements the strategies and the programs.

Mr. Smith asked the Supervisors for their expectations. The following responses were given:

Supervisor Lawrence: Develop Board prioritized five (5)-year objectives.

- Supervisor Gaeta: Develop strategic plan components resulting in the formation of a business plan.
- Supervisor Chiodo: Creation of a District short, mid and long-term strategic plan.
- Supervisor Davidson: Creation of a business plan as a living document establishing projections, objectives and policies for current and subsequent Boards to utilize as a template or roadmap.

Supervisor Pollinger indicated he is not prepared to do this and offered his statement regarding why. Supervisor Davidson agreed to have Supervisor Pollinger read his reason into the record. Supervisor Pollinger stated:

"First, I believe in the cohesiveness and common vision of the current Board; however, at this particular point, I must disagree with the proposal and acceptance of what I believe to be overkill of a well-intentioned idea. While the Sunshine Law has merit, it has precluded me from discussing my reservations, before this meeting, regarding the session that is taking place. While I agreed in a phone call from Mr. Smith to be open to concept of this proposal, upon reviewing his agenda, after a vote was taken, I have to ask the question in this proposed session, it encouraged participants to utilize the often over-utilized phrase of thinking outside the box but I cannot understand nor would I have accepted the box before I knew what was contained inside. I am not opposed to continuing education but I am opposed to what's being done at this point."

It was noted that Supervisor Chiodo's comments were received by Management.

Regarding Supervisor Pollinger's statement, Supervisor Chiodo indicated he thought the Board agreed to give this approach a chance, at least for today's session, then decide whether to proceed. Supervisor Davidson concurred and stated, for the record, Mr. Pollinger had left the meeting prior to the time this decision was made and could not provide input, at that meeting. Supervisor Gaeta recalled her statement at the meeting, where she read her commentary of her feeling that the Board is comprised of enough brainpower to try to put this together; however, she went along with it. Supervisor Gaeta stated this was a Board initiative; however, at this time, she wants to hear what Mr. Smith has to say and then the Board will make a decision as to whether or not they need to have him speak at another workshop. Supervisor Lawrence felt they are a Board, they need to work together and they are going to make decisions, based on the

majority vote. Supervisor Lawrence stated he will do as the majority of the Board votes and felt all should work together on a program that received a majority vote. Supervisor Davidson felt the Board's majority decision should rule in their actions.

In response to Supervisor Davidson's question, Supervisor Pollinger indicated he can respond but did not complete the assignment that he feels was unnecessary and inappropriate.

Supervisor Gaeta emphasized, again, that what she is opposed to is the process in which this was done. She noted it was discussed at the last meeting and everyone needs to understand if a Board Member has an initiative that is discussed at a meeting, then if additional assistance is required, it will come from the person who initiated the process. Supervisor Davidson indicated he offered his apologies for stepping out of line at the last meeting. Mr. Wrathell indicated, from Management's perspective, the business plan was a way to help congeal the five (5) Board Members together with a common vision, regardless of the process. Mr. Wrathell stressed the need to have all Board Members on board with the business plan because he feels this will be the key basis for how the Board proceeds.

Mr. Smith indicated the next part is the Board's role in this process. Supervisor Davidson voiced his misunderstanding and thinking this meant the role of the Board, in general, not specific to this process. Supervisor Chiodo felt the Board's role is to define and accept the process, execute the process and finalize the CDD's strategic and business plans. Supervisor Gaeta agreed with Supervisor Chiodo and stated she feels the Board's role is to provide input to the facilitator in order to achieve objectives, execute the process and finalize the strategic and business plans. Mr. Smith indicated the Board's role is consent and approval of a strategic plan and a business plan.

Mr. Smith asked the Board to identify the facilitator's role. Supervisor Chiodo felt the facilitator's role is to lead the Board of Supervisors in developing the process to create the plan. Supervisor Gaeta stated the facilitator is a neutral person who makes progress easier. Supervisor Lawrence indicated the facilitator's role is discipline. Supervisor Davidson felt the facilitator's role is to neutrally guide the process, not influencing the resulting substance or content, and save time by assisting the process, distilling five (5) inputs, narrowing the focus and developing a consensus. Mr. Smith summarized the Board's opinion that the facilitator is the process person and indicated his role is to give structure to the content coming from the Board.

Mr. Smith reviewed the number of objectives defined by each Board Member. He referred to the criteria for ranking the objectives, starting with Supervisor Chiodo's criteria and asked for additional criteria. The agreed upon criteria, for ranking the objectives, were importance to residents, positive impact, greatest risk, probability of success, lowest cost and highest cost. Each Supervisor priority ranked the criteria for ranking the objectives. The Board discussed the outcome of their rankings and how to utilize the rankings. The Board summarized importance to residents and positive impact as the most important and next most important ranking criteria, respectively.

Mr. Smith asked each Board Member to voice their #1 objective, under their highest ranked criteria. Through Board input, a list of ten (10) objectives was compiled. Mr. Smith asked each Board Member to rank the objectives based on their previously established ranking criteria. The objectives, in order of importance, based on the rankings of all five (5) Board Members, were: maintain/improve CDD assets, safety and security, no special assessments, build adequate reserves, CDD Board unity, Staff/employee planning, communications internal/external, delivering amenity services model, political capital and outside funding for CDD requirements. Mr. Smith also compiled the objectives based on the rank determined by the three (3) highest priority Board Member rankings, resulting in the same ranking order, except with CDD Board unity and Staff/employee planning switching positions.

Mr. Smith indicated the next step is to perform a SWOT analysis of the organization. He explained that strengths and weaknesses are internal looks at the organization to determine its strengths and weaknesses. Opportunities and threats are external impacts to the organization, things that help or hinder. Mr. Smith indicated they will build on these when developing strategies and programs. Once this part is complete, the Board can determine if their objectives are realistic and/or doable. At this point, they will review the objectives and develop strategies to achieve each objective. Mr. Smith explained how to develop strategies and programs for each strategy. Mr. Smith indicated the business plan will implement these programs.

Supervisor Davidson asked for Board comment and feedback.

Supervisor Chiodo felt the process today exceeded his expectations and was worthwhile, putting the Board in a better position to move forward to the next step. Supervisors Pollinger, Gaeta and Lawrence concurred.

Supervisor Davidson asked Mr. Smith to provide his chart information to the Supervisors. Mr. Smith asked the Board to email their homework to him and he will email the charts to the District Manager's office. Mr. Smith indicated he will also send additional tasks, or homework, to the Board Members, for completion prior to the next workshop.

B. Field/Operations Manager Evaluation Form (to be completed by BOS at March Regular Meeting)

This item, previously Item 5C., was presented out of order.

Supervisor Davidson asked for the reason why Ms. Gillyard sent the email. Mr. Wrathell indicated the evaluation form behind Tab C is a revised version intended to be used for this evaluation. Mr. Kozak distributed another form containing additional objectives. Mr. Wrathell felt the version in the agenda package is fairly comprehensive and good for this year. He suggested the new objectives the Board is currently working on can be inserted or replaced in this version, for use next year. Mr. Wrathell indicated the original intent was to give the Board the exact same form from last year but this one is a slightly updated version. In response to Supervisor Davidson's question, Mr. Wrathell confirmed the difference is the addition of the last two (2) bullet points on Page 2.

Supervisor Lawrence felt the Board should discuss what each ranking means. The quantitative descriptions were distributed to the Board. Mr. Wrathell indicated those were developed last year but not officially approved by the Board. Supervisor Chiodo asked what the Board is approving. Mr. Wrathell indicated the Board is agreeing to use the evaluation form in the agenda package, which contains two (2) additional objectives, compared to last year. Mr. Wrathell explained the memo regarding the weighted average scores and determining the compensation adjustment, which will be emailed to the Board. Board Member input is due by the March 17th meeting. Supervisor Chiodo indicated he will attend the March 17th meeting by phone and will fax his input.

Supervisor Lawrence questioned last year's individual Supervisor evaluations being sent to the community. Mr. Wrathell indicated they were included in the agenda package last year but will not be included this time.

The meeting recessed at 11:30 a.m. ***The meeting reconvened at 11:45 a.m.*** Discussion: Resident Directory (MG)

This item, previously Item 8A., was presented out of order.

Supervisor Gaeta indicated she had several meetings regarding the resident directory. In perusing it, they determined the directory contains redundant information, which has been corrected and updated. They prioritized and decided that emergency and frequently used numbers would be placed on the back cover. The directory content was refined to eliminate redundancy. She suggested including the Board's vision and mission statements within the directory. Regarding corrections, there is confusion as to who is responsible for what. Supervisor Gaeta met with Liza, who is familiar with AMG's very specialized database. Liza is also familiar with Microsoft Access databases. Supervisor Gaeta indicated the CDD is not receiving informational updates that are given to AMG's office and recommended a process be developed so information flows both ways between AMG and the CDD.

Supervisor Gaeta indicated she is awaiting District Counsel's input regarding the changes on the amenity policies. She noted a policy is needed for pickleball. She indicated Liza will provide all residential information on March 10th. Once the Board meets on March 17th and accepts the new or amended amenity policy, it can be sent to the publisher for inclusion in the directory.

Supervisor Gaeta indicated she met with Nancy, who recommended adding lines to the current resident information form asking if the resident wishes to receive email blasts and be listed in the resident directory. It was suggested that directory updates be published every other year. Supervisor Gaeta hopes to have a draft ready by the March 17th meeting. She indicated, once approved, the publisher lead time is about one (1) week.

Supervisor Gaeta concluded there needs to be a better working process between the CDD and the Village Center office and they need a better determination of the number of directories to be published, so everyone can receive it.

Supervisor Lawrence questioned allowing people to opt out of receiving email blasts, as that is the District's primary form of communication. Discussion ensued about requesting email addresses from residents and information to obtain on the resident information form.

C. Ad Hoc Safety Security Fact Finding Group Security Report – Action Items (MK/DP)

This item, previously Item 5B., was presented out of order.

Mr. Kozak reviewed the report included in the agenda, explaining he highlighted the items he felt the discussion was based upon and would be the most cost efficient and logical approach. He noted these are only recommendations.

Regarding the current purchase of or sale of property, Mr. Kozak noted an issue with lack of oversight in tracking people and recommended a policy that requires new owners to obtain an ID card and FOB within seven (7) days. Supervisor Pollinger questioned how policy can require this.

Supervisor Davidson suggested Supervisors volunteer to take a section and work on the issue. The Board discussed the status and issues of each finding and additional items to include. The findings were assigned as follows:

- Finding #1: Supervisor Gaeta
- Finding #2: Supervisor Davidson
- Finding #3: Tabled for further discussion
- Finding #4: Supervisor Lawrence
- Finding #5: Supervisor Pollinger
- Finding #6: Supervisor Lawrence
- Finding #7: Tabled for further discussion
- Finding #8: Supervisor Pollinger
- Finding #9: Tabled for further discussion
- Finding #10: Supervisor Pollinger
- Finding #11: Supervisor Pollinger
- Finding #12: Supervisor Pollinger

D. Finalize Critical Objectives (for future performance evaluations) (TL/CW)

- > District Engineer
- Field/Operations Manager
- District Counsel
- District Manager

Mr. Kozak identified minor corrections to the objectives, including, under District Engineer, remove the word "made", in the last bullet point and, under District Counsel, Service, insert a space between "one" and "(1)".

Supervisor Davidson asked for the Board's input. Supervisors Gaeta, Lawrence, Pollinger, Chiodo and Davidson had nothing to add.

Regarding the District Engineer critical objectives, Mr. Simms indicated he felt the bullet point regarding development and ongoing management of District-wide Capital Improvement

Program with annual updates was on hold, at this point, as the Board was looking into the Capital Improvement Plan. Supervisor Davidson confirmed that item is on hold and will not be a current consideration.

E. Stormwater Ordinance Update (TL)

Supervisor Davidson referred to an article in the Palm Coast Observer regarding the stormwater ordinance. Supervisor Lawrence suggested sending an email blast to residents thanking them for their turnout at the city council meeting and providing them with an update. Supervisor Lawrence felt the Board should remind the residents to keep pressure on their elected officials so they address this issue during budget time. Supervisor Lawrence will prepare a draft email.

Supervisor Davidson asked Supervisor Lawrence, as CDD liaison on the Stormwater Ordinance issue, to work with the Master Association president on how this unfolds with the city, how the city will apportion, etc.

Supervisor Gaeta left the meeting.

Supervisor Lawrence indicated the CDD must send a letter to the city requesting a rebate and recommended a very straightforward position. Supervisor Davidson referred again to the newspaper article where Palm Coast Finance Director, Mr. Ray Britt, indicates Grand Haven is owed \$100,000; however, Mr. Kozak's analysis shows \$890,000 in payments to the city. Supervisor Lawrence felt it does not matter what Mr. Britt said; rather, what matters is what the city committed to in the ordinance. They determined they would rebate back every resident their \$96 per year, all the way back to April, 2008. Supervisor Lawrence confirmed rebates received by the CDD for algae treatments were prior to 2008, so they should not impact the rebates owed going back to 2008; however, if the city begins rebating back to 2004, then those algae rebates can be considered.

Supervisor Davidson referred to Mr. Kozak's analysis and asked if this was developed on the theory that each lot was actually billed but without knowing they were billed. Mr. Kozak indicated the numbers are from previously adopted CDD budgets. In response to Supervisor Davidson's further question, Mr. Wrathell indicated we are not sure if all 1,812 lots were actually billed; this was the most logical assumption because the budget typically includes platted lots. Supervisor Davidson asked if the developer paid the stormwater fee on unsold lots. Mr. Wrathell replied affirmatively. In response to a question regarding whether the developer

might then be owed money, Mr. Wrathell felt the city will reimburse whoever currently owns the property. Supervisor Lawrence indicated the city's position is they will reimburse current property owners for what they paid and, if the previous property owner wants their portion reimbursed, they must send a letter to the city requesting reimbursement. It was noted the city was very clear that they will not chase down former owners. Discussion ensued regarding what the CDD is owed, how to approach the city and whether to request a refund or credit.

Supervisor Lawrence confirmed he will attend the city workshop regarding the stormwater ordinance, going back to 2004.

F. Compensation Packages for the Field/Operations Manager and/or Grand Haven Employees to Include Three (3) Quotes for Individual or Group Insurance Costs (JP)

Supervisor Pollinger asked Management to obtain three (3) quotes for health insurance for the four (4) full-time employees. Mr. Wrathell voiced his understanding that small group health plans must be offered to all full-time employees. Rather than offer health insurance to employees, Supervisor Davidson suggested the Board consider rewarding Mr. Kloptosky by compensating him additional money to cover the cost of obtaining his own private health insurance. Mr. Wrathell discussed the pros and cons of this approach.

G. Reopen and Reconsider Project Oversight on Stormwater Repairs (JP)

Supervisor Pollinger voiced his opinion that the Board may have been too casual regarding this project and in its asking Mr. Kloptosky to oversee it, as Mr. Kloptosky is not an engineer. He asked the Board to reconsider their decision and consider asking an engineer to oversee the project. Supervisor Davidson felt the District Engineer is required to sign off. Mr. Simms indicated they only sign off if asked to do so and if they are inspecting the work. Mr. Wrathell stressed the need to have the District Engineer conduct onsite inspections and certify the work. Supervisor Davidson suggested that requirement will cause costs to escalate, significantly, and asked if Mr. Kloptosky, acting as project manager, can sign off on certain things. Supervisor Davidson wondered why the District should have to pay an engineer to make an observation that a project manager could make. Mr. Wrathell explained the difference; one is a licensed professional engineer that puts their license on the line every time they certify something, so, if there is an issue, in the future, the District can go back to that certified engineer; the project manager, Mr. Kloptosky in this case, is not an engineer and holds no license. Mr. Wrathell stressed that all construction projects should be certified by an engineer.

Davidson argued that the costs for this project will escalate exponentially. Mr. Wrathell disagreed. Mr. Simms detailed the phases that need to be inspected by the engineer. The Board asked Mr. Simms to provide a general outline of the inspections necessary and an estimate of the time and costs to inspect the entire project through all phases that the Board would consider at the next meeting.

Regarding pond easements, Supervisor Davidson indicated some of the ponds can be accessed from common areas; however, some ponds will require access easements. Upon review of the easements by Mr. Kloptosky, Ms. Leister and Cline, it was discovered that major trees were planted, which would cost, per Ms. Leister's estimate, thousands of dollars to replace. Supervisor Davidson discussed the impact of this issue and who it will involve. He noted some areas can be excluded from concern because access does not require going through an easement where a major plant will be disturbed. Supervisor Davidson detailed his research into the issue. Discussion ensued regarding whom or what entity has the necessary documents related to the easements, rules, etc., for the various developments within the community. Supervisor Davidson read portions of various documents regarding easements to the Board. Mr. Wrathell explained the CDD's legal rights regarding easements. The Board discussed possible homeowner reactions and the matter of landscaping plans that were approved by the Architectural Design Committee (ADC) and who is at fault, should the CDD want items in the easement removed. Mr. Simms noted instances where residents were required by the ADC to install landscaping in certain areas. even though they were easements. Supervisor Davidson sought the Board's permission to deal with this and other issues, on behalf of the CDD, with the Master Association and the ADC. The Board discussed the short-term and long-term issues, plans, possible approaches, whether the District or homeowners should complete the removals and who should pay.

Supervisor Chiodo left the meeting.

The Board questioned the status of the contract with Cline and when the project will start. It was noted the contract was to be reviewed by District Counsel. Mr. Simms indicated he received the contracts from District Counsel, has reviewed and marked them up and they need a lot of work. Mr. Simms noted they do not reflect Project A and Project B, some ponds are missing, some have incorrect ponds, some titles reference sidewalk repair, which is not part of the pond project, etc. Regardless of the legal details and errors in the contract, the Board questioned delays in signing the contract and why the work has not begun. Mr. Wrathell noted

the contract itself should just be boilerplate with the details in an attachment. The Board requested Management provide Cline with a standard contract agreement, in order to commence work and then amend later, as needed, as the project is delayed three (3) weeks. Mr. Wrathell noted the easement issue is still pending. In response, the Board urged that work begin immediately on areas where there are no easement or access issues.

H. Colbert Lane Re-paving (SD)

***This item, previously Item 51., was presented out of order.

Supervisor Davidson reported an email was received from the city notifying the CDD of three (3) areas on Colbert Lane that will be repaved. He indicated notification was received that Halifax Paving will begin resurfacing Colbert Lane on Wednesday, March 9th.

I. North Park Road Fence Issues (SD)

***This item, previously Item 5H., was presented out of order.

Supervisor Davidson reviewed Ms. Donna Majauskas' email regarding issues with the fence on her property, after the area was cleared. He presented pictures of the current fence and discussed Ms. Majauskas' concerns and suggestions. Supervisor Davidson noted the purpose of the partial fence, installed by the CDD, was to stop vehicular traffic, not pedestrian. He indicated the ADC has made an exception for those impacted, who wish to install a fence in this area, to protect their property, as long as it is not a chain-link fence. Supervisor Davidson recalled an easement agreement with the City of Palm Coast at the time the partial fence was installed. Mr. Wrathell indicated he suggested Ms. Majauskas attend the next meeting to discuss the issue before the new Board. Supervisor Davidson suggested the Board must determine if the easement agreement gives them legal authority to extend the fence and an estimate of the cost to finish the fence. It was noted there are plants currently in the area where the fence would go.

Supervisor Davidson listed the matters he wants to discuss with the Master Association, including the issue of renter's estoppels, easement right-of-way and plantings and the North Park Road fence issues. Supervisor Lawrence asked him to add the matter of where oak trees are allowed to be placed, relative to street lights and stormwater drains. Supervisor Davidson indicated he completed the paperwork necessary to renew the Firewise Communities/USA designation, which must be done yearly.

J. Essential Job Requirements for Employees [ADA] (JP)

Referring to recent hires, Supervisor Pollinger indicated he inquired as to whether there are essential job requirements to conform to the Americans with Disabilities Act (ADA). He noted that law is both very restrictive and empowering. Unless you have, in writing, all the things the person is required to do during their employment, things so simple as the ability to walk, you cannot use a person's disability as a reason to not hire them; you cannot do it after the fact.

Supervisor Pollinger asked the Board's permission to develop essential requirements for CDD jobs, as specific as being able to bend over, speak on the telephone and in a clear voice, etc.

SIXTH ORDER OF BUSINESS

INFORMATIONAL ITEMS

There being nothing to report, the next item followed.

SEVENTH ORDER OF BUSINES

OPEN ITEMS

A. Crossings Road (SD/MK)

This item was not discussed.

B. Pergola Replacement (BK)

This item was not discussed.

C. Resident Directory (MG)

This item was discussed during the Fifth Order of Business.

D. Switch to LED Street Lights – Eliminate High Sodium Bulbs and Ballasts & Reduce Electricity Costs (BK)

This item was not discussed.

E. Town Hall Meetings (Supervisor Rotation) (TL)

This item was not discussed.

F. Solar Report (BK)

This item was not discussed.

G. Sail Fish Drive Road Drainage (BK)

This item was not discussed.

- H. Amenity Center's Amended Trespass Policy (SC)
 This item was not discussed.
- I. Exercise Room Policy Amendment (SC) This item was not discussed.
- J. Capital Improvement Plan (TL)

Supervisor Lawrence indicated he is working on this and will have something to report at the next meeting.

EIGHTH ORDER OF BUSINESS

SUPERVISORS' REQUESTS

A. Discussion: Resident Directory (MG)

This item was discussed during the Fifth Order of Business.

NINTH ORDER OF BUSINESS ADJOURNMENT

NEXT MEETING DATE: March 17, 2011 at 9:30 A.M.

On MOTION by Supervisor Lawrence and seconded by Supervisor Pollinger, with all in favor, the Workshop adjourned at 2:08 p.m.

eretary/Assistant Secretary

Chair/Vice Chair