

**MINUTES OF MEETING  
EAST BONITA BEACH ROAD  
COMMUNITY DEVELOPMENT DISTRICT**

The Board of Supervisors of the East Bonita Beach Road Community Development District held a Public Hearing and Regular Meeting on August 16, 2022, at 10:30 a.m., at the offices of D.R. Horton, 10541 Ben C. Pratt Six Mile Cypress Parkway, Fort Myers, Florida 33966.

**Present were:**

J. Wayne Everett	Chair
Michael Bone	Vice Chair
Landon Thomas	Assistant Secretary
Christian Cotter	Assistant Secretary
Mary Moulton	Assistant Secretary

**Also present were:**

Chuck Adams	District Manager
Kathryn G. Kobitter (via telephone)	District Counsel
Jennifer Kilinski (via telephone)	KE Law Group
James Ratz	Forestar

**FIRST ORDER OF BUSINESS**

**Call to Order/Roll Call**

Mr. Adams called the meeting to order at 10:32 a.m. All Supervisors were present.

**SECOND ORDER OF BUSINESS**

**Public Comments**

There were no public comments.

**THIRD ORDER OF BUSINESS**

**Administration of Oath of Office to Supervisor Mary Moulton (*the following to be provided in a separate package*)**

Mr. Adams stated the Oath of Office was administered to Ms. Moulton prior to the start of the meeting. Ms. Moulton serves on several CDDs and is familiar with the following items:

**A. Guide to Sunshine Amendment and Code of Ethics for Public Officers and Employees**

- B. **Membership, Obligations and Responsibilities**
- C. **Financial Disclosure Forms**
  - I. **Form 1: Statement of Financial Interests**
  - II. **Form 1X: Amendment to Form 1, Statement of Financial Interests**
  - III. **Form 1F: Final Statement of Financial Interests**
- D. **Form 8B – Memorandum of Voting Conflict**

**FOURTH ORDER OF BUSINESS**

**Presentation of Audited Financial Report for the Fiscal Year Ended September 30, 2021, Prepared by Grau & Associates**

Mr. Adams presented the Audited Financial Report for the Fiscal Year Ended September 30, 2021 and noted the pertinent information. There were no findings, recommendations, deficiencies on internal control or instances of non-compliance; it was a clean audit.

**FIFTH ORDER OF BUSINESS**

**Consideration of Resolution 2022-08, Hereby Accepting the Audited Financial Report for the Fiscal Year Ended September 30, 2021**

Mr. Adams presented Resolution 2022-08.

**On MOTION by Mr. Bone and seconded by Mr. Cotter, with all in favor, Resolution 2022-08, Hereby Accepting the Audited Financial Report for the Fiscal Year Ended September 30, 2021, was adopted.**

**SIXTH ORDER OF BUSINESS**

**Public Hearing on Adoption of Fiscal Year 2022/2023 Budget**

- A. **Proof/Affidavit of Publication**

The affidavit of publication was included for informational purposes.
- B. **Consideration of Resolution 2022-09, Relating to the Annual Appropriations and Adopting the Budget for the Fiscal Year Beginning October 1, 2022, and Ending September 30, 2023; Authorizing Budget Amendments; and Providing an Effective Date**

Mr. Adams stated this proposed Fiscal Year 2023 budget is unchanged since it was previously presented.

Mr. Adams responded to questions regarding whether the budget is mailed to homeowners, the “Intergovernmental: shared maintenance costs” line item and how Management was able to keep costs the same despite inflation.

**On MOTION by Mr. Bone and seconded by Mr. Cotter, with all in favor, the Public Hearing was opened.**

No members of the public spoke.

**On MOTION by Mr. Bone and seconded by Mr. Cotter, with all in favor, the Public Hearing was closed.**

Mr. Adams presented Resolution 2022-09 and read the title.

**On MOTION by Mr. Bone and seconded by Mr. Cotter, with all in favor, Resolution 2022-09, Relating to the Annual Appropriations and Adopting the Budget for the Fiscal Year Beginning October 1, 2022, and Ending September 30, 2023; Authorizing Budget Amendments; and Providing an Effective Date, was adopted.**

**SEVENTH ORDER OF BUSINESS**

**Consideration of Resolution 2022-10, Making a Determination of Benefit and Imposing Special Assessments for Fiscal Year 2022/2023; Providing for the Collection and Enforcement of Special Assessments, Including but Not Limited to Penalties and Interest Thereon; Certifying an Assessment Roll; Providing for Amendments to the Assessment Roll; Providing a Severability Clause; and Providing an Effective Date**

Mr. Adams presented Resolution 2022-10.

**On MOTION by Mr. Thomas and seconded by Mr. Bone, with all in favor, Resolution 2022-10, Making a Determination of Benefit and Imposing Special Assessments for Fiscal Year 2022/2023; Providing for the Collection and Enforcement of Special Assessments, Including but Not Limited to Penalties and Interest Thereon; Certifying an Assessment Roll; Providing for Amendments to the Assessment Roll; Providing a Severability Clause; and Providing an Effective Date, was adopted.**

**EIGHTH ORDER OF BUSINESS**

**Ratification of 20-Year Stormwater Management Needs Analysis Report**

Mr. Adams presented the 20-Year Stormwater Management Needs Analysis Report.

**On MOTION by Mr. Cotter and seconded by Mr. Bone, with all in favor, the 20-Year Stormwater Management Needs Analysis Report, was ratified.**

**NINTH ORDER OF BUSINESS**

**Acceptance of Unaudited Financial Statements as of June 30, 2022**

Mr. Adams presented the Unaudited Financial Statements as of June 30, 2022.

The financials were accepted.

**TENTH ORDER OF BUSINESS**

**Approval of June 1, 2022 Regular Meeting Minutes**

Mr. Adams presented the June 1, 2022 Regular Meeting Minutes.

**On MOTION by Mr. Thomas and seconded by Mr. Cotter, with all in favor, the June 1, 2022 Regular Meeting Minutes, as presented, were approved.**

**ELEVENTH ORDER OF BUSINESS**

**Other Business**

There was no other business.

**TWELFTH ORDER OF BUSINESS**

**Staff Reports**

**A. District Counsel: *KE Law Group, PLLC***

A Board Member asked who owns and operates the lake fountains. Mr. Adams replied the HOA.

**B. District Engineer: *Banks Engineering, Inc.***

There was no report.

**C. District Manager: *Wrathell, Hunt and Associates, LLC***

• **UPCOMING MEETING DATES:**

I. **November 15, 2022 at 10:30 A.M. [Landowners' Meeting]**

II. **May 15, 2023 at 10:30 A.M. [Regular Meeting]**

○ **QUORUM CHECK**

**THIRTEENTH ORDER OF BUSINESS**

**Audience Comments/Supervisors' Requests**

There were no audience comments or Supervisors' requests.

**FOURTEENTH ORDER OF BUSINESS**

**Adjournment**

**On MOTION by Mr. Cotter and seconded by Mr. Thomas, with all in favor, the meeting adjourned at 10:46 a.m.**

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]

  
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Secretary/Assistant Secretary

  
\_\_\_\_\_  
Chair/Vice Chair