

# Board of Supervisors' Meeting August 18, 2022

District Office:
9530 Marketplace Road, Suite 206
Fort Myers, Florida 33912
(239) 936-0913

www.cfmcdd.org

# CFM COMMUNITY DEVELOPMENT DISTRICT

<u>District Office · Ft. Myers, Florida · (239) 936-0913</u> Mailing Address · 3434 Colwell Avenue, Suite 200, Tampa, Florida 33614

www.cfmcdd.org

**Board of Supervisors** Paul Mayotte Chairman

Sue Streeter Vice Chairman
Brian McGibbon Assistant Secretary
Rodney Allen Assistant Secretary

Terry Jo Gile Assistant Secretary

**District Manager** Belinda Blandon Rizzetta & Company, Inc.

**District Counsel** Tucker Mackie Kutak Rock, LLP

**District Engineer** Brent Burford Johnson Engineering, Inc.

All cellular phones must be placed on mute while in the meeting room.

The Audience Comment portion of the agenda is where individuals may make comments on matters that concern the District. Individuals are limited to a total of three (3) minutes to make comments during this time.

Pursuant to provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting/hearing/workshop is asked to advise the District Office at least forty-eight (48) hours before the meeting/hearing/workshop by contacting the District Manager at (239) 936-0913. If you are hearing or speech impaired, please contact the Florida Relay Service by dialing 7-1-1, or 1-800-955-8771 (TTY) 1-800-955-8770 (Voice), who can aid you in contacting the District Office.

A person who decides to appeal any decision made at the meeting/hearing/workshop with respect to any matter considered at the meeting/hearing/workshop is advised that person will need a record of the proceedings and that accordingly, the person may need to ensure that a verbatim record of the proceedings is made including the testimony and evidence upon which the appeal is to be based.

#### **CFM COMMUNITY DEVELOPMENT DISTRICT**

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### www.cfmcdd.org

August 10, 2022

Board of Supervisors **CFM Community Development District** 

#### **AGENDA**

#### **Dear Board Members:**

The regular meeting of the Board of Supervisors of the CFM Community Development District will be held on **Thursday, August 18, 2022 at 11:30 a.m.** at the office of Rizzetta & Company, Inc., 9530 Marketplace Road, Suite 206, Fort Myers, Florida 33912. The following is the agenda for the meeting:

1. 2.		L TO ORDER/ROLL CALL LIC COMMENT – AGENDA ITEMS ONLY	
2. 3.	_	INESS ADMINISTRATION	
Э.	A.	Consideration of the Minutes of the Board of Supervisors'	
	, v.	Meeting held on June 16, 2022	Tab 1
	B.	Consideration of the Operations and Maintenance	rab r
	٥.	Expenditures for the Months of May and June 2022	Tab 2
	C.	Ratification of Special Assessment Bonds, Series 2021	
	0.	Requisitions for Payment 20 through 26	Tab 3
4.	BUS	INESS ITEMS	
	Α.	Public Hearing to Consider the Adoption of the Fiscal	
		Year 2022/2023 Budget	
		Presentation of the Proposed Final Budget for	
		Fiscal Year 2022/2023	Tab 4
		2. Consideration of Resolution 2022-05, Annual	
		Appropriations and Adopting the Budget for	
		Fiscal Year 2022/2023	Tab 5
	B.	Public Hearing to Consider the Imposition of Operations	
		and Maintenance Special Assessments, Adoption of an	
		Assessment Roll, and the Levy, Collection, and	
		Enforcement of the Same	
		<ol> <li>Consideration of Resolution 2022-06, Making a</li> </ol>	
		Determination of Benefit and Imposing Special	
		Assessments for Fiscal Year 2022/2023; Providing	
		for the Collection and Enforcement of Special	
	_	Assessments; Certifying an Assessment Roll	Tab 6
	C.	Consideration of Third Addendum to Contract for	
	Б	Professional District Services	Tab 7
	D.	Consideration of Resolution 2022-07, Fiscal Year	<b>T</b> 1 0
		2022/2023 Meeting Schedule	Tab 8

### 5. STAFF REPORTS

- A. District Counsel
- B. District Engineer
  - Review of Stormwater Management System
     Needs Analysis Memo......
- 6. SUPERVISOR REQUESTS AND COMMENTS
- 7. PUBLIC COMMENT
- 8. ADJOURNMENT

We look forward to seeing you at the meeting. In the meantime, if you have any questions, please do not hesitate to call us at (239) 936-0913.

Very truly yours,

Belinda Blandon

Belinda Blandon District Manager

cc: Tucker Mackie, Kutak Rock, LLP

# Tab 1

#### MINUTES OF MEETING 1 2 Each person who decides to appeal any decision made by the Board with respect to any matter considered 3 at the meeting is advised that the person may need to ensure that a verbatim record of the proceedings is 4 made, including the testimony and evidence upon which such appeal is to be based. 5 CFM COMMUNITY DEVELOPMENT DISTRICT 6 7 8 The regular meeting of the Board of Supervisors of the CFM Community Development District was held on Thursday, June 16, 2022 at 12:00 p.m. at the office 9 of Rizzetta & Company, Inc., 9530 Marketplace Road, Suite 206, Fort Myers, Florida 10 33912 11 12 Present and constituting a quorum: 13 14 15 Paul Mayotte **Board Supervisor, Chairman** Brian McGibbon **Board Supervisor, Assistant Secretary** 16 Rodney Allen **Board Supervisor, Assistant Secretary** 17 Terry Jo Gile **Board Supervisor, Assistant Secretary** 18 19 20 Also present were: 21 Belinda Blandon District Manager, Rizzetta & Company, Inc. 22 **Tucker Mackie** District Counsel, Kutak Rock, LLP 23 24 (via speaker phone) **Brent Burford** District Engineer, Johnson Engineering 25 **Mettauer Environmental** Sonny Backes 26 **Audience** 27 28 FIRST ORDER OF BUSINESS Call to Order 29 30 Ms. Blandon called the meeting to order and read the roll call. 31 32 SECOND ORDER OF BUSINESS **Public Comment** 33 34 Ms. Blandon opened the floor to public comment. There were none. 35 36 THIRD ORDER OF BUSINESS 37 Consideration of the Minutes of the Board of Supervisors' Meeting held on 38 May 19, 2022 39 40 Ms. Blandon presented the Minutes of the Board of Supervisors' meeting held on 41 May 19, 2022. She asked if there were any questions related to the minutes. There were 42 43 none.

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On a Motion by Ms. Gile, seconded by Mr. Allen, with all in favor, the Board Approved the Minutes of the Board of Supervisors' Meeting held on May 19, 2022, for the CFM Community Development District.

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#### **FOURTH ORDER OF BUSINESS**

Ratification of Special Assessment Bonds, Series 2021 Requisitions for Payment 18 and 19

48 49 50

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Ms. Blandon advised that requisitions 18 and 19 total \$6,860.48 for payments to Johnson Engineering and Kutak Rock. She asked if there were any questions. There were none.

52 53

On a Motion by Mr. McGibbon, seconded by Mr. Mayotte, with all in favor, the Board Ratified Payment of Special Assessment Revenue Bonds, Series 2021 Requisitions for Payment 18 and 19 Totaling \$6,860.48, for the CFM Community Development District.

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#### FIFTH ORDER OF BUSINESS

Consideration of Audit for Fiscal Year End September 30, 2021 as Prepared by Berger, Toombs, Elam, Gaines & Frank

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Ms. Blandon provided an overview of the audit for fiscal year end September 30, 2021. Ms. Blandon and Ms. Mackie responded to questions and comments from the Board.

61 62 63

On a Motion by Mr. Mayotte, seconded by Ms. Gile, with all in favor, the Board Accepted the Audit for Fiscal Year End September 30, 2021 as Prepared by Berger, Toombs, Elam, Gaines & Frank, for the CFM Community Development District.

64 65

#### SIXTH ORDER OF BUSINESS

### **Staff Reports**

66 67 68

#### A. District Counsel

Ms. Mackie advised that she had no report and would be happy to answer any questions. There were no questions for Ms. Mackie.

69 70 71

#### B. District Engineer

72 73 Mr. Burford advised that the valley gutters and curbs are being reviewed and a report will be provided to the Board.

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Mr. Mayotte advised that the island on Avenida del Vera is being hit regularly. Mr. McGibbon advised that the tree in the island has been hit. Ms.

77 78 79		Gile r constr Bland
80 81 82		Mr. Buis not
83 84 85 86		with F Ms. M to the
87 88 89		Mr. B plantii comp
90 91 92 93 94		Ms. G trespa easer neede
95 96 97 98		Mr. Mait is not
99 100 101 102 103		Ms. E relate has n Burfor
104 105 106		Ms. B
107 108 109 110		Mr. Buto-fou
111 112 113 114	C.	District Ms. B sched
115 116 117 118		Ms. B the as Cost S

119 120

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122 123

ecommended removing all of the landscaping from the island until ruction is complete and then replanting. Mr. Mayotte asked that Ms. on have a conversation with Mr. Ratz regarding the island.

urford advised that an inspection was conducted, and inlet protection in place causing sediment build up. He asked that Ms. Mackie discuss Forestar to have the inlets cleaned out and proper protection put in. lackie recommended that Mr. Burford put something in writing related sediment to provide to Mr. Ratz.

urford advised that Mr. Backes has put together some pricing for ngs in the conservation areas related to correction of the notice of nonliance.

file inquired as to fencing of the conservation areas where ATVs are assing. Mr. Burford advised that fencing is allowed although nents need to be reviewed to ensure the necessary entities have the ed access.

ayotte inquired as to the hole near the shed. Ms. Blandon advised that ot a hole, but a utility access cover is missing, and she has called that he appropriate entity.

Blandon inquired as to whether Forestar has corrected their items d to the notice of non-compliance. Mr. Burford advised that Forestar ot provided the necessary corrections. Ms. Blandon asked that Mr. d follow up with Forestar.

landon inquired as to the status of the sign related to traffic at the ection. The Board advised that the sign is sufficient.

urford advised that getting a light installed at the exit could be a twor-year process; he recommended that the Board start budgeting for esign and permitting process. Discussion ensued.

## t Manager

landon advised that the next meeting of the Board of Supervisors' is luled to be held on Thursday, July 21, 2022 at 11:30 a.m.

landon advised that she has reached out to Ms. Southwick regarding eration project and Ms. Southwick will be providing comments to the Share Agreement related to utilities.

#### SEVENTH ORDER OF BUSINESS

#### Supervisor Requests

Ms. Blandon opened the floor for Supervisor requests and comments. There were none.

.24 .25	EIGHTH ORDER OF BUSINESS	Audience Requests and Comments			
.26	Elollin Graper of Boomeso	Addition Requests and Comments			
.27	Ms. Blandon opened the floor for	Audience requests and comments.			
.28	·				
.29	An audience member advised of	concerns related to shrubbery along Long Pond			
.30		using line of sight concerns. Ms. Blandon advised			
.31	that she will reach out to Ms. Southwick	and report back.			
.32					
.33		epair of the island that is being damaged by			
.34	construction traffic.				
.35	Mr. Backes advised that the gret	a has been ordered although there is a twelve to			
.36 .37		e has been ordered although there is a twelve-to- dvised that another material can be installed. He			
.37 .38		ng for removal of the tires from the conservation			
.39	areas.	ig for removal of the thes from the conservation			
40	arous.				
.41	NINTH ORDER OF BUSINESS	Adjournment			
		Adjournment  further business to come before the Board and			
41 42 43 44	Ms. Blandon advised there is no asked for a motion to adjourn.  On a Motion by Ms. Gile, seconded				
41 42 43 44	Ms. Blandon advised there is no asked for a motion to adjourn.  On a Motion by Ms. Gile, seconded	further business to come before the Board and			

# Tab 2

# **CFM COMMUNITY DEVELOPMENT DISTRICT**

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# Operation and Maintenance Expenditures May 2022 For Board Approval

Attached please find the check register listing the Operation and Maintenance expenditures paid from May 1, 2022 through May 31, 2022. This does not include expenditures previously approved by the Board.

Approval of Expenditures:	
Chairperson	
Vice Chairperson	
Assistant Secretary	<b>/</b>

The total items being presented: \$ 50,320.64

# Paid Operation & Maintenance Expenditures

May 1, 2022 Through May 31, 2022

Vendor Name	Check Number	Invoice Number	Invoice Description	Invoi	ce Amount
Advancetek Services, Inc.	1075	220303-3501	Aluminum Replacement Street Sign	\$	240.00
Advancetek Services, Inc.	1075	220426-3501	Aluminum Post Single Mounting	\$	305.00
Berger Toombs Elam Gaines & Frank	1080	358735	Audit Services FY20/21	\$	4,120.00
Brian McGibbon	1071	BM042122	Board of Supervisors Meeting 04/21/22	\$	200.00
Brian McGibbon	1086	BM051922	Board of Supervisors Meeting 05/19/22	\$	200.00
Florida Fountains & Equipment, LLC	1076	2022-109	Fountain Repair Service 04/22	\$	129.00
Johnson Engineering Inc	1068	20044888-001-172	Engineering Services Through 04/17/22	\$	1,751.25
Johnson Engineering Inc	1068	20044888-017-4	Engineering Services Through 04/17/22	\$	2,587.20
Johnson Engineering Inc	1068	20044888-018-3	Engineering Services Through 04/17/22	\$	3,024.00
Johnson Engineering Inc	1068	20044888-019-1	Engineering Services Through 04/17/22	\$	2,300.00
Johnson Engineering Inc	1082	20044888-019-2	Engineering Services 05/22	\$	622.50
Johnson Engineering Inc	1077	20214225-000 Inv 8	Chloride Monitoring 04/22	\$	750.00

# Paid Operation & Maintenance Expenditures

May 1, 2022 Through May 31, 2022

Vendor Name	Check Number	Invoice Number	Invoice Description	<u>Invo</u>	ice Amount
Johnson Engineering Inc	1082	20214225-000 Inv 9	Chloride Monitoring 05/22	\$	750.00
LCEC	1069	6571809552 2/11	Electric Summary 04/22	\$	3,869.95
LCEC	1083	6571809552 5/22	Electric Summary 05/22	\$	4,128.52
LLS Tax Solutions, Inc	1084	2679	Arbitrage Rebate Calculation Series 2004A PE 04/30/22	\$	500.00
Mettauer Environmental Inc.	1072	22034	Quarterly Conservation & Bi- Annual Maintenance 04/22	\$	16,930.75
Paul Mayotte	1070	PM042122	Board of Supervisors Meeting 04/21/22	\$	200.00
Paul Mayotte	1085	PM051922	Board of Supervisors Meeting 05/19/22	\$	200.00
Rizzetta & Company, Inc.	1073	INV0000067869	District Management Fees 05/22	\$	4,106.17
Solitude Lake Management LLC	1087	PI-A00809603	Lake & Pond Management Services 05/22	\$	2,346.00
Sue Streeter	1074	SS042122	Board of Supervisors Meeting 04/21/22	\$	200.00
Sue Streeter	1088	SS051922	Board of Supervisors Meeting 05/19/22	\$	200.00
Terry Jo Gile	1067	TG042122	Board of Supervisors Meeting 04/21/22	\$	200.00

# Paid Operation & Maintenance Expenditures

May 1, 2022 Through May 31, 2022

Vendor Name	Check Number	Invoice Number	Invoice Description	Invo	oice Amount
Terry Jo Gile	1081	TG051922	Board of Supervisors Meeting 05/19/22	\$	200.00
The News-Press	1078	4596737	Legal Ad 04/01/22-04/30/22	\$	260.30
Report Total				\$	50,320.64

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# Operation and Maintenance Expenditures June 2022 For Board Approval

Attached please find the check register listing the Operation and Maintenance expenditures paid from June 1, 2022 through June 30, 2022. This does not include expenditures previously approved by the Board.

The total items being presented:	\$ 61,131.29	
Approval of Expenditures:		
Chairperson	 	
Vice Chairperson		
Assistant Secretary		

# Paid Operation & Maintenance Expenditures

June 1, 2022 Through June 30, 2022

Vendor Name	Check Number	Invoice Number	Invoice Description	Invoid	e Amount
Brian McGibbon	1095	BM061622	Board of Supervisors Meeting 06/16/22	\$	200.00
Johnson Engineering Inc	1089	20044888-001-173	Engineering Services 05/22	\$	1,823.75
Johnson Engineering Inc	1096	20044888-001-174	Engineering Services 06/22	\$	4,062.50
Johnson Engineering Inc	1089	20044888-017-5	Engineering Services 05/22	\$	603.00
Johnson Engineering Inc	1096	20044888-017-6	Engineering Services 06/22	\$	1,139.00
Johnson Engineering Inc	1089	20044888-018-4	Engineering Services 05/22	\$	630.00
Johnson Engineering Inc	1096	20044888-018-5	Engineering Services 06/22	\$	6,930.00
Johnson Engineering Inc	1096	20044888-019-3	Engineering Services 06/22	\$	115.00
Johnson Engineering Inc	1089	20214225-001 1	Pumpage Monitoring 05/22	\$	400.00
Kutak Rock, LLP	1090	3053706	Monthly Legal Services 04/22	\$	2,489.00
LLS Tax Solutions, Inc	1097	2708	Arbitrage Rebate Calculation S2021	\$	500.00
Magnolia Landing Golf, LLC	1091	1963	Aerator Utility Cost 04/22	\$	1,400.00

# Paid Operation & Maintenance Expenditures

June 1, 2022 Through June 30, 2022

Vendor Name	Check Number	Invoice Number	Invoice Description	Invoi	ce Amount
Magnolia Landing Golf, LLC	1091	1964	Aerator Agreement & Water 04/22	\$	625.00
Magnolia Landing Golf, LLC	1091	1975	Plant Replacement 06/22	\$	350.00
Magnolia Landing Golf, LLC	1091	1976	Irrigation Repairs 06/22	\$	1,000.00
Magnolia Landing Golf, LLC	1091	1977	Remove Plants/Pickup 06/22	\$	240.00
Magnolia Landing Golf, LLC	1091	1978	Irrigation Repairs 06/22	\$	420.00
Magnolia Landing Golf, LLC	1091	1979	Paint Sign 06/22	\$	45.00
Magnolia Landing Golf, LLC	1091	1980	Debris Clean Up 06/22	\$	30.00
Magnolia Landing Golf, LLC	1091	1981	Tree Replacement 06/22	\$	400.00
Magnolia Landing Golf, LLC	1091	1982	Irrigation Repairs 06/22	\$	40.00
Magnolia Landing Golf, LLC	1091	1983	Irrigation Repairs 06/22	\$	700.00
Magnolia Landing Golf, LLC	1091	1984	Aerator Utility Cost 05/22	\$	1,400.00
Magnolia Landing Golf, LLC	1091	1985	Aerator Agreement & Water 05/22	\$	625.00

# Paid Operation & Maintenance Expenditures

June 1, 2022 Through June 30, 2022

Vendor Name	Check Number	Invoice Number	Invoice Description	Invo	oice Amount
Magnolia Landing Master Association, Inc.	1098	MLM 06012022	Monthly Landscaping 04/22- 06/22	\$	19,072.56
Magnolia Landing Master Association, Inc.	1098	MLM 06032022	Monthly Landscaping Additional 01/22-03/22	\$	8,588.82
Paul Mayotte	1094	PM061622	Board of Supervisors Meeting 06/16/22	\$	200.00
Rizzetta & Company, Inc.	1092	INV0000068713	District Management Fees 06/22	\$	4,106.17
Solitude Lake Management LLC	1099	PI-A00828315	Lake & Pond Management Services 06/22	\$	2,346.00
Terry Jo Gile	1093	TJG061622	Board of Supervisors Meeting 06/16/22	\$	200.00
The News-Press	1100	4669778	Legal Ads 05/22	\$	450.49
Report Total				\$	61,131.29

# Tab 3

# CFM CDD Special Assessment Bonds, Series 2021 Requisitions for Payment

Requisition No.	Vendor	Amount
20	Johnson Engineering, Inc.	\$1,553.75
21	Kutak Rock LLP	\$2,584.97
22	Johnson Engineering, Inc.	\$700.00
23	Kutak Rock LLP	\$405.00
24	Forestar USA Real Estate Group	\$2,494,977.53
25	Johnson Engineering, Inc.	\$3,362.50
26	Kutak Rock LLP	\$1,744.20
	Total	\$2,505,327.95

# Tab 4



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Approved Proposed Budget for Fiscal Year 2022/2023

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# Proposed Budget CFM Community Development District General Fund Fiscal Year 2022-2023

	FISCAL TEAT 2022-2023												
	Chart of Accounts Classification	Actual YTD through 06/30/22		Projected Annual Totals 2021-2022	Annual Budget for 2021-2022		Projected Budget variance for 2021-2022		Budget for 2022-2023		odget Increase Decrease) vs. 2021-2022	Comments	
1													
3	REVENUES												
4	Interest Earnings												
5	Interest Earnings Special Assessments	\$	309	\$ 412	\$	-	\$	412	\$ -	\$	-		
7	Tax Roll*	\$	304,098	\$ 304,098	\$	304,288	\$	(190)	\$ 707,968	\$	403,680		
8	Off Roll*	\$	277,043	\$ 277,043		276,709	\$	334		\$	(276,709)		
9	TOTAL REVENUES	s	581,450	\$ 581,141	e	580,997	\$	556	\$ 707,968	\$	126,970		
11		Ť	001,100	\$ 301,141		100,000	•	550	\$ 101,500	Ť	120,570		
	Balance Forward from Prior Year	\$	-	\$ -	\$	-	\$	-	\$ -	\$	-		
13 14	TOTAL REVENUES AND BALANCE FORWARD	s	581,450	\$ 581,141	\$	580,997	\$	556	\$ 707,968	s	126,970		
15									* 101,000		,		
16 17	*Allocation of assessments between the Tax Roll and Off Roll are e	stima	ites only ar	nd subject to char	nge pr	rior to ce	rtific	ation.					
	EXPENDITURES - ADMINISTRATIVE												
19													
20	Legislative Supervisor Fees	s	5,400	\$ 7,200	\$	10,000	\$	2,800	\$ 10,000	\$		Est. 10 meetings per year, \$ 200.00 per Supervisor	
22	Financial & Administrative	•	5,400	ų 7,200	Ψ	10,000	э	2,000	\$ 10,000	Ÿ		Est. To meetings per year, \$200.00 per oupervisor	
23	Administrative Services	\$	4,172	\$ 5,563		5,562	\$	(1)	\$ 5,784	\$	222		
24 25	District Management District Engineer	\$	13,442 47,628	\$ 17,923 \$ 63,504		17,922 40,000	\$	(1) (23,504)	\$ 18,639 \$ 40,000	\$	717		
26	Disclosure Report	\$	6,500	\$ 6,500	\$	5,600	\$	(900)	\$ 6,000	\$	400	Lerner agreement for disclosure	
27	Trustees Fees	\$		\$ -	\$	7,004	\$	7,004	\$ 8,082	\$	1,078		
28	Assessment Roll Financial & Revenue Collections	\$	5,150 3,863			5,150 5,150		- (1)	\$ 5,356 \$ 5,356	\$	206 206		
30	Accounting Services	\$	13,905			18,540			\$ 19,282	\$	742		
31	Auditing Services	\$	4,120			4,120			\$ 4,120	\$	-	As per new agreement with BTEGF	
32	Arbitrage Rebate Calculation Miscellaneous Mailings	\$	2,250	\$ 2,250	\$	500 500	\$	(1,750) 500		\$	500 (100)	Series 2021 and Series 2021 Refunding	
34	Public Officials Liability Insurance	\$	3,108			3,256	\$		\$ 3,730	\$	474	As per Estimate provided by Egis	
35	Legal Advertising	\$	920	\$ 1,227	\$	2,000	\$	773	\$ 1,000	\$	(1,000)	Description of Francis Constraint 6 475 00 Filling	
36	Dues, Licenses & Fees	s	900	\$ 735	\$	735	s	_	\$ 735	s	_	Department of Economic Opportunity \$ 175.00 Filing Fee plus NPDES Permit Fees \$ 560.00.	
0.7	Property Taxes												
37		\$	21	\$ 21	\$	21	\$	-	\$ 21	\$	-	Lee County Solid Waste Assessment	
	Tax Collector /Property Appraiser Fees												
38		e	559	\$ 559	e	576	¢	17	\$ 1,101	e	525	Lee County Tax Collector Fees \$ 1.00 per parcel	
39	Website Hosting, Maintenance, Backup (and Email)	\$	1,750		\$	3,300	\$		\$ 3,300	\$	-	hosting. This includes ADA remediation of the website.	
40	Legal Counsel			\$ -									
41	District Counsel	\$	13,118	\$ 17,491	\$	30,000	\$	12,509	\$ 30,000	\$	-		
43	Administrative Subtotal	\$	126,806	\$ 161,374	\$	159,936	\$	(1,438)	\$ 163,906	\$	3,970		
44 45	EXPENDITURES - FIELD OPERATIONS												
46	EXPENDITURES - FIELD OPERATIONS												
47	Electric Utility Services												
48	Utility Services											Aerator Utility Cost Estimate with new installation \$ 1,200 per month plus additional fountain utility costs	
70		\$	11,200	\$ 14,933	\$	24,300	\$	9,367	\$ 45,400	\$	21,100	(6.50 per day 12 hour run x365 days x 13 fountains \$ 31	
49	Street Lights	s	33,402	\$ 44,536	\$	40,320	\$	(4,216)	\$ 50,652	\$	10 222	Monthly Average Plus 12 new lights in parcel B est. \$ 37 per month. Includes 6 Streetlights in Parcel L as well.	
50	Stormwater Control	٠	33,402	\$ -	φ	40,320	φ	(4,210)	9 30,032	Ģ	10,332	per monur. includes o Succengins in Parcer L as well.	
51	Aquatic Maintenance	\$	21,114	\$ 28,152	\$	28,152	\$	-	\$ 33,997	\$	5,845	acqusition	
52	Fountain Service Repairs & Maintenance	s	16,115	\$ 21,487	\$	7,000	\$	(14,487)	\$ 16,000	\$	9,000	Fountain maintenance \$ 2000 per quarter plus allowance for parts	
	Water Use Monitoring	Ť	.5,115	- 21,707	<u> </u>	.,000	<u> </u>	( · · ·, <del>-</del> -01 )	0,000	Ţ	3,000	Water use permit monitoring \$ 200 per month and	
53		\$	7,350	\$ 9,800	\$	9,000	\$	(800)	\$ 11,400	\$	2,400	Chloride monitoring \$ 750 per month.	
54	Lake/Pond Bank Maintenance	1			1.		١.			1.			
55	Wetland Monitoring & Maintenance	\$	54,363	\$ -	\$	75,000 57,813	\$	75,000 (14,671)	\$ 75,000 \$ 57,813	\$	*	Mettauer Environmental Agreement	
56	Other Physical Environment	ې	J4,303	\$ 72,484	φ	51,013	φ	(14,0/1)		\$		monado Environmental Agreement	
57	General Liability Insurance	\$	3,673	\$ 3,673		3,848	\$		\$ 4,408	\$	560	As per Egis estimate.	
58 59	Property Insurance Flood Insurance	\$	2,535 654	\$ 2,535 \$ 654		2,657 1,300	\$		\$ 3,042 \$ 450	\$	385	As per Egis estimate.	
60	Landscape Maintenance	S	49,599			78,870	\$		\$ 140,400	ę	61,530	As per Egis estimate. As per recommendation or provider. Includes additional	
61	Irrigation Repairs	\$	2,525	\$ 3,367	\$	5,000		1,633		\$	01,530	parceis	
62	Landscape Miscellaneous	\$	24,845	\$ 33,127	\$	21,801	\$	(11,326)	\$ 30,000	\$	8,199	Misc. landscaping expenses including mulch and	
63	Landscape Replacement Plants, Shrubs, Trees Road & Street Facilities	\$	1,100	\$ 1,467	\$	20,000	\$	18,533	\$ 20,000	\$	-		
65	Street/ Parking Lot Sweeping	\$		s -	\$	6,000	\$	6,000	\$ 6,500	\$	500	Sidewalk and curb pressure washing	
66	Sidewalk Repair & Maintenance	\$	6,467			15,000	\$	6,377	\$ 15,000	\$	(4.000)		
67 68	Street Sign Repair & Replacement Roadway Repair & Maintenance	\$	1,992	\$ 2,656 \$ -	\$	5,000 5,000	\$	2,344 5,000		\$	(1,000)		
69	Contingency												
70	Miscellaneous Contingency	\$	-	\$ -	\$	15,000	\$	15,000	\$ 20,000	\$	5,000		
71 72	Field Operations Subtotal	s	236,934	\$ 313,625	\$	421,061	\$	107.437	\$ 544,062	\$	123,000		
73				. 5.0,020		,		,		Ĺ	.=0,000		
74 75	Contingency for County TRIM Notice												
	TOTAL EXPENDITURES	\$	363,740	\$ 474,998	\$	580,997	\$	105.999	\$ 707,968	\$	126,970		
77													
78	EXCESS OF REVENUES OVER EXPENDITURES	\$	217,710	\$ 106,143	\$	-	\$	106,555	\$ -	\$	•		
				l								i e e e e e e e e e e e e e e e e e e e	

# CFM (Magnolia Landing) Community Development District Debt Service Fiscal Year 2022-2023

Chart of Accounts Classification	Series 2021	Series 2021 (Refunding)	Budget for 2022-2023	
REVENUES				
Special Assessments				
Net Special Assessments (1)	\$584,160.00	\$585,372.79	\$1,169,532.79	
TOTAL REVENUES	\$584,160.00	\$585,372.79	\$1,169,532.79	
EXPENDITURES				
Administrative				
Financial & Administrative				
Debt Service Obligation	\$584,160.00	\$585,372.79	\$1,169,532.79	
Administrative Subtotal	\$584,160.00	\$585,372.79	\$1,169,532.79	
TOTAL EXPENDITURES	\$584,160.00	\$585,372.79	\$1,169,532.79	
EXCESS OF REVENUES OVER EXPENDITURES	\$0.00	\$0.00	\$0.00	

<sup>(2)</sup> Early Payment Discounts:

4.0%

#### Gross assessments

\$1,218,263.32

#### Notes:

Tax Roll Early Payment Discount is 4.0% of Tax Roll. Budgeted net of tax roll assessments. See Assessment Table.

<sup>(2)</sup> Lee County collection costs changed from \$1.42 per parcel/line to \$1.45 per parcel/line.

### **CFM COMMUNITY DEVELOPMENT DISTRICT**

#### FISCAL YEAR 2022-2023 O&M & DEBT SERVICE ASSESSMENT SCHEDULE

 2022-2023 O&M Budget
 \$707,967.56

 Lee County 4.0% Early Payment Discount
 \$29,498.65

 Tax Collector Fee (\$1.45 PER PARCEL / LINE)
 \$1,596.45

 2022-2023 Total
 \$739,062.66

**2021-2022 O&M Budget** \$580,997.00 **2022-2023 O&M Budget** \$707,967.56

Total Difference \$126,970.56

	PER UNIT ANNU	AL ASSESSMENT	Proposed Increase / Decrease		
	2021-2022	2022-2023	\$	%	
Series 2021(refunding) Debt Service - Residential	\$1,110.68	\$1,110.68	\$0.00	0.00%	
Operations/Maintenance - Residential	\$551.14	\$671.26	\$120.12	21.79%	
Total	\$1,661.82	\$1,781.94	\$120.12	7.23%	
Series 2021(refunding) Debt Service - Golf Course	\$1,110.68	\$1,110.68	\$0.00	0.00%	
Operations/Maintenance - Golf Course	\$551.14	\$671.26	\$120.12	21.79%	
Total	\$1,661.82	\$1,781.94	\$120.12	7.23%	
Series 2021 Debt Service - 35' Twin Villa	\$875.00	\$875.00	\$0.00	0.00%	
Operations/Maintenance -35' Twin Villa	\$551.14	\$671.26	\$120.12	21.79%	
Total	\$1,426.14	\$1,546.26	\$120.12	8.42%	
Series 2021 Debt Service - Single Family 50'	\$1,250.00	\$1,250.00	\$0.00	0.00%	
Operations/Maintenance - Single Family 50'	\$551.14	\$671.26	\$120.12	21.79%	
Total	\$1,801.14	\$1,921.26	\$120.12	6.67%	
Series 2021 Debt Service - Single Family 60'	\$1,500.00	\$1,500.00	\$0.00	0.00%	
Operations/Maintenance - Single Family 60'	\$551.14	\$671.26	\$120.12	21.79%	
Total	\$2,051.14	\$2,171.26	\$120.12	5.86%	

#### CFM COMMUNITY DEVELOPMENT DISTRICT

#### FISCAL YEAR 2022-2023 O&M & DEBT SERVICE ASSESSMENT SCHEDULE

4.0%

TOTAL O&M BUDGET

EARLY PAYMENT DISCOUNT @

TAX COLLECTOR FEE (\$1.45 PER PARCEL / LINE)

TOTAL O&M ASSESSMENT

\$707,967.56 \$29,498.65 \$1,596.45 \$739,062.66

		UNITS ASSESSED		ALLOCATION OF O&M ASSESSMENT				PER LOT ANNUAL ASSESSMENT				
LOT SIZE Platted Parcels	<u>0&amp;M</u>	SERIES 2021 <u>DEBT SERVICE</u> (2)	Series 2021 (refunding) <u>DEBT SERVICE</u> (1)(3)	EAU FACTOR	TOTAL EAU's	% TOTAL EAU's	TOTAL O&M BUDGET (5)	O&M	2021 DEBT SERVICE (4)	2021 (refunding) DEBT <u>SERVICE</u> (5)	TOTAL (6)	
35' Twin Villa	152	152	0	1.00	152.00	13.81%	\$102,032.27	\$671.26	\$875.00	\$0.00	\$1,546.26	
Single Family 50'	336	336	0	1.00	336.00	30.52%	\$225,545.01	\$671.26	\$1,250.00	\$0.00	\$1,921.26	
Single Family 60'	37	37	0	1.00	37.00	3.36%	\$24,836.80	\$671.26	\$1,500.00	\$0.00	\$2,171.26	
Residential	558	0	531	1.00	558.00	50.68%	\$374,565.82	\$671.26	\$0.00	\$1,110.68	\$1.781.94	
Golf Course	18	0	18	1.00	18.00	1.63%	\$12,082.77	\$671.26	\$0.00	\$1,110.68	\$1,781.94	
Total Platted	1101	525	549	=	1101.00	100.00%	\$739.062.66					

LESS: Lee County Collection Costs (\$1.45 per parcel / line) and Early Payment Discounts (4%):

(\$31,095.10)

Net Revenue to be Collected:

\$707,967.56

- (1) Reflects twenty-six (26) Series 2021 (refunding) prepayments.
- (2) Reflects the number of total lots with Series 2021 debt outstanding.
- (3) Reflects the number of total lots with Series 2021 (refunding) debt outstanding.
- (4) Annual debt service assessment per lot adopted in connection with the Series 2021 bond issue. Annual assessment includes principal, interest, Lee County collection costs (\$1.45 per parcel) and early payment discount costs (4%). Assessment levels are preliminary.
- (5) Annual debt service assessment per lot adopted in connection with the Series 2021 (refunding of Series 2004A-2) bond issue. Annual assessment includes principal, interest, Lee County collection costs (\$1.45 per parcel) and early payment discount costs (4%).
- (6) Annual assessment that will appear on November 2022 Lee County property tax bill. Amount shown includes all applicable collection costs. Property owner is eligible for a discount of up to 4% if paid early.
- (7) Lee County collection costs changed from \$1.42 per parcel/line to \$1.45 per parcel/line.

# GENERAL FUND BUDGET ACCOUNT CATEGORY DESCRIPTION

The General Fund Budget Account Category Descriptions are subject to change at any time depending on its application to the District. Please note, not all General Fund Budget Account Category Descriptions are applicable to the District indicated above. Uses of the descriptions contained herein are intended for general reference.

### **REVENUES:**

**Interest Earnings:** The District may earn interest on its monies in the various operating accounts.

**Tax Roll:** The District levies Non-Ad Valorem Special Assessments on all of the assessable property within the District to pay for operating expenditures incurred during the Fiscal Year. The assessments may be collected in two ways. The first is by placing them on the County's Tax Roll, to be collected with the County's Annual Property Tax Billing. This method is only available to land properly platted within the time limits prescribed by the County.

**Off Roll:** For lands not on the tax roll and that is by way of a direct bill from the District to the appropriate property owner.

**Developer Contributions:** The District may enter into a funding agreement and receive certain prescribed dollars from the Developer to off-set expenditures of the District.

**Event Rental:** The District may receive monies for event rentals for such things as weddings, birthday parties, etc.

**Miscellaneous Revenues:** The District may receive monies for the sale or provision of electronic access cards, entry decals etc.

**Facilities Rentals:** The District may receive monies for the rental of certain facilities by outside sources, for such items as office space, snack bar/restaurants etc.

# **EXPENDITURES – ADMINISTRATIVE:**

**Supervisor Fees:** The District may compensate its supervisors within the appropriate statutory limits of \$200.00 maximum per meeting within an annual cap of \$4,800.00 per supervisor.



**Administrative Services:** The District will incur expenditures for the day to today operation of District matters. These services include support for the District Management function, recording and preparation of meeting minutes, records retention and maintenance in accordance with Chapter 119, Florida Statutes, and the District's adopted Rules of Procedure, preparation and delivery of agenda, overnight deliveries, facsimiles and phone calls.

**District Management:** The District as required by statute, will contract with a firm to provide for management and administration of the District's day to day needs. These service include the conducting of board meetings, workshops, overall administration of District functions, all required state and local filings, preparation of annual budget, purchasing, risk management, preparing various resolutions and all other secretarial duties requested by the District throughout the year is also reflected in this amount.

**District Engineer:** The District's engineer provides general engineering services to the District. Among these services are attendance at and preparation for monthly board meetings, review of construction invoices and all other engineering services requested by the district throughout the year.

**Disclosure Report:** The District is required to file quarterly and annual disclosure reports, as required in the District's Trust Indenture, with the specified repositories. This is contracted out to a third party in compliance with the Trust Indenture.

**Trustee's Fees:** The District will incur annual trustee's fees upon the issuance of bonds for the oversight of the various accounts relating to the bond issues.

**Assessment Roll:** The District will contract with a firm to prepare, maintain and certify the assessment roll(s) and annually levy a non-ad valorem assessment for operating and debt service expenses.

**Financial & Revenue Collections:** Services of the Collection Agent include all functions necessary for the timely billing and collection and reporting of District assessments in order to ensure adequate funds to meet the District's debt service and operations and maintenance obligations. The Collection Agent also maintains and updates the District's lien book(s) annually and provides for the release of liens on property after the full collection of bond debt levied on particular properties.

**Accounting Services:** Services include the preparation and delivery of the District's financial statements in accordance with Governmental Accounting Standards, accounts payable and accounts receivable functions, asset tracking, investment tracking, capital program administration and requisition processing, filing of annual reports required by the State of Florida and monitoring of trust account activity.

**Auditing Services:** The District is required annually to conduct an audit of its financial records by an Independent Certified Public Accounting firm, once it reaches certain revenue and expenditure levels, or has issued bonds and incurred debt.

**Arbitrage Rebate Calculation:** The District is required to calculate the interest earned from bond proceeds each year pursuant to the Internal Revenue Code of 1986. The Rebate Analyst is required to verify that the District has not received earnings higher than the yield of the bonds.

**Travel:** Each Board Supervisor and the District Staff are entitled to reimbursement for travel expenses per Florida Statutes 190.006(8).



**Public Officials Liability Insurance:** The District will incur expenditures for public officials' liability insurance for the Board and Staff.

**Legal Advertising:** The District will incur expenditures related to legal advertising. The items for which the District will advertise include, but are not limited to meeting schedules, special meeting notices, and public hearings, bidding etc. for the District based on statutory guidelines

**Bank Fees:** The District will incur bank service charges during the year.

**Dues, Licenses & Fees:** The District is required to pay an annual fee to the Department of Economic Opportunity, along with other items which may require licenses or permits, etc.

**Miscellaneous Fees:** The District could incur miscellaneous throughout the year, which may not fit into any standard categories.

**Website Hosting, Maintenance and Email:** The District may incur fees as they relate to the development and ongoing maintenance of its own website along with possible email services if requested.

**District Counsel:** The District's legal counsel provides general legal services to the District. Among these services are attendance at and preparation for monthly board meetings, review of operating and maintenance contracts and all other legal services requested by the district throughout the year.

## **EXPENDITURES - FIELD OPERATIONS:**

**Deputy Services:** The District may wish to contract with the local police agency to provide security for the District.

**Security Services and Patrols:** The District may wish to contract with a private company to provide security for the District.

**Electric Utility Services:** The District will incur electric utility expenditures for general purposes such as irrigation timers, lift station pumps, fountains, etc.

**Street Lights:** The District may have expenditures relating to street lights throughout the community. These may be restricted to main arterial roads or in some cases to all street lights within the District's boundaries.

**Utility - Recreation Facility:** The District may budget separately for its recreation and or amenity electric separately.

**Gas Utility Services:** The District may incur gas utility expenditures related to district operations at its facilities such as pool heat etc.

**Garbage - Recreation Facility:** The District will incur expenditures related to the removal of garbage and solid waste.



**Solid Waste Assessment Fee:** The District may have an assessment levied by another local government for solid waste, etc.

**Water-Sewer Utility Services:** The District will incur water/sewer utility expenditures related to district operations.

**Utility - Reclaimed:** The District may incur expenses related to the use of reclaimed water for irrigation.

**Aquatic Maintenance:** Expenses related to the care and maintenance of the lakes and ponds for the control of nuisance plant and algae species.

**Fountain Service Repairs & Maintenance:** The District may incur expenses related to maintaining the fountains within throughout the Parks & Recreational areas

**Lake/Pond Bank Maintenance:** The District may incur expenditures to maintain lake banks, etc. for the ponds and lakes within the District's boundaries, along with planting of beneficial aquatic plants, stocking of fish, mowing and landscaping of the banks as the District determines necessary.

**Wetland Monitoring & Maintenance:** The District may be required to provide for certain types of monitoring and maintenance activities for various wetlands and waterways by other governmental entities.

**Mitigation Area Monitoring & Maintenance:** The District may be required to provide for certain types of monitoring and maintenance activities for various mitigation areas by other governmental entities.

**Aquatic Plant Replacement:** The expenses related to replacing beneficial aquatic plants, which may or may not have been required by other governmental entities.

**General Liability Insurance:** The District will incur fees to insure items owned by the District for its general liability needs

**Property Insurance:** The District will incur fees to insure items owned by the District for its property needs

**Entry and Walls Maintenance:** The District will incur expenditures to maintain the entry monuments and the fencing.

**Landscape Maintenance:** The District will incur expenditures to maintain the rights-of-way, median strips, recreational facilities including pond banks, entryways, and similar planting areas within the District. These services include but are not limited to monthly landscape maintenance, fertilizer, pesticides, annuals, mulch, and irrigation repairs.

**Irrigation Maintenance:** The District will incur expenditures related to the maintenance of the irrigation systems.

**Irrigation Repairs:** The District will incur expenditures related to repairs of the irrigation systems.

Landscape Replacement: Expenditures related to replacement of turf, trees, shrubs etc.

Rizzetta & Company

**Field Services:** The District may contract for field management services to provide landscape maintenance oversight.

**Miscellaneous Fees:** The District may incur miscellaneous expenses that do not readily fit into defined categories in field operations.

**Gate Phone:** The District will incur telephone expenses if the District has gates that are to be opened and closed.

**Street/Parking Lot Sweeping:** The District may incur expenses related to street sweeping for roadways it owns or are owned by another governmental entity, for which it elects to maintain.

**Gate Facility Maintenance:** Expenses related to the ongoing repairs and maintenance of gates owned by the District if any.

**Sidewalk Repair & Maintenance:** Expenses related to sidewalks located in the right of way of streets the District may own if any.

**Roadway Repair & Maintenance:** Expenses related to the repair and maintenance of roadways owned by the District if any.

**Employees - Salaries:** The District may incur expenses for employees/staff members needed for the recreational facilities such as Clubhouse Staff.

**Employees - P/R Taxes:** This is the employer's portion of employment taxes such as FICA etc.

**Employee - Workers' Comp:** Fees related to obtaining workers compensation insurance.

**Management Contract:** The District may contract with a firm to provide for the oversight of its recreation facilities.

Maintenance & Repair: The District may incur expenses to maintain its recreation facilities.

**Facility Supplies:** The District may have facilities that required various supplies to operate.

**Gate Maintenance & Repairs:** Any ongoing gate repairs and maintenance would be included in this line item.

**Telephone, Fax, Internet:** The District may incur telephone, fax and internet expenses related to the recreational facilities.

**Office Supplies:** The District may have an office in its facilities which require various office related supplies.

**Clubhouse - Facility Janitorial Service:** Expenses related to the cleaning of the facility and related supplies.

**Pool Service Contract:** Expenses related to the maintenance of swimming pools and other water features.



**Pool Repairs:** Expenses related to the repair of swimming pools and other water features.

**Security System Monitoring & Maintenance:** The District may wish to install a security system for the clubhouse

**Clubhouse Miscellaneous Expense:** Expenses which may not fit into a defined category in this section of the budget

Athletic/Park Court/Field Repairs: Expense related to any facilities such as tennis, basketball etc.

**Trail/Bike Path Maintenance:** Expenses related to various types of trail or pathway systems the District may own, from hard surface to natural surfaces.

Special Events: Expenses related to functions such as holiday events for the public enjoyment

**Miscellaneous Fees:** Monies collected and allocated for fees that the District could incur throughout the year, which may not fit into any standard categories.

**Miscellaneous Contingency:** Monies collected and allocated for expenses that the District could incur throughout the year, which may not fit into any standard categories.

**Capital Outlay:** Monies collected and allocated for various projects as they relate to public improvements.



# RESERVE FUND BUDGET ACCOUNT CATEGORY DESCRIPTION

The Reserve Fund Budget Account Category Descriptions are subject to change at any time depending on its application to the District. Please note, not all Reserve Fund Budget Account Category Descriptions are applicable to the District indicated above. Uses of the descriptions contained herein are intended for general reference.

### **REVENUES:**

**Tax Roll:** The District levies Non-Ad Valorem Special Assessments on all of the assessable property within the District to pay for operating expenditures incurred during the Fiscal Year. The assessments may be collected in two ways. The first is by placing them on the County's Tax Roll, to be collected with the County's Annual Property Tax Billing. This method is only available to land properly platted within the time limits prescribed by the County.

**Off Roll:** For lands not on the tax roll and that is by way of a direct bill from the District to the appropriate property owner.

**Developer Contributions:** The District may enter into a funding agreement and receive certain prescribed dollars from the Developer to off-set expenditures of the District.

**Miscellaneous Revenues:** The District may receive monies for the sale or provision of electronic access cards, entry decals etc.

# **EXPENDITURES:**

**Capital Reserve:** Monies collected and allocated for the future repair and replacement of various capital improvements such as club facilities, swimming pools, athletic courts, roads, etc.

Capital Outlay: Monies collected and allocated for various projects as they relate to public improvements.



## <u>DEBT SERVICE FUND BUDGET</u> ACCOUNT CATEGORY DESCRIPTION

The Debt Service Fund Budget Account Category Descriptions are subject to change at any time depending on its application to the District. Please note, not all Debt Service Fund Budget Account Category Descriptions are applicable to the District indicated above. Uses of the descriptions contained herein are intended for general reference.

### **REVENUES:**

**Special Assessments:** The District may levy special assessments to repay the debt incurred by the sale of bonds to raise working capital for certain public improvements. The assessments may be collected in the same fashion as described in the Operations and Maintenance Assessments.

## **EXPENDITURES - ADMINISTRATIVE:**

**Bank Fees:** The District may incur bank service charges during the year.

**Debt Service Obligation:** This would a combination of the principal and interest payment to satisfy the annual repayment of the bond issue debt.



# Tab 5

#### **RESOLUTION 2022-05**

THE ANNUAL APPROPRIATION RESOLUTION OF THE CFM COMMUNITY DEVELOPMENT DISTRICT ("DISTRICT") 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.

**WHEREAS,** the District Manager has, prior to the fifteenth (15<sup>th</sup>) day in June, 2022, submitted to the Board of Supervisors ("**Board**") of the CFM Community Development District ("**District**") proposed budget ("**Proposed Budget**") for the fiscal year beginning October 1, 2022 and ending September 30, 2023 ("**Fiscal Year 2022/2023**") along with an explanatory and complete financial plan for each fund of the District, pursuant to the provisions of Section 190.008(2)(a), *Florida Statutes*; and

**WHEREAS**, at least sixty (60) days prior to the adoption of the Proposed Budget, the District filed a copy of the Proposed Budget with the local governing authorities having jurisdiction over the area included in the District pursuant to the provisions of Section 190.008(2)(b), *Florida Statutes*; and

**WHEREAS**, the Board set a public hearing thereon and caused notice of such public hearing to be given by publication pursuant to Section 190.008(2)(a), *Florida Statutes*; and

**WHEREAS**, the District Manager posted the Proposed Budget on the District's website at least two days before the public hearing; and

**WHEREAS,** Section 190.008(2)(a), *Florida Statutes*, requires that, prior to October 1<sup>st</sup> of each year, the Board, by passage of the Annual Appropriation Resolution, shall adopt a budget for the ensuing fiscal year and appropriate such sums of money as the Board deems necessary to defray all expenditures of the District during the ensuing fiscal year; and

**WHEREAS**, the District Manager has prepared a Proposed Budget, whereby the budget shall project the cash receipts and disbursements anticipated during a given time period, including reserves for contingencies for emergency or other unanticipated expenditures during the fiscal year.

### NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE CFM COMMUNITY DEVELOPMENT DISTRICT:

#### **SECTION 1. BUDGET**

a. The Board has reviewed the Proposed Budget, a copy of which is on file with the office of the District Manager and at the District's Local Records

Office, and hereby approves certain amendments thereto, as shown in Section 2 below.

- b. The Proposed Budget, attached hereto as **Exhibit A**, as amended by the Board, is hereby adopted in accordance with the provisions of Section 190.008(2)(a), *Florida Statutes* ("**Adopted Budget**"), and incorporated herein by reference; provided, however, that the comparative figures contained in the Adopted Budget may be subsequently revised as deemed necessary by the District Manager to reflect actual revenues and expenditures.
- c. The Adopted Budget, as amended, shall be maintained in the office of the District Manager and at the District's Local Records Office and identified as "The Budget for the CFM Community Development District for the Fiscal Year Ending September 30, 2023."
- d. The Adopted Budget shall be posted by the District Manager on the District's official website within thirty (30) days after adoption and shall remain on the website for at least 2 years.

#### **SECTION 2. APPROPRIATIONS**

There is hereby appropriated out of th 2022/2023, the sum of \$ and/or otherwise, which sum is deemed by expenditures of the District during said budget following fashion:	the Board to be necessary to defray all
TOTAL GENERAL FUND	\$
DEBT SERVICE FUND(S)	\$
TOTAL ALL FUNDS	\$

#### **SECTION 3. BUDGET AMENDMENTS**

Pursuant to Section 189.016, *Florida Statutes*, the District at any time within Fiscal Year 2022/2023, or within 60 days following the end of the Fiscal Year 2022/2023, may amend its Adopted Budget for that fiscal year as follows:

- a. A line-item appropriation for expenditures within a fund may be decreased or increased by motion of the Board recorded in the minutes, and approving the expenditure, if the total appropriations of the fund do not increase.
- b. The District Manager or Treasurer may approve an expenditure that would increase or decrease a line-item appropriation for expenditures within a fund

if the total appropriations of the fund do not increase and if either (i) the aggregate change in the original appropriation item does not exceed the greater of \$15,000 or 15% of the original appropriation, or (ii) such expenditure is authorized by separate disbursement or spending resolution.

c. Any other budget amendments shall be adopted by resolution and consistent with Florida law.

The District Manager or Treasurer must ensure that any amendments to the budget under paragraph c. above are posted on the District's website within 5 days after adoption and remain on the website for at least 2 years.

**SECTION 4. EFFECTIVE DATE.** This Resolution shall take effect immediately upon adoption.

#### PASSED AND ADOPTED THIS 18TH DAY OF AUGUST 2022.

ATTEST:	CFM COMMUNITY DEVELOPMENT DISTRICT
	Ву:
Secretary / Assistant Secretary	Its:

Exhibit A: Fiscal Year 2022/2023 Budget

#### Exhibit A

Fiscal Year 2022/2023 Budget

#### **RESOLUTION 2022-06**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE CFM COMMUNITY DEVELOPMENT DISTRICT MAKING A DETERMINATION OF BENEFIT AND IMPOSING SPECIAL ASSESSMENTS FOR FISCAL YEAR 2022/2023; PROVIDING FOR THE COLLECTION AND ENFORCEMENT OF SPECIAL ASSESSMENTS; CERTIFYING AN ASSESSMENT ROLL; PROVIDING FOR AMENDMENTS TO THE ASSESSMENT ROLL; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, the CFM Community Development District ("**District**") is a local unit of special-purpose government established pursuant to Chapter 190, *Florida Statutes*, for the purpose of providing, operating and maintaining infrastructure improvements, facilities and services to the lands within the District; and

WHEREAS, the District is located in Lee County, Florida ("County"); and

**WHEREAS,** the District has constructed or acquired various infrastructure improvements and provides certain services in accordance with the District's adopted capital improvement plan and Chapter 190, *Florida Statutes*; and

WHEREAS, the Board of Supervisors ("Board") of the District hereby determines to undertake various operations and maintenance and other activities described in the District's budget ("Adopted Budget") for the fiscal year beginning October 1, 2022 and ending September 30, 2023 ("Fiscal Year 2022/2023"), attached hereto as Exhibit "A" and incorporated by reference herein; and

WHEREAS, the District must obtain sufficient funds to provide for the operation and maintenance of the services and facilities provided by the District as described in the Adopted Budget; and

**WHEREAS,** the provision of such services, facilities, and operations is a benefit to lands within the District; and

**WHEREAS,** Chapter 190, *Florida Statutes*, provides that the District may impose special assessments on benefitted lands within the District; and

WHEREAS, it is in the best interests of the District to proceed with the imposition of the special assessments for operations and maintenance in the amount set forth in the Adopted Budget; and

**WHEREAS,** the District has previously levied an assessment for debt service, which the District desires to collect for Fiscal Year 2022/2023; and

WHEREAS, Chapter 197, Florida Statutes, provides a mechanism pursuant to which such special assessments may be placed on the tax roll and collected by the local tax collector ("Uniform Method"), and the District has previously authorized the use of the Uniform Method by, among other things, entering into agreements with the Property Appraiser and Tax Collector of the County for that purpose; and

WHEREAS, it is in the best interests of the District to adopt the Assessment Roll of the CFM Community Development District ("Assessment Roll") attached to this Resolution as Exhibit "B" and incorporated as a material part of this Resolution by this reference, and to certify the Assessment Roll to the County Tax Collector pursuant to the Uniform Method; and

WHEREAS, it is in the best interests of the District to permit the District Manager to amend the Assessment Roll, certified to the County Tax Collector by this Resolution, as the Property Appraiser updates the property roll for the County, for such time as authorized by Florida law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE CFM COMMUNITY DEVELOPMENT DISTRICT:

**SECTION 1. BENEFIT & ALLOCATION FINDINGS.** The Board hereby finds and determines that the provision of the services, facilities, and operations as described in **Exhibit "A"** confers a special and peculiar benefit to the lands within the District, which benefit exceeds or equals the cost of the assessments. The allocation of the assessments to the specially benefitted lands, as shown in **Exhibits "A" and "B,"** is hereby found to be fair and reasonable.

**SECTION 2. Assessment Imposition.** Pursuant to Chapters 190 and 197, *Florida Statutes*, and using the procedures authorized by Florida law for the levy and collection of special assessments, a special assessment for operation and maintenance is hereby imposed and levied on benefitted lands within the District, and in accordance with **Exhibits "A" and "B."** The lien of the special assessments for operations and maintenance imposed and levied by this Resolution shall be effective upon passage of this Resolution. Moreover, pursuant to Section 197.3632(4), *Florida Statutes*, the lien amount shall serve as the "maximum rate" authorized by law for operation and maintenance assessments.

**SECTION 3. COLLECTION.** The collection of the operation and maintenance special assessments and previously levied debt service assessments shall be at the same time and in the same manner as County taxes in accordance with the Uniform Method, as indicated on **Exhibits** "A" and "B." The decision to collect special assessments by any particular method – e.g., on the tax roll or by direct bill – does not mean that such method will be used to collect special assessments in future years, and the District reserves the right in its sole discretion to select collection methods in any given year, regardless of past practices.

**SECTION 4.** ASSESSMENT ROLL. The Assessment Roll, attached to this Resolution as **Exhibit "B,"** is hereby certified to the County Tax Collector and shall be collected by the County Tax Collector in the same manner and time as County taxes. The proceeds therefrom shall be paid to the District.

**SECTION 5.** Assessment Roll Amendment. The District Manager shall keep apprised of all updates made to the County property roll by the Property Appraiser after the date of this Resolution and shall amend the Assessment Roll in accordance with any such updates, for such time as authorized by Florida law, to the County property roll. After any amendment of the Assessment Roll, the District Manager shall file the updates in the District records.

**SECTION 6. SEVERABILITY.** The invalidity or unenforceability of any one or more provisions of this Resolution shall not affect the validity or enforceability of the remaining portions of this Resolution, or any part thereof.

**SECTION 7. EFFECTIVE DATE.** This Resolution shall take effect upon the passage and adoption of this Resolution by the Board.

PASSED AND ADOPTED this 18th day of August 2022.

ATTEST:	CFM COMMUNITY DEVELOPMENT DISTRICT		
Secretary / Assistant Secretary	Chair/Vice Chair, Board of Supervisors		
Exhibit A: Budget			

Exhibit B:

Assessment Roll

### **Exhibit A**Budget

#### **Exhibit B**

#### Assessment Roll

Assessment roll is maintained in the District's official records and is available upon request. Certain exempt information may be redacted prior to release in compliance with Chapter 119, Florida Statutes.

### THIRD ADDENDUM TO THE CONTRACT FOR PROFESSIONAL DISTRICT SERVICES

This Third Addendum to the Contract for Professional District Services (this "Addendum"), is made and entered into as of the 1<sup>st</sup> day of October, 2022 (the "Effective Date"), by and between CFM Community Development District, a local unit of special purpose government established pursuant to Chapter 190, Florida Statutes, located in Lee County, Florida (the "District"), and Rizzetta & Company, Inc., a Florida corporation (the "Consultant").

#### **RECITALS**

**WHEREAS**, the District and the Consultant entered into the Contract for Professional District Services dated October 1, 2018 (the "**Contract**"), incorporated by reference herein; and

**WHEREAS**, the District and the Consultant desire to amend **Exhibit B** - Schedule of Fees of the Fees and Expenses, section of the Contract as further described in this Addendum; and

**WHEREAS**, the District and the Consultant each has the authority to execute this Addendum and to perform its obligations and duties hereunder, and each party has satisfied all conditions precedent to the execution of this Addendum so that this Addendum constitutes a legal and binding obligation of each party hereto.

**NOW, THEREFORE,** based upon good and valuable consideration and the mutual covenants of the parties, the receipt of which and sufficiency of which is hereby acknowledged, the District and the Consultant agree to the changes to amend **Exhibit B** - Schedule of Fees attached.

The amended **Exhibit B** - Schedule of Fees are hereby ratified and confirmed. All other terms and conditions of the Contract remain in full force and effect.

**IN WITNESS WHEREOF** the undersigned have executed this Addendum as of the Effective Date.

(Remainder of this page is left blank intentionally)

Therefore, the Consultant and the District each intend to enter this Addendum, understand the terms set forth herein, and hereby agree to those terms.

#### **ACCEPTED BY:**

RIZZETTA & COMPANY, INC.	
BY:	
PRINTED NAME:	William J. Rizzetta
TITLE:	President
DATE:	
CFM COMMUNITY DEVELOPM	ENT DISTRICT
BY:	
PRINTED NAME:	
TITLE:	Chairman/Vice Chairman
DATE:	
ATTEST:	
	Vice Chairman/Assistant Secretary Board of Supervisors
	Print Name

Exhibit B – Schedule of Fees

### **EXHIBIT B**Schedule of Fees

#### STANDARD ON-GOING SERVICES:

Standard On-Going Services will be billed in advance monthly pursuant to the following schedule:

	MONTHLY	ANNUALLY
Management:	\$1,553.25	\$18,639
Administrative:	\$482.00	\$5,784
Accounting:	\$1,606.83	\$19,282
Financial & Revenue Collections: Assessment Roll (1)	\$446.33 	\$5,356 <u>\$5,356</u>
Total Standard On-Going Services:	\$4,088.42	\$54,417

(1) Assessment Roll is paid in one lump-sum after the roll is completed (October).

ADDITIONAL SERVICES:	FREQUENCY	RATE
Extended and Continued Meetings Additional Meetings (includes meeting prep,	Hourly	\$ 180.25
attendance and drafting of minutes) Estoppel Requests (billed to requestor):	Hourly	\$ 180.25
One Lot (on tax roll)	Per Occurrence	\$ 100
Two+ Lots (on tax roll)	Per Occurrence	\$ 125
One Lot (direct billed by the District)	Per Occurrence	\$ 100
Two–Five Lots (direct billed by the District)	Per Occurrence	\$ 150
Six-Nine Lots (direct billed by the District)	Per Occurrence	\$ 200
Ten+ Lots (direct billed by the District)	Per Occurrence	\$ 250
Long Term Bond Debt Payoff Requests	Per Occurrence	\$ 100/Lot
Two+ Lots	Per Occurrence	Upon Request
Short Term Bond Debt Payoff Requests & Long Term Bond Debt Partial Payoff Requests		
One Lot	Per Occurrence	\$ 125
Two – Five Lots	Per Occurrence	\$ 200
Six – Ten Lots	Per Occurrence	\$ 300
Eleven – Fifteen Lots	Per Occurrence	\$ 400
Sixteen+ Lots	Per Occurrence	\$ 500
Special Assessment Allocation Report	Per Occurrence	Upon Request
True-Up Analysis/Report	Per Occurrence	Upon Request
Re-Financing Analysis	Per Occurrence	Upon Request
Bond Validation Testimony	Per Occurrence	Upon Request
Bond Issue Certifications/Closing Documents	Per Occurrence	Upon Request
Electronic communications/E-blasts	Per Occurrence	Upon Request
Special Information Requests	Hourly	Upon Request
Amendment to District Boundary	Hourly	Upon Request
Grant Applications	Hourly	Upon Request
Escrow Agent	Hourly	Upon Request
Continuing Disclosure/Representative/Agent	Annually	Upon Request
Community Mailings	Per Occurrence	Upon Request
Response to Extensive Public Records Requests	Hourly	Upon Request
Litigation Support Services	Hourly	Upon Request

#### **PUBLIC RECORDS REQUESTS FEES:**

Public Records Requests will be billed hourly to the District pursuant to the current hourly rates shown below:

JOB TITLE:	HOURLY RATE:		
Senior Manager	\$ 52.00		
District Manager	\$ 40.00		
Accounting & Finance Staff	\$ 28.00		
Administrative Support Staff	\$ 21.00		

#### **RESOLUTION 2022-07**

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE CFM COMMUNITY DEVELOPMENT DISTRICT DESIGNATING DATES, TIME AND LOCATION FOR REGULAR MEETINGS OF THE BOARD OF SUPERVISORS OF THE DISTRICT, FOR FISCAL YEAR 2022/2023, AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, CFM Community Development District (hereinafter the "District") is a local unit of special-purpose government created and existing pursuant to Chapter 190, Florida Statutes, being situated entirely within the Lee County, Florida; and

WHEREAS, the District's Board of Supervisors (hereinafter the "Board") is statutorily authorized to exercise the powers granted to the District; and

WHEREAS, all meetings of the Board shall be open to the public and governed by the provisions of Chapter 286, Florida Statutes; and

WHEREAS, the Board is statutorily required to file annually, with the local governing authority, a schedule of its regular meetings.

WHEREAS, the District is required by Florida law to prepare an annual schedule of its regular public meetings which designates the date, time, and location of the District's meetings.

### NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE CFM COMMUNITY DEVELOPMENT DISTRICT:

<u>Section 1</u>. The Fiscal Year 2022/2023 annual public meeting schedule attached hereto and incorporated by reference herein as Exhibit A is hereby approved and will be published and filed in accordance with Section 189.015(1), Florida Statutes.

<u>Section 2</u>. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED THIS 9<sup>TH</sup> DAY OF AUGUST, 2022.

ATTEST:	DISTRICT		
SECRETARY / ASST. SECRETARY	CHAIRMAN / VICE CHAIRMAN		

## EXHIBIT "A" BOARD OF SUPERVISORS MEETING DATES CFM COMMUNITY DEVELOPMENT DISTRICT FISCAL YEAR 2022/2023

October 20, 2022 November 17, 2022 December 15, 2022 January 19, 2023 February 16, 2023 March 16, 2023 April 20, 2023 May 18, 2023 June 15, 2023 July 20, 2023 August 17, 2023 September 21, 2023

All meetings will convene at 11:30 a.m. and will be held at the office of the District Manager, Rizzetta & Company, Inc., located at 9530 Marketplace Road, Suite 206, Fort Myers, Florida 33912.



TO:	Belinda Blandon, District Manager CFM CDD	DATE:	June 17, 2022
FROM:	: Jordan L. Varble, P.E.	RE:	20-Year Stormwater Management Needs Analysis

House Bill 53 passed by the Florida Legislature and signed into law in 2021 included language that requires counties, municipalities, and special districts with stormwater management systems to develop a 20-year needs analysis. CFM Community Development District (CDD) is one of the special districts required by law to perform the analysis every five years, the first of which is due June 30, 2022.

The Office of Economic and Demographic Research (EDR) developed a workbook template in Microsoft Excel for use in completing the report. Johnson Engineering, Inc. (JEI), collected information from own records, CDD records, and/or publicly available sources to complete the report, attached separately for review by the CDD board and eventual submittal to Lee County. Also attached separately is a shapefile of the approximate CDD boundary (based on the parcel linework from the County property appraiser).

A tabular listing of the stormwater conveyance culverts owned and operated by the CDD is provided in **Table I**. Reinforced concrete pipes (RCP) have an anticipated lifespan of 50 years to 100 years. The anticipated replacement date for the culverts within the district is year 2080, based on a 75-year lifespan for RCP and an installation date of 2005. This is beyond the 20-year replacement budget projection requirement by EDR and a replacement estimate has not been prepared. Sometimes there are issues during construction that result in the lifespan being much less than anticipated. The cost to repair, replace and/or rehabilitate the pipe should be in the budget process in the form of a reserve. It is recommended that the CDD have reserves to cover at least two percent of the total cost of pipe replacement throughout the community, which would be approximately \$82,400.

Table I. Listing of CDD Stormwater Management Culverts.

Diameter (inch)	Total Length (foot)	Material	Date Installed	Approx. Remaining Lifespan	Anticipated Replacement Date
29"×45"	102	Concrete	2005	58	2080
15"	304	Concrete	2005	58	2080
18"	76	Concrete	2005	58	2080
24"	317	Concrete	2005	58	2080
36"	899	Concrete	2005	58	2080
19"x30"	318	Concrete	2006	59	2081
15"	759	Concrete	2006	59	2081
18"	3,487	Concrete	2006	59	2081
24"	1,288	Concrete	2006	59	2081
30"	1,482	Concrete	2006	59	2081
36"	3,667	Concrete	2006	59	2081
42"	802	Concrete	2006	59	2081
48"	2,247	Concrete	2006	59	2081
54"	1,087	Concrete	2006	59	2081
15"	74	Concrete	2007	60	2082
18"	327	Concrete	2007	60	2082
24	1,086	Concrete	2007	60	2082
30	169	Concrete	2007	60	2082
36	158	Concrete	2007	60	2082
42	274	Concrete	2007	60	2082
18	132	Plastic	2018	71	2093
24	267	Plastic	2018	71	2093
15	86	Concrete	2018	71	2093
18	762	Concrete	2018	71	2093
24	269	Concrete	2018	71	2093
30	559	Concrete	2018	71	2093
36	1,890	Concrete	2018	71	2093

Other stormwater management facilities within the district including swales, stormwater ponds, and wetland systems do not have anticipated lifespans if properly maintained, and as such do not have associated lifetime replacement costs. These items will continue to be maintained by the CDD on an annual basis. If maintenance is not provided to keep them functional as intended by one or more permits, then refurbishment, retrofit, and/or reconstruction will be necessary and that may be considered a major expense. These facilities are in adequate condition and do not need to be reconstructed. Therefore, no infrastructure components requiring a major expense (as defined by EDR as a single replacement project greater than 5% of the total operation and maintenance expenditures over the most recent five-year period) are targeted for replacement within the 20-year time horizon.

Expansion of the stormwater facilities is currently under construction within the boundary of the CDD. Once these facilities are completed and certified by SFWMD they will be turned over to CFM CDD for operation and maintenance and will be included in the next report that is currently

#### 20-YEAR STORMWATER MANAGEMENT NEEDS ANALYSIS June 17, 2022 Page 3

due June 30, 2027. The CDD does not have anticipated stormwater resiliency projects related to climate change.



#### **UPCOMING DATES TO REMEMBER**

• Next Meeting: September 15, 2022

• FY 2020-2021 Audit Completion Deadline: Completed and accepted

Next Election (Seats 3 & 4): November 9, 2022

District Manager's Report August 10

2022

General Fund Cash & Investment Balance: \$709,035
Debt Service Fund Investment Balance: \$1,024,716
Capital Projects Fund Investment Balance: \$3,387,885
Total Cash and Investment Balances: \$5,121,636

General Fund Expense Variance: \$80,435 Under Budget

C F M

C D



<u>Aerator Installation:</u> The aerator installation agreement was completed. Solitude is working on obtaining the parts required. Once they have the parts, they will provide us with an installation timeline.

<u>LCEC Invoices:</u> As of July 1<sup>st</sup>. LCEC has started to increase their rates for electricity. For the months of July and August the Board will see higher invoices because of the streetlighting that has been transferred to the CDD for the parcels acquired.