



Rizzetta & Company

CFM Community Development District

**Board of Supervisors' Meeting
June 17, 2021**

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

www.cfmccd.org

**CFM
COMMUNITY DEVELOPMENT DISTRICT**

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

www.cfmccd.org

Board of Supervisors	Leah Popelka Scott Campbell Paul Mayotte Sue Streeter Vacant	Chairman Vice Chairman Assistant Secretary Assistant Secretary Board Supervisor
District Manager	Belinda Blandon	Rizzetta & Company, Inc.
District Counsel	Tucker Mackie	Hopping Green & Sams, P.A.
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.

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June 10, 2021

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, June 17, 2021 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. CALL TO ORDER/ROLL CALL**
- 2. PUBLIC COMMENT**
- 3. BUSINESS ADMINISTRATION**
 - A. Consideration of the Minutes of the Audit Committee Meeting held on May 20, 2021 Tab 1
 - B. Consideration of the Minutes of the Board of Supervisors' Meeting held on May, 2021 Tab 2
 - C. Consideration of the Operations and Maintenance Expenditures for the Month of May 2021..... Tab 3
- 4. BUSINESS ITEMS**
 - A. Consideration of Appoint to Supervisor to Fill Seat #4
 - B. Consideration of Resolution 2021-15, Redesignating Officers of the District Tab 4
 - C. Consideration of Investment Banker Agreement with MBS Capital Markets..... Tab 5
 - D. Discussion Regarding 2021/2022 Proposed Budget
 - E. Review and Acceptance of Arbitrage Liability Report for the Period Ending April 30, 2021 as Prepared by LLX Tax Solutions Tab 6
 - F. Review and Acceptance of Audit for Fiscal Year End September 30, 2020 as Prepared by Carr, Riggs & Ingram ... Tab 7
 - G. Consideration of Assignment of Construction Contracts (under separate cover)
- 5. STAFF REPORTS**
 - A. District Counsel
 - B. District Engineer
 - C. District Manager
- 6. SUPERVISOR REQUESTS AND COMMENTS**
- 7. 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, Hopping Green & Sams, P.A.

Tab 1

MINUTES OF MEETING

Each person who decides to appeal any decision made by the Board with respect to any matter considered at the meeting is advised that the person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which such appeal is to be based.

CFM COMMUNITY DEVELOPMENT DISTRICT

The Audit Committee meeting of the CFM Community Development District was held on **Thursday, May 20, 2021 at 11:32 a.m.** at the office of Rizzetta & Company, Inc., located at 9530 Marketplace Road, Suite 206, Fort Myers, FL 33912.

Present and constituting a quorum:

Paul Mayotte	Committee Member
Sue Streeter	Committee Member
Chip Jones, Jr.	Committee Member
Scott Campbell	Committee Member
Leah Popelka	Committee Member

Also present were:

Belinda Blandon	District Manager, Rizzetta & Company, Inc.
Scott Brizendine	Vice President, Operations Rizzetta & Company, Inc. (via speaker phone)
Tucker Mackie	District Counsel, Hopping Green & Sams, P.A.
Deb Sier	District Counsel, Hopping, Green & Sams, P.A. (via speaker phone)
Brent Burford	District Engineer, Johnson Engineering, Inc.
Andy Tilton	District Engineer, Johnson Engineering, Inc.
Sete Zare	MBS Capital Markets (via speaker phone)
Misty Taylor	Bond Counsel, Bryant Miller Olive, P.A.
Audience	

FIRST ORDER OF BUSINESS

Call to Order

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

SECOND ORDER OF BUSINESS

**Review and Consideration of
Proposals Received in Response to
the RFP for Audit Services**

Ms. Blandon advised that proposals were received from Berger, Toombs, Elam, Gaines & Frank and Grau & Associates. Discussion ensued. The Board worked together to provide scores to Ms. Blandon. Berger, Toombs, Elam, Gaines & Frank was awarded 100 points and Grau & Associates was awarded 98 points.

On a Motion by Ms. Popelka, seconded by Mr. Jones, Jr., with all in favor, the Audit Committee recommended that the Board of Supervisors' Enter into a Contract with Berger, Toombs, Elam, Gaines & Frank for Audit Services, for the Audit Committee of the CFM Community Development District.

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THIRD ORDER OF BUSINESS

Adjournment

On a Motion by Mr. Campbell, seconded by Ms. Streeter, with all in favor, the Audit Committee Meeting was Adjourned at 11:42 a.m., for the Audit Committee of the CFM Community Development District.

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Tab 2

MINUTES OF MEETING

Each person who decides to appeal any decision made by the Board with respect to any matter considered at the meeting is advised that the person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which such appeal is to be based.

CFM COMMUNITY DEVELOPMENT DISTRICT

The regular meeting of the Board of Supervisors of the CFM Community Development District was held on **Thursday, May 20, 2021 at 11:30 a.m.** at the office of Rizzetta & Company, Inc., 9530 Marketplace Road, Suite 206, Fort Myers, Florida 33912

Present and constituting a quorum:

Leah Popelka	Board Supervisor, Chairman
Scott Campbell	Board Supervisor, Vice Chairman
Sue Streeter	Board Supervisor, Assistant Secretary
Paul Mayotte	Board Supervisor, Assistant Secretary
Chip Jones, Jr.	Board Supervisor, Assistant Secretary

Also present were:

Belinda Blandon	District Manager, Rizzetta & Company, Inc.
Scott Brizendine	Rizzetta & Company, Inc. (via speaker phone)
Bill Johnson	Rizzetta & Company, Inc. (via speaker phone)
Tucker Mackie	District Counsel, Hopping Green & Sams, P.A.
Deb Sier	District Counsel, Hopping Green & Sams, P.A. (via speaker phone)
Brent Burford	District Engineer, Johnson Engineering
Andy Tilton	Johnson Engineering
Sete Zare	MBS Capital Markets (via speaker phone)
Misty Taylor	Bryant Miller Olive
Audience	

FIRST ORDER OF BUSINESS

Call to Order

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

SECOND ORDER OF BUSINESS

Public Comment

Ms. Blandon opened the floor to public comment. Questions and comments from the public were entertained.

THIRD ORDER OF BUSINESS

**Consideration of the Minutes of the
Board of Supervisors' Meeting held on
April 15, 2021**

Ms. Blandon presented the Minutes of the Board of Supervisors' meeting held on

49 April 15, 2021. She asked if there were any questions related to the minutes. There were
50 none.
51

On a Motion by Ms. Popelka, seconded by Ms. Streeter, with all in favor, the Board Approved the Minutes of the Board of Supervisors' Meeting held on April 15, 2021, for the CFM Community Development District.

52
53 **FOURTH ORDER OF BUSINESS** **Consideration of the Operations and**
54 **Maintenance Expenditures for the**
55 **Months of March and April 2021**
56

57 Ms. Bandon presented the Operations and Maintenance Expenditures for the
58 period of March 1-31, which totaled \$43,129.53 and the period of April 1-30, which totaled
59 \$92,376.90 and asked if there were any questions.
60

On a Motion by Mr. Mayotte, seconded by Mr. Campbell, with all in favor, the Board Approved the Operations and Maintenance Expenditures for the Months of March 2021 (\$43,129.53) and April 2021 (\$92,376.90), for the CFM Community Development District.

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62 **FIFTH ORDER OF BUSINESS** **Consideration of Audit Committee**
63 **Recommendations**
64

65 Ms. Bandon advised that the Audit Committee recommended that Board of
66 Supervisors enter into a contract with Berger, Toombs, Elam, Gaines & Frank for audit
67 services.
68

69 On a Motion by Mr. Jones, Jr., seconded by Mr. Mayotte, with all in favor, the Board
70 Accepted the Recommendations of the Audit Committee, to Enter into a Contract with
71 Berger, Toombs, Elam, Gaines & Frank for Audit Services, for the CFM Community
72 Development District.

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74 **SIXTH ORDER OF BUSINESS** **Public Hearing to Consider the**
75 **Imposition of Special Assessments**
76 **and to Consider Adoption of**
77 **Assessment Roll – Expansion CIP**
78

79 Ms. Mackie provided an overview on the expansion CIP and assessments; she
80 advised that the assessments levied will be on only undeveloped lands that have recently
81 been sold. She reviewed the trifurcation of the series 2004 bonds and advised that all
82 current residents are subjected to the initial series 2004A-1 bonds.
83

84 **SEVENTH ORDER OF BUSINESS** **Presentation of Expansion Capital**
85 **Improvement Plan Engineer's Report**
86 **Dated May 2021**

87
88 Mr. Tilton provided a detailed overview of the Expansion Capital Improvement Plan
89 Engineer's Report dated May 2021. Mr. Mayotte addressed Nalle Grade Road. Ms.
90 Mackie asked Mr. Tilton if, in his professional opinion, the estimated costs included within
91 the CIP are reasonable and proper. Mr. Tilton confirmed. Ms. Mackie asked if there is any
92 expectation that the District could not carry out the Expansion CIP as identified in the
93 Engineer's report. Mr. Tilton advised no.

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95 **EIGHTH ORDER OF BUSINESS** **Presentation of Final Master**
96 **Assessment Allocation Report –**
97 **Expansion CIP**
98

99 Mr. Brizendine provided a detailed overview of the Final Master Assessment
100 Allocation Report – Expansion CIP and outlined the changes from the April report. Ms.
101 Mackie asked Mr. Brizendine if, in his professional opinion, the lands subject to the
102 assessments receive special benefit from the District's Capital Improvement Plan. Mr.
103 Brizendine stated yes. Ms. Mackie asked Mr. Brizendine if, in his professional opinion,
104 those assessments reasonably apportioned among the lands subject to the special
105 assessments. Mr. Brizendine stated yes. Ms. Mackie asked Mr. Brizendine if it is
106 reasonable, proper, and just to assess the cost of the capital improvement plan as a
107 system of improvements and against the lands within the District in accordance with the
108 methodology. Mr. Brizendine stated yes. Ms. Mackie asked Mr. Brizendine if the benefit
109 received is equal to or in excess of the assessments levied on the property. Mr. Brizendine
110 state yes. Ms. Mackie asked Mr. Brizendine if it is in the best interest of the District to levy
111 the assessments in accordance with the methodology. Mr. Brizendine stated yes.

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114 On a Motion by Mr. Jones, Jr., seconded by Mr. Campbell, with all in favor, the Board
115 Opened the Public Hearing to Consider the Imposition of Special Assessments and to
116 Consider Adoption of Assessment Roll – Expansion CIP, for the CFM Community
117 Development District.

118
119 Ms. Blandon asked if there were any questions from the public. There were none.
120

121 On a Motion by Mr. Jones, Jr., seconded by Ms. Popelka, with all in favor, the Board
122 Closed the Public Hearing to Consider the Imposition of Special Assessments and to
123 Consider Adoption of Assessment Roll – Expansion CIP, for the CFM Community
124 Development District.

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126 **NINTH ORDER OF BUSINESS** **Consideration of Resolution 2021-12,**
127 **Authorizing the Expansion CIP and**
128 **Equalizing, Confirming and Levying**
129 **Special Assessments**
130

131 Ms. Mackie provided an overview of the resolution and asked if there were any
132 questions.
133

On a Motion by Ms. Popelka, seconded by Mr. Mayotte, with all in favor, the Board Adopted Resolution 2021-12, Authorizing the Expansion CIP and Equalizing, Confirming and Levying Special Assessments, for the CFM Community Development District.

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TENTH ORDER OF BUSINESS

Presentation of Special Assessment Allocation Report, Capital Improvement Revenue Bonds, Series 2021

Mr. Brizendine provided a detailed overview of the Final Special Assessment Allocation Report related to the Capital Improvement Revenue Bonds, Series 2021 and responded to questions from the Board. Ms. Zare provided information related to the successful pricing for the bonds.

ELEVENTH ORDER OF BUSINESS

Consideration of Resolution 2021-13, Approving the Supplemental Assessment Report; Setting Forth the Terms of the Series 2021 Bonds; Levying and Allocating Assessments Securing Series 2021 Bonds

Ms. Mackie provided an overview of the resolution and asked if there were any questions. There were none.

On a Motion by Ms. Popelka, seconded by Ms. Streeter, with all in favor, the Board Adopted Resolution 2021-13, Approving the Supplemental Assessment Report; Setting Forth the Terms of the Series 2021 Bonds; Levying and Allocating Assessments Securing Series 2021 Bonds, for the CFM Community Development District.

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TWELFTH ORDER OF BUSINESS

Consideration of the Form of Agreement Regarding the True-Up and Payment of Series 2021 Assessment

Ms. Mackie provided an overview of the True-Up agreement and asked if there were any questions. Discussion ensued.

On a Motion by Ms. Popelka, seconded by Mr. Mayotte, with all in favor, the Board Approved the Form of Agreement Regarding the True-Up and Payment of Series 2021 Assessment, for the CFM Community Development District.

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THIRTEENTH ORDER OF BUSINESS

Consideration of the Form of Agreement Regarding the Completion

**of Certain Improvements Relating to
the Expansion CIP**

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Ms. Mackie provided an overview of the form of Agreement regarding the completion of certain improvements relating to the expansion CIP and asked if there were any questions. There were none.

On a Motion by Ms. Popelka, seconded by Mr. Jones, Jr., with all in favor, the Board Approved the Form of Agreement Regarding the Completion of Certain Improvements Relating to the Expansion CIP, for the CFM Community Development District.

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**FOURTEENTH ORDER OF BUSINESS Consideration of the Form of
Collateral Assignment and
Assumption of Development Rights,
Series 2021 Bonds**

Ms. Mackie provided an overview of the form of Collateral Assignment and Assumption of Development Rights, Series 2021 bonds and asked if there were any questions. There were none.

On a Motion by Mr. Mayotte, seconded by Ms. Popelka, with all in favor, the Board Approved the Form of Collateral Assignment and Assumption of Development Rights, Series 2021 Bonds, for the CFM Community Development District.

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**FIFTEENTH ORDER OF BUSINESS Consideration of the Form of
Acquisition Agreement (Expansion
CIP)**

Ms. Mackie provided an overview of the form of Acquisition Agreement related to the expansion CIP and asked if there were any questions. There were none.

On a Motion by Ms. Popelka, seconded by Ms. Streeter, with all in favor, the Board Approved the Form of Acquisition Agreement (Expansion CIP), for the CFM Community Development District.

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**SIXTEENTH ORDER OF BUSINESS Discussion Regarding Recharge
Wells**

Ms. Mackie provided an overview of the Summary related to the issue of the recharge wells with respect to permit non-compliance and a path to move forward. Mr. Burford spoke regarding the water use permit and the requirement of replacing water within the lakes that is taken out for irrigation. He advised that the District needs to address the well issue to be in compliance with the water use permit. Discussion ensued.

201 Ms. Mackie advised that the new wells have been included in the Expansion CIP although
202 the repairs are still needed to the existing wells. Discussion ensued.

203

204 **SEVENTEENTH ORDER OF BUSINESS** **Presentation of Proposed Budget for**
205 **Fiscal Year 2021/2022**

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207 Ms. Bandon provided an overview of the proposed budget for fiscal year
208 2021/2022, highlighting the line items experiencing a change from the current year
209 budget. Discussion ensued regarding various line items within the budget.

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211 **EIGHTEENTH ORDER OF BUSINESS** **Consideration of Resolution 2021-14,**
212 **Approving a Proposed Budget for**
213 **Fiscal Year 2021/2022 and Setting a**
214 **Public Hearing Thereon**

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216 Ms. Bandon advised that the public hearing on the final budget is currently set for
217 August 19, 2021 at 11:30 a.m. She asked if there were any questions Ms. Popelka asked
218 that the proposed budget discussion continue in the June meeting.

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On a Motion by Ms. Popelka, seconded by Ms. Streeter, with all in favor, the Board Adopted Resolution 2021-14, Approving a Proposed Budget for Fiscal Year 2021/2022 and Setting a Public Hearing Thereon for Thursday, August 19, 2021 at 11:30 a.m. to be held at the Office of Rizzetta & Company, Inc., 9530 Marketplace Road, Suite 206, Fort Myers, Florida 33912, for the CFM Community Development District.

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221 **NINETEENTH ORDER OF BUSINESS** **Presentation of Registered Voter**
222 **Count**

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224 Ms. Bandon advised that per Florida Statute the District is required, prior to June
225 1st of each year, to announce the number of registered voters residing within the District
226 as of April 15 of that year. She stated that as of April 15, 2021, there are 581 persons
227 registered to vote residing within the CFM Community Development District, as provided
228 by the Lee County Supervisor of Elections.

229 **TWENTIETH ORDER OF BUSINESS** **Staff Reports**

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231 A. District Counsel
232 Ms. Mackie advised she had no report.

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234 B. District Engineer
235 Mr. Burford advised he had no report.

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237 C. District Manager
238 Ms. Bandon advised the next meeting of the Board of Supervisors is
239 scheduled for Thursday, June 17, 2021 at 11:30 a.m.

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241 **TWENTY-FIRST ORDER OF BUSINESS** **Supervisor Requests**

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Ms. Blandon opened the floor for Supervisor requests and comments.

Ms. Blandon distributed a packet of resumes received from residents of those interested in serving on the Board. Ms. Mackie asked Ms. Blandon to send her the resumes received related to CDD Board positions. Discussion ensued.

Mr. Jones, Jr. resigned from the Board of Supervisors.

On a Motion by Mr. Mayotte, seconded by Ms. Streeter, with all in favor, the Board Accepted the Resignation of Mr. Jones, Jr. from the Board of Supervisors, for the CFM Community Development District.

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Mr. Mayotte asked that the documents with Forestar include a statement that they will utilize Nalle Grade Road for construction traffic and if that is not possible, then they enter into an agreement to make any necessary roadway repairs prior to leaving the community. Ms. Mackie advised that she will make Forestar aware of the request. Discussion ensued.

Ms. Streeter advised of her concern related to a lack of streetlighting in the area of Castle Pines and Crosswater.

TWENTY-SECOND ORDER OF BUSINESS Adjournment

Ms. Blandon advised there is no further business to come before the Board and asked for a motion to adjourn.

On a Motion by Mr. Campbell, seconded by Ms. Streeter, with all in favor, the Board adjourned the meeting at 12:53 p.m., for the CFM Community Development District.

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Secretary/Assistant Secretary

Chairman/Vice Chairman

Tab 3

CFM COMMUNITY DEVELOPMENT DISTRICT

District Office · Ft. Myers, Florida · (239) 936-0913
Mailing Address · 3434 Colwell Avenue, Suite 200 · Tampa, Florida 33614
www.cfmccd.org

Operation and Maintenance Expenditures May 2021 For Board Approval

Attached please find the check register listing the Operation and Maintenance expenditures paid from May 1, 2021 through May 31, 2021. This does not include expenditures previously approved by the Board.

The total items being presented: **\$19,742.20**

Approval of Expenditures:

_____ Chairperson

_____ Vice Chairperson

_____ Assistant Secretary

CFM Community Development District

Paid Operation & Maintenance Expenditures

May 1, 2021 Through May 31, 2021

<u>Vendor Name</u>	<u>Check Number</u>	<u>Invoice Number</u>	<u>Invoice Description</u>	<u>Invoice Amount</u>
Florida Fountains & Equipment, LLC	002815	F2021-91	Fountain Repair Service 04/21	\$ 739.00
Hopping Green & Sams	002817	122179	General Legal Services 03/21	\$ 2,248.59
Johnson Engineering Inc	002812	20044888-001 Inv 160	Engineering Services 04/21	\$ 2,256.16
Johnson Engineering Inc	002812	20044888-013 Inv 9	Engineering Services 04/21	\$ 625.00
Johnson Engineering Inc	002812	20044888-014 Inv 8	Chloride Monitoring 04/21	\$ 750.00
Johnson Engineering Inc	002812	20044888-016 Inv 5	Engineering Services 04/21	\$ 3,285.00
LCEC	002816	6571809552 04/21	Street Lights 3000 Magnolia Landing Ln 04/21	\$ 3,328.28
Rizzetta & Company, Inc.	002813	INV0000058181	District Management Fees 05/21	\$ 3,931.17
Rizzetta Technology Services, LLC	002814	INV0000007503	Website Hosting & Email Services 05/21	\$ 175.00
Solitude Lake Management LLC	002818	PI-A00598117	Lake & Pond Management Services 05/21	\$ 2,346.00
The Daily Breeze	002819	120337	L03434 Legal Advertising 05/21	<u>\$ 58.00</u>
Report Total				<u>\$ 19,742.20</u>

Tab 4

RESOLUTION 2021-15

A RESOLUTION OF THE BOARD OF SUPERVISORS OF CFM COMMUNITY DEVELOPMENT DISTRICT REDESIGNATING OFFICERS OF THE DISTRICT, 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 Lee County, Florida; and

WHEREAS, the Board of Supervisors of the District desires to redesignate Officers of the District.

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

Section 1. _____ is appointed Chairman.

Section 2. _____ is appointed Vice Chairman.

Section 3. _____ is appointed Assistant Secretary.

_____ is appointed Assistant Secretary.

_____ is appointed Assistant Secretary.

Belinda Blandon is appointed Assistant Secretary.

Melissa Dobbins is appointed Assistant Secretary.

Section 4. This Resolution supersedes any prior appointments made by the Board for Chairman and Vice-Chairman and Assistant Secretary; however, prior appointments by the Board for Secretary, Treasurer and Assistant Treasurer remain unaffected by this Resolutions.

Section 5. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED THIS 17TH DAY OF JUNE, 2021.

**CFM COMMUNITY
DEVELOPMENT DISTRICT**

CHAIRMAN / VICE CHAIRMAN

ATTEST:

SECRETARY / ASSISTANT SECRETARY

Tab 5



MBS CAPITAL MARKETS, LLC

AGREEMENT FOR UNDERWRITING SERVICES CFM COMMUNITY DEVELOPMENT DISTRICT

June 17, 2021

Board of Supervisors
CFM Community Development District

Dear Supervisors:

MBS Capital Markets, LLC (the "Underwriter") offers to enter into this agreement (the "Agreement") with the CFM Community Development District (the "District") which, upon your acceptance of this offer, will be binding upon the District and the Underwriter. This agreement relates to the proposed issuance of bonds (the "Bonds") for the purpose of refunding the District's outstanding Series 2004A-2 Bonds (the "Prior Bonds"). This Agreement will cover the engagement for the Bonds and will be supplemented for future bond issuances as may be applicable.

1. **Scope of Services:** MBS intends to serve as the underwriter, and not as a financial advisor or municipal advisor, in connection with the issuance of the Bonds. The scope of services to be provided in a non-fiduciary capacity by the Underwriter for this transaction will include those listed below.
 - Advice regarding the structure, timing, terms, and other similar matters concerning the particular municipal securities described above.
 - Preparation of rating strategies and presentations related to the issue being underwritten.
 - Preparations for and assistance with investor "road shows," if any, and investor discussions related to the issue being underwritten.
 - Advice regarding retail order periods and institutional marketing if the District decides to engage in a negotiated sale.
 - Assistance in the preparation of the Preliminary Official Statement, if any, and the Final Official Statement.
 - Assistance with the closing of the issue, including negotiation and discussion with respect to all documents, certificates, and opinions needed for the closing.
 - Coordination with respect to obtaining CUSIP numbers and the registration with the Depository Trust Company.
 - Preparation of post-sale reports for the issue, if any.



MBS CAPITAL MARKETS, LLC

- Structuring of refunding escrow cash flow requirements, but not the recommendation of and brokerage of particular municipal escrow investments.
2. **Fees:** The Underwriter will be responsible for its own out-of-pocket expenses other than the fees and disbursements of underwriter's or disclosure counsel which fees shall be paid from the proceeds of the Bonds. Any fees payable to the Underwriter will be contingent upon the successful sale and delivery or placement of the Bonds. The underwriting fee for the sale or placement of the Bonds will be 1.5% of the total par amount of Bonds issued.

The Underwriter shall also bear the cost of obtaining an investment grade rating with the actual cost of the rating to be paid from the proceeds of the Bonds only to the extent Bonds are issued.

3. **Termination:** Both the District and the Underwriter will have the right to terminate this Agreement without cause upon 90 days written notice to the non-terminating party.
4. **Purchase Contract:** At or before such time as the District gives its final authorization for the Bonds, the Underwriter and its counsel will deliver to the District a purchase or placement contract (the "Purchase Contract") detailing the terms of the Bonds.
5. **Notice of Meetings:** The District shall provide timely notice to the Underwriter for all regular and special meetings of the District. The District will provide, in writing, to the Underwriter, at least one week prior to any meeting, except in the case of an emergency meeting for which the notice time shall be the same as that required by law for the meeting itself, of matters and items for which it desires the Underwriter's input.
6. **Disclosures Concerning the Underwriter's Role Required by MSRB Rule G-17.** The Municipal Securities Rulemaking Board's Rule G-17 requires underwriters to make certain disclosures to issuers in connection with the issuance of municipal securities. Those disclosures are attached hereto as "Exhibit A." By execution of this Agreement, you are acknowledging receipt of the same. If you or any other Issuer officials have any questions or concerns about these disclosures, please make those questions or concerns known immediately to the undersigned. In addition, you should consult with the Issuer's own financial and/or municipal, legal, accounting, tax and other advisors, as applicable, to the extent you deem appropriate. It is our understanding that you have the authority to bind the Issuer by contract with us, and that you are not a party to any conflict of interest relating to the subject transaction. If our understanding is incorrect, please notify the undersigned immediately.



MBS CAPITAL MARKETS, LLC

This Agreement shall be effective upon your acceptance hereof and shall remain effective until such time as the Agreement has been terminated in accordance with Section 3 hereof.

We are required to seek your acknowledgement that you have received the disclosures referenced herein and attached hereto as Exhibit A. By execution of this agreement, you are acknowledging receipt of the same.

Sincerely,
MBS Capital Markets, LLC

A handwritten signature in blue ink, appearing to read "Brett Sealy", is positioned above a horizontal line.

Brett Sealy
Managing Partner

Approved and Accepted By: _____

Title: _____

Date: _____



MBS CAPITAL MARKETS, LLC

EXHIBIT A

Disclosures Concerning the Underwriter's Role

- (i) MSRB Rule G-17 requires an underwriter to deal fairly at all times with both municipal issuers and investors.
- (ii) The underwriter's primary role is to purchase the Bonds with a view to distribution in an arm's-length commercial transaction with the Issuer. The underwriters has financial and other interests that differ from those of the District.
- (iii) Unlike a municipal advisor, the underwriter does not have a fiduciary duty to the District under the federal securities laws and are, therefore, is required by federal law to act in the best interests of the District without regard to their own financial or other interests.
- (iv) The underwriter has a duty to purchase the Bonds from the Issuer at a fair and reasonable price but must balance that duty with their duty to sell the Bonds to investors at prices that are fair and reasonable.
- (v) The underwriter will review the official statement for the Bonds in accordance with, and as part of, its respective responsibilities to investors under the federal securities laws, as applied to the facts and circumstances of this transaction.

Disclosure Concerning the Underwriter's Compensation

The underwriter will be compensated by a fee and/or an underwriting discount that will be set forth in the bond purchase agreement to be negotiated and entered into in connection with the issuance of the Bonds. Payment or receipt of the underwriting fee or discount will be contingent on the closing of the transaction and the amount of the fee or discount may be based, in whole or in part, on a percentage of the principal amount of the Bonds. While this form of compensation is customary in the municipal securities market, it presents a conflict of interest since the underwriter may have an incentive to recommend to the District a transaction that is unnecessary or to recommend that the size of the transaction be larger than is necessary.

Conflicts of Interest

The Underwriter has not identified any additional potential or actual material conflicts that require disclosure including those listed below.

Payments to or from Third Parties. There are no undisclosed payments, values, or credits to be received by the Underwriter in connection with its underwriting of this new issue from parties other than the District, and there are no undisclosed payments to be made by the Underwriter in connection with this new issue to parties other than the District (in either case including payments, values, or credits that relate directly or indirectly to collateral transactions integrally related to the issue being underwritten). In addition, there are no third-party arrangements for the marketing of the District's securities.



MBS CAPITAL MARKETS, LLC

Profit-Sharing with Investors. There are no arrangements between the Underwriter and an investor purchasing new issue securities from the Underwriter (including purchases that are contingent upon the delivery by the District to the Underwriter of the securities) according to which profits realized from the resale by such investor of the securities are directly or indirectly split or otherwise shared with the Underwriter.

Credit Default Swaps. There will be no issuance or purchase by the Underwriter of credit default swaps for which the reference is the District for which the Underwriter is serving as underwriter, or an obligation of that District.

Retail Order Periods. For new issues in which there is a retail order period, the Underwriter will honor such agreement to provide the retail order period. No allocation of securities in a manner that is inconsistent with a District's requirements will be made without the District's consent. In addition, when the Underwriter has agreed to underwrite a transaction with a retail order period, it will take reasonable measures to ensure that retail clients are bona fide.

Dealer Payments to District Personnel. Reimbursements, if any, made to personnel of the District will be made in compliance with MSRB Rule G-20, on gifts, gratuities, and non-cash compensation, and Rule G-17, in connection with certain payments made to, and expenses reimbursed for, District personnel during the municipal bond issuance process.

Disclosures Concerning Complex Municipal Securities Financing

Since the Underwriter has not recommended a "complex municipal securities financing" to the Issuer, additional disclosures regarding the financing structure for the Bonds are not required under MSRB Rule G-17.

Tab 6

Memo

To: Belinda Blandon

From: Shandra Torres

CC:

Date: 6/4/2021

Re: CFM CDD – Arbitrage Rebate Calculation Series 2004 – Current Report

Attached is a copy of the Arbitrage Rebate Report for **CFM CDD – Series 2004 - Period ending 4/30/21**. There is no arbitrage liability at this time. The arbitrage calculations are required by the Internal Revenue Service, as well as bond indenture to ensure compliance with the IRS requirements.

This report has been scanned I:\Districts (CDD)\CFM\Bonds\Arbitrage Rebate Calculations

Shandra



LLS Tax Solutions Inc.
2172 W. Nine Mile Rd.
#352
Pensacola, FL 32534
Telephone: 850-754-0311
Email: liscott@llstax.com

June 3, 2021

Ms. Shandra Torres
CFM Community Development District
c/o Rizzetta & Company, Inc.
3434 Colwell Avenue, Suite 200
Tampa, Florida 33614

\$1,987,173
CFM Community Development District
Capital Improvement Revenue Bonds, Series 2004A (“Bonds”)

Dear Ms. Torres:

Attached you will find our arbitrage rebate report for the above-referenced Bonds for the annual period ended April 30, 2021 (“Computation Period”). This report indicates that there is no cumulative rebate amount liability as of April 30, 2021.

All bond proceeds are spent as of April 30, 2021, but the Bonds are still outstanding and thus remain subject to arbitrage compliance.

The next annual arbitrage rebate calculation date is April 30, 2022. If you have any questions or comments, please do not hesitate to contact me at (850) 754-0311 or by email at liscott@llstax.com.

Sincerely,

Linda L. Scott
Linda L. Scott, CPA

cc: Mr. Keith Marshall, US Bank

***CFM Community
Development District***

*\$1,987,173 CFM Community Development District Capital
Improvement Revenue Bonds, Series 2004A*

For the period ended April 30, 2021



LLS Tax Solutions Inc.
2172 W. Nine Mile Rd.
#352
Pensacola, FL 32534
Telephone: 850-754-0311
Email: liscott@llstax.com

June 3, 2021

CFM Community Development District
c/o Rizzetta & Company, Inc.
3434 Colwell Avenue, Suite 200
Tampa, Florida 33614

Re: \$1,987,173 CFM Community Development District Capital Improvement Revenue Bonds, Series 2004A ("Bonds")

CFM Community Development District ("Client") has requested that we prepare certain computations related to the above-described Bonds for the period ended April 30, 2021 ("Computation Period"). The scope of our engagement consisted of the preparation of computations to determine the Rebate Amount for the Bonds for the Computation Period as described in Section 148(f) of the Internal Revenue Code of 1986, as amended ("Code"), and this report is not to be used for any other purpose.

In order to prepare these computations, we were provided by the Client with and have relied upon certain closing documents for the Bonds and investment earnings information on the proceeds of the Bonds during the Computation Period. The attached schedule is based upon the aforementioned information provided to us. The assumptions and computational methods we used in the preparation of the schedule are described in the Summary of Notes, Assumptions, Definitions and Source Information. A brief description of the schedule is also attached.

The results of our computations indicate a negative Cumulative Rebate Amount of \$(8,049,972.99) at April 30, 2021. As such, no amount must be on deposit in the Rebate Fund.

As specified in the Federal Tax Certificate, the calculations have been performed based upon a Bond Yield of 6.18775%. Accordingly, we have not recomputed the Bond Yield.

The scope of our engagement was limited to the preparation of a mathematically accurate Rebate Amount for the Bonds for the Computation Period based on the information provided to us. The Rebate Amount has been determined as described in the Code, and regulations promulgated thereunder ("Regulations"). We have no obligation to update this report because of events occurring, or information coming to our attention, subsequent to the date of this report.

LLS Tax Solutions Inc.

SUMMARY OF NOTES, ASSUMPTIONS, DEFINITIONS, SOURCE INFORMATION, AND DESCRIPTION OF SCHEDULE

CFM Community Development District

June 3, 2021

\$1,987,173 Capital Improvement Revenue Bonds, Series 2004A

For the period ended April 30, 2021

NOTES AND ASSUMPTIONS

1. The issue date of the Bonds is May 24, 2004.
2. The end of the first Bond Year for the Bonds is April 30, 2005.
3. Computations of yield are based upon a 30-day month, a 360-day year and semiannual compounding.
4. We have assumed that the only funds and accounts relating to the Bonds that are subject to rebate under Section 148(f) of the Code are shown in the attached schedule.
5. For investment cash flow purposes, all payments and receipts are assumed to be paid or received, respectively, as shown in the attached schedule. In determining the Rebate Amount for the Bonds, we have relied on information provided by you without independent verification, and we can therefore express no opinion as to the completeness or suitability of such information for such purposes. In addition, we have undertaken no responsibility to review the tax-exempt status of interest on the Bonds.
6. We have assumed that the purchase and sale prices of all investments as represented to us are at fair market value, exclusive of brokerage commissions, administrative expenses, or similar expenses, and representative of arms' length transactions that did not artificially reduce the Rebate Amount for the Bonds, and that no "prohibited payments" occurred and no "imputed receipts" are required with respect to the Bonds.
7. Ninety percent (90%) of the Rebate Amount as of the next "computation date" ("Next Computation Date") is due to the United States Treasury not later than 60 days thereafter ("Next Payment Date"). (An issuer may select any date as a computation date, as long as the first computation date is not later than five years after the issue date, and each subsequent computation date is no more than five years after the previous computation date.) No other payment of rebate is required prior to the Next Payment Date. The Rebate Amount as of the Next Computation Date will not be the Rebate Amount reflected herein, but will be based on future computations that will include the period ending on the Next Computation Date. If all of the Bonds are retired prior to what would have been the Next Computation Date, one hundred percent (100%) of the unpaid Rebate Amount computed as of the date of retirement will be due to the United States Treasury not later than 60 days thereafter.
8. For purposes of determining what constitutes an "issue" under Section 148(f) of the Code, we have assumed that the Bonds constitute a single issue and are not required to be aggregated with any other bonds.

SUMMARY OF NOTES, ASSUMPTIONS, DEFINITIONS, SOURCE INFORMATION, AND DESCRIPTION OF SCHEDULE

CFM Community Development District

June 3, 2021

\$1,987,173 Capital Improvement Revenue Bonds, Series 2004A

For the period ended April 30, 2021

NOTES AND ASSUMPTIONS (cont'd)

9. The accrual basis of accounting has been used to calculate earnings on investments. Earnings accrued but not received at the last day of the Computation Period are treated as though received on that day. For investments purchased at a premium or a discount (if any), amortization or accretion is included in the earnings accrued at the last day of the Computation Period. Such amortization or accretion is computed in such a manner as to result in a constant rate of return for such investment. This is equivalent to the "present value" method of valuation that is described in the Regulations.
10. No provision has been made in this report for any debt service fund. Under Section 148(f)(4)(A) of the Code, a "bona fide debt service fund" for public purpose bonds issued after November 10, 1988 is not subject to rebate if the average maturity of the issue of bonds is at least five years and the rates of interest on the bonds are fixed at the issue date. It appears and has been assumed that the debt service fund allocable to the Bonds qualifies as a bona fide debt service fund, and that this provision applies to the Bonds.
11. In order to prepare the Arbitrage Calculation we have relied on a prior arbitrage report by Deloitte Tax LLP with respect to the Rebate Amount Liability as of April 30, 2011.
12. The district restructured the outstanding \$17,885,000 Original Series 2004A Bonds by trifurcating them into the (a) \$1,987,173 remaining Original Series 2004A Bonds which are to remain outstanding (the "Unexchanged Series 2004A Bonds") (b) initial principal amount of \$7,612,827 of Capital Improvement Revenue Bonds, Series 2004A-1 (Convertible Capital Appreciation Bonds) (the "Series 2004A-1 Bonds"), and (c) \$8,285,000 Capital Improvement Revenue Bonds, Series 2004A-2 (the "Series 2004A-2 Bonds" and, together with the Series 2004A-1 Bonds, the "Series 2004A-1/2 Bonds).
13. All bond proceeds are spent as of April 30, 2021, but the Bonds are still outstanding and thus remain subject to arbitrage compliance.

SUMMARY OF NOTES, ASSUMPTIONS, DEFINITIONS, SOURCE INFORMATION, AND DESCRIPTION OF SCHEDULE

CFM Community Development District

June 3, 2021

\$1,987,173 Capital Improvement Revenue Bonds, Series 2004A

For the period ended April 30, 2021

DEFINITIONS

1. *Bond Year*: Each one-year period that ends on the day selected by the Client. The first and last Bond Years may be shorter periods.
2. *Bond Yield*: The yield that, when used in computing the present value (at the issue date of the Bonds) of all scheduled payments of principal and interest to be paid over the life of the Bonds, produces an amount equal to the Issue Price.
3. *Allowable Earnings*: The amount that would have been earned if all nonpurpose investments were invested at a rate equal to the Bond Yield, which amount is determined under a future value method described in the Regulations.
4. *Computation Date Credit*: A credit allowed by the Regulations as a reduction to the Rebate Amount on certain prescribed dates.
5. *Rebate Amount*: The excess of actual earnings over Allowable Earnings and Computation Date Credits.
6. *Issue Price*: Generally, the initial offering price at which a substantial portion of the Bonds is sold to the public. For this purpose, 10% is a substantial portion.

SUMMARY OF NOTES, ASSUMPTIONS, DEFINITIONS, SOURCE INFORMATION, AND DESCRIPTION OF SCHEDULE

CFM Community Development District
June 3, 2021
\$1,987,173 Capital Improvement Revenue Bonds, Series 2004A
For the period ended April 30, 2021

SOURCE INFORMATION

Bonds

Source

Closing Date

Federal Tax Certificate

Bond Yield

Federal Tax Certificate

Investments

Source

Principal and Interest Receipt Amounts
and Dates

Trust Statements

Investment Dates and Purchase Prices

Trust Statements

SUMMARY OF NOTES, ASSUMPTIONS, DEFINITIONS, SOURCE INFORMATION, AND DESCRIPTION OF SCHEDULE

CFM Community Development District
June 3, 2021
\$1,987,173 Capital Improvement Revenue Bonds, Series 2004A
For the period ended April 30, 2021

DESCRIPTION OF SCHEDULE

SCHEDULE 1 - REBATE AMOUNT CALCULATION

Schedule 1 sets forth the amount of interest receipts and gains/losses on sales of investments and the calculation of the Rebate Amount.

\$1,987,173 CFM COMMUNITY DEVELOPMENT DISTRICT
CAPITAL IMPROVEMENT REVENUE BONDS, SERIES 2004A

SCHEDULE 1 - REBATE AMOUNT CALCULATION

5 / 24 / 2004 ISSUE DATE
5 / 1 / 2019 BEGINNING OF COMPUTATION PERIOD
4 / 30 / 2021 COMPUTATION DATE

DATE	FUND/ACCOUNT	INVESTMENT VALUE AT COMPUTATION DATE	EARNINGS ON INVESTMENTS	OTHER DEPOSITS (WITHDRAWALS)	FUTURE VALUE AT BOND YIELD 6.18775%	ALLOWABLE EARNINGS
5 / 1 / 2019	BEGINNING BALANCE		0.00	32,987.62	37,257.09	4,269.47
5 / 1 / 2019	RESERVE FUND AB		55.80	0.00	0.00	0.00
5 / 2 / 2019	RESERVE FUND AB		0.00	(55.80)	(63.01)	(7.21)
6 / 3 / 2019	RESERVE FUND AB		27.72	0.00	0.00	0.00
6 / 3 / 2019	RESERVE FUND AB		29.50	0.00	0.00	0.00
6 / 4 / 2019	RESERVE FUND AB		0.00	(57.22)	(64.27)	(7.05)
7 / 1 / 2019	RESERVE FUND AB		55.31	0.00	0.00	0.00
7 / 2 / 2019	RESERVE FUND AB		0.00	(55.31)	(61.83)	(6.52)
8 / 1 / 2019	RESERVE FUND AB		56.31	0.00	0.00	0.00
8 / 2 / 2019	RESERVE FUND AB		0.00	(56.31)	(62.63)	(6.32)
8 / 20 / 2019	RESERVE FUND AB		0.00	(32,987.62)	(36,575.96)	(3,588.34)
9 / 3 / 2019	RESERVE FUND AB		34.17	0.00	0.00	0.00
9 / 4 / 2019	RESERVE FUND AB		0.00	(34.17)	(37.80)	(3.63)
		<u>0.00</u>	<u>258.81</u>	<u>(258.81)</u>	<u>391.59</u>	<u>650.40</u>
	ACTUAL EARNINGS		258.81			
	ALLOWABLE EARNINGS		<u>650.40</u>			
	REBATE AMOUNT		(391.59)			
	FUTURE VALUE OF 4/30/2019 CUMULATIVE REBATE AMOUNT		(8,049,581.40)			
	CUMULATIVE REBATE AMOUNT		<u>(8,049,972.99)</u>			

Tab 7



Carr, Riggs & Ingram, LLC
Certified Public Accountants
500 Grand Boulevard
Suite 210
Miramar Beach, Florida 32550

(850) 837-3141
(850) 654-4619 (fax)
CRlcpa.com

June 4, 2021

The Board of Supervisors of
CFM Community Development District

We are pleased to present the results of our audit of the 2020 financial statements of the CFM Community Development District (“the District”).

This report to the Board of Supervisors and Management summarizes our audit, the report issued and various analyses and observations related to the District’s accounting and reporting. The document also contains the communications required by our professional standards.

Our audit was designed, primarily, to express an opinion on the District’s 2020 financial statements. We considered the District’s current and emerging business needs, along with an assessment of risks that could materially affect the financial statements, and aligned our audit procedures accordingly. We conducted the audit with the objectivity and independence that you expect. We received the full support and assistance of District personnel.

At Carr, Riggs & Ingram, LLC (CRI), we are continually evaluating the quality of our professionals’ work in order to deliver audit services of the highest quality that will meet or exceed your expectations. We encourage you to provide any feedback you believe is appropriate to ensure that we do not overlook a single detail as it relates to the quality of our services.

This report is intended solely for the information and use of the Board of Supervisors, Management and others within the District and should not be used by anyone other than these specified parties.

We appreciate this opportunity to work with you. If you have any questions or comments, please contact me at 850-837-3141 or scriggs@cricpa.com.

Very truly yours,

Stephen C. Riggs IV
Partner

Required Communications

As discussed with the Board of Supervisors and Management during our planning process, our audit plan represented an approach responsive to the assessment of risk for the District. Specifically, we planned and performed our audit to:

- Perform audit services, as requested by the Board of Supervisors, in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, in order to express an opinion on the District's financial statements for the year ended September 30, 2020;
- Communicate directly with the Board of Supervisors and Management regarding the results of our procedures; and
- Address with the Board of Directors and Management any accounting and financial reporting issues.
- Anticipate and respond to concerns of the Board of Directors and Management; and
- Other audit-related projects as they arise and upon request.

Required Communications

We have audited the financial statements of CFM Community Development District for the year ended September 30, 2020, and have issued our report thereon dated June 4, 2021. Professional standards require that we provide you with the following information related to our audit:

MATTER TO BE COMMUNICATED	AUDITORS' RESPONSE
Auditors' responsibility under Generally Accepted Auditing Standards and <i>Government Auditing Standards</i>	<p>As stated in our engagement letter dated November 4, 2020, our responsibility as described by professional standards is to express an opinion about whether the financial statements prepared by management with your oversight are fairly presented, in all material respects, in conformity with accounting principles generally accepted in the United States of America (GAAP). Our audit of the financial statements does not relieve you or management of your responsibilities.</p> <p>As part of our audit, we considered the internal control of the District. Such considerations were solely for the purpose of determining our audit procedures and not to provide any assurance concerning such internal control.</p>
Client's responsibility	<p>Management, with oversight from those charged with governance, is responsible for establishing and maintaining internal controls, including monitoring ongoing activities; for the selection and application of accounting principles; and for the fair presentation in the financial statements of financial position, results of operations, and cash flows in conformity with the applicable framework. Management is responsible for the design and implementation of programs and controls to prevent and detect fraud.</p>
Planned scope and timing of the audit	<p>Our initial audit plan was not significantly altered during our fieldwork.</p>
Management judgments and accounting estimates	<p>No significant judgments or estimates noted.</p>
Potential effect on the financial statements of any significant risks and exposures	<p>No such significant risks or exposures were noted.</p>
Significant accounting policies, including critical accounting policies and alternative treatments	<p>Management is responsible for the selection and use of appropriate accounting policies. The</p>

Required Communications

MATTER TO BE COMMUNICATED	AUDITORS' RESPONSE
<p>within generally accepted accounting principles and the auditors' judgment about the quality of accounting principles.</p>	<p>significant accounting policies used by the Association are described in Note 2 to the District's financial statements. Please see the following section titled "Accounting Policies, Judgments and Sensitive Estimates & CRI comments on Quality" for changes in accounting policies adopted in the current year.</p> <p>We noted no transactions entered into by the District during the year for which there is a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statements in the proper period.</p> <p>Further, the District's financial statement disclosures are neutral, consistent, and clear. Certain District financial statement disclosures are particularly sensitive because of their significance to financial statement users. The most sensitive disclosures affecting the Association's financial statements are Note 5: Bonds Payable; Note 8: Related Party Transactions; Note 9: Concentration; Note 10: Contingency; and Note 11: Subsequent Event.</p>
<p>Significant difficulties encountered in the audit</p>	<p>None.</p>
<p>Disagreements with management</p>	<p>None.</p>
<p>Other findings or issues</p>	<p>Finding IC2010-1. See page 28 of the fiscal year 2020 financial statements.</p>
<p>Corrected and uncorrected misstatements</p>	<p>Please see the following section titled "Summary of Audit Adjustments."</p>
<p>Matters arising from the audit that were discussed with, or the subject of correspondence with, management</p>	<p>None.</p>
<p>Consultations with other accountants</p>	<p>None of which we are aware.</p>
<p>Written representations</p>	<p>We have requested certain representations from management that are included in the management representation letter dated June 4, 2021.</p>

Required Communications

MATTER TO BE COMMUNICATED	AUDITORS' RESPONSE
Internal control deficiencies	None.
Fraud and illegal acts	None of which we are aware.
Other matters	None.



Accounting Policies, Judgments and Sensitive Estimates & CRI Comments on Quality

Management is responsible for the selection and use of appropriate accounting policies. The significant accounting policies used by the District are described in Note 2 to the financial statements. No new accounting policies were adopted and the application of existing policies was not changed during the year. We noted no transactions entered into by the District during the year for which there is a lack of authoritative guidance or consensus. All significant transactions have been recognized in the financial statements in the proper period.

Accounting estimates are an integral part of the financial statements prepared by management and are based on management's knowledge and experience about past and current events and assumptions about future events. Certain accounting estimates are particularly sensitive because of their significance to the financial statements and because of the possibility that future events affecting them may differ significantly from those expected.

We are required to communicate judgements about the quality, not just the acceptability, of the District's accounting principles as applied in its financial reporting. We are also required to communicate critical accounting policies and sensitive accounting estimates. No sensitive estimates were noted during the year.

Summary of Audit Adjustments

During the course of our audit, we accumulate differences between amounts recorded by the District and amounts that we believe are required to be recorded under GAAP. Those adjustments are either recorded (corrected) by the District or passed (uncorrected).

In connection with our audit, we proposed the following material adjustment which was corrected by management:

- An adjustment totaling \$124,198 to accrue missed interest payments on the unexchanged portion of the Series 2004A Bonds.

In connection with our audit, we identified the following misstatement which management believes, and we agree, is immaterial to the financial statements as a whole:

- An adjustment totaling \$16,087 to record Debt Service prepayment revenues in the proper period.

QUALITATIVE MATERIALITY CONSIDERATIONS

In evaluating the materiality of audit differences when they do arise, we consider both quantitative and qualitative factors, for example:

- Whether the difference arises from an item capable of precise measurement or whether it arises from an estimate, and, if so, the degree of imprecision inherent in the estimate.
- Whether the difference masks a change in earnings or other trends.
- Whether the difference changes a net decrease in assets to addition, or vice versa.
- Whether the difference concerns an area of the District's operating environment that has been identified as playing a significant role in the District's operations or viability.
- Whether the difference affects compliance with regulatory requirements.
- Whether the difference involves concealment of an unlawful transaction.

**CFM Community
Development District**

FINANCIAL STATEMENTS

September 30, 2020



CRI CARR
RIGGS &
INGRAM

CPAs and Advisors

CRIcpa.com

**CFM Community Development District
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September 30, 2020**

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Carr, Riggs & Ingram, LLC
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INDEPENDENT AUDITORS' REPORT

To the Board of Supervisors
CFM Community Development District
Lee County, Florida

Report on the Financial Statements

We have audited the accompanying financial statements of the governmental activities and each major fund of CFM Community Development District (hereinafter referred to as "District"), as of and for the year ended September 30, 2020, and the related notes to the financial statements, which collectively comprise the District's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express opinions on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Opinions

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities and each major fund of the District as of September 30, 2020, and the respective changes in financial position for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Other Matters

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and budgetary comparison information, as listed in the table of contents, be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Reporting Required by Government Auditing Standards

In accordance with *Government Auditing Standards*, we have also issued our report dated June 4, 2021, on our consideration of the District's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the District's internal control over financial reporting and compliance.

Carr, Riggs & Ingram, L.L.C.

CARR, RIGGS & INGRAM, LLC

Miramar Beach, Florida

June 4, 2021



Management's Discussion And Analysis

CFM Community Development District Management's Discussion and Analysis

Our discussion and analysis of the CFM Community Development District's financial performance provides an overview of the District's financial activities for the fiscal year ended September 30, 2020. Please read it in conjunction with the District's financial statements, which begin on page 8.

FINANCIAL HIGHLIGHTS

- At September 30, 2020, the liabilities of the District exceed its assets by approximately \$9.4 million (deficit net position).
- During the fiscal year ended September 30, 2020, the District incurred approximately \$485,000 of interest expenditures and repaid \$1,036,057 of outstanding long-term principal. The District did not make scheduled interest payments on the unexchanged portion of the Series 2004 Bonds during the fiscal year. As a result, the District has accrued a debt service obligation totaling approximately \$124,000.

USING THE ANNUAL REPORT

This annual report consists of a series of financial statements. The Statement of Net Position and the Statement of Activities on pages 8 – 9 provide information about the activities of the District as a whole and present a longer-term view of the District's finances. Fund financial statements start on page 10. For governmental activities, these statements tell how these services were financed in the short-term as well as what remains for future spending. Fund financial statements also report the District's operations in more detail than the government-wide statements by providing information about the District's most significant funds.

Reporting the District as a Whole

Our analysis of the District as a whole begins on page 4. One of the most important questions asked about the District's finances is, "Is the District as a whole better off or worse off as a result of the year's activities?" The Statement of Net Position and the Statement of Activities report information about the District as a whole and about its activities in a way that helps answer this question. These statements include all assets and liabilities using the accrual basis of accounting, which is similar to the accounting used by most private-sector companies. All of the current year's revenues and expenses are taken into account regardless of when cash is received or paid.

These two statements report the District's net position and related changes during the current year. You can think of the District's net position – the difference between assets and liabilities – as one way to measure the District's financial health, or financial position. Over time, increases or decreases in the District's net position is one indicator of whether its financial health is improving or deteriorating. You will need to consider other nonfinancial factors, however, such as changes in the District's assessment base and the condition of the District's infrastructure, to assess the overall health of the District.

CFM Community Development District Management's Discussion and Analysis

Reporting the District's Most Significant Funds

Our analysis of the District's major funds begins on page 6. The fund financial statements begin on page 10 and provide detailed information about the most significant funds – not the District as a whole. Some funds are required to be established by State law and by bond covenants. All of the District's funds are governmental fund-types.

- *Governmental funds* – All of the District's basic services are reported in governmental funds, which focus on how money flows into and out of those funds and the balances left at year-end that are available for spending. These funds are reported using an accounting method called modified accrual accounting, which measures cash and all other financial assets that can readily be converted to cash. The governmental fund statements provide a detailed short-term view of the District's general government operations and the basic services it provides. Governmental fund information helps you determine whether there are more or fewer financial resources that can be spent in the near future to finance the District's programs.

THE DISTRICT AS A WHOLE

The following table reflects the condensed Statement of Net Position and is compared to the prior year.

<i>September 30,</i>	2020	2019	Change
Assets			
Current and other assets	\$ 1,255,687	\$ 1,714,717	\$ (459,030)
Capital assets, net	7,158,267	7,488,878	(330,611)
Total assets	\$ 8,413,954	\$ 9,203,595	\$ (789,641)
Liabilities			
Current liabilities	\$ 1,046,985	\$ 538,497	\$ 508,488
Other liabilities	16,735,781	17,627,240	(891,459)
Total liabilities	17,782,766	18,165,737	(382,971)
Net position			
Net investment in capital assets	(1,452,581)	(1,406,950)	(45,631)
Restricted for debt service	-	33,604	(33,604)
Unrestricted	(7,916,231)	(7,588,796)	(327,435)
Total net position (deficit)	(9,368,812)	(8,962,142)	(406,670)
Total liabilities and net position	\$ 8,413,954	\$ 9,203,595	\$ (789,641)

For more detailed information, see the accompanying Statement of Net Position.

CFM Community Development District Management's Discussion and Analysis

During the fiscal year ended September 30, 2020, total assets and liabilities decreased by approximately \$790,000 and \$383,000, respectively, from the prior fiscal year. The decrease in assets primarily resulted from the depreciation of capital assets as well as receipt of the termination payment during the current fiscal year, which was due in conjunction with the debt restructure at prior year-end. The decrease in liabilities resulted from the District making scheduled principal payments as well as prepayments on the Series 2004 bonds.

The following schedule compares the Statement of Activities for the current and previous fiscal year.

<i>For the year ended September 30,</i>	2020	2019	Change
Revenue:			
Program revenue:			
Charges for services	\$ 1,330,072	\$ 849,001	\$ 481,071
Grants and contributions	497,707	1,215,185	(717,478)
General revenue:			
Debt forgiven	-	9,700,274	(9,700,274)
Prepayment in kind	-	10,614,375	(10,614,375)
Bad debt recovery	-	180,669	(180,669)
Interest and other income	3,825	2,071	1,754
Total revenue	1,831,604	22,561,575	(20,729,971)
Expenses:			
General government	411,539	783,945	(372,406)
Maintenance and operations	723,875	664,489	59,386
Cost of issuance	-	32,988	(32,988)
Interest	1,102,860	109,597	993,263
Total expenses	2,238,274	1,591,019	647,255
Change in net position	(406,670)	20,970,556	(21,377,226)
Net position (deficit), beginning of year	(8,962,142)	(29,932,698)	20,970,556
Net position (deficit), end of year	\$ (9,368,812)	\$ (8,962,142)	\$ (406,670)

For more detailed information, see the accompanying Statement of Activities.

Revenue decreased by approximately \$20.7 million, while expenses increased by approximately \$647,000 over the prior fiscal year. The decrease in revenue was primarily due to debt forgiveness received as a result of the debt restructuring agreement and bond cancellation from prepayment in kind during the prior year. The increase in expenses is primarily due to an increase in interest expense as a result of the debt restructuring agreement. The overall result was a \$406,670 decrease in net position for fiscal year 2020.

CFM Community Development District Management's Discussion and Analysis

THE DISTRICT'S FUNDS

As the District completed the year, its governmental funds (as presented in the balance sheet on page 10) reported a combined fund balance of approximately \$1.1 million, which is a decrease from last year's fund balance that totaled approximately 1.6 million. Significant transactions are discussed below.

- During the fiscal year ended September 30, 2020, the District incurred approximately \$485,000 of interest expenditures and repaid \$1,036,057 of outstanding long-term principal. The District did not make scheduled interest payments on the unexchanged portion of the Series 2004 Bonds during the fiscal year. As a result, the District has accrued a debt service obligation totaling approximately \$124,000.

The overall decrease in fund balance for the year ended September 30, 2020 totaled approximately \$494,000.

CAPITAL ASSET AND DEBT ADMINISTRATION

Capital Assets

At September 30, 2020, the District had approximately \$7.2 million invested in capital assets (net of accumulated depreciation). This amount represents a decrease of approximately \$331,000 from the fiscal year 2019 total.

A listing of capital assets by major category for the current and prior year follows:

<i>September 30,</i>	2020	2019	Change
Land	\$ 2,668,665	\$ 2,668,665	\$ -
Capital assets being depreciated	8,265,280	8,265,280	-
Total, prior to depreciation	10,933,945	10,933,945	-
Accumulated depreciation	(3,775,678)	(3,445,067)	(330,611)
Net capital assets	\$ 7,158,267	\$ 7,488,878	\$ (330,611)

More information about the District's capital assets is presented in Note 4 to the financial statements.

Debt

At September 30, 2020, the District had approximately \$17.4 million of bonds outstanding. This amount decreased by approximately \$561,000 from the fiscal year 2019 total.

CFM Community Development District Management's Discussion and Analysis

A listing of debt amounts outstanding for the current and prior year is as follows:

<i>September 30,</i>	2020	2019	Change
Series 2004 A bonds	\$ 1,987,173	\$ 1,987,173	\$ -
Series 2004 A-1 bonds	7,735,000	8,195,000	(460,000)
Series 2004 A-2 bonds	7,695,000	8,285,000	(590,000)
Bond accretion discount	(41,398)	(529,933)	488,535
	\$ 17,375,775	\$ 17,937,240	\$ (561,465)

More information about the District's long-term debt is presented in Note 5 to the financial statements.

GOVERNMENTAL FUNDS BUDGETARY HIGHLIGHTS

An Operating budget was established by the governing board for the District pursuant to the requirements of Florida Statutes. The budget to actual comparison for the general fund, including the original budget and final adopted budget, is shown at page 26.

The District experienced a favorable variance in revenue and an unfavorable variance in expenditures as compared to the budget in the amounts of \$63,796 and \$17,735, respectively. The variance in revenue occurred primarily because of developer contributions received in conjunction with a mitigation project for which certain costs were the responsibility of the SPE. The variance in expenditures was primarily due to unanticipated professional and mitigation costs incurred during the year.

FUTURE FINANCIAL FACTORS

CFM Community Development District is an independent special district that operates under the provisions of Chapter 190, Florida Statutes. The District operates under an elected Board of Supervisors, which, among other things, establishes policy and sets assessment rates. Assessment rates for fiscal year 2021 were established to provide for the operations of the District.

CONTACTING THE DISTRICT'S FINANCIAL MANAGEMENT

This financial report is designed to provide a general overview of the District's finances. If you have questions about this report or need additional financial information, contact the CFM Community Development District's finance department at 3434 Colwell Avenue, Suite 200, Tampa, FL 33625.



Basic Financial Statements

**CFM Community Development District
Statement of Net Position**

<i>September 30,</i>	2020
	Governmental Activities
Assets	
Cash and cash equivalents	\$ 551,376
Investments	690,495
Assessments receivable	864
Prepaid expenses	10,152
Deposits	2,800
Capital assets:	
Not being depreciated	2,668,665
Depreciable, net	4,489,602
Total assets	8,413,954
Liabilities	
Accounts payable	13,719
Accrued expenses payable	16,928
Accrued interest payable	376,338
Non-current liabilities:	
Due within one year	640,000
Due in more than one year	16,735,781
Total liabilities	17,782,766
Net position	
Net investment in capital assets	(1,452,581)
Unrestricted	(7,916,231)
Total net position (deficit)	\$ (9,368,812)

The accompanying notes are an integral part of these financial statements.

**CFM Community Development District
Statement of Activities**

For the year ended September 30,

2020

Functions/Programs	Expenses	Charges for Services	<u>Program Revenue</u> Operating Grants and Contributions	Net (Expense) Revenue and Changes in Net Position
Primary government:				
Governmental activities:				
General government	\$ (411,539)	\$ 155,375	\$ -	\$ (256,164)
Maintenance and operations	(723,875)	378,963	291,745	(53,167)
Interest	(1,102,860)	795,734	205,962	(101,164)
Total governmental activities	\$ (2,238,274)	\$ 1,330,072	\$ 497,707	(410,495)

General revenue

Interest and other income	3,825
Total general revenue	3,825
Change in net position	(406,670)
Net position (deficit) - beginning of year	(8,962,142)
Net position (deficit) - end of year	\$ (9,368,812)

The accompanying notes are an integral part of these financial statements.

**CFM Community Development District
Balance Sheet – Governmental Funds**

September 30,

2020

	General	Debt Service	Total Governmental Funds
Assets			
Cash and cash equivalents	\$ 479,892	\$ 71,484	\$ 551,376
Investments	-	690,495	690,495
Assessments receivable	67	797	864
Prepaid expenditures	10,152	-	10,152
Deposits	2,800	-	2,800
Total assets	\$ 492,911	\$ 762,776	\$ 1,255,687
Liabilities and Fund Balances			
Liabilities			
Accounts payable	\$ 13,719	\$ -	\$ 13,719
Accrued expenditures payable	16,928	-	16,928
Debt service obligation	-	124,198	124,198
Total liabilities	30,647	124,198	154,845
Fund balances			
Nonspendable	12,952	-	12,952
Unassigned	449,312	638,578	1,087,890
Total fund balances	462,264	638,578	1,100,842
Total liabilities and fund balances	\$ 492,911	\$ 762,776	\$ 1,255,687

The accompanying notes are an integral part of these financial statements.

**CFM Community Development District
Reconciliation of the Balance Sheet of Governmental Funds to the Statement of
Net Position**

<u>September 30,</u>	<u>2020</u>
Total fund balances, governmental funds	\$ 1,100,842
Capital assets used in governmental activities are not financial resources and therefore are not reported in the fund level statements.	7,158,267
Liabilities not due and payable from current resources, including accrued interest, are not reported in the fund level statements.	(17,627,921)
Total net position (deficit) - governmental activities	\$ (9,368,812)

The accompanying notes are an integral part of these financial statements.

**CFM Community Development District
Statement of Revenue, Expenditures and Changes in Fund Balances –
Governmental Funds**

For the year ended September 30,

2020

	General	Debt Service	Total Governmental Funds
Revenue			
Assessments	\$ 534,338	\$ 795,734	\$ 1,330,072
Developer contributions	62,400	-	62,400
Prepayment revenue	-	196,776	196,776
Bondholder contributions	-	229,345	229,345
Interest and other income	3,825	9,186	13,011
Total revenue	600,563	1,231,041	1,831,604
Expenditures			
Current:			
General government	161,238	250,301	411,539
Maintenance and operations	393,264	-	393,264
Debt service:			
Principal	-	1,036,057	1,036,057
Interest	-	485,228	485,228
Total expenditures	554,502	1,771,586	2,326,088
Excess (deficit) of revenue over expenditures	46,061	(540,545)	(494,484)
Fund balances, beginning of year	416,203	1,179,123	1,595,326
Fund balances, end of year	\$ 462,264	\$ 638,578	\$ 1,100,842

The accompanying notes are an integral part of these financial statements.

**CFM Community Development District
Reconciliation of the Statement of Revenue, Expenditures and Changes in Fund
Balances of Governmental Funds to the Statement of Activities**

<i>Year ended September 30,</i>	2020
Net change in fund balances - governmental funds	\$ (494,484)
Depreciation on capital assets is not recognized in the fund financial statements but is reported as an expense in the Statement of Activities.	(330,611)
The accretion of the discount on deep discount bonds is not recognized in the fund financial statements but is reported as an expense in the Statement of Activities.	(474,598)
Governmental fund financial statements report principal payments on bonds when debt is paid, whereas these payments are eliminated in the Statement of Activities and recognized as a decrease in bonds payable in the Statement of Net Assets.	1,036,057
The change in accrued interest between the current and prior year is recorded on the Statement of Activities but not on the fund financial statements.	(143,034)
Change in net position of governmental activities	\$ (406,670)

The accompanying notes are an integral part of these financial statements.

CFM Community Development District Notes to Financial Statements

NOTE 1: NATURE OF ORGANIZATION

The CFM Community Development District (the “District”) was established on January 14, 2002 pursuant to the Uniform Community Development District Act of 1980, otherwise known as Chapter 190, Florida Statutes, by Lee County Ordinance No. 02-01. The Act provides, among other things, the power to manage basic services for community development, power to borrow money and issue bonds, and to levy and assess non-ad valorem assessments for the financing and delivery of capital infrastructure.

The District was established for the purposes of financing and managing the acquisition, construction, maintenance and operation of a portion of the infrastructure necessary for community development within the District.

The District is governed by a Board of Supervisors (“Board”), which is comprised of five members. The Supervisors are elected on an at large basis by landowners of the District, or elected at the general election in November, appointed by the board to fill a vacant seat, or are landowner holdovers in resident seats. Three Supervisors are affiliated with and the District is economically dependent on Maxcy Development Group Holdings – CFM, Inc. (the “SPE”). The Board of Supervisors of the District exercises all powers granted to the District pursuant to Chapter 190, Florida Statutes.

The Board has the final responsibility for:

1. Allocating and levying assessments.
2. Approving budgets.
3. Exercising control over facilities and properties.
4. Controlling the use of funds generated by the District.
5. Approving the hiring and firing of key personnel.
6. Financing improvements.

In evaluating how to define the government, for financial reporting purposes, management has considered all potential component units. The decision to include or exclude a potential component unit in the reporting entity was made by applying the criteria set forth by Generally Accepted Accounting Principles (GAAP) as defined by the Governmental Accounting Standards Board (GASB). Based on the foregoing criteria, no potential component units were found.

NOTE 2: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The accounting policies of the District conform to GAAP as applicable to governments in accordance with those promulgated by GASB. The following is a summary of the more significant policies:

Government-wide and Fund Financial Statements

The basic financial statements include both government-wide and fund financial statements.

CFM Community Development District Notes to Financial Statements

NOTE 2: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

The government-wide financial statements (i.e., the Statement of Net Position and the Statement of Activities) report information on all the non-fiduciary activities of the primary government. Governmental activities, which normally are supported by assessments, are reported separately from business-type activities, which rely to a significant extent on fees and charges for support. The business-type activities are reported separately in government-wide financial statements; however, at September 30, 2020, the District did not have any significant business-type activities. Therefore, no business-type activities are reported. Assessments and other items not properly included as program revenues (i.e., charges to customers or applicants who purchase, use, or directly benefit from goods or services) are reported as general revenues.

Separate financial statements are provided for governmental funds. Major individual governmental funds are reported as separate columns in the fund financial statements.

Measurement Focus, Basis of Accounting and Basis of Presentation

The government-wide financial statements are reported using the economic resources measurement focus and the accrual basis of accounting. Revenues are recorded when earned and expenses are recorded when a liability is incurred, regardless of the timing of the related cash flows. Assessments are recognized as revenues in the year for which they are levied. Grants and other similar items are to be recognized as revenue as soon as all eligibility requirements imposed by the provider have been met.

Governmental fund financial statements are reported using the current financial resources measurement focus and the modified accrual basis of accounting. Revenues are recognized as soon as they are both measurable and available. Revenues are considered to be available when they are collectible within the current period or soon enough thereafter to pay liabilities of the current period. For this purpose, the District considers revenues to be available if they are collected within 60 days of the end of the current fiscal period. Expenditures generally are recorded when a liability is incurred, as under accrual accounting. However, debt service expenditures are recorded only when payment is due.

Assessments, including debt service assessments along with operation and maintenance assessments, are non-ad valorem special assessments imposed on all developable lands located within the District and benefited by the District's activities. Operation and maintenance assessments are levied and certified for collection by the District prior to the start of the fiscal year which begins October 1st and ends on September 30th. Assessments are imposed upon all benefited lands located in the District as described in each resolution imposing the special assessment.

Assessments and interest associated with the current fiscal period are all considered to be susceptible to accrual and have been recognized as revenues of the current fiscal period. All other revenue items are considered to be measurable and available only when cash is received by the District.

CFM Community Development District Notes to Financial Statements

NOTE 2: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

The District reports the following major governmental funds:

General Fund – The General Fund is the primary operating fund of the District. It is used to account for all financial resources except those required to be accounted for in other funds.

Debt Service Fund – The Debt Service Fund is used to account for the accumulation of resources for the annual payment of principal and interest on long-term debt.

For the year ended September 30, 2020, the District does not report any proprietary funds.

As a general rule, the effect of interfund activity has been eliminated from the government-wide financial statements.

When both restricted and unrestricted resources are available for use, it is the District's policy to use restricted resources first, then unrestricted resources as they are needed. When committed, assigned, or unassigned resources are available for use in the governmental fund financial statements, it is the government's policy to use committed resources first, followed by assigned resources, then unassigned resources as needed.

Cash, Deposits and Investments

The District maintains deposits with "Qualified Public Depositories" as defined in Chapter 280, Florida Statutes. All Qualified Public Depositories must place with the Treasurer of the State of Florida securities in accordance with collateral requirements determined by the State's Chief Financial Officer. In the event of default by a Qualified Public Depository, the State Treasurer will pay public depositors all losses. Losses in excess of insurance and collateral will be paid through assessments between all Qualified Public Depositories.

Under this method, all the District's deposits are fully insured or collateralized at the highest level of security as defined by GASB, Statement Number 40, *Deposits and Investment Disclosures (An Amendment of GASB, Statement Number 3)*.

The District is authorized to invest in financial instruments as established by Section 218.415, Florida Statutes. The authorized investments include among others negotiable direct or indirect obligations which are secured by the United States Government; the Local Government Surplus Trust Funds as created by Section 218.405, Florida Statutes; SEC registered money market funds with the highest credit quality rating from a nationally recognized rating agency; and interest-bearing time deposits or savings accounts in authorized financial institutions.

CFM Community Development District Notes to Financial Statements

NOTE 2: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Capital Assets

Capital assets, which include primarily infrastructure assets (e.g., roads, sidewalks, water management systems and similar items), are reported in the governmental activities column in the government-wide financial statements. Capital assets are defined by the District as assets with an initial/individual cost of more than \$5,000 and an estimated useful life in excess of two years. Such assets are recorded at historical cost and estimated historical cost if purchased or constructed. Donated assets are recorded at estimated fair market value at the date of donation.

The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend asset lives are not capitalized. Major outlays for capital assets and improvements are capitalized as projects are constructed.

Property, plant and equipment of the primary government are depreciated using the straight-line method over the following estimated useful lives: roadways: 25 years; sanitary sewer: 25 years; irrigation: 25 years; water management/mitigation: 25 years.

In the governmental fund financial statements, amounts incurred for the acquisition of capital assets are reported as fund expenditures. Depreciation expense is not reported in the governmental fund financial statements.

Estimates

The preparation of financial statements in conformity with accounting principles generally accepted in the U.S. requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

Long-Term Obligations

In the government-wide financial statements, long-term debt and other long-term obligations are reported as liabilities in the Statement of Net Position. Bond premiums and discounts are deferred and amortized over the life of the bonds using the straight-line or effective interest method. Bonds payable are reported net of these premiums or discounts. Issuance costs, whether or not withheld from the actual debt proceeds received, are reported as current period expenses.

In the fund financial statements, governmental fund types recognize bond premiums and discounts during the current period. The face amount of the debt issued is reported as other financing sources. Premiums received on debt issuances are reported as other financing sources while discounts on debt issuances are reported as other financing uses. Issuance costs, whether or not withheld from the actual debt proceeds received, are reported as debt service expenditures.

CFM Community Development District Notes to Financial Statements

NOTE 2: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

Deferred Outflows/Inflows of Resources

In addition to assets, the Statement of Net Position will sometimes include a separate section for deferred outflows of resources. This separate financial statement element, *deferred outflows of resources*, represents a consumption of net position that applies to a future period(s) and so will not be recognized as an outflow of resources (expense/expenditure) until then. The District does not have any of this type of item at September 30, 2020.

In addition to liabilities, the Statement of Net Position will sometimes report a separate section for deferred inflows of resources. This separate financial statement element, *deferred inflows of resources*, represents an acquisition of net position that applies to a future period(s) and so will not be recognized as an inflow of resources (revenue) until that time. The District does not have any of this type of item at September 30, 2020.

Fund Equity

Net position in the government-wide financial statements represents the difference between assets and deferred outflows of resources and liabilities and deferred inflows of resources and is categorized as net investment in capital assets, restricted or unrestricted. Net investment in capital assets represents assets related to infrastructure and property, plant and equipment, net of any related debt. Restricted net position represents the assets restricted by the District's bond covenants.

Governmental fund equity is classified as fund balance. Fund balance is further classified as nonspendable, restricted, committed, assigned, or unassigned. Nonspendable fund balance cannot be spent because of its form. Restricted fund balance has limitations imposed by creditors, grantors, or contributors or by enabling legislation or constitutional provisions. Committed fund balance is a limitation imposed by the District board through approval of resolutions. Assigned fund balance is a limitation imposed by a designee of the District board. Unassigned fund balance in the General Fund is the net resources in excess of what can be properly classified in one of the above four categories. Negative unassigned fund balance in other governmental funds represents excess expenditures incurred over the amounts restricted, committed, or assigned to those purposes.

Budgets

The District is required to establish a budgetary system and an approved annual budget. Annual budgets are legally adopted on a basis consistent with GAAP for the General Fund. Any revision to the budget must be approved by the District Board. The budgets are compared to actual expenditures. In instances where budget appropriations and estimated revenues have been revised during the year, budget data presented in the financial statements represent final authorization amounts. During the fiscal year ended September 30, 2020, actual expenditures exceeded budgeted appropriations due to unanticipated professional and mitigation costs incurred during the year.

CFM Community Development District Notes to Financial Statements

NOTE 2: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

The District follows these procedures in establishing the budgetary data reflected in the financial statements:

- A. Each year the District Manager submits to the District Board a proposed operating budget for the fiscal year commencing the following October 1.
- B. A public hearing is conducted to obtain comments.
- C. Prior to October 1, the budget is legally adopted by the District Board.
- D. All budget changes must be approved by the District Board.
- E. Budgets are adopted on a basis consistent with accounting principles generally accepted in the United States of America.

NOTE 3: INVESTMENTS

The District's investments consist of money market funds in which shares are owned in the fund rather than the underlying investments. In accordance with GASB 72, *Fair Value Measurement and Application*, these amounts are reported at amortized cost.

The following is a summary of the District's investments:

<u>September 30,</u>	<u>2020</u>	<u>Credit Risk</u>	<u>Weighted Average Maturities</u>
Short-term Money Market Funds	\$ 690,495	S&P AAAm	39 days

Concentration risk – The District's investment policy requires diversification, but does not specify limits on types of investments.

Custodial credit risk – For an investment, custodial credit risk is the risk that the District will not be able to recover the value of the investments or collateral securities that are in the possession of an outside party. The District has no formal policy for custodial risk. At September 30, 2020, none of the investments listed above are exposed to custodial credit risk because their existence is not evidenced by securities that exist in physical or book entry form.

Interest rate risk – The District does not have a formal policy for addressing interest rate risk; however, investments are made with discretion, to seek reasonable returns, preserve capital, and in general, avoid speculative investments. The District manages its exposure to declines in fair values from interest rate changes by reviewing the portfolio on an ongoing basis for changes in effective yield amounts.

**CFM Community Development District
Notes to Financial Statements**

NOTE 4: CAPITAL ASSETS

The following is a summary of changes in the capital assets for the year ended September 30, 2020:

	Beginning Balance	Additions	Subtractions	Ending Balance
Governmental Activities:				
<i>Capital assets not being depreciated:</i>				
Land	\$ 2,668,665	\$ -	\$ -	\$ 2,668,665
Total capital assets, not being depreciated	2,668,665	-	-	2,668,665
<i>Capital assets being depreciated:</i>				
Roadways	2,741,831	-	-	2,741,831
Sanitary sewer	240,878	-	-	240,878
Irrigation	67,134	-	-	67,134
Water management/mitigation	5,215,437	-	-	5,215,437
Total capital assets, being depreciated	8,265,280	-	-	8,265,280
<i>Less accumulated depreciation:</i>				
Roadways	1,205,229	109,674	-	1,314,903
Sanitary sewer	105,985	9,635	-	115,620
Irrigation	29,480	2,685	-	32,165
Water management/mitigation	2,104,373	208,617	-	2,312,990
Total accumulated depreciation	3,445,067	330,611	-	3,775,678
Total capital assets, being depreciated, net	4,820,213	(330,611)	-	4,489,602
Governmental activities capital assets, net	\$ 7,488,878	\$ (330,611)	\$ -	\$ 7,158,267

Depreciation expense of \$330,611 was allocated to maintenance and operations on the accompanying Statement of Activities.

NOTE 5: BONDS PAYABLE

On May 14, 2004, the District issued \$42,940,000 of Capital Improvement Revenue Bonds, Series 2004 consisting of \$27,740,000 Term Bonds Series 2004A due on May 1, 2035 with a fixed interest rate of 6.25%, and \$15,200,000 Term Bonds Series 2004B due on May 1, 2014 with a fixed interest rate of 5.875%. The Bonds were issued to finance the acquisition and construction of certain improvements for the benefit of the District. Interest is paid semiannually on each May 1 and November 1. Principal on the Series 2004A Bonds is paid serially commencing on May 1, 2006 through May 1, 2035. The Series 2004B Bonds were repaid in full during fiscal year 2008.

CFM Community Development District Notes to Financial Statements

NOTE 5: BONDS PAYABLE (Continued)

In the absence of available funds, the scheduled debt service payments due since May 1, 2010 had not been paid through the prior fiscal year. Effective August 20, 2019, the District restructured the Series 2004A Bonds with the bondholders through a trifurcation agreement. As a result of this trifurcation agreement, \$8,195,000 and \$8,285,000 of the Series 2004 bonds were converted into Series 2004A-1 and Series 2004A-2 Bonds, respectively, with a fixed interest rate of 6.25%, while the remaining unexchanged Series 2004A Bonds totaled \$1,987,173. The trifurcated bonds still have a maturity of May 1, 2035. The A-1 series were exchanged at a discount, totaling \$582,173, which will accrete over a period of time to the principal amount of the bonds because interest payments on this series does not commence until May 1, 2021.

The Unexchanged Series 2004A Bonds are no longer secured by the Series 2004A Special Assessments following the trifurcation, but are secured solely by the Parcel A and Parcel J True-Up Payments (see Note 9). The Unexchanged Series 2004A Bonds are expected to remain in default pursuant to the Master Indenture, but will not constitute an event of default for the Series 2004A-1/2 Bonds. When all remaining Parcel A and Parcel J have been sold and no further Parcel A and Parcel J True-Up Payments are payable, the Unexchanged Series 2004A Bonds will be canceled following a final distribution.

The trifurcation agreement resulted in debt forgiveness totaling approximately \$9.7 million, which represents unpaid interest. Prior to the bonds restructuring, the bondholders canceled principal and accrued interest on bonds totaling approximately \$6.7 million and \$4 million, respectively, related to certain conservation lands within the District which are owned by the SPE.

The bond indentures have certain restrictions and requirements relating principally to the use of proceeds to pay for the infrastructure improvements and the procedure to be followed by the District on assessments to property owners. The District agreed to levy special assessments in annual amounts adequate to provide payment of debt service. As discussed above, the District is not in compliance with certain requirements of the Master Indenture related to the Unexchanged Series 2004A Bonds. However, the District is in compliance with regards to the Series 2004A-1/2 Bonds.

The Bond Indenture requires that the District maintain adequate funds in the reserve account to meet the debt service reserve requirement as defined in the Indenture. The requirement has been met for the fiscal year ended September 30, 2020.

**CFM Community Development District
Notes to Financial Statements**

NOTE 5: BONDS PAYABLE (Continued)

Long-term liability activity for the year ended September 30, 2020, was as follows:

	Beginning Balance	Additions	Reductions	Ending Balance	Due Within One Year
<i>Governmental Activities</i>					
Bonds Payable:					
Series 2004A	\$ 1,987,173	\$ -	\$ -	\$ 1,987,173	\$ -
Series 2004A-1	8,195,000	-	(460,000)	7,735,000	320,000
Series 2004A-2	8,285,000	-	(590,000)	7,695,000	320,000
Bond accretion discount	(529,933)	-	488,541	(41,392)	-
	\$ 17,937,240	\$ -	\$ (561,459)	\$ 17,375,781	\$ 640,000

Long-term liability activity for the year ended September 30, 2020 was as follows:

<i>Year Ending September 30,</i>	Principal	Interest	Total Debt Service
2021	\$ 640,000	\$ 1,080,812	\$ 1,720,812
2022	680,000	1,048,574	1,728,574
2023	730,000	1,006,074	1,736,074
2024	775,000	960,448	1,735,448
2025	820,000	912,011	1,732,011
2026 - 2030	4,980,000	3,719,743	8,699,743
2031 - 2035	8,792,173	1,950,055	10,742,228
	\$ 17,417,173	\$ 10,677,717	\$ 28,094,890

NOTE 6: RISK MANAGEMENT

The District is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; and natural disasters. The District maintains commercial insurance coverage to mitigate the risk of loss. Coverage may not extend to all situations. Management believes such coverage is sufficient to preclude any significant uninsured losses to the District. The District has not filed any claims under this commercial coverage during the last three years.

CFM Community Development District Notes to Financial Statements

NOTE 7: MANAGEMENT COMPANY

The District has contracted with a management company to perform management services, which include financial and accounting services. Certain employees of the management company also serve as officers (Board appointed non-voting positions) of the District. Under the agreement, the District compensates the management company for management, accounting, financial reporting, and other administrative costs.

NOTE 8: RELATED PARTY TRANSACTIONS

During the year ended September 30, 2020, the SPE directed the trustee, with the consent of the bondholders, to utilize District debt service trust funds to satisfy the SPE's operations and maintenance assessments obligation totaling \$318,731. The SPE also contributed \$229,345 to the District to cover debt service costs, and contributed \$62,400 for their portion of a contract for mitigation services which are reported as Bondholder contributions and Developer contributions, respectively, on the accompanying Statement of Activities and Statement of Revenue, Expenditures and Changes in Fund Balances – Governmental Funds.

During the year ended September 30, 2020, the District recorded \$26,413 in Maintenance and operations expenses with Magnolia Landing Golf, LLC, a subsidiary of the Previous Developer. At September 30, 2020, \$60 of these expenses are included in Accrued expenses payable in the accompanying financial statements.

During the year ended September 30, 2020, the District recorded \$81,839 in Maintenance and operations expenses with Magnolia Landing Master Association, Inc. ("HOA"), the master homeowners association located in the District. At September 30, 2020, \$3,495 of these expenses are included in Accrued expenses payable in the accompanying financial statements.

During the year ended September 30, 2020, the District recorded \$219,461 in General government expense with Lerner Real Estate Advisors, the company that operates and manages the SPE. Four members of the District's Board of Supervisors are employed by this company.

NOTE 9: CONCENTRATION

A significant portion of the District's activity is dependent upon the continued involvement of the SPE, the loss of which could have a material adverse effect on the District's operations. At September 30, 2020, the SPE owned a significant portion of the assessable property located within the District boundaries, 842 unplatted lots.

CFM Community Development District Notes to Financial Statements

NOTE 9: CONCENTRATION (Continued)

On February 24, 2011, the District entered into a forbearance agreement with the Previous Developer, the bond trustee and the SPE. The SPE was formed for the purpose of taking ownership of additional land that would be brought into the District upon completion of the boundary amendment in accordance with the agreement. Pursuant to paragraph 8 of the agreement, the District on September 16, 2011 filed a boundary amendment petition with Lee County to incorporate the additional lands into the District. The petition was granted during fiscal year 2012.

The agreement also outlined the monetary obligations of the Previous Developer. According to the agreement, the District agreed not to commence collection or enforcement on the unpaid debt service assessments for the duration of the forbearance period (April 30, 2012) as long as the Previous Developer complied with the agreement. During fiscal year 2012, the Previous Developer defaulted on the 2011 forbearance agreement.

On April 18, 2013, the District, the bond trustee, the SPE, and the Previous Developer entered into a Project Transfer and Transition Agreement ("Transition Agreement") whereby, among other things, the Previous Developer conveyed its interest in certain lots to D.R. Horton, Inc. ("D.R. Horton"), conveyed its other developable property within the District to the SPE, and made certain payments to the District. As a result of the Transition Agreement, the Previous Developer was released from a portion of its obligations to the District, and a portion of O&M assessment amounts, as well as other amounts. Certain debt service assessments remain delinquent and have been forborne under the Transition Agreement. Subsequent to the execution of the Transition Agreement and the transfer of said developable property, the SPE has been acting as the developer for the project. The SPE was created at the direction of the Trustee, for the benefit of the bondholders.

In July 2016, D.R. Horton and the SPE entered into a land purchase contract (the "Land Sale Agreement"), whereby certain delinquent lands within parcels A and J were to be sold to D.R. Horton. The Land Sale Agreement requires D.R. Horton to make certain true-up payments to the SPE upon the sale of homes in parcels A and J (the "Parcels A&J True-up Payments"). In November 2017, D.R. Horton purchased 238 unplatted lots from the SPE. During the fiscal year ended September 30, 2020, D.R. Horton remitted \$363,720 to the District for operations and maintenance and debt service assessments on lots owned. In addition, D.R. Horton paid the District \$103,144 in prepayment revenue on lot closings occurring during the fiscal year.

In August 2017, in conjunction with a purchase contract between D.R. Horton and the SPE to purchase the undeveloped land from the SPE, the District, the bond trustee, and D.R. Horton entered into a forbearance agreement. According to the agreement, the District agreed not to commence collection or enforcement on the debt service assessments related to the undeveloped property previously held by the SPE, for the duration of the forbearance period, commencing October 1, 2017 and ending October 1, 2019, as long as D.R. Horton complied with the agreement. Pursuant to section 3.(a) of the agreement, D.R. Horton shall pay the District a Termination Payment of \$707,812 by the end of the forbearance period, which will satisfy the obligation for the

CFM Community Development District Notes to Financial Statements

NOTE 9: CONCENTRATION (Continued)

forborne debt service assessments accrued during the forbearance period. This amount will be adjusted for any sales of the forbearance property during the forbearance period. In November 2019, D.R. Horton made the Termination Payment of \$625,363 to the District. The funds from the Termination Payment will be held in trust until November 1, 2020, at which time the funds will be used for principal prepayments on the Series 2004A-1/2 Bonds.

As discussed in Note 5, in August 2019, the District, SPE and Trustee, with the direction and consent of the bondholders, entered into the Trifurcation Agreement, to properly align lands within the District with the separate Series of the Series 2004A-1/2 Bonds. The Unexchanged Series 2004A Bonds are secured solely by the Parcel A and Parcel J True-Up Payments from D.R. Horton. When all remaining Parcel A and Parcel J have been sold and no further Parcel A and Parcel J True-Up Payments are payable, the Unexchanged Series 2004A Bonds will be canceled following a final distribution.

During the fiscal year ended September 30, 2020, the SPE and D.R. Horton entered into a contract for the purchase of property within District boundaries owned by the SPE. At the time of closing, D.R. Horton would like to be in a position to refund the current bonds and issue bonds associated with the specific property outlined in the purchase agreement (see Note 11).

NOTE 10: CONTINGENCY

In March 2020, the World Health Organization made the assessment that the outbreak of a novel coronavirus (COVID-19) can be characterized as a pandemic. As a result, uncertainties have arisen that may have a significant negative impact on the operating activities and results of the District. The occurrence and extent of such an impact will depend on future developments, including (i) the duration and spread of the virus, (ii) government quarantine measures, (iii) voluntary and precautionary restrictions on travel or meetings, (iv) the effects on the financial markets, and (v) the effects on the economy overall, all of which are uncertain.

NOTE 11: SUBSEQUENT EVENTS

In January 2021, the District authorized the issuance of Series 2021 Capital Improvement Revenue Bonds not to exceed \$11 million. The bonds were issued in May 2021 in the amount of \$10,545,000, consisting of four term bonds with fixed interest rates ranging from 2.4% to 4%. In addition, the SPE conveyed its assets to D.R. Horton.

In February 2021, the District approved an annual ground coverage contract totaling \$14,224 and a sidewalk repairs contract not to exceed \$20,687. Both projects are expected to be completed in fiscal year 2021.



**Required Supplemental Information
(Other Than MD&A)**

**CFM Community Development District
Budget to Actual Comparison Schedule – General Fund**

For the year ended September 30,

2020

	Original and Final Budget	Actual Amounts	Variance with Final Budget
Revenue			
Assessments	\$ 536,767	\$ 534,338	\$ (2,429)
Developer contributions	-	62,400	62,400
Interest and other income	-	1,425	1,425
Total revenue	536,767	600,563	63,796
Expenditures			
General government	150,902	161,238	(10,336)
Maintenance and operations	385,865	393,264	(7,399)
Total expenditures	536,767	554,502	(17,735)
Excess of revenue over expenditures	\$ -	\$ 46,061	\$ 46,061

INDEPENDENT AUDITORS' REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

To the Board of Supervisors
CFM Community Development District
Lee County, Florida

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the governmental activities and each major fund of CFM Community Development District (hereinafter referred to as the "District"), as of and for the year ended September 30, 2020, and the related notes to the financial statements, which collectively comprise the District's basic financial statements, and have issued our report thereon dated June 4, 2021.

Internal Control Over Financial Reporting

In planning and performing our audit of the financial statements, we considered the District's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the District's internal control. Accordingly, we do not express an opinion on the effectiveness of the District's internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. A *significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses may exist that have not been identified.

Compliance and Other Matters

As part of obtaining reasonable assurance about whether the District's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the financial statements. However, providing an opinion on compliance with those provisions was not an

objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed an instance of noncompliance or other matters that is required to be reported under *Government Auditing Standards*, and which is described below:

- IC2010-1: At September 30, 2020, the District was not in compliance with certain provisions of its Debt Service Bond indenture for the Unexchanged Series 2004A Bonds only, including those relating to 1) collecting amounts to provide payment of debt service and 2) making its semi-annual debt service principal and interest payments.

The District's response to the finding identified in our audit is described below. We did not audit the District's response and, accordingly, we express no opinion on it.

- *The District and the bondholders have been working to alleviate this issue. During a prior year the Trustee and Bondholders formed the SPE to take ownership of the undeveloped land subject to delinquent assessments. During a prior year the District, Trustee, and SPE entered into a Project Transfer and Transition Agreement whereby, among other things, Windham/Magnolia Landing, LLC conveyed its interest in certain lots to D.R. Horton, Inc., conveyed its other developable property within the District to the SPE, and made certain payments to the District. As a result of Transfer and Transition Agreement, Windham was released from a portion of its obligations to the District, and a portion of O&M assessment amounts, as well as other amounts. Certain debt service assessments remain delinquent and have been forborne under the Agreement. Once the delinquent debt service assessments are collected they will be used to pay past due debt service assessments. During fiscal year 2018, the SPE sold an additional 238 lots to D. R. Horton Inc. and has assumed ongoing debt assessments for these lots, after a two year forbearance period. Furthermore, the SPE has completed the first of several improvements of Phase 2 lot development enhancing the future marketability of unsold property in the district. Effective August 20, 2019, the District restructured the Series 2004A Bonds with the bondholders through a trifurcation agreement. As a result of this trifurcation agreement, \$8,195,000 and \$8,285,000 of the Series 2004 bonds were converted into Series 2004A-1 and Series 2004A-2 Bonds, respectively, while the remaining unexchanged Series 2004A Bonds totaling \$1,987,173. Per the trifurcation agreement, the Unexchanged Series 2004A Bonds are no longer secured by the Series 2004A Special Assessments following the trifurcation, but are secured solely by the Parcels A&J True-Up Payments. The Unexchanged Series 2004A Bonds are expected to remain in default pursuant to the Master Indenture, but will not constitute an event of default for the Series 2004A-1/2 Bonds. When all remaining Parcel A and Parcel J have been sold and no further Parcel A and Parcel J True-Up Payments are payable, the Unexchanged Series 2004A Bonds will be canceled following a final distribution. At that time, none of the District's bonds are expected to be in default.*

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the District's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the District's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Carr, Riggs & Ingram, L.L.C.

CARR, RIGGS & INGRAM, LLC

Miramar Beach, Florida
June 4, 2021



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MANAGEMENT LETTER

To the Board of Supervisors
CFM Community Development District
Lee County, Florida

Report on the Financial Statements

We have audited the financial statements of CFM Community Development District ("District") as of and for the fiscal year ended September 30, 2020, and have issued our report thereon dated June 4, 2021.

Auditors' Responsibility

We conducted our audit in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and Chapter 10.550, Rules of the Auditor General.

Other Reporting Requirements

We have issued our Independent Auditor's Report on Internal Control over Financial Reporting and on Compliance and Other Matters Based on an Audit of the Financial Statements Performed in Accordance with *Government Auditing Standards* and Independent Accountant's Report on an examination conducted in accordance with *AICPA Professional Standards*, AT-C Section 315, regarding compliance requirements in accordance with Chapter 10.550, Rules of the Auditor General. Disclosures in these reports, which are dated June 4, 2021, should be considered in conjunction with this management letter.

Prior Audit Findings

Section 10.554(1)(i)1., Rules of the Auditor General, requires that we determine whether or not actions have been taken to address findings and recommendations made in the preceding annual financial audit report. Recommendation IC2010-01 was made in the preceding and second preceding financial audit report and is addressed on page 29. Actions have been taken to address the finding, which was also included in the preceding and second preceding fiscal year audit report. These actions are described in the District's response to the finding, also on page 29.

Official Title and Legal Authority

Section 10.554(1)(i)4., Rules of the Auditor General, requires that the name or official title and legal authority for the primary government and each component unit of the reporting entity be disclosed in this management letter, unless disclosed in the notes to the financial statements. The information required is disclosed in the notes to the financial statements.

Financial Condition and Management

Sections 10.554(1)(i)5.a. and 10.556(7), Rules of the Auditor General, require us to apply appropriate procedures and communicate the results of our determination as to whether or not the local governmental entity has met one or more of the conditions described in Section 218.503(1), Florida Statutes, and identification of the specific condition(s) met. In connection with our audit, we determined that the District met the condition described in Section 218.503(1)(a), Florida Statutes. In the absence of available funds, the scheduled debt service payments due May 1, 2010 through the date of this report were not made. The financial emergency condition met was a result of deteriorating financial conditions. Such deteriorating financial conditions are further discussed below. The District's response to these findings is presented on page 27.

Pursuant to Sections 10.554(1)(i)5.b. and 10.556(8), Rules of the Auditor General, we applied financial condition assessment procedures and as a result, it was determined that a deteriorating financial condition exists with respect to the District. The District is owed approximately \$6.5 million in debt service assessments. The District has not made the scheduled debt service payments since May 1, 2010 through the date of this report. It is management's responsibility to monitor the District's financial condition, and our financial condition assessment was based in part on representations made by management and the review of financial information provided by same.

Section 10.554(1)(i)2., Rules of the Auditor General, requires that we communicate any recommendations to improve financial management. In connection with our audit, we did not have any such recommendations.

Additional Matters

Section 10.554(1)(i)3., Rules of the Auditor General, requires us to communicate noncompliance with provisions of contracts or grant agreements, or abuse, that have occurred, or are likely to have occurred, that have an effect on the financial statements that is less than material but which warrants the attention of those charged with governance. In connection with our audit, we did not have any such findings.

Purpose of this Letter

Our management letter is intended solely for the information and use of the Legislative Auditing Committee, members of the Florida Senate and the Florida House of Representatives, the Florida Auditor General, Federal and other granting agencies, and applicable management, and is not intended to be and should not be used by anyone other than these specified parties.

Carr, Riggs & Ingram, L.L.C.

CARR, RIGGS & INGRAM, LLC

Miramar Beach, Florida

June 4, 2021



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INDEPENDENT ACCOUNTANT'S REPORT

To the Board of Supervisors
CFM Community Development District
Lee County, Florida

We have examined CFM Community Development District's compliance with the requirements of Section 218.415, Florida Statutes, *Local Government Investment Policies*, during the year ended September 30, 2020. Management is responsible for the District's compliance with those requirements. Our responsibility is to express an opinion on the District's compliance based on our examination.

Our examination was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. Those standards require that we plan and perform the examination to obtain reasonable assurance about whether the District complied, in all material respects, with the specified requirements referenced above. An examination involves performing procedures to obtain evidence about whether the District complied with the specified requirements. The nature, timing, and extent of the procedures selected depend on our judgment, including an assessment of the risks of material noncompliance, whether due to fraud or error. We believe that the evidence we obtained is sufficient and appropriate to provide a reasonable basis for our opinion.

Our examination does not provide a legal determination on the District's compliance with specified requirements.

In our opinion, the District complied, in all material respects, with the aforementioned requirements for the year ended September 30, 2020.

Carr, Riggs & Ingram, L.L.C.

CARR, RIGGS & INGRAM, LLC

Miramar Beach, Florida
June 4, 2021