

HERITAGE HARBOUR SOUTH COMMUNITY DEVELOPMENT DISTRICT

MEETING AGENDA

Tuesday, October 3, 2023 at 5:00 p.m.

Meeting to be held at:

**Stoneybrook Recreation Center
200 Golden Harbour Trail Bradenton, FL 34212**



2654 Cypress Ridge Blvd. Suite101
Wesley Chapel, FL 33544
(813) 652-2454

Heritage Harbour South Development District

Board of Supervisors

Philip Frankel, Chair
Robin Spencer, Vice Chair
Mike Neville, Assistant Secretary
Eric Hallberg, Assistant Secretary
Darnell Bacon, Assistant Secretary

Staff:

Jennifer Goldyn, District Manager
Andrew Cohen, District Counsel
Rick Schappacher, District Engineer

Revised Meeting Agenda Tuesday, October 3, 2023 – 5:00 p.m.

1. **Call to Order and Roll Call**
2. **Audience Comments** – *Three- (3) Minute Time Limit*
3. **Consent Agenda**
 - A. Consideration of Meeting Minutes from September 5, 2023 Page 3
 - B. Review of the Financial Statement and Check Register Page 10
4. **Staff Reports**
 - A. District Counsel
 - B. District Engineer
 1. Pond 31 Bank Repair Update
 2. Consideration of Golf Course Crossing Signs
 3. Consideration of ADA Crossing at Haven Harbour Way
 4. Marketplace & Beacon Lake Construction Update
 5. Stone Harbour Loop Speed Bumps
 6. Discussion Regarding Grate Removal, at Pond 9
 - C. District Manager
5. **New Business Items**
 - A. Discussion regarding Landscape Barrier Page 25
 - B. Discussion regarding Petition for Speed Humps on Golden Harbour Trail Page 32
 - C. Consideration of Resolution 2024-01, Authorizing the Disbursement of Funds..... Page 34
 - D. Consideration of Resolution 2024-02, Amending District's Meeting Procedures.. Page 36
6. **Old Business Items**
 - A. Discussion regarding Plantings for the Gate Area
7. **HOA updates**
 - A. Heritage Harbour Master HOA
 - B. Stoneybrook HOA
 - C. Lighthouse Cove HOA
 - D. Golf Course update
8. **Audience Comments**
9. **Supervisor Requests**
10. **Adjournment**

The next meeting is scheduled for Tuesday, November 7, 2023, at 5:00 p.m.

District Office:

313 Campus Street
Celebration FL 34747
407-566-1935

<https://www.heritageharboursouthcdd.org/>

Meeting Location:

Stoneybrook Recreation Center
200 Golden Harbour Trail
Bradenton, FL 34212

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.

**HERITAGE HARBOUR SOUTH
COMMUNITY DEVELOPMENT DISTRICT**

The Heritage Harbour South Community Development District regular meeting of the Board of Supervisors was held on **Tuesday, September 5, 2023, at 5:11 p.m.** at the **Stoneybrook Rec Center located at 200 Golden Harbour Trail, Bradenton, FL 34212.**

Present and constituting a quorum were:

Philip Frankel	Board Supervisor, Chair
Robin Spencer	Board Supervisor, Vice Chair
Eric Hallberg	Board Supervisor, Asst. Secretary
Mike Neville	Board Supervisor, Asst. Secretary
Darnell Bacon	Board Supervisor, Asst. Secretary

Also present were:

Jennifer Goldyn	District Manager, Inframark
Rick Schappacher	District Engineer, Schappacher Engineering
Mike Fisher	President, MHOA
Shawn Durie	Chair, Stoneybrook HOA
Daniel Lewis	District Counsel, Persson, Cohen, Mooney, Fernandez & Jackson, P.A.

Audience	Present
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FIRST ORDER OF BUSINESS

Call to Order

Ms. Goldyn called the meeting to order at 5:11 p.m.

SECOND ORDER OF BUSINESS

Audience Comments

There were no audience comments.

THIRD ORDER OF BUSINESS

**Consideration of Meeting Minutes
from August 1, 2023**

Ms. Goldyn presented the Meeting Minutes from August 1, 2023, to the Board.

On a Motion from Mr. Neville seconded by Mr. Bacon, with all in favor, the Board approved the Meeting Minutes from August 1, 2023, for the Heritage Harbour South Community Development District.

FOURTH ORDER OF BUSINESS

**Review of Financial Statements
and Check Register**

Ms. Goldyn presented the Financial Statements and Check Register to the Board. The Board requested that Ms. Goldyn look into the status of the balance transfer started by Rizzetta & Co. in June 2023.

On a Motion from Mr. Neville seconded by Ms. Spencer, with all in favor, the Board approved the Check Register, for the Heritage Harbour South Community Development District.

FIFTH ORDER OF BUSINESS

Staff Reports

1. District Counsel

Mr. Lewis updated the Board that there has been no change in the eminent domain issue involving the intersection of Heritage Green and SR 64.

2. District Engineer

A. Marketplace and Beacon Lake Construction Update

Mr. Schappacher updated the Board that the 60-inch pipe, that was to be installed on September 1, 2023 along Beacon Lake, was pushed back, due to the storm and should be completed by the end of the week, or early next week.

B. Pothole Repair on Heritage Green Way

Mr. Schappacher informed the Board that this has been completed. He noted that it is not aesthetically pleasing since they did not want to mill down into the concrete because they were concerned, they may hit underground wires in this area, under the eminent domain issue above.

C. Pond 31 Bank Repair Update

CrossCreek Environmental will begin the work on the severe erosion on Pond 31 on September 18, 2023, and it will take a few weeks to complete.

82 **D. Community Signage Update**
83

84 Mr. Schappacher presented the Community Signage Report.
85 (Under Separate Cover)
86

87 The Board requested that the District Manager reach out to the Master
88 Association to cut back the trees, and blocking signs particularly in Lighthouse
89 Cove, as shown in the report.
90

91 Mr. Schappacher notes that three of the CDD Monuments are located on the
92 Golf Course property and the Board requested that the District Counsel look into
93 possibly getting an easement with the Golf Course for the three Monuments, as
94 noted in the report.
95

96 The Board requested that Mr. Schappacher provide proposals for all Golf Cart
97 Crossing signs to make them all look uniform. Mr. Schappacher will bring this to
98 the October 2023 meeting.
99

100 Ms. Spencer discussed with the Board that the trees in the right of way, on
101 Port Harbour Parkway need to be trimmed and that the Master Association's
102 Community Association Manager claimed that is the County's responsibility. Mr.
103 Schappacher located the Interlocal Agreement that shows that the right of way,
104 where the trees are located, is in fact the Master Associations' responsibility. Ms.
105 Goldyn will notify the Master of the Interlocal Agreement and request the trees be
106 trimmed.
107

108 **E. Storm Grate Replacement Update**
109

110 Mr. Schappacher informed the Board that the Storm Grates came in and are
111 in place.
112

113 **F. Stone Harbour Loop Speed Bumps**
114

115 Mr. Schappacher and Mr. Frankel updated the Board that though the grinding
116 of the speed bumps was completed, the speed bumps still have an abrupt effect
117 when crossing over them. The Board discussed adding an asphalt slope on each
118 side of the speed bumps for a more gradual transition.

<p>On a Motion from Ms. Spencer, seconded by Mr. Hallberg, with all in favor, the Board approved Mr. Frankel to approve outside of a meeting the addition of slopes on the Stone Harbour Loop speed bumps, with a NTE \$2,000.00, for the Heritage Harbour South Community Development District.</p>
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Mr. Schappacher informed the Board that the bid packages for the ADA crossing at Haven Harbour across from the basketball courts are due on September 15, 2023, and will have them for the October 2023 meeting.

Mr. Schappacher informed the Board that he completed an Idalia hurricane report and there were no serious concerns for the District. He did note that Pond 9 was higher than normal and did notify Pond Professionals. Mr. Schappacher is concerned that the grate in the pond could be the reason the pond was so high. The Board asked Mr. Schappacher to get a recommendation from Pond Professionals if they should remove the grates.

Mr. Schappacher presented an estimate for the noise abatement landscape buffer at Stone Harbour Loop in the amount of \$62,101.00.
(Under Separate Cover)

Mr. Schappacher also presented a proposal from CrossCreek Environmental to place two fountains in the ponds, adjacent to Stone Harbour Loop, in the amount of \$25,340.00. The idea is that they could possibly help quell the noise from State Road 64.
(Under Separate Cover)

Mr. Frankel added that the FDOT created a report regarding the noise, and he asked that it be circulated to the Board and be placed on the October agenda.

Mr. Frankel informed the Board that he has reached out to Representative Tommy Gregory to see if FDOT would pay or pay a portion of the landscape noise abatement. He is currently awaiting a response.

Mr. Frankel informed the Board that he has reached out to the Manatee County Sheriff's Office to see if they could supply more security patrols on State Road 64 to help enforce the noise regulations from cars leaving the drag racing that is taking place on Saturday nights.

3. District Manager

Ms. Goldyn informed the Board that their next regularly scheduled meeting would take place on Tuesday, October 3, 2023, at 5:00 p.m.

Mr. Bacon requested more information on the Sunshine Laws.

Ms. Goldyn informed the Board that the Avid invoice training has been put on hold until Inframark completes the upgrade to avoid training and retraining.

Ms. Goldyn presented the 2022 Audit to the Board stating there were no negative findings.

On a Motion from Mr. Neville seconded by Mr. Bacon, with all in favor, the Board approved the 2022 Audit, for the Heritage Harbour South Community Development District.

SEVENTH ORDER OF BUSINESS

**Review of Broken Sign Proposal
from HOA**

Mr. Frankel informed the Board that this has been completed and will be paid by the CDD. This sign is located at 7151 Mantuak Point Crossing.

EIGHTH ORDER OF BUSINESS

Review of EGIS proposal

The Board made no changes to the property and inland marine vales proposed by EGIS. The Board did ask Ms. Goldyn to review the Reserve Study that was completed two years ago.

Ms. Goldyn informed the Board that she will schedule a walk with EGIS to review all CDD property values and hazards. The Board requested that Mr. Bacon participate in the walk with Ms. Goldyn and the EGIS advisor.

Ms. Goldyn added that even after the EGIS proposal is accepted by the Board, changes can be made at any time.

NINTH ORDER OF BUSINESS

Review of Website Audit

Ms. Goldyn reviewed the Website Audit and let the Board know that the website is in ADA compliance.

Mr. Frankel asked about moving the website from Campus Suites to another website company and Ms. Goldyn advised the Board that they would have to pay another \$3,000.00 or more to move the website to another company's platform to be ADA compliant.

TENTH ORDER OF BUSINESS

Consideration of Resolution 2023-12, Designating Officers

On a Motion from Mr. Neville seconded by Mr. Frankel, with all in favor, the Board adopted Resolution 2023-12, Designating Officers, for the Heritage Harbour South Community Development District.

ELEVENTH ORDER OF BUSINESS

Discussion regarding Storm Grate Reimbursement

The Board will be looking for contributions for assist in paying for the Storm Grate.

Additionally, the Board wants to examine the O&M Assessments of the Golf Course given the continued deterioration issues that could be attributed to the Golf Course's actions.

On a Motion from Mr. Neville seconded by Ms. Spencer, with all in favor, the Board approved extending the meeting until 7:30 p.m., for the Heritage Harbour South Community Development District.

The Board requested that the District Counsel amend the District Rules so that the time limit for a CDD meeting is extended from two hours to three hours. District Counsel will bring it to the October 2023 meeting.

TWELFTH ORDER OF BUSINESS

Discussion regarding Plantings by the Front Gate

On a Motion from Mr. Neville seconded by Ms. Spencer, with all in favor, the Board approved the CDD reimbursing the HOA for the purchase of shrubs for the Front Gate with a NTE of \$200.00, the HOA will be responsible for planting and maintaining the shrubs, for the Heritage Harbour South Community Development District.

THIRTEENTH ORDER OF BUSINESS

Discussion regarding Beacon Lake Parkway

This item was discussed during the District Engineer section of the agenda.

FOURTEENTH ORDER OF BUSINESS

Discussion regarding Paving on Heritage Green

This item was discussed during the District Engineer section of the agenda.

FIFTEENTH ORDER OF BUSINESS

HOA Updates

1. Heritage Harbour Master HOA

The Representative of the Heritage Harbour Master HOA informed the Board that they have hired a structural engineer to evaluate the fountain at the entrance as no waterfall companies will work on or repair it if the Monument is not structurally sound.

2. Stoneybrook HOA

The Representative of Stoneybrook HOA noted that there is a special meeting on Thursday, September 7, 2023, at 6:00 p.m.

247 **3. Lighthouse Cove HOA**

248
249 Not present. Mr. Frankel advised the Board that the Lighthouse Cove HOA has not met
250 since our last meeting.

251
252 **4. Golf Course Update**

253
254 Mr. Bruce was not present, but he did send a text to Mr. Neville stating that the old holes
255 1&2 are getting fronds picked up and fully mowed this week. Mr. Bruce added that both land
256 sale deals are still on track to settle in September.

257
258 **SIXTEENTH ORDER OF BUSINESS**

Audience Comments

259
260 There were no audience comments at this time.

261
262 **SEVENTEENTH ORDER OF BUSINESS**

Supervisors Requests

263
264 Mr. Frankel requested a resolution for the Chair to have a \$5,000.00 non-recurring
265 approval, outside of a meeting and a \$10,000.00 non- recurring approval, outside of a
266 meeting that would require the Chair and the District Manager to approve. Mr. Cohen
267 will bring the resolution to the October meeting.

268
269 Mr. Frankel thanked Mr. Schappacher for all his work and dedication to the District
270 and his immediate attention to the District following the hurricane.

271
272 Mr. Frankel requested that Ms. Goldyn make sure that a link to call into the meeting
273 is also included on the website.

274
275 **EIGHTEENTH ORDER OF BUSINESS**

Adjournment

276
277 On a Motion by Ms. Spencer, seconded by Mr. Frankel, with all in favor, the Board of
278 Supervisors approved to adjourn the meeting at 7:29 p.m., for the Heritage Harbour South
279 Community Development District.

280
281
282
283
284 _____
Secretary / Assistant Secretary

Chairman / Vice Chairman

HERITAGE HARBOUR SOUTH

Community Development District

Financial Report

August 31, 2023

Prepared by



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HERITAGE HARBOUR SOUTH

Community Development District

Financial Statements

(Unaudited)

August 31, 2023

Balance Sheet
August 31, 2023

ACCOUNT DESCRIPTION	GENERAL FUND	RESERVE FUND	SERIES 2013 DEBT SERVICE FUND	SERIES 2015 DEBT SERVICE FUND	GENERAL FIXED ASSETS FUND	GENERAL LONG-TERM DEBT FUND	TOTAL
ASSETS							
Cash - Checking Account	\$ 308,281	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 308,281
Investments:							
Money Market Account	476,582	-	-	-	-	-	476,582
Custody Account	-	327,810	-	-	-	-	327,810
Interest Fund (A-1)	-	-	51	-	-	-	51
Interest Fund (A-2)	-	-	7	-	-	-	7
Prepayment Account	-	-	-	1,248	-	-	1,248
Principal Fund (A-1)	-	-	4	-	-	-	4
Reserve Fund	-	-	-	30,421	-	-	30,421
Reserve Fund (A-1)	-	-	227,655	-	-	-	227,655
Reserve Fund (A-2)	-	-	29,588	-	-	-	29,588
Revenue Fund	-	-	258,806	61,428	-	-	320,234
Sinking Fund (A-2)	-	-	15	-	-	-	15
Prepaid Items	83	-	-	-	-	-	83
Fixed Assets							
Land	-	-	-	-	15,752,186	-	15,752,186
Improvements Other Than Buildings (IOTB)	-	-	-	-	16,013,940	-	16,013,940
Amount Avail In Debt Services	-	-	-	-	-	600,440	600,440
Amount To Be Provided	-	-	-	-	-	4,749,560	4,749,560
TOTAL ASSETS	\$ 784,946	\$ 327,810	\$ 516,126	\$ 93,097	\$ 31,766,126	\$ 5,350,000	\$ 38,838,105

Balance Sheet
August 31, 2023

ACCOUNT DESCRIPTION	GENERAL FUND	RESERVE FUND	SERIES 2013 DEBT SERVICE FUND	SERIES 2015 DEBT SERVICE FUND	GENERAL FIXED ASSETS FUND	GENERAL LONG-TERM DEBT FUND	TOTAL
LIABILITIES							
Accounts Payable	\$ 11,775	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 11,775
Accrued Expenses	9,100	-	-	-	-	-	9,100
Bonds Payable	-	-	-	-	-	5,350,000	5,350,000
TOTAL LIABILITIES	20,875	-	-	-	-	5,350,000	5,370,875
FUND BALANCES							
Nonspendable:							
Prepaid Items	83	-	-	-	-	-	83
Restricted for:							
Debt Service	-	-	516,126	93,097	-	-	609,223
Unassigned:	763,988	327,810	-	-	31,766,126	-	32,857,924
TOTAL FUND BALANCES	\$ 764,071	\$ 327,810	\$ 516,126	\$ 93,097	\$ 31,766,126	\$ -	\$ 33,467,230
TOTAL LIABILITIES & FUND BALANCES	\$ 784,946	\$ 327,810	\$ 516,126	\$ 93,097	\$ 31,766,126	\$ 5,350,000	\$ 38,838,105

Statement of Revenues, Expenditures and Changes in Fund Balances

For the Period Ending August 31, 2023

ACCOUNT DESCRIPTION	ANNUAL ADOPTED BUDGET	YEAR TO DATE BUDGET	YEAR TO DATE ACTUAL	VARIANCE (\$) FAV(UNFAV)	YTD ACTUAL AS A % OF ADOPTED BUD
REVENUES					
Interest - Investments	\$ -	\$ -	\$ 7,388	\$ 7,388	0.00%
Special Assmnts- Tax Collector	292,399	292,399	295,679	3,280	101.12%
Other Miscellaneous Revenues	-	-	5,123	5,123	
TOTAL REVENUES	292,399	292,399	308,190	15,791	105.40%

EXPENDITURES**Administration**

P/R-Board of Supervisors	9,000	8,250	9,800	(1,550)	108.89%
FICA Taxes	-	-	31	(31)	0.00%
ProfServ-Arbitrage Rebate	500	500	1,000	(500)	200.00%
ProfServ-Trustee Fees	9,000	9,000	8,944	56	99.38%
Assessment Roll	5,250	5,250	5,460	(210)	104.00%
Disclosure Report	1,000	1,000	1,000	-	100.00%
District Counsel	25,000	22,917	32,572	(9,655)	130.29%
District Engineer	15,000	13,750	23,308	(9,558)	155.39%
Administrative Services	5,004	4,587	3,903	684	78.00%
District Manager	27,861	25,539	30,831	(5,292)	110.66%
Accounting Services	20,004	18,337	15,603	2,734	78.00%
Auditing Services	3,600	3,600	-	3,600	0.00%
Website Hosting/Email services	4,000	4,000	3,113	887	77.83%
Miscellaneous Mailings	250	250	1,694	(1,444)	677.60%
Public Officials Insurance	3,101	3,101	3,341	(240)	107.74%
Legal Advertising	500	500	625	(125)	125.00%
Miscellaneous Services	350	350	300	50	85.71%
Financial & Revenue Collections	5,250	5,250	4,095	1,155	78.00%
Misc. Administrative Fees	650	650	367	283	56.46%
Dues, Licenses, Subscriptions	175	175	175	-	100.00%
Total Administration	135,495	127,006	146,162	(19,156)	107.87%

Law Enforcement

Off-Duty Deputy Services	8,000	7,333	-	7,333	0.00%
Total Law Enforcement	8,000	7,333	-	7,333	0.00%

Stormwater Control

R&M-Stormwater System	4,000	3,667	5,950	(2,283)	148.75%
R&M Lake & Pond Bank	4,750	4,353	4,397	(44)	92.57%
Aquatic Maintenance	30,402	27,869	-	27,869	0.00%
Aquatic Plant Replacement	4,500	4,125	-	4,125	0.00%
Miscellaneous Expenses	1,000	917	-	917	0.00%
Total Stormwater Control	44,652	40,931	10,347	30,584	23.17%

Statement of Revenues, Expenditures and Changes in Fund Balances

For the Period Ending August 31, 2023

ACCOUNT DESCRIPTION	ANNUAL ADOPTED BUDGET	YEAR TO DATE BUDGET	YEAR TO DATE ACTUAL	VARIANCE (\$) FAV(UNFAV)	YTD ACTUAL AS A % OF ADOPTED BUD
<u>Other Physical Environment</u>					
Insurance - General Liability	3,947	3,947	4,746	(799)	120.24%
Property Insurance	14,955	14,955	17,631	(2,676)	117.89%
R&M-Irrigation	1,000	917	-	917	0.00%
Total Other Physical Environment	19,902	19,819	22,377	(2,558)	112.44%
<u>Road and Street Facilities</u>					
Sidewalk Repair & Maintenance	20,000	18,333	5,494	12,839	27.47%
Roadway Repair & Maintenance	27,100	24,842	5,930	18,912	21.88%
Street Sign Repair & Replacement	7,500	6,875	13,185	(6,310)	175.80%
Guard & Gate Facility Maintenance	500	458	-	458	0.00%
Total Road and Street Facilities	55,100	50,508	24,609	25,899	44.66%
<u>Contingency</u>					
Misc-Contingency	29,250	26,813	29,867	(3,054)	102.11%
Total Contingency	29,250	26,813	29,867	(3,054)	102.11%
TOTAL EXPENDITURES & RESERVES	292,399	272,410	233,362	39,048	79.81%
Excess (deficiency) of revenues					
Over (under) expenditures	-	19,989	74,828	54,839	0.00%
<u>OTHER FINANCING SOURCES (USES)</u>					
Interfund Transfer - In	-	-	328,146	328,146	0.00%
TOTAL FINANCING SOURCES (USES)	-	-	328,146	328,146	0.00%
Net change in fund balance	\$ -	\$ 19,989	\$ 402,974	\$ 382,985	0.00%
FUND BALANCE, BEGINNING (OCT 1, 2022)	361,097	361,097	361,097		
FUND BALANCE, ENDING	\$ 361,097	\$ 381,086	\$ 764,071		

Statement of Revenues, Expenditures and Changes in Fund Balances

For the Period Ending August 31, 2023

ACCOUNT DESCRIPTION	ANNUAL ADOPTED BUDGET	YEAR TO DATE BUDGET	YEAR TO DATE ACTUAL	VARIANCE (\$) FAV(UNFAV)	YTD ACTUAL AS A % OF ADOPTED BUD
REVENUES					
Interest - Investments	\$ -	\$ -	\$ 7,442	\$ 7,442	0.00%
Special Assmnts- Tax Collector	90,000	90,000	90,000	-	100.00%
TOTAL REVENUES	90,000	90,000	97,442	7,442	108.27%
EXPENDITURES					
Reserves					
Capital Reserve	65,000	-	-	-	0.00%
Reserve - Disaster Relief	25,000	-	-	-	0.00%
Total Reserves	90,000	-	-	-	0.00%
TOTAL EXPENDITURES & RESERVES	90,000	-	-	-	0.00%
Excess (deficiency) of revenues					
Over (under) expenditures	-	90,000	97,442	7,442	0.00%
OTHER FINANCING SOURCES (USES)					
Operating Transfers-Out	-	-	(328,146)	(328,146)	0.00%
TOTAL FINANCING SOURCES (USES)	-	-	(328,146)	(328,146)	0.00%
Net change in fund balance	\$ -	\$ 90,000	\$ (230,704)	\$ (320,704)	0.00%
FUND BALANCE, BEGINNING (OCT 1, 2022)	558,514	558,514	558,514		
FUND BALANCE, ENDING	\$ 558,514	\$ 648,514	\$ 327,810		

Statement of Revenues, Expenditures and Changes in Fund Balances

For the Period Ending August 31, 2023

ACCOUNT DESCRIPTION	ANNUAL ADOPTED BUDGET	YEAR TO DATE BUDGET	YEAR TO DATE ACTUAL	VARIANCE (\$) FAV(UNFAV)	YTD ACTUAL AS A % OF ADOPTED BUD
REVENUES					
Interest - Investments	\$ -	\$ -	\$ 20,239	\$ 20,239	0.00%
Special Assmnts- Tax Collector	503,211	503,211	507,529	4,318	100.86%
TOTAL REVENUES	503,211	503,211	527,768	24,557	104.88%
EXPENDITURES					
Debt Service					
Principal Debt Retirement	280,000	280,000	280,000	-	100.00%
Interest Expense	223,211	223,211	226,149	(2,938)	101.32%
Total Debt Service	503,211	503,211	506,149	(2,938)	100.58%
TOTAL EXPENDITURES	503,211	503,211	506,149	(2,938)	100.58%
Excess (deficiency) of revenues Over (under) expenditures	-	-	21,619	21,619	0.00%
Net change in fund balance	\$ -	\$ -	\$ 21,619	\$ 21,619	0.00%
FUND BALANCE, BEGINNING (OCT 1, 2022)	494,507	494,507	494,507		
FUND BALANCE, ENDING	\$ 494,507	\$ 494,507	\$ 516,126		

Statement of Revenues, Expenditures and Changes in Fund Balances

For the Period Ending August 31, 2023

ACCOUNT DESCRIPTION	ANNUAL ADOPTED BUDGET	YEAR TO DATE BUDGET	YEAR TO DATE ACTUAL	VARIANCE (\$) FAV(UNFAV)	YTD ACTUAL AS A % OF ADOPTED BUD
REVENUES					
Interest - Investments	\$ -	\$ -	\$ 1,425	\$ 1,425	0.00%
Special Assmnts- Tax Collector	122,959	122,959	124,014	1,055	100.86%
TOTAL REVENUES	122,959	122,959	125,439	2,480	102.02%
EXPENDITURES					
Debt Service					
Principal Debt Retirement	75,000	75,000	75,000	-	100.00%
Interest Expense	47,959	47,959	47,197	762	98.41%
Total Debt Service	122,959	122,959	122,197	762	99.38%
TOTAL EXPENDITURES	122,959	122,959	122,197	762	99.38%
Excess (deficiency) of revenues Over (under) expenditures	-	-	3,242	3,242	0.00%
Net change in fund balance	\$ -	\$ -	\$ 3,242	\$ 3,242	0.00%
FUND BALANCE, BEGINNING (OCT 1, 2022)	89,855	89,855	89,855		
FUND BALANCE, ENDING	\$ 89,855	\$ 89,855	\$ 93,097		

Notes to the Financial Statements
August 31, 2023

Financial Overview / Highlights

- ▶ Total General Fund revenues are at approximately 105.4% of the Annual Budget.
- ▶ Total General Fund expenditures are at approximately 79.8% of the Annual Budget.

Balance Sheet

Account Name	YTD Actual	Explanation
Liabilities		
Prepaid Items	83	Trustee fees for FY 2024.

Variance Analysis

Account Name	Annual Budget	YTD Actual	% of Budget	Explanation
General Fund 001				
Revenues				
Interest Income	-	7,388	N/A	Interest earned on investments from Money Market account.
Special Assessments-Tax Collector	292,399	295,679	101.12%	Collections were at 100% at this time last year.
Other Miscellaneous Revenues	-	5,123	N/A	Stoneybrook HOA & Legal overpayments
Expenditures				
<u>Administrative</u>				
P/R-Board of Supervisors	9,000	9,800	108.89%	Budget increased for next year to \$12,000.
Arbitrage Rebate	500	1,000	200.00%	Paid in full for the year.
Trustee Fees	9,000	8,944	99.38%	Paid in full for the year.
Assessment Roll	5,250	5,460	104.00%	Paid in full for the year.
Disclosure Report	1,000	1,000	100.00%	Paid in full for the year.
District Counsel	25,000	32,572	130.29%	Budget increased for next year to \$26,000.
District Engineer	15,000	23,308	155.39%	Budget increased for next year to \$30,000.
District Manager	27,861	30,831	110.66%	Inframark charges started July 1st.
Auditing Services	3,600	-	0.00%	Audit is final as of 08/07/23.
Miscellaneous Mailings	250	1,694	677.60%	Mass mailing of budget notice.
Public Officials Insurance	3,101	3,341	107.74%	Budget increased for next year to \$4,176.
Legal Advertising	500	625	125.00%	Legal advertising for October thru March.
<u>Stormwater Control</u>				
R&M-Stormwater System	4,000	5,950	148.75%	Storm system repair, replace 2 galvanized grates.
R&M Lake & Pond Bank	4,750	4,397	92.57%	Pond 31 bank repairs - 30% deposit
<u>Other Physical Environment</u>				
Insurance - General Liability	3,947	4,746	120.24%	Budget increased for next year to \$5,950.
Property Insurance	14,955	17,631	117.89%	Budget increased for next year to \$22,040.

Notes to the Financial Statements
August 31, 2023

Account Name	Annual Budget	YTD Actual	% of Budget	Explanation
Expenditures (con't)				
<u>Road and Street Facilities</u>				
Street Sign Repairs/Replacements	7,500	13,185	175.80%	Solar radar signs (2), installed street signs.
<u>Reserves</u>				
Misc-Contingency	29,250	29,867	102.11%	Appreciation plaques, pressure cleaning, Stoneybrook at Heritage Harbour HOA reimbursement.
Reserve Fund 005				
Revenues				
Interest Income	-	7,442	N/A	Interest earned on Custody trust account.
Special Assessments-Tax Collector	90,000	90,000	100.00%	Collections were at 100% at this time last year.
Debt Service - Series 2013				
Revenues				
Interest Income	-	20,239	N/A	Interest earned on trust accounts.
Special Assessments-Tax Collector	503,211	507,529	100.86%	Collections were at 100% at this time last year.
Expenditures				
<u>Debt Service</u>				
Principal Debt Retirement	280,000	280,000	100.00%	Next payment will be made next year.
Interest Expense	223,211	226,149	101.32%	Next payment will be made next year.
Debt Service - Series 2015				
Revenues				
Interest Income	-	1,425	N/A	Interest earned on trust accounts.
Special Assessments-Tax Collector	122,959	124,014	100.86%	Collections were at 100% at this time last year.
Expenditures				
<u>Debt Service</u>				
Principal Debt Retirement	75,000	75,000	100.00%	Next payment will be made next year.
Interest Expense	47,959	47,197	98.41%	Next payment will be made next year.

HERITAGE HARBOUR SOUTH

Community Development District

Supporting Schedules

August 31, 2023

HERITAGE HARBOUR SOUTH

Community Development District

Cash and Investment Balances August 31, 2023

<u>ACCOUNT NAME</u>	<u>BANK NAME</u>	<u>YIELD</u>	<u>BALANCE</u>
GENERAL FUND			
Operating Account - Business Checking	BankUnited	0.00%	\$ 311,158
Money Market Account	BankUnited	5.15%	\$ 476,582
Reserve Custody Account	US Bank	5.35%	\$ 327,810
Series 2013 A1 Interest	WellsFargo Trust	4.26%	\$ 51
Series 2013 A2 Interest	WellsFargo Trust	4.26%	\$ 7
Series 2013 A1 Principal	WellsFargo Trust	4.26%	\$ 4
Series 2013 A1 Reserve	WellsFargo Trust	4.26%	\$ 227,655
Series 2013 A2 Reserve	WellsFargo Trust	4.26%	\$ 29,589
Series 2013 A1/A2 Revenue	WellsFargo Trust	4.26%	\$ 258,806
Series 2013 A2 Sinking	WellsFargo Trust	4.26%	\$ 15
	Subtotal		\$ 516,128
Series 2015 Prepayment	US Bank	5.35%	\$ 1,248
Series 2015 Reserve	US Bank	5.35%	\$ 30,421
Series 2015 Revenue	US Bank	5.35%	\$ 61,428
	Subtotal		\$ 93,097
	Grand Total		\$ 1,724,774

HERITAGE HARBOUR SOUTH

Community Development District

Payment Register by Fund
For the Period from 08/01/23 to 08/31/23
(Sorted by Check / ACH No.)

Fund No.	Check / ACH No.	Date	Payee	Invoice No.	Payment Description	Invoice / GL Description	G/L Account #	Amount Paid
GENERAL FUND - 001								
001	15011	08/08/23	PERSSON, COHEN, MOONEY, FERNANDEZ & JACKSON. P.A.	3819	LEGAL SERVICES 06/23	District Counsel	531146-51401	\$5,250.00
001	15011	08/08/23	PERSSON, COHEN, MOONEY, FERNANDEZ & JACKSON. P.A.	3902	LEGAL SERVICES 07/23	District Counsel	531146-51401	\$4,076.50
001	15012	08/08/23	RIZZETTA & COMPANY, INC.	INV0000081456	MASS MAILING - BUDGET NOTICE	Miscellaneous Mailings	541030-51301	\$1,693.53
001	15013	08/08/23	TRAFFIC LOGIX CORPORATION	SIN20766	EVOLUTION 15 SD SOLAR RADAR SIGNS (2)	EV15SDEYL-SOLLA	546491-54101	\$6,383.00
001	15015	08/16/23	ANJ EXCAVATION LLC	28A	RADAR SIGN REPLACEMENT	RADAR SIGN INSTALLATION	546167-54101	\$300.00
001	15015	08/16/23	ANJ EXCAVATION LLC	28A	STORM SYSTEM REPAIR	RPR PLASTER BOX; PUMP STREET	549900-53900	\$2,150.00
001	15015	08/16/23	ANJ EXCAVATION LLC	29	REPLACE 2 GALVANIZED GRATES	R&M-Stormwater System	546090-53805	\$3,800.00
001	15016	08/16/23	FASTSIGNS	INV-26088	INSTALL STREET SIGNS-DEPOSIT	Street Sign Repairs/Replacements	546491-54101	\$3,401.00
001	15017	08/16/23	JJ PAVEMENT MARKETING WORKS LLC	CS04212302-01	THERMOPLASTIC MARKINGS	Roadway Repair & Maintenance	546167-54101	\$3,730.30
001	15018	08/16/23	STONEBROOK AT HERITAGE	24634	RENTAL OF CENTER JUNE, JULY & AUG 2023	Miscellaneous Services	549001-51301	\$300.00
001	15019	08/24/23	INFINITY CONSTRUCTION AND CONCRETE SVCS, LLC	1266	CONCRETE SIDEWALK UPGRADES	R&M-Sidewalks	546084-54101	\$3,289.00
001	15020	08/31/23	FASTSIGNS	INV-26088 FINAL	INSTALL STREET SIGNS-BALANCE DUE	Street Sign Repairs/Replacements	546491-54101	\$3,400.99
001	DD103	08/01/23	MICHAEL J NEVILLE - EFT	07112023 EFT	SUPERVISOR FEES MEETING 07/11/23	P/R-Board of Supervisors	511001-51101	\$200.00
001	DD104	08/01/23	PHILIP I FRANKEL - EFT	07112023 EFT	SUPERVISOR FEES MEETING 07/11/23	P/R-Board of Supervisors	511001-51101	\$200.00
001	DD107	08/18/23	MICHAEL J NEVILLE - EFT	08012023 EFT	SUPERVISOR FEES MEETING 08/01/23	P/R-Board of Supervisors	511001-51101	\$200.00
001	DD108	08/18/23	PHILIP I FRANKEL - EFT	08012023 EFT	SUPERVISOR FEES MEETING 08/01/23	P/R-Board of Supervisors	511001-51101	\$200.00
001	15014	08/16/23	ROBIN SPENCER	PAYROLL	August 16, 2023 Payroll Posting			\$184.70
Fund Total								\$38,759.02

Total Checks Paid	\$38,759.02
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Date: March 6, 2023
To: Jeff James, Florida Department of Transportation (FDOT) District 1
From: Robyn Hartz/Wayne Arner, CMT
Subject: Stoneybrook at Heritage Harbour
Manatee County, Florida

The Florida Department of Transportation District 1 (FDOT D1) evaluated a noise inquiry from the Stoneybrook at Heritage Harbour community in Bradenton. The Stoneybrook at Heritage Harbour community is located on the north side of State Road (SR) 64, and east of I-75, as shown in **Figure 1: Project Location**.

Background

The Federal Highway Administration (FHWA) granted the Location and Design Concept Acceptance (LDCA) for the widening of SR 64 from two lanes to six lanes—its current configuration, on January 8, 2001. This data is referred to as the Date of Public Knowledge in Federal regulations and state policy and procedures. Development receiving a building permit after this data is not eligible for noise abatement measures by FDOT. The Stoneybrook at Heritage Harbour community was constructed in 2005.

Noise Metrics

The predicted highway traffic noise levels presented in this memo are expressed in decibels on the A-weighted scale (dB(A)). The A-weighted scale most closely approximates the response characteristics of the human ear to traffic noise. All traffic noise levels are reported as equivalent levels (Leq(h)). Levels reported as Leq(h) are equivalent steady state sound levels that contain the same acoustic energy as time-varying sound levels over a period of one hour.

Noise Monitoring

Sound level measurements were collected on February 13, 2023. The measurements were obtained with Larson Davis 831 and Larson Davis LxT sound level meters that were calibrated prior to and after the monitoring period with a Larson Davis CAL200 calibrator. Noise monitoring was conducted in locations adjacent to the community that approximated the distance between the roadway and the Stoneybrook at Heritage Harbour community (200 feet). As seen in the attached **Figure 2: Noise Monitoring Results (dB(A))**, noise levels ranged from 55.7 dB(A) to 61.8 dB(A) at 200 feet. In addition, a location at the back of the sidewalk was also monitored. The noise level at this location was 73.3 dB(A).

Analysis

In order to address noise concerns from the community, a traffic noise and barrier wall analysis was conducted. The 2025 traffic volumes for SR 64 from the 2000 NSR were used. These volumes were compared to AADT volumes from FDOT's Florida Traffic Online¹. The 2021 AADT was shown as 49,000

¹ Florida Traffic Online (2021) <https://tdaappsprod.dot.state.fl.us/fto/>

vehicles per day. In the 2000 NSR, the 2025 AADT was projected to be 57,900 vehicles per day. To be conservative, the higher traffic values were used in this analysis.

The Federal Highway Administration's (FHWA's) Traffic Noise Model (TNM) was used to predict traffic noise levels at all residences within 500 feet from the existing edge of pavement (a total of 24 residences). Using the traffic volumes for 2025, and incorporating all relevant terrain features (ponds, berms etc.) into the TNM, noise levels were predicted. Noise levels for these sites are shown in the attached **Figure 3: Predicted Noise Levels (dB(A))**. The predicted noise levels range from 56.6 dB(A) to 66.1 dB(A).

A FDOT noise barrier wall was analyzed to determine the potential effectiveness of such a wall to reduce traffic noise levels. Note that a FDOT noise barrier wall is a precast concrete wall with steel reinforcing bars within the wall. If other materials are used to construct a wall, traffic noise reduction could vary from what is presented in this report. For example, if less dense materials are used, traffic noise reductions may not be as much as predicted in this analysis. This analysis is only presenting potential traffic noise reductions that could be achieved using a wall that is equivalent to a concrete FDOT noise barrier wall, with the traffic condition that was analyzed. Since the FDOT would not be building the noise barrier wall, or taking ownership of the maintenance, the noise barrier wall was analyzed 10 feet outside of the FDOT right of way (ROW). A noise barrier wall 1,575 feet in length and varying in heights from 8 to 22 feet was analyzed. The length of the noise barrier wall was confined to the limits of the parcel owned by the Stoneybrook at Heritage Harbour community and the adjoining golf course. **Table 1** shows the results of the noise barrier wall analysis.

Table 1 – Noise Barrier Wall Analysis Summary

Barrier Wall Height (feet)	Length (feet)	Cost¹	Average Noise Reduction (dB(A))	# of Residences Achieving a Noise Reduction of 5 dB(A) or Greater²
8	1,575	\$378,000	1.3	0
10	1,575	\$472,500	1.6	0
12	1,575	\$567,000	3.2	3
14	1,575	\$661,500	4.1	7
16	1,575	\$756,000	4.6	8
18	1,575	\$850,500	4.9	11
20	1,575	\$945,000	5.2	12
22	1,575	\$1,039,500	5.4	13

¹Cost is based on a \$30 per square foot from FDOT's PD&E Manual – Chapter 18 – Highway Traffic Noise.

²A noise reduction of 3 dB(A) or less is considered barely noticeable to the human ear and a reduction of 5 dB(A) is considered readily detectable.

The predicted noise level reductions associated with a 22-foot noise barrier wall are shown in the attached **Figure 4: Predicted Noise Reduction (dB(A))** graphic.

Although a noise barrier wall is shown the full length of the parcel, engineering constraints such as underground and overhead utilities, geotechnical and drainage considerations should be further evaluated. A detailed engineering review was not completed as part of this evaluation and would need to be conducted prior to any construction. An 18-foot noise barrier wall could provide a reduction in traffic noise levels for

residents near the noise barrier wall at the lowest cost per residence. Increasing the height would result in an increase in the number of residences with a traffic noise reduction of five or more decibels, however, the cost per resident also increases.

Conclusions

Based on FDOT policy, the Stoneybrook at Heritage Harbour community is not eligible for a noise barrier wall since they were permitted and built after the date of public knowledge. However, at the request of the community, a noise barrier wall was analyzed at varying heights within the private property of the Stoneybrook at Heritage Harbour community and golf course. An 18 foot tall noise barrier wall could provide the residences with a traffic noise reduction of five or more decibels at the lowest cost per potentially benefitted resident. The 18 foot tall noise barrier wall would provide optimal protection for the community at an estimated cost of \$850,500. This is a preliminary cost estimate only. Further analysis would need to be performed. This analysis may reveal factors, such as utility conflicts, geotechnical, drainage, or other issues that could affect the placement, constructability, and cost of a noise barrier wall. This analysis was performed to provide only a preliminary cost estimate of a noise barrier wall to reduce traffic noise from SR 64.

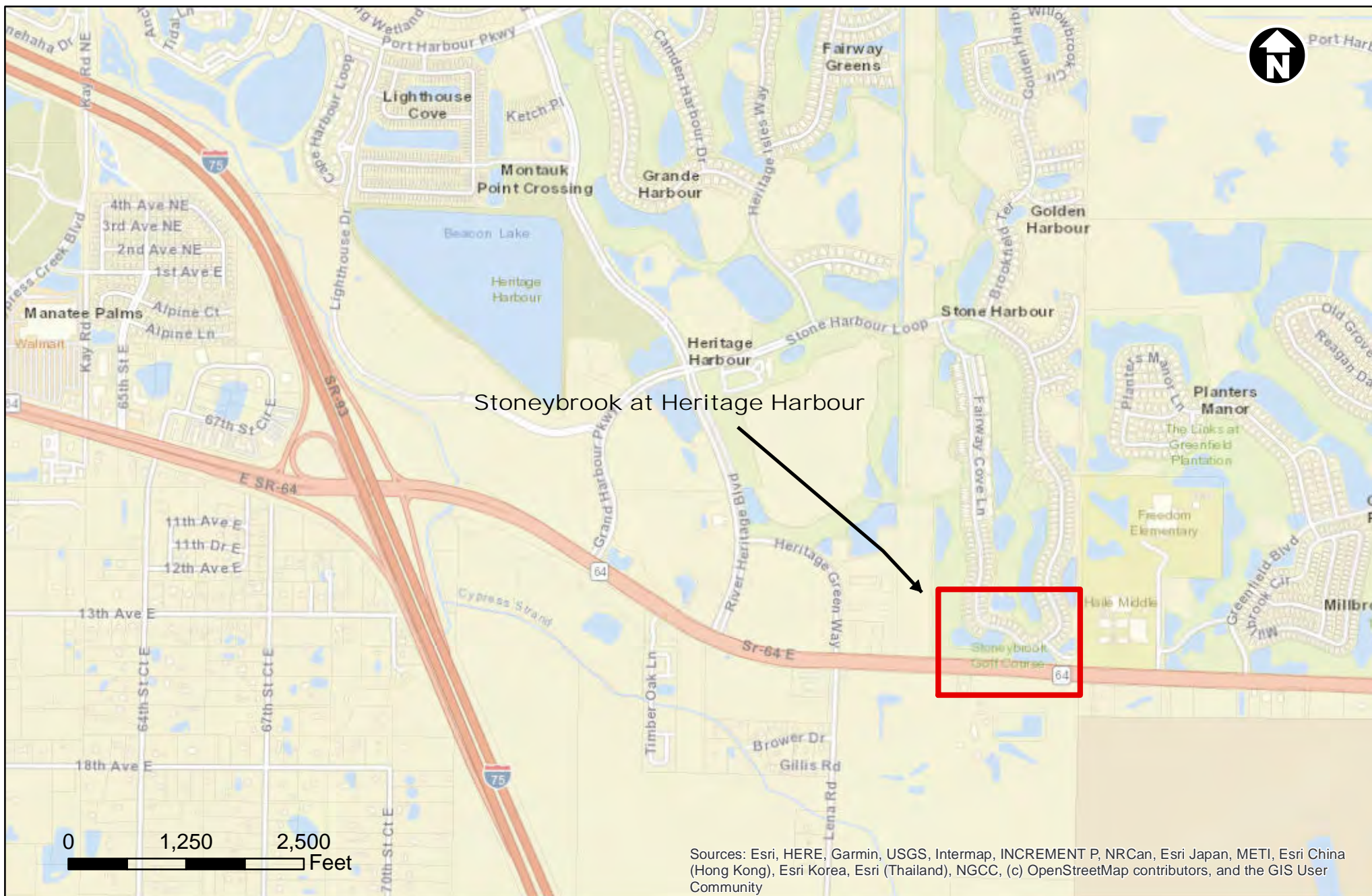


Figure 1: Project Location
Stoneybrook at Heritage Harbour Noise Concerns



Figure 2: Noise Monitoring Results (dB(A))
Stoneybrook at Heritage Harbour Noise Concerns

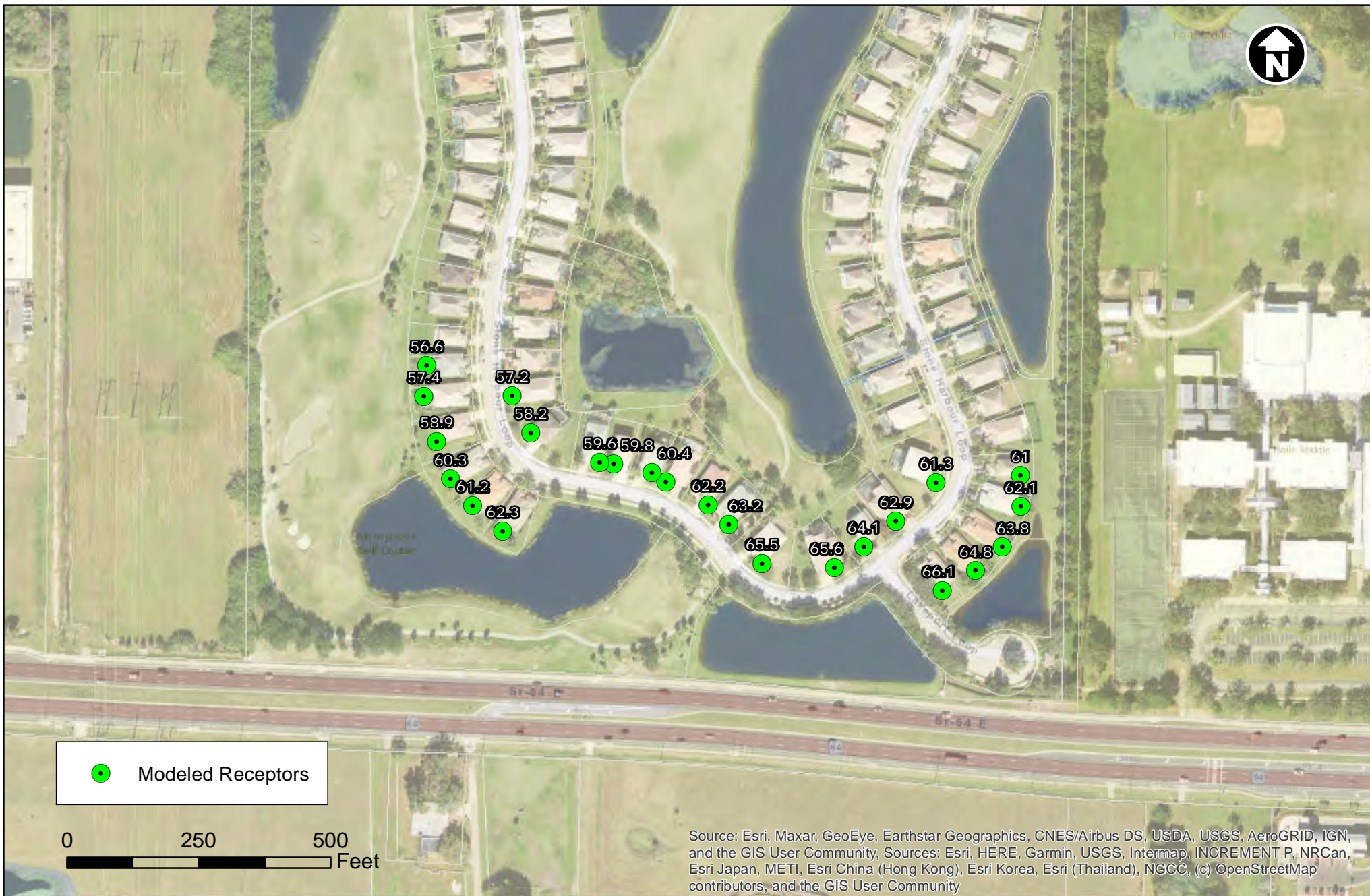


Figure 3: Predicted Noise Levels (dB(A))
Stoneybrook at Heritage Harbour Noise Concerns





Figure 4: Predicted Noise Reduction (dB(A))
Stoneybrook at Heritage Harbour Noise Concerns

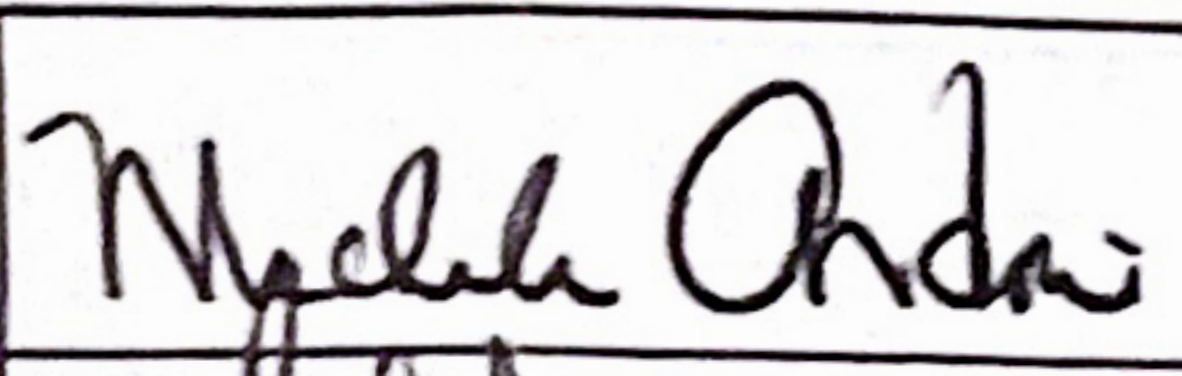

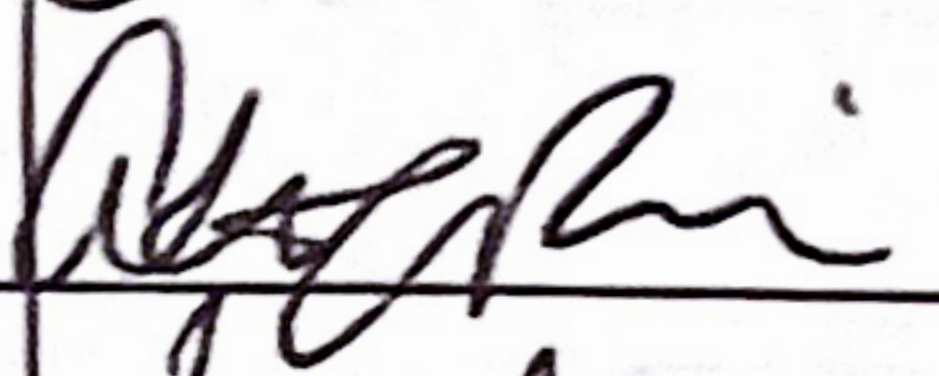
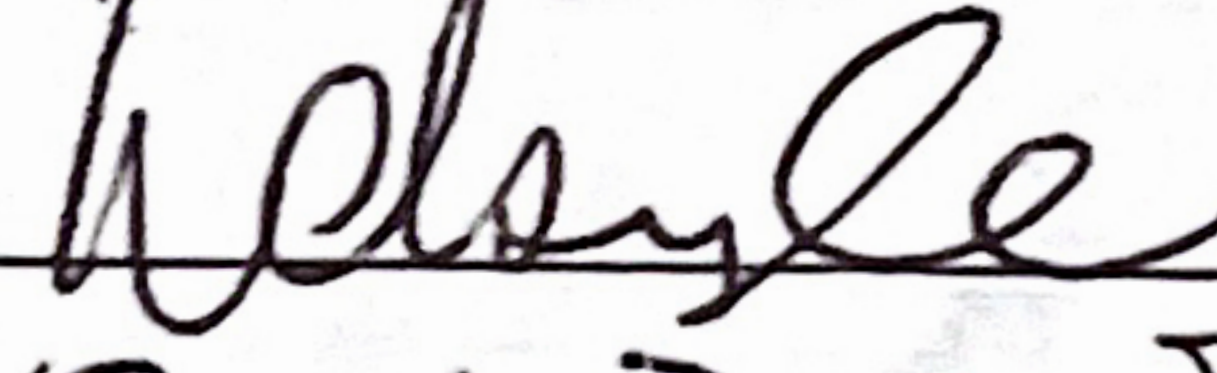
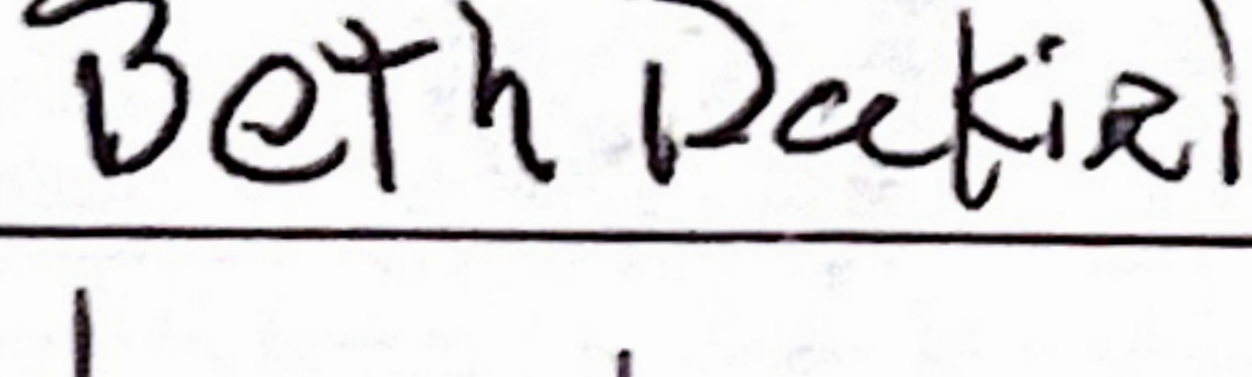
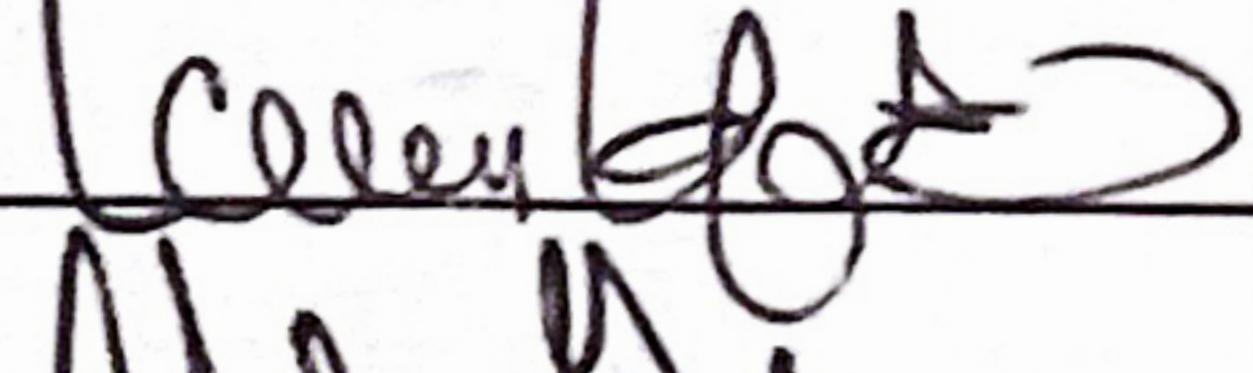
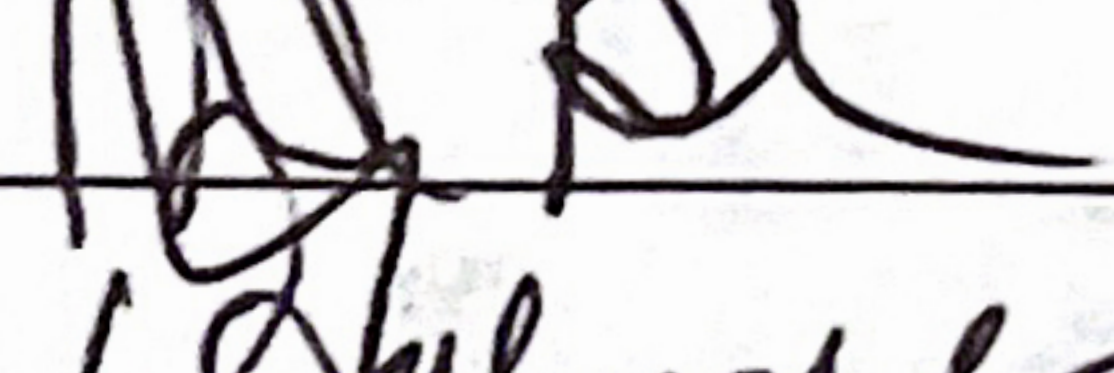
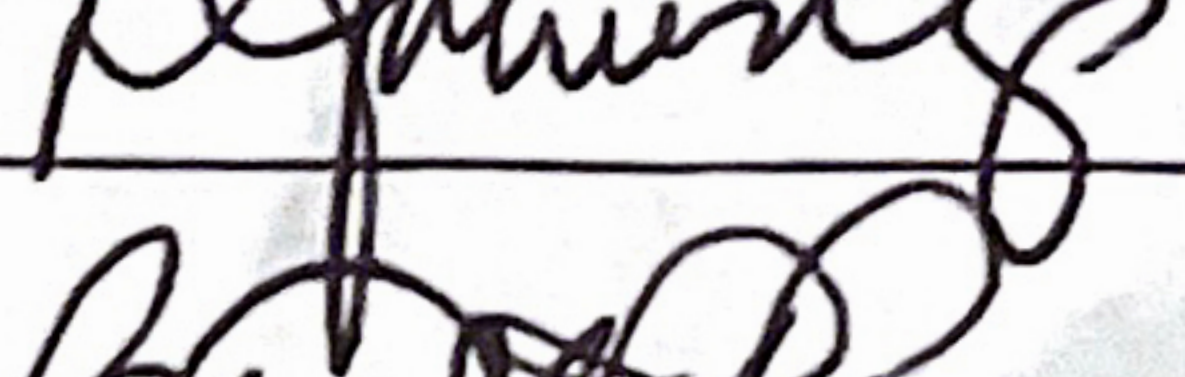
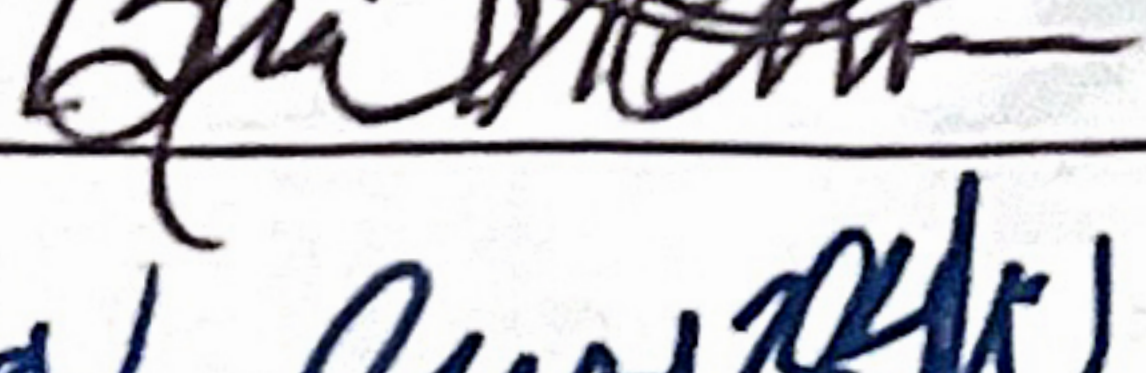

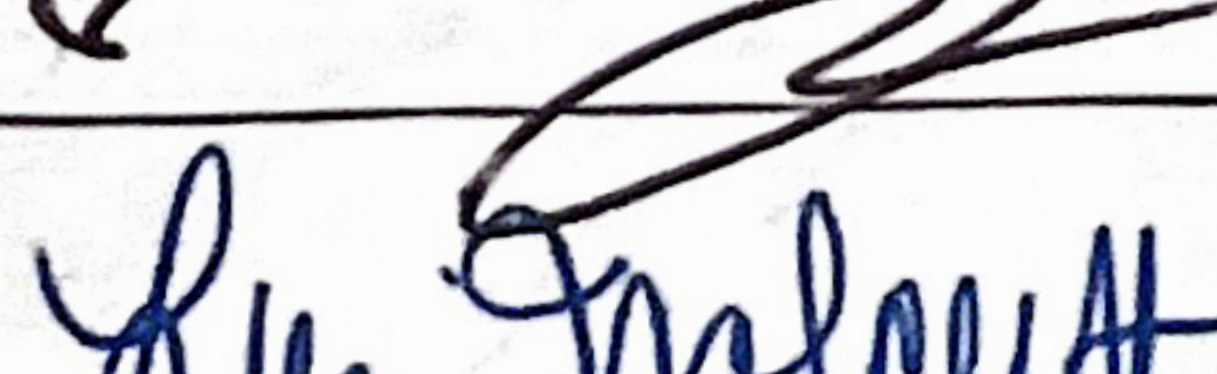
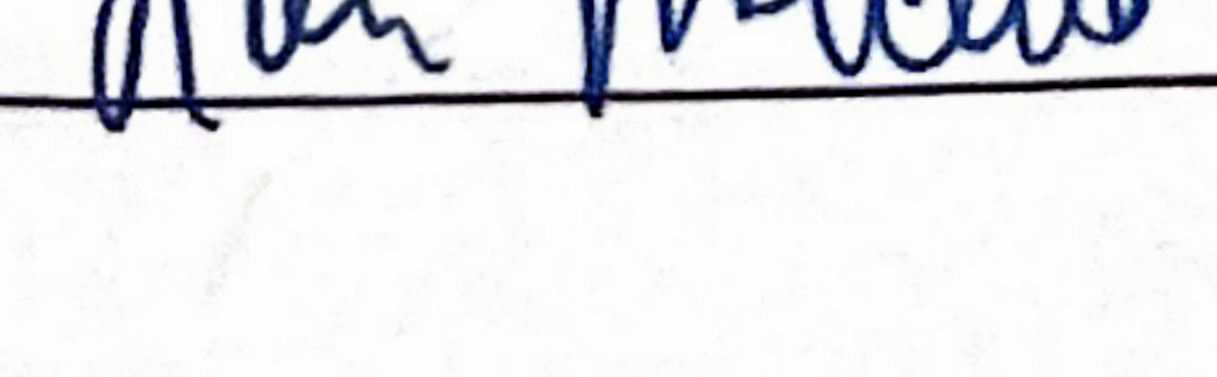


PETITION FOR SPEED HUMPS ON GOLDEN HARBOUR TRAIL

Since the thoroughfare opening of Port Harbour Parkway, the speed of many, many cars using Golden Harbour Trail as a cut through, as increased drastically. Those of us living on Golden Harbour, at times, have a hard time getting out of our driveways, without fast approaching cars suddenly appearing. As you know, we have many children living on this street, who enjoy playing outside. The speeding cars have created a hazard for children to enjoy the Florida weather we are fortunate to have. Speeding drivers do not adhere to the rules of the crosswalks, therefore, making it hazardous to walk pets, which many residents must do, since fencing is not allowed.

We are all fortunate there have not been any accidents, as of yet. However, if the speeding continues to be allowed, it is only a matter of time before there is an accident, and lets hope its not tragic.

Please help us, by signing this petition, which will be presented to the Board of the Stoneybrook Heritage Harbour community, to install speed humps on Golden Harbour Trail. We are requesting speed humps, for the safety of all who reside in Heritage Harbour.

NAME (please print)	SIGNATURE	PROPERTY ADDRESS	DATE
Michael Andea		301 Golden Harbour	7/30/23
Chris Pereira		9009 Beacon Manor Ter	7/30/23
Ali Pereira		9009 Beacon Manor Ter	7/30/23
Lindsey Cosman		252 Golden Harbour	7/30/23
Beth Dakin		9064 Willowbrook	7/30/23
Laurie Foster		9063 Stone Harbour Loop	7/30/23
Nick Gosselin		9012 Wilkesbrook Cir.	9/17/2023
Dan Fahrenkamp		232 Golden Harbor Tr	9/18/23
Brad Matherson		8762 Montey Bay	9/17/23
Dustin Springer		239 Golden Harbour Hlwy	9/17/2023
Will Aragon		231 Golden Harbour Trail	9/17/23
LORI WOLCOTT		235 Golden Harbour	9/19/23

[illegible]

RESOLUTION 2024-01

A RESOLUTION OF THE BOARD OF SUPERVISORS OF HERITAGE HARBOUR SOUTH COMMUNITY DEVELOPMENT DISTRICT AUTHORIZING THE DISBURSEMENT OF FUNDS FOR PAYMENT OF CERTAIN RECCURRING EXPENSES WITHOUT PRIOR APPROVAL OF THE BOARD OF SUPERVISORS; AUTHORIZING THE DISBURSEMENT OF FUNDS FOR PAYMENT OF CERTAIN NON-RECURRING EXPENSES WITHOUT PRIOR APPROVAL OF THE BOARD OF SUPERVISORS; PROVIDING FOR A MONETARY THRESHOLD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR CONFLICT AND AN EFFECTIVE DATE.

WHEREAS, Heritage Harbour South Community Development District (“**District**”) is a local unit of special-purpose government created and existing pursuant to Chapter 190, Florida Statutes, being situated entirely within Manatee County, Florida; and

WHEREAS, section 190.011(5), Florida Statutes, authorizes the District to adopt resolutions that may be necessary for the conduct of District business; and

WHEREAS, the District's Board of Supervisors (“**Board**”) meets as necessary to conduct the business of the District, including authorizing the payment of District operating and maintenance expenses; and

WHEREAS, the Board may establish monthly, quarterly, or other meeting/workshop dates, or may cancel scheduled meetings/workshops from time to time; and

WHEREAS, to conduct the business of the District in an efficient manner, recurring, non-recurring and other disbursements for goods and services must be processed and paid in a timely manner; and

WHEREAS, the Board determines that this Resolution is in the best interest of the District and necessary for the efficient conduct of District business; the health, safety, and welfare of the residents within the District; and the preservation of District assets or facilities.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF HERITAGE HARBOUR SOUTH COMMUNITY DEVELOPMENT DISTRICT:

SECTION 1. Recurring General Expenses: The Board hereby authorizes the payment of invoices of recurring expenses that meet the following requirements:

1. The invoices must be due on or before the next scheduled meeting of the Board.
2. The invoice must be pursuant to a contract or agreement authorized by the Board.
3. The total amount paid under such contract or agreement, including the current invoice, must be equal to or less than the amount specified in the contract or agreement.

4. The invoice amount will not cause payments to exceed the adopted budget of the District.

SECTION 2. Non-Recurring General Expenses: The Board hereby authorizes the disbursement of funds for payment of invoices of non-recurring expenses that are: 1) required to provide for the health, safety, and welfare of the residents within the District; or 2) required to repair, replace due to damage, control, or maintain a District facility or asset beyond the normal, usual, or customary maintenance required for such facility or assets, pursuant to the following schedule:

1. Non-Recurring Expenses less than \$5,000 - with approval of the Chair or District Manager.
2. Non-Recurring Expenses equal to or more than \$5,000 but no more than \$10,000 - with approval of the District Manager and Chair.

SECTION 3. Ratification. Any payment made pursuant to the Resolution shall be submitted to the Board at the next scheduled meeting for approval and ratification.

SECTION 4. Severability. Should any sentence, section, clause, part, or provision of this Resolution be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this Resolution as a whole, or any part thereof, other than the part declared invalid.

SECTION 5. Effective Date and Conflicts. This Resolution shall become effective immediately upon its adoption and shall amend and supersede any Resolutions in conflict therewith previously adopted by the Board.

PASSED AND ADOPTED this 3rd day of OCTOBER 2023.

ATTEST:

**HERITAGE HARBOUR SOUTH
COMMUNITY DEVELOPMENT
DISTRICT**

Secretary/Asst. Secretary

Chair / Vice Chair

RESOLUTION 2024-02

A RESOLUTION OF THE BOARD OF SUPERVISORS OF HERITAGE HARBOUR SOUTH COMMUNITY DEVELOPMENT DISTRICT AMENDING THE DISTRICT'S MEETING PROCEDURES TO REMOVE THE PREVIOUSLY ADOPTED PROVISION RELATED TO LIMITING DISTRICT BOARD OF SUPERVISORS MEETINGS TO TWO (2) HOURS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR CONFLICT AND AN EFFECTIVE DATE.

WHEREAS, the Heritage Harbour South Community Development District (“**District**”) is a local unit of special-purpose government created and existing pursuant to Chapter 190, Florida Statutes, being situated entirely within Manatee County, Florida; and

WHEREAS, section 190.011, Florida Statutes, authorizes the District to adopt resolutions that may be necessary for the conduct of District business; and

WHEREAS, the District's Board of Supervisors (“**Board**”) previously adopted meeting procedures on or about December 19, 2013; and

WHEREAS, Section 2.5 of the meeting procedures limits District Board of Supervisors meetings to two (2) hours unless the Board, by majority vote, extends the meetings in ½ hour increments; and

WHEREAS, the District frequently has significant business to conduct at its monthly meetings and the two (2) hour time limit is no longer feasible.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF HERITAGE HARBOUR SOUTH COMMUNITY DEVELOPMENT DISTRICT:

SECTION 1. Revocation of Meeting Time Limit. Section 2.5 of the District's previously adopted meeting procedures is hereby revoked and there shall be no time limit on meetings of the District Board.

SECTION 2. Severability. Should any sentence, section, clause, part, or provision of this Resolution be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this Resolution as a whole, or any part thereof, other than the part declared invalid.

SECTION 3. Effective Date and Conflicts. This Resolution shall become effective immediately upon its adoption and shall amend and supersede any Resolutions, procedures and/or rules in conflict therewith previously adopted by the Board.

PASSED AND ADOPTED this 3rd day of OCTOBER 2023.

ATTEST:

**HERITAGE HARBOUR SOUTH
COMMUNITY DEVELOPMENT
DISTRICT**

Secretary/Asst. Secretary

Chair / Vice Chair