

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.

**FISHHAWK
COMMUNITY DEVELOPMENT DISTRICT III**

The regular meeting of the Board of Supervisors of Fishhawk Community Development District III was held on **Tuesday, February 12, 2013 at 9:00 a.m.** at the Palmetto Club, located at 17004 Dorman Road, Lithia, Florida 33547.

Present and constituting a quorum:

Tom Panaseny	Board Supervisor, Chairman
Lynda McMorrow	Board Supervisor, Assistant Secretary
Zeep McMenamy	Board Supervisor, Assistant Secretary

Also present were:

Matthew Huber	District Manager, Rizzetta & Company, Inc.
Biff Craine	District Counsel, Petitt Worrell Craine Wolfe, LLC
Debby Cappelli	LCAM, Rizzetta & Company, Inc.
Deneen Klenke	Community Director

Audience Members

FIRST ORDER OF BUSINESS

Call to Order

Mr. Huber called the meeting to order and read the roll call.

SECOND ORDER OF BUSINESS

Audience Comments

Audience members addressed the Board regarding the dog park rules. They expressed concerns about seemingly inconsistent information being disseminated by District Staff as it relates to the number of dogs allowed in the dog park per ID card, as the rule is inconsistent with Hillsborough County rules which allow 3 dogs per person. The Audience members urged the Board to consider amending the current rules to allow 3 dogs per person. A brief discussion ensued.

THIRD ORDER OF BUSINESS

**Consent Agenda Items/Business
Administration**

- A. Consideration of the Minutes of the Board of Supervisors'

- B. Consideration of Operation and Maintenance
Expenditures for December 2012 Tab 2
- C. Consideration of Operation and Maintenance
Expenditures for December 2012 -Tennis Club Tab 3
- D. Presentation of Special Assessment Bonds, Series 2011,
Requisitions #277 - #280, #283, #288 - #295, #297 - #320,
#324 - #335, #337 - #345, #352 (*see recap*) Tab 4

On a Motion by Mr. Panaseny, seconded by Ms. McMenemy, with all in favor, the Board approved items A-D for Fishhawk Community Development District III.

FOURTH ORDER OF BUSINESS

**Ratification of Contracts for Construction
Executed by Chairman per Resolution
2010-09 (*see recap*)**

On a Motion by Mr. Panaseny, seconded by Ms. McMorrow, with all in favor, the Board ratified the contracts for construction executed by the Chairman per Resolution 2010-09 (valued below the \$100,000.00 threshold) for Fishhawk Community Development District III.

On a Motion by Mr. Panaseny, seconded by Ms. McMenemy, with all in favor, the Board ratified the contracts for construction executed by the Chairman valued over \$100,000.00 (Golf Coast, RIPA & Associates and ValleyCrest) for Fishhawk Community Development District III.

FIFTH ORDER OF BUSINESS

Ratification of Change Orders (*see recap*)

Mr. Huber presented the change orders to the Board for their review.

On a Motion by Mr. Panaseny, seconded by Ms. McMorrow, with all in favor, the Board ratified the change orders for Fishhawk Community Development District III.

SIXTH ORDER OF BUSINESS

**Presentation of Monthly Maintenance
Inspection Reports (*under separate cover*)**

Mr. Huber presented the inspection reports to the Board for their review. He asked the Board how they wanted to proceed with the USDA request to use firearms on District property. This agenda item was tabled in order to consider the matter with a full Board in attendance at the next meeting.

SEVENTH ORDER OF BUSINESS

**Presentation of Amenity Contract First
Quarter True -Up**

Mr. Huber reviewed the true-up for the Board.

EIGHTH ORDER OF BUSINESS

Staff Reports

A. District Counsel

Mr. Craine stated the District's bond counsel, Herb Boatner, has moved to a new firm, Adams & Reece, and asked that the Board adopt Resolution 2013-05, reappointing Adams & Reece as the new bond counsel to the District.

On a Motion by Ms. McMenemy, seconded by Ms. McMorrow, with all in favor, the Board adopted Resolution 2013-05, appointing Adams & Reece as Bond Counsel to the District for Fishhawk Community Development District III.

B. District Engineer

Not present.

C. Community Director

Ms. Klenke stated that they are dealing with a lot of digging in the dog park and she has spoken to Mr. Toborg regarding the issue. He recommended providing a shovel and a rake and posting a sign that encourages residents to fill any holes their dogs may dig. She stated that there are no blinds covering the windows in the restrooms and that poses a problem for people using the restroom to change. Mr. Panaseny stated that CRS should address the issue by installing a film or tint on the windows as that was one of their punch list items to complete. Ms. Klenke asked for direction on covering the windows on the front of the building. Mr. Panaseny suggested that Staff obtain a recommendation from CRS or the architect to cover the windows. Ms. Klenke stated that she would like to hold off on covering the windows in the cardio area as she has not received any resident complaints about it. She asked for the Board's direction on purchasing an additional television for the clubhouse and creating permanent signs to post the rules and regulations. Mr. Panaseny recommended obtaining a proposal from Dynamark Systems for the television, and the wiring and installation. He suggested that Ms. Klenke obtain mock-ups of signs to be posted with basic rules only.

D. Tennis Club Manager

Mr. Freiman updated the Board on the "Battle of the Clubs" event. He noted that it is his intention to make this a signature event for the community on an annual basis. Mr. Freiman requested funding from Newland Communities for the event and distributed the previous budget for the Board's review. Mr. Panaseny recommended a not-to-exceed amount of \$500.00 for Battle of the Clubs. Mr. Freiman asked about the land surrounding the existing tennis courts and if there is room for future expansion. Mr. Panaseny stated that the land has

already been dedicated to the County Parks Department. Mr. Freiman discussed racket stringing and the related costs. He stated that he is looking to grow this aspect of the business and therefore has brought in an additional person to cover days that a HOA Staff member is not present to string rackets. Mr. Freiman explained that since Tennis Connection is paying the compensation for the additional person directly, and the compensation is more than a HOA Staff member, the profit is not equating to 50% as was indicated in the Tennis Connection contract. He asked for the Board's direction on how to go about achieving the 50/50 Pro Shop profit sharing split with the District, after taking into account the additional cost of the new stringer. Mr. Craine explained that the contract refers to 50% of the sales of the strings (materials only), and not the service or labor of stringing. A discussion ensued.

E. District Manager

Mr. Huber stated that the next regular Board Meeting will be held on Tuesday, March 12, 2013 at 9:00 a.m. at the Fishhawk Palmetto Club, located at 17004 Dorman Road, Lithia, Florida 33547.

NINTH ORDER OF BUSINESS

Supervisor Requests

Mr. Panaseny stated that the rules and rates should be easily accessible to all residents. Mr. Craine suggested that the rules and rates are burned to discs in the future.

Ms. McMorrow asked for an update on hiring a pro for the Tennis Club. Mr. Freiman stated that he has strong candidates that he is interviewing and that he is pushing to have a pro hired by March.

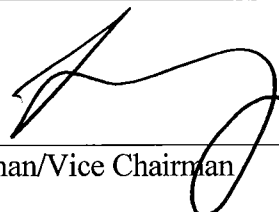
TENTH ORDER OF BUSINESS

Adjournment

On a Motion by Mr. Panaseny, seconded by Ms. McMorrow, with all in favor, the Board adjourned the meeting at 10:17 a.m. for Fishhawk Community Development District III.
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Secretary/Assistant Secretary



Chairman/Vice Chairman