

**MINUTES OF MEETING  
PORT OF THE ISLANDS  
COMMUNITY IMPROVEMENT DISTRICT**

The regular meeting of the Board of Supervisors of the Port of the Islands Community Improvement was held Friday, October 15, 2010 at 10:00 a.m. in the Egret Room; 25000 Tamiami Trail; Naples, Florida.

Present and constituting a quorum were:

Dale Lambert	Chairman
Richard Ziko	Vice Chairman
Norine Dillon	Assistant Secretary
Theodore Bissell	Assistant Secretary
Charles Custer	Assistant Secretary

Also present were:

Calvin Teague	District Manager
Daniel Cox	District Attorney
Ronald Benson	District Engineer
Bert Underwood	Project Manager
Roy Carter	Severn Trent Services
Robert Migdal	Severn Trent Services
Jean Kungle	POI Realty
Anthony Davis	Resident
Yolanda DeBartolo	Resident
Michelle Johnson	Resident
Kathryn Kehlmeier	Resident
Dan Kelly	Resident
Mary Lloyd	Resident
Tom Mack	Resident

*The following is a summary of the discussions and actions take at the October 15, 2010  
Port of the Islands Community Improvement District's Board of Supervisors Meeting.*

**FIRST ORDER OF BUSINESS**

**Roll Call**

Mr. Lambert called the meeting to order and Mr. Teague called the roll.

**SECOND ORDER OF BUSINESS**

**Approval of Minutes of the  
September 17, 2010 Meeting**

Mr. Lambert stated each Board member received a copy of the Minutes of the September 17, 2010 Meeting and requested any additions, corrections or deletions.

- On Page 12 in the motion box, *Custer* should replace *Bissell*; and *Bissell* should replace *Custer*.

There being no further additions, corrections or deletions,

On MOTION by Mr. Bissell seconded by Mrs. Dillon with all in favor, the Minutes of the September 17, 2010 Meeting were approved as amended.

**THIRD ORDER OF BUSINESS**

**Audience Comments**

- Ms. Kungle asked for a status of the estoppel issue on the water bill giving notification to local realtors.
  - Mr. Teague will check on this and ensure it is handled.
  - The realtors currently need to request the estoppel letter from Severn Trent.
  - Mr. Lambert asked that Mr. Teague get with Severn Trent staff to ensure they know how to handle this.
- Ms. Kehlmeier commented the embellishment looks great and draws the eye to the sign.
- She is happy landscaping work commenced at the monument; and proceeded to discuss monuments in general.
  - Staff should consider the following monuments for repair and clean-up:
    - Newport Drive past the marina;
    - The two monuments in Sunrise Cay;
    - Evening Star Cay
  - Mr. Lambert indicated the individual Condominium Associations are responsible.
  - The CID did not want to have to get involved with county permitting for the signs.

- Ms. Kehlmeier wants to know if the CID has a policy for water meters being turned off when residents leave for the season.
  - Mr. Underwood can do this.
  - There is a fee of approximately \$50.
    - Mr. Teague will check the rule.
- Ms. Kehlmeier thanked staff for issuing the credits for the low water meter readings at Sunset Cay.
- Ms. Kehlmeier discussed a problem she has with the tiered rate system.
  - This past water bill was for 36 days as opposed to 30 days.
  - It is not consistent.
  - It is costing residents who irrigate additional money; and Mr. Benson responded.
    - Water conservation rates are required by the law.
    - He suggested an adjustment can be made in the calculation.
  - Mr. Lambert is not certain this is a major problem.
  - Mr. Cox suggested some lots may be larger than the calculation of the per lot size.
    - A variance can be made for those properties.
    - Mr. Teague indicated this may be difficult since the rates are based on units as opposed to square footage.
  - Mr. Lambert reminded everyone the tiered system was imposed to encourage water conservation.
  - Mr. Benson reminded everyone the SFWMD may declare a certain category of conservation and restriction during the dry season.
- Watering was increased from two to three days per week.
  - The information is posted on the county's website.
- Ms. DeBartolo indicated her HOA Board President wants to know the CID's position on watering restrictions for the *live aboard* residents.
  - Mr. Lambert indicated the CID has not taken a position because this is not under its purview.

**FOURTH ORDER OF BUSINESS**

**Old Business**

**A. Update of Monument Repair and Landscaping**

Mr. Custer and Mr. Underwood addressed this item.

- Entrance work is underway.
- The old tops were demolished and carted away.
- Fifty to sixty full tiles were saved for future repairs.
- Painting will be done in the next few days.
- The area will be pressure-washed and cracks will be repaired before the painting is done.
- Mr. Custer is not satisfied with the landscaping around the entrance.
  - Soto Landscaping charged a large amount of money for small plants.
  - There was only a small amount of mulch scattered around the edges.
  - The area was never weeded.
- Mr. Underwood installed two lights on the sign and one light on the east monument on a photo cell.
  - The lights will turn on as necessary.
  - They were not able to locate an electrical supply for the one on the west side.
    - Mr. Underwood commented there is probably a short which may require him to run new wire.
- Mr. Underwood assured Mr. Lambert all cracked tiles will be repaired.
- Mr. McIntire at the hotel assured Mr. Custer corporate headquarters is processing the check for their part of the work and it should be received shortly.
- The roof over the tower was done approximately three weeks ago and the repairs appear to be satisfactory.

**FIFTH ORDER OF BUSINESS**

**New Business**

**A. Loan Authorization for \$5.5 Million**

- SunTrust declined the loan.
  - Their primary concern was the bankruptcy at the North Hotel.
- BB&T approved at the same rate.

- There is no prepayment of principal penalty; as opposed to SunTrust which did charge one.
- SunTrust did not charge interest for drawing down.
- BB&T will basically fund all expenses up to closing.
- Any expenses incurred can be refunded.
- Mr. Lambert does not believe the funds will need to drawn on for some time.
  - Mr. Teague reminded Mr. Lambert and the rest of the Board the CID already incurred some major expenses on the project and does not have a lot of money remaining before draw-down.
  - BB&T is requiring the funds be drawn all at once.
  - The money will be put into a fund and will be available.
    - It will be an interest-bearing fund.
    - Mr. Cox indicated the CID cannot draw more interest or have higher earnings than what is being paid, making for an arbitrage situation.
    - The funds will be put into some type of Money Market account.
- The Board discussed the fact that \$5.5 Million may not be needed, as it was a good amount for gradual draw-down.

Mr. Teague presented Resolution 2011-01 for the Board's review and adoption; a copy of which is attached hereto and made part of the public record.

- Mr. Cox proceeded to go over the Resolution.
  - The project is described in detail in Resolution 2010-2.
    - This Resolution incorporated the Engineer's Report and Capital Improvement Plan.
    - The project was validated on August 24<sup>th</sup> and authorized the following:
      - The project to be done;
      - Financing of the project;
      - Funding of the repayment of the financing through Special Assessments.

- The deadline of September 20, 2010 to appeal funding of this project passed and there were no appeals.
- The CDD will not be issuing more than \$30 Million worth of debt this year, as required by Finding of Facts by the Internal Revenue.
- The bonds are at an interest rate of 3.5% on a 365-day year.
  - The only possible adjustment is if this is determined to be a taxable issue.
  - Mr. Cox and Mr. Teague have taken all of the necessary steps to avoid this.
- The principal payment date is May 1<sup>st</sup>.
- The Board proceeded to discuss the Resolution.
  - All items identified on the Capital Improvement Plan will be covered under this Resolution.
  - The only assessments which must be pledged as revenue are those being levied by the Capital Improvement Plan.
  - This bond does not require an Engineer's Report or certification.
  - The funds do not necessarily need to be invested with BB&T.
  - In the event BB&T fails, the assets will be transferred to a banking institution chosen by the FDIC; and the contract will not change.
    - Mr. Cox assured the Board BB&T is one of the stronger banking institutions.
  - This bond will not have to be audited separately.
  - Approximately \$350,000 has already been spent for the project.
  - Mr. Custer asked Mr. Benson for a ballpark estimate to be spent over the next year for the project.
    - There is a contract with ITT Water in the approximate amount of \$613,000.
    - The construction bids will be advertised by the next meeting.
      - The bids should be available by the December meeting.
    - The plans are close to completion.
    - All permit applications are currently processed by DEP.

- Mr. Benson reminded the Board it is important to have the funding in place at the time the construction bids are being advertised.
- Mr. Teague indicated there should be approximately \$1 Million remaining after the water treatment plant is complete.

There being no further discussion,

On MOTION by Mr. Custer seconded by Mrs. Dillon with all in favor, Resolution 2011-01 Authorizing the Issuance of the Port of the Islands Community Improvement District Special Assessment Revenue Bond, Series 2010 in the Principal Amount of Not to Exceed \$5,500,000 for the Principal Purpose of Financing the Construction of a Potable Water Treatment Plant, Capital Improvements Incidental thereto, Reimbursing the District for Certain Costs Previously Expended and Paying the Costs of Issuance of the Bond; Authorizing a Negotiated Sale of Said Bond and the Award of the Bond Pursuant to the Proposal of Branch Banking and Trust Company; Providing that Such Bond shall be a Limited Obligation of the District Payable Solely from Certain Special Assessments as Described Herein; Providing for the Rights, Securities and Remedies for the Owner of Such Bond; Designating the Bond as a "Qualified Tax-Exempt Obligation" Pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as Amended; Making Certain Covenants and Agreements in Connection Therewith; and Providing for an Effective Date was adopted.

*Mr. Lambert stated for the record, all Supervisors voted for the Resolution.*

- Mr. Teague presented a Certificate as to Public Meetings and No Conflict of Interest; a copy of which is attached hereto and made part of the public record.
  - This form certifies none of the Board discussed this outside of a public meeting.
  - This form is to be signed at the end of the meeting.
- Mr. Teague discussed the closing.
  - The closing will take place on Wednesday, October 20, 2010 at 11:00 a.m. in the Egret Room.
  - Mr. Teague and Mr. Lambert will attend along with representatives of BB&T and the Bank's attorney.

- It is not necessary for Mr. Cox to attend, but will be available via cell phone if necessary.
- Upon further discussion, the Board felt a motion authorizing Mr. Teague and Mr. Lambert to execute all documents was necessary.

There being no further discussion,

On MOTION by Mrs. Dillon seconded by Mr. Ziko with all in favor Mr. Teague and Mr. Lambert were authorized to execute a Signature Certificate, which authorizes them to sign all necessary documents at the closing.

**SIXTH ORDER OF BUSINESS**

**District Manager's Report**

**A. Update on Utility Billing Issues**

- Mr. Teague discussed the meters at 100 Newport Drive and 211 Cays Drive.
  - Water went through the meters.
  - The meters were read several times over the past few months; and all readings were correct.
  - Mr. Teague presented detailed reports to the Board; copies of which are attached hereto and made part of the public record.
  - It was determined that Severn Trent Services did not bill for more than the water produced for usage.
  - Both locations reflect similar fluctuations.
  - Mr. Teague surmised the landscape company may have watered excessively, as both locations use the same company.
  - Mr. Ziko observed that 211 Cays Drive was watered on a daily basis for the months of June and July.
  - Both locations have the same type of irrigation system.
  - Mr. Lambert suggested Mr. Teague contact the property owners and tell them they are responsible for checking their irrigation even if they are out of town.
  - Mr. Lambert would also like a general notification in this regard to be posted on the website; and the rest of the Board was in agreement.

- Mr. Teague will get with Mr. Pepin and have him post it on the web site.
- Mr. Custer believes this may have to be modified based on the Board's action at the last meeting in which they approved Sunset Cay residents receiving a credit for misread meters, and discussion ensued.
  - Mr. Custer believes the Board should either rescind the action taken at the last meeting or extend the same courtesy.
  - Mr. Ziko is certain their sprinkler systems were actually running.
  - Mr. Ziko suggested there should be standardized meter reading and statement dates.
    - Mr. Teague presented a spreadsheet with set read and bill dates; a copy of which is attached hereto and made part of the public record.
- Mr. Teague will make the property owners at 100 Newport Drive and 211 Cays Drive aware this issue was addressed.
- Mr. Teague suggested that Severn Trent can provide a shut-off report just prior to the meeting in order to provide the Board with updated information.
- Mr. Bissell wants to know how Severn Trent handles the toilets when the water is shut off for an extended period.
  - Mr. Bissell has found that the toilets dry out if someone does not come in and flush them occasionally.
  - Mr. Teague suggested Severn Trent can provide a shut-off report to the condominium management company.
  - Mr. Lambert suggests this is the individual resident's responsibility and the CID should not get involved.
- The Board concurred it is not necessary for Severn Trent to provide the shut-off report on a regular basis.

The Board revised the agenda to allow the Field Manager to give his report, as he had to leave shortly to attend another meeting.

**SEVENTH ORDER OF BUSINESS**

**Field Manager's Report**

Mr. Underwood presented the October 2010 Operations Report for discussion; a copy of which is attached hereto and made part of the public record.

- Collier County Pollution Control inspected the wastewater treatment plant in lieu of DEP and determined there were no violations.
- All permit requirements were met at the facilities.
- MBR just started the third phase of the membrane tests.
- Mr. Roy Carter was recently hired by Severn Trent Services.
  - He has a great deal of experience with water issues.
  - Mr. Carter represents more manpower at the facilities and frees up Mr. Underwood to become more involved with the water treatment project.

**SIXTH ORDER OF BUSINESS**

**District Manager's Report (Continued)**

**A. Update on Utility Billing Issues (Continued)**

Mr. Teague discussed the Delinquent Notice Report; a copy of which is attached hereto and made part of the public record.

- The delinquencies are on track.
- A few need to be finalized.
- Mr. Cox sent letters to those he was able to track down.
- This will probably be an ongoing effort.
- Mr. Cox discussed tenant issues.
  - A property owner cannot be held responsible for a tenant's water bill under Florida law.
  - Many utilities have a different deposit schedule for non-owner occupied units.
  - This requires a rule change.
    - Mr. Lambert suggested the Board watch this for a few months in order to determine whether or not a rule change is necessary.

**B. Discussion of Landscape Bidding Documents**

Mr. Teague distributed Exterior Landscape Maintenance Specifications and Bid Information for discussion and consideration; a copy of which is attached hereto and made part of the public record.

- Mr. Lambert asked the Board to decide whether the CID should actually go out for bid or give Mr. Soto the opportunity to adjust his rates.
  - Mr. Bissell and Mr. Custer are in favor of going out for bid.
    - Mr. Custer does not believe Soto is performing well.
      - He does a good job with mowing the lawn.
      - He is not weeding regularly and staff has to ask him to do so.
      - Mr. Soto should be told the CID is going out for bid and invite him to do so.
      - He should also be told the CID is not satisfied and feels he is not fulfilling his contract.
      - Mrs. Dillon does not believe it is entirely fair that Soto was not spoken to regarding concerns.
    - Mr. Lambert indicated the other associations are also experiencing problems with Soto.
    - Mr. Cox believes it makes sense to go out for bids since the cost is so high.
  - The Board asked Mr. Teague to ensure a set mulching schedule is included with the bid specifications.
  - Severn Trent will award the contract in December to commence in January.
  - Mr. Soto must be given 30 days notice of termination prior to going out for bid.

There being no further discussion,

On MOTION by Mr. Custer seconded by Mr. Bissell with all in favor, Severn Trent Services was authorized to solicit bids for District landscaping services as discussed.

**C. Update on Lykins Signtek Invoice**

- Mr. Motwani sent an e-mail to Mr. Teague yesterday indicating he will pay the invoice.

- The Board can wait for an additional month to see if he will pay the invoice.
- The Board can decide that his sign should be changed back, which does not reflect a major change in the sign.
- Mr. Motwani gave Ms. DeBartolo a deposit of \$100 which she gave to the Board, with a promise that he will pay the rest tomorrow.
- Mr. Teague gave a receipt for the \$100 bill.
- The Board is not in favor of changing the sign back if he does not pay the rest of the bill.

**D. Discussion on Meeting Location Issue**

- The hotel will not change their schedule to accommodate the CID's meeting schedule.
- Mr. Lambert discussed the issue with Mr. Anthony Davis of Orchid Cove.
  - They are willing to allow the CID to use their clubhouse.
  - The CID may need to purchase three to four tables as well as some chairs.
  - The rate to use the room is probably at or below what the CID pays for use of the Egret Room.
  - The only outstanding issue is the type of telephone system needed.
    - Long distance calls cannot be made, but Mr. Davis will check to see if 800 calls can be made.
  - Mr. Davis will be available to open the clubhouse when the CID needs it.
  - The clubhouse is much larger than the Egret Room.
  - There are restrooms, a refrigerator and 12 to 16 tables with four chairs per table.
- Mr. Lambert suggested the CID use the facility for three months, with a verbal agreement for payment to Orchid Cove before deciding whether or not to use the Clubhouse as a permanent meeting facility.
  - Mr. Davis concurred with this request.
- Mr. Teague suggested one of the local Severn Trent offices can supply chairs on a temporary basis until such time as the CID decides whether or not they will meet there on a permanent basis.

- Mr. Lambert is in favor of coming up with both a temporary and permanent agreement with Orchid Cove for use of the room.

Mr. Teague distributed the official version of POI's adopted Fiscal Year 2011 budget; a copy of which is attached hereto and made part of the public record.

- This was added to the website.

Board members addressed miscellaneous issues with Mr. Teague.

- Mrs. Dillon wants to know if the CID should file an insurance claim for the flow meter damage, depending on the deductible.
  - The deductible was higher than the cost of the damage.
  - Mr. Lambert asked Mr. Teague to clarify the amount of the deductible.
- Mrs. Dillon wants to know the status of the CID's review of its responsibilities regarding Orchid Cove utilities.
  - It was determined that no formal action was taken.
  - Past minutes indicated Mr. Cox did not get a satisfactory response from them.
  - It was determined that the Board agreed to accept the utilities, but was not done via motion.
    - Mr. Lambert and Mr. Custer were in agreement there should be a formal agreement in place.
    - Mr. Cox suggested there be a blanket agreement with all of the associations.
  - Mr. Davis asked for the record that the Orchid Cove homeowners are not financially responsible for these negotiations; to which Mr. Cox was in agreement.
  - Mr. Cox will re-draft the prior agreement and send it to Mr. Davis to review.
  - The yellow hydrants need to be painted purple.
  - Mr. Benson, Mr. Teague and Mr. Cox will work together to come up with general language which will apply to all of the other associations in addition to Orchid Cove.
  - Mr. Cox recommends the CID also take over maintenance of the roads.

- This will necessitate a Dedication Easement or Title.
- Mr. Benson recommends the water and sewer turnover be taken care of first; to which the Board was in agreement.

*The Board recessed for approximately 10 minutes.*

**EIGHTH ORDER OF BUSINESS**

**Attorney's Report**

**A. Update on CID Logo Registration**

- Mr. Cox gave a letter from the State to Mr. Teague, as required to process the application.

Mr. Cox discussed the fiber optic cable issue.

- Mr. Cox sent a letter to Century Link reminding them they never asked the CID for permission to install the line, and Mr. Cox never heard back from them.
- They provided a blanket easement from 1984 over the entire north quadrant of the property in question.
  - A blanket easement does not allow anything to be done which will interfere with the existing structures or facilities.
  - The line was originally installed at the right-of-way which extends up to the turnoff to the wells.
  - There is more case law favoring them to exercise their rights to do this.
  - The CID will likely have to pay for removal of the line.
  - There is no way of knowing whether or not another cable is located there; and Mr. Benson elaborated further.
    - Mr. Benson sent drawings to Century Link.
    - Relocation of the lines is estimated at \$20,000 to \$21,000.
    - Mr. Benson will ask them to send a letter indicating they reviewed the plans before the CID makes payment in order to ensure this is the only item which needs to be relocated.
- Once the relocation is done, Mr. Cox is going to proceed to terminate the blanket easement and give them an easement in that specific location.
  - They will typically accept the easement, but cannot be forced to do so.

A motion to proceed is in order.

There being no further discussion,

Mrs. Dillon MOVED to authorize the District Engineer to work with Century Link to have the cable line relocated as discussed in an appropriated amount not to exceed \$25,000; and Mr. Ziko seconded the motion.

➤ Mr. Ziko stressed this work must be done as soon as possible.

There being no further discussion,

On VOICE vote with all in favor, the prior motion was approved.

Mr. Lambert asked for a status regarding Mr. Motwani.

- Mr. Cox was not contacted with regards to his adversarial claim.
- Mr. Cox believes there may be a contract for sale of the property; and they are waiting for the property to sell before proceeding.
- If they proceed with the bankruptcy, there will be litigation between the CID and Mr. Motwani.
- Mr. Ziko asked for details of the potential litigation.
  - There will be a challenge to the validity of the special assessments.

Mrs. Dillon asked for a status of the CID changing to CDD.

- Mr. Cox will contact Commissioner Colletta for his advice and assistance to proceed.

**NINTH ORDER OF BUSINESS**

**Engineer's Report**

**A. Update on New Water Treatment Plant**

Mr. Benson discussed Union Road improvements and presented a proposal from South Florida Excavation, Inc. in the amount of \$24,141; a copy of which is attached hereto and made part of the public record.

- There are a couple of bad areas on the paved road in front of the hotel, which belong to the CID.
- The additional work outlined in the proposal will bring the road up to the standard of the road which Mr. Henderson put in.
- The unit prices are reasonable.

Mr. Bissell MOVED to accept the Change Order from South Florida Excavation, Inc. for additional improvements on Union Road in the amount of \$24,141; and Mr. Ziko seconded the motion.

- The amount on the proposal will be filled in.
- This is the same company which is digging the retention pond.
- Repairing the culvert which collapsed will cost additional money.
- Mr. Benson suggested increasing the proposal for an allowance of an additional \$5,000.

There being no further discussion,

On VOICE vote with all in favor, the prior motion was amended to accept a Change Order to the contract with South Florida Excavation, Inc. with an allowance of up to \$30,000 for additional improvements on Union Road; and the District Engineer was authorized to proceed in this regard.

Mr. Benson presented a Change Order to increase the contract with ITT Water Equipment Technologies in the amount of \$166,838; a copy of which is attached hereto and made part of the public record.

- This is all part of the project cost.

There being no further discussion,

On MOTION by Mrs. Dillon seconded by Mr. Custer with all in favor, authorization of Change Order No. 1 from ITT Water Equipment Technologies in the amount of \$166,838 was approved.

Mr. Benson presented Pages 4 and 5 of the SFWMD Permit; a copy of which is attached hereto and made part of the public record.

- Condition #25 is associated with a letter from SFWMD regarding a change to the condition requiring five year water use compliance reports; a copy of which is attached hereto and made part of the public record.
- Any 20 year water use permit will now require a specific compliance report every 10 years as opposed to every five years.

- The report will justify the amount of water in the permit.
- They also need to have a status.

The Board is in agreement with this change.

Mr. Benson presented a proposal from RMA GeoLogic Consultants, Inc. to provide hydrogeologic consulting services in preparation for the long term water supply plan in order to meet Condition #23 in the amount of \$3,245; a copy of which is attached hereto and made part of the public record.

- This is a one-time cost.
- Mr. Benson assured Mr. Lambert Hole Montes and Severn Trent Services keeps track of this data, monitoring and permitting.

There being no further discussion,

On MOTION by Mr. Ziko seconded by Mrs. Dillon with all in favor, the proposal from RMA GeoLogic Consultants, Inc. to provide hydrogeologic consulting services in preparation for the long term water supply plan required to meet Condition #23 on the SFWMD Permit in the amount of \$3,245 was approved.

Mr. Benson discussed SCADA work.

- A proposal from Severn Trent Services to complete the SCADA work to tie in with the utility work for the new water plant will be required in the future.
- Mr. Migdal will provide the proposal at the appropriate time.
- Mr. Custer asked Mr. Migdal to make a statement.
- Mr. Migdal asked for assurance that the Board will continue to allow Severn Trent to do all of the SCADA work.
  - The Board will continue working with Mr. Migdal and Severn Trent, as it makes sense to do so.
  - A motion in this regard is not necessary.
- Mr. Migdal will work closely with ITT.

Mr. Benson briefly discussed Parkson MBR.

- Hole Montes is currently holding a large amount of money to be paid to Parkson eventually.
- He believes everything is running smoothly and Parkson has done a good job.

- Hole Montes will eventually process a payment request for the remaining amount.

**TENTH ORDER OF BUSINESS**

**Supervisors' Requests**

- Mrs. Dillon would like to prepare a document outlining the CID and Board's accomplishments.
  - Mr. Ziko thanked Mr. Teague for the wonderful job he has done since taking over management of the CID.
  - Mrs. Dillon will work with Mr. Pepin to post something on the website.
- Mr. Lambert reminded the Board they will be seating officers resulting from the General Election.

**ELEVENTH ORDER OF BUSINESS**

**Audience Comments**

- Ms. Kehlmeier indicated the landscaping under the sign still looks overgrown.
- The Board of Supervisors indicated the CID made substantial improvements, but the hotel property had not been done.
- Ms. Kehlmeier commented that landlords in Collier County are responsible for payment of a tenant's unpaid water bill.
  - Mr. Cox clarified the landlord is not responsible, according to Florida law.
- Ms. Kungle told Mr. Bissell toilets should be covered with saran wrap and kept closed to prevent them from drying out.

**TWELFTH ORDER OF BUSINESS**

**Approval of September 30, 2010 Financial Statements and Check Register**

Mr. Teague presented the September 30, 2010 Financial Statements and Check Register for the Board's review and approval; copies of which are attached hereto and made part of the public record.

Mr. Bissell MOVED to approve the September 30, 2010 Financial Statements and Check Register; and Mrs. Dillon seconded the motion.

- Mr. Ziko commented there is a check listed in the amount of \$115,000 which should have been listed as a credit.

- Mr. Teague indicated the check was given by the county; held as an accrual and transferred to the other fund.

There being no further discussion,

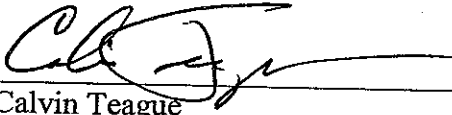
On VOICE vote with all in favor, the prior motion was approved.

**THIRTEENTH ORDER OF BUSINESS**

**Adjournment**

There being no further business,

On MOTION by Mrs. Dillon seconded by Mr. Custer with all in favor, the meeting was adjourned at 1:50 p.m.



Calvin Teague  
Secretary



~~Dale Lambert~~  
Chairman

R.C. ZIKO