

**MINUTES OF MEETING
EVERGREEN
COMMUNITY DEVELOPMENT DISTRICT**

The Board of Supervisors of the Evergreen Community Development District held a Regular Meeting on June 2, 2023 at 11:00 a.m., at the Country Inn & Suites, Bradenton/Lakewood Ranch, 5610 Manor Hill Lane, Bradenton, Florida 34203.

Present were:

Ryan Zook	Chair
Hal Lutz	Assistant Secretary
Brian Janek	Assistant Secretary

Also present were:

Daniel Rom	District Manager
Tucker Mackie (via telephone)	District Counsel

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mr. Rom called the meeting to order at 11:19 a.m. The Oath of Office was administered to Mr. Hal Lutz prior to the meeting. Supervisors Zook, Lutz and Janek were present. Supervisors Aparicio and Mundell were not present.

SECOND ORDER OF BUSINESS

Public Comments

There were no public comments.

THIRD ORDER OF BUSINESS

Administration of Oath of Office to Elected Supervisors, Nicolas Aparicio [Seat 3], Greg Mundell [Seat 4] and Hal Lutz [Seat 5] (the following to be provided in separate package)

The Oath of Office was administered to Mr. Lutz before the meeting. The Oath of Office will be administered to Mr. Aparicio and Mr. Mundell at or before the next meeting. As a returning Board Member, Mr. Lutz is already familiar with the following:

- A. Guide to Sunshine Amendment and Code of Ethics for Public Officers and Employees
- B. Membership, Obligations and Responsibilities
- C. Chapter 190, Florida Statutes
- D. Financial Disclosure Forms
 - I. Form 1: Statement of Financial Interests
 - II. Form 1X: Amendment to Form 1, Statement of Financial Interests
 - III. Form 1F: Final Statement of Financial Interests
- E. Form 8B: Memorandum of Voting Conflict

FOURTH ORDER OF BUSINESS

Consideration of Resolution 2023-01, Canvassing and Certifying the Results of the Landowners' Election of Supervisors Held Pursuant to Section 190.006(2), Florida Statutes, and Providing for an Effective Date

Mr. Rom presented Resolution 2023-01 and recapped the results of the Landowners' Election, as follows:

Seat 3	Nicolas Aparicio	41 votes	4-year term
Seat 4	Gary Mundell	40 votes	2-year term
Seat 5	Hal Lutz	41 votes	4-year term

On MOTION by Mr. Zook and seconded by Mr. Lutz, with all in favor, Resolution 2023-01, Canvassing and Certifying the Results of the Landowners' Election of Supervisors Held Pursuant to Section 190.006(2), Florida Statutes, and Providing for an Effective Date, was adopted.

FIFTH ORDER OF BUSINESS

Consideration of Resolution 2023-02, Designating Certain Officers of the District, and Providing for an Effective Date

This item was deferred.

SIXTH ORDER OF BUSINESS

Consideration of Acquisition of Stormwater Improvements Phase II

Mr. Rom presented the acquisition documents. Ms. Mackie stated that the CDD received all the executed forms of the acquisition documents so this can be ratified.

On MOTION by Mr. Zook and seconded by Mr. Lutz, with all in favor, Acquisition of Stormwater Improvements for Phase II, was ratified.

SEVENTH ORDER OF BUSINESS

Consideration of Resolution 2023-03, Approving a Proposed Budget for Fiscal Year 2023/2024 and Setting a Public Hearing Thereon Pursuant to Florida Law; Addressing Transmittal, Posting and Publication Requirements; Addressing Severability; and Providing an Effective Date

Mr. Rom presented Resolution 2023-03. He reviewed the proposed Fiscal Year 2024 budget, highlighting any line item increases, decreases and adjustments, compared to the Fiscal Year 2023 budget, and explained the reasons for any changes.

On MOTION by Mr. Zook and seconded by Mr. Lutz, with all in favor, Resolution 2023-03, Approving a Proposed Budget for Fiscal Year 2023/2024 and Setting a Public Hearing Thereon Pursuant to Florida Law for August 4, 2023 at 11:00 a.m., at the Country Inn & Suites, Bradenton/Lakewood Ranch, 5610 Manor Hill Lane, Bradenton, Florida 34203; Addressing Transmittal, Posting and Publication Requirements; Addressing Severability; and Providing an Effective Date, was adopted.

EIGHTH ORDER OF BUSINESS

Consideration of Resolution 2023-04, Designating Dates, Times and Locations for Regular Meetings of the Board of Supervisors of the District for Fiscal Year 2023/2024 and Providing for an Effective Date

Mr. Rom presented Resolution 2023-04.

On MOTION by Mr. Zook and seconded by Mr. Lutz, with all in favor, Resolution 2023-04, Designating Dates, Times and Locations for Regular Meetings of the Board of Supervisors of the District for Fiscal Year 2023/2024 and Providing for an Effective Date, was adopted.

NINTH ORDER OF BUSINESS

Consent Agenda

- A. Acceptance of Unaudited Financial Statements as of April 30, 2023**
- B. Approval of Minutes**
 - I. August 26, 2022 Regular Meeting**
 - II. November 1, 2022 Landowners’ Meeting**

On MOTION by Mr. Zook and seconded by Mr. Lutz, with all in favor, the Consent Agenda Items, as presented, were accepted and approved.

TENTH ORDER OF BUSINESS

Staff Reports

A. District Counsel: Kutak Rock LLP

Ms. Mackie stated that the Agreement between the HOA and the CDD regarding maintenance of the CDD-owned improvements needs to amended and restated to ensure it provides for reporting requirements form the HOA to the CDD related to the maintenance obligations with respect to the stormwater system, etc.

On MOTION by Mr. Zook and seconded by Mr. Lutz, with all in favor, the Amended and Restated Maintenance Agreement between the HOA and CDD, in substantial form, and authorizing CDD Staff and the District Engineer to review and enhance the descriptions for the work that the HOA will do on behalf of the CDD, was approved.

B. District Engineer: ZNS Engineering, L.C.

There was no report.

C. District Manager: Wrathell, Hunt and Associates, LLC

- **216 Registered Voters in District as of April 15, 2023**
- **NEXT MEETING: July 7, 2023 at 11:00 a.m.**
 - **QUORUM CHECK**

The next meeting will be on July 7, 2023, unless cancelled.

ELEVENTH ORDER OF BUSINESS

Board Members' Comments/Requests

There were no Board Members' comments or requests.

TWELFTH ORDER OF BUSINESS

Public Comments

There were no public comments.

THIRTEENTH ORDER OF BUSINESS

Adjournment

On MOTION by Mr. Lutz and seconded by Mr. Zook, with all in favor, the meeting adjourned at 11:25 a.m.

[SIGNATURES APPEAR ON THE FOLLOWING PAGE]



Secretary/Assistant Secretary



Chair/Vice Chair