# MINUTES OF MEETING FLOW WAY COMMUNITY DEVELOPMENT DISTRICT

The Regular Meeting of the Board of Directors of the Flow Way Community Development District was held on Thursday, October 15, 2020 at 1:00 p.m. via telecommunication.

Present and constituting a quorum:

Andrew Miller Chairperson
John Wollard Vice Chairperson
Tom Kleck Assistant Secretary
Ronald Miller Assistant Secretary

Also present were:

James P. Ward District Manager Greg Urbancic District Counsel

Audience: Zack Stamp Ed Staley

All resident's names were not included with the minutes. If a resident did not identify themselves or the audio file did not pick up the name, the name was not recorded in these minutes.

## PORTIONS OF THIS MEETING WERE TRANSCRIBED VERBATIM. ALL VERBATIM PORTIONS WERE TRANSCRIBED IN *ITALICS*.

#### FIRST ORDER OF BUSINESS

#### Call to Order/Roll Call

District Manager James P. Ward called the meeting to order at approximately 1:07 p.m. He reported with the State of Emergency in Florida, and pursuant to Executive Orders 20-69, 20-112, 20-114, 20-150, 20-179, 20-193 and 20-246 issued by Governor DeSantis on March 20, 2020, April 29, 2020, May 8, 2020, June 23, 2020, July 29, 2020, August 7, 2020 and September 30, 2020 respectively, and pursuant to Section 120.54(5)9b)2., Florida, Statutes, this meeting was held utilizing communication media technology due to the current COVID-19 public health emergency. He explained all Members of the Board and Staff were present via videoconference or telephone; no persons were present in the on-site meeting room location. He asked all speakers to state their names for the record prior to speaking. He conducted roll call; all Members of the Board were present with the exception of Supervisor Ron Miller, constituting a quorum.

**SECOND ORDER OF BUSINESS** 

**Consideration of Minutes** 

September 17, 2020 Regular Meeting Minutes

Mr. Ward asked if there were any additions, corrections, or deletions for the September 17, 2020 Regular Meeting Minutes. Hearing none, he called for a motion.

Mr. Ronald Miller asked if it was appropriate for him to vote regarding these Minutes as he was not present at the September 17, 2020 Meeting. Mr. Ward responded in the affirmative; it was appropriate for him to vote regarding these Minutes.

Mr. Greg Urbancic: The Minutes are just a memorialization of the action. They are not your consent to any particular item or anything in those Minutes. It's just a memorialization, so just joining the motion that's made by someone else would not cause an issue, but if you felt it appropriate, you could vote against.

On MOTION made by Mr. Tom Kleck, seconded by Mr. Andrew Miller, and with all in favor, the September 17, 2020 Regular Meeting Minutes were approved.

#### THIRD ORDER OF BUSINESS

**Staff Reports** 

#### **Staff Reports**

#### I. District Attorney

Mr. Greg Urbancic: On Tuesday, the Board of County Commissioners approved the Amendment related to the Hatcher annexation. I'm waiting on the Ordinance. It has an Ordinance number and I'm told it's been signed, but I don't have it. I will probably have it later today. The Ordinance is effective upon filing with the Secretary of State which the Clerk told me that would be done today. Once that's done, a notice of establishment of the amended boundaries will be placed in the Public Record. That portion of the process will be complete. Ultimately, we levy an O&M assessment and also if we levy the debt assessments that were contemplated in the last bond issuance, we will have to go through the process. So, not knowing when we were going to get the executed ordinance in relation to this meeting, clearly there were some challenges of putting proposed documents on the Agenda, so I will leave that to the Board to decide how they want to handle that. The Board can discuss that later if they like. The only other update is this will probably be our last fully virtual meeting. The Governor gave an extension at the 11th hour and basically sent out a memo saying get prepared because that's it. In the future our Board Meetings will need at least three Supervisors physically present as a quorum. We may have, depending how and where we hold meetings, we will have to accommodate members of the public and the like, and comply with CDC requirements, but in terms of fully virtual, as of November 1, that will probably be off the table for us unless or until the law gets changed.

#### **II. District Engineer**

No report.

#### III. District Manager

a) Financial Statements ending September 30, 2020 (Unaudited)

Mr. Ward: With the expectation that the Governor's Order will not be extended into November, and the location of our current meeting room is Greg's actual office location, I have made arrangements to meet at a Hampton Inn not far from his office for the November Meeting so that we can meet some of the CDC guidelines for social distancing. I will send you out the location of the Meeting for November once we do the advertising for that, but we will be meeting in November in a different location in order to continue with the CDC guidelines. The room is not huge, I will tell you. It will only accommodate about 15 people in order to keep the social distancing, so I will still set up a WebEx call-in line for those individuals who would like to participate by telephone to do so, mostly audience members. Keep that in mind. Board Members, you may attend in person, and you will still be able to attend by the WebEx Meetings that we are doing, but three Board Members will need to be in attendance in November assuming the Governor does not extend the Order.

#### FOURTH ORDER OF BUSINESS

### **Supervisor's Requests and Audience Comments**

Mr. Ward asked if there were any Supervisor's Requests; there were none. He asked if there were any audience comments or questions; there were none.

FIFTH ORDER OF BUSINESS

Adjournment

Mr. Ward adjourned the meeting at approximately 1:15 p.m.

On MOTION made by Mr. Andrew Miller, seconded by Mr. Tom Kleck, and with all in favor, the Meeting was adjourned.

Flow Way Community Development District

James P. Ward, Secretary

Print Name: Chairperson