

**MINUTES OF MEETING
TERN BAY
COMMUNITY DEVELOPMENT DISTRICT**

The Regular Meeting of the Board of Supervisors of the Tern Bay Community Development District was held on Tuesday, March 14, 2023, at 10:00 A.M. at Country Inn and Suites, 24244 Corporate Court, Port Charlotte, Florida 33954.

Present and constituting a quorum:

Christopher Hasty	Vice Chairperson
Barry Ernst	Assistant Secretary
Ashley Kingston	Assistant Secretary
Anthony Burdett	Assistant Secretary

Absent:

David Truxton	Chairperson
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Also present were:

James P. Ward	District Manager
Greg Urbancic	District Counsel

Audience:

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

Mr. James Ward called the meeting to order at approximately 10:00 a.m. He conducted roll call, and all Board Members were present, with the exception of Supervisor Truxton, constituting a quorum.

SECOND ORDER OF BUSINESS

Consideration of Minutes

February 14, 2023 – Regular Meeting

Mr. Ward asked if there were any corrections or deletions to the Minutes; hearing none, he called for a motion.

On MOTION made by Berry Ernst, seconded by Ashley Kingston, and with all in favor, the February 14, 2023 Regular Meeting Minutes were approved.

THIRD ORDER OF BUSINESS

Consideration of Resolution of 2023-6

Consideration of Resolution 2023-6, a resolution of the Tern Bay Community Development District (The "District") amending the Fiscal Year 2023 Budget for the General Fund which began On October 1, 2022, and ends on September 30, 2023; providing a severability clause; providing for conflict and providing an effective date

Mr. Ward indicated this Resolution recognized the addition of electric services for streetlights that were coming online within the District and recognized the expense from Hurricane Ian in an amount not to exceed \$350,000 dollars which was approved during the last meeting. He asked if there were any questions; hearing none, he called for a motion.

On MOTION made by Anthony Burdett, seconded by Ashley Kingston, and with all in favor, Resolution 2023-6 was adopted, and the Chair was authorized to sign.

FOURTH ORDER OF BUSINESS

Consideration of Resolution 2023-7

Consideration of Resolution 2023-7, a resolution of the Tern Bay Community Development District approving the Proposed Budget for Fiscal Year 2024 and Setting a Public Hearing for Tuesday, May 9, 2023, at 10:00 a.m. at the Country Inn and Suites 24244 Corporate Court, Port Charlotte, Florida 33954

Mr. Ward indicated this was the start of the budget process for Fiscal Year 2024, which began October 1, 2023 and ended September 30, 2024. He noted the public hearing was scheduled for Tuesday, May 9, 2023, at 10:00 a.m. at the Country Inn and Suites 24244 Corporate Court, Port Charlotte, Florida 33954. *The budget is changing in the following ways going into Fiscal Year 2024 in the sense that we have repay the cash back from the year that we are currently in that we are funding the homeowner's association for the hurricane expenses that we are incurring and also to ensure that we have enough funds to pay the streetlight electric on a going forward basis. That's what we are doing in the next fiscal year. Your assessment rates will go from \$107.93 in Fiscal Year 2023 to \$490.76 in Fiscal Year 2024. It is still below your cap rate which is \$623.70. The only reason it is still below it is, that cap rate was set when the District had full operations for landscaping and all the water management facilities, etc., but we did move that over to your HOA in the current fiscal year, so we are still within the cap rate, but the increase is significant due to those changes that I mentioned to you.* He asked if there were any questions; hearing none, he called for a motion.

On MOTION made by Anthony Burdett, seconded by Barry Ernst, and with all in favor, Resolution 2023-5 was adopted, and the Chair was authorized to sign.

FIFTH ORDER OF BUSINESS

Consideration of Resolution 2023-8

Consideration of Resolution 2023-8 a resolution of the Board of Supervisors of the Tern Bay Community Development District appointing qualified electors to fill the vacancies in Seat three (3) and Seat five (5) on the Board of Supervisors pursuant to Section 190.006(3)(b) Florida Statutes. If the Board appoints individuals to fill the seats, the following items will also be considered for the newly appointed members

- I. Administration of the Oath of Office.**
- II. Administration Guide to the Sunshine Amendment and Code of Ethics for Public Employees.**
- III. Form 1 – Statement of Financial Interests.**

Mr. Ward: As you remember Seats 3 and 5, which are Mr. Burdett’s and Mr. Ernst’s seats, expired November 8, 2022. The Statute does require you to fill that term, essentially by February, but since we have had nobody interested in filling those seats we will continue this, unless you have someone you would like to fill those expired terms.

The Board had no one to appoint; this Item would be continued.

SIXTH ORDER OF BUSINESS

Consideration of Resolution 2023-9

Consideration of Resolution 2023-9, a Resolution Re-Designating the Officers of the Tern Bay Community Development District

Mr. Ward indicated this Item would be continued.

SEVENTH ORDER OF BUSINESS

Staff Reports

I. District Attorney

No report.

II. District Engineer

No report.

III. District Manager

a) Important Board Meeting Dates for Balance of Fiscal Year 2023:

- 1. Public Hearings: Fiscal Year 2024 Budget Adoption – May 9, 2023, at 10:00 A.M.**
- 2. Canceled meeting - June 13, 2023**

b) Financial Statement for period ending February 28, 2022 (unaudited)

Mr. Ward: Remember your public hearing is May 9th. Put it on your calendar. My office will send you out a calendar invite to place it on your calendar. That cannot change once we set it, once we adopted your public hearing resolution for the budget today.

EIGHTH 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 members present in person, or via audio or video with any questions or comments; there were none.

NINTH ORDER OF BUSINESS

Adjournment

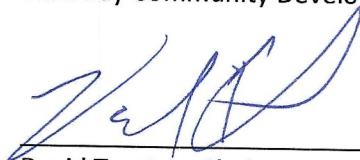
Mr. Ward adjourned the meeting at approximately 10:05 a.m.

On MOTION made by Anthony Burdett, seconded by Barry Ernst, and with all in favor, the meeting was adjourned.

Tern Bay Community Development District



James P. Ward, Secretary



David Truxton, Chairperson