

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.

HARBOR BAY COMMUNITY DEVELOPMENT DISTRICT

The regular meeting of the Board of Supervisors of Harbor Bay Community Development District was held on **Thursday, May 27, 2010 at 5:30 p.m.** at 700 Manns Harbor Drive, Apollo Beach, Florida 33752.

Present and constituting a quorum were:

Laura Ackerman
Rip Ripley
Tom Hatcher
Ed Stone

Board Supervisor, Vice Chair
Board Supervisor, Assistant Secretary
Board Supervisor, Assistant Secretary
Board Supervisor, Assistant Secretary

Also present were:

Jonathan Miller
Karla Gibson
Kristy Owens
Tom Griggs
Biff Craine
Audience

District Manager, Rizzetta & Company, Inc.
Representative, WTS International
District Coordinator
Representative, Newland Communities
District Counsel, Bricklemyer, Smolker, Bolves

FIRST ORDER OF BUSINESS

Call to Order

Mr. Miller called the meeting to order and conducted roll call.

SECOND ORDER OF BUSINESS

Consideration of Minutes of the Board of Supervisors' Meeting held on April 22, 2010

On a Motion by Mr. Stone, seconded by Mr. Ripley, with all in favor, the Board approved the Minutes of the Board of Supervisors' Meeting held on April 22, 2010 for Harbor Bay Community Development District.

THIRD ORDER OF BUSINESS

Consideration of Operations and Maintenance Expenditures for May 2010

On a Motion by Mr. Ripley, seconded by Mr. Hatcher, with all in favor, the Board approved the Operation and Maintenance Expenditures for May 2010 (\$189,107.62) for Harbor Bay Community Development District.

On a Motion by Mr. Stone, seconded by Ms. Ackerman, with all in favor, the Board approved the Operation and Maintenance Expenditures for May 2010 (\$92,999.15) for the Mirabay Clubhouse for Harbor Bay Community Development District.

FOURTH ORDER OF BUSINESS

Consideration of Final Security Guard Services RFP

On a Motion by Ms. Ackerman, seconded by Mr. Stone, with all in favor, the Board approved the Final Security Guard Services RFP as presented for Harbor Bay Community Development District.

FIFTH ORDER OF BUSINESS

Discussion on Insurance Requirements for HCSO Off Duty Law Enforcement Services

A discussion ensued regarding the insurance requirements for the HCSO off duty law enforcement officers. The Board requested Mr. Craine to determine if the District would be responsible for FICA for off the duty officers as they would be covered under a workman's compensation policy. Further discussion ensued. District Management was directed to look into the insurance policy obtained by the HOA for the marine patrol officers.

SIXTH ORDER OF BUSINESS

Review of Unaudited Financial Statements, April 2010

Mr. Miller reviewed the District's financials for April 2010 and answered various questions from the Board.

SEVENTH ORDER OF BUSINESS

Review of Districts Financial Cash Flow Analysis, April 2010

Mr. Miller reviewed and explained the District Financial Forecast Analysis for April 2010 for informational purposes only.

EIGHTH ORDER OF BUSINESS

Presentation of April Utilities Report

Mr. Miller reviewed the April utilities report for informational purposes only.

NINTH ORDER OF BUSINESS

**Presentation of Fiscal Year 2010/2011
Proposed Budget; and Consideration of
Resolution 2010-10, Approving Proposed
Budget and Setting Public Hearing on
Final Budget**

On a Motion by Mr. Stone, seconded by Mr. Ripley, with all in favor, the Board approved Resolution 2010-10, Approving Fiscal Year 2010/2011 Proposed Budget; and set the Public Hearing on the Final Budget for August 26, 2010 at 5:30 p.m. to be held at the Harbor Bay Clubhouse located at 107 Manns Harbor Drive, Apollo Beach, FL 33572 for Harbor Bay Community Development District.

TENTH ORDER OF BUSINESS

Staff Reports

- A. District Counsel
Mr. Craine gave an update on the seawall litigation.
- B. District Engineer
No report.
- C. Club Manager – Karla Gibson
No report.
- D. District Coordinator – Kristy Owens
No report.
- E. District Manager
 - 1. Consideration of Proposal for Irrigation Pumping System Replacement

On a Motion by Mr. Hatcher, seconded by Mr. Stone, with all in favor, the Board approved the proposal from Ballenger & Company, Inc. for Irrigation Pumping System Replacement in the amount of \$7,622 as presented for Harbor Bay Community Development District.

On a Motion by Ms. Ackerman, seconded by Mr. Ripley, with all in favor, the Board approved to extend the due date of the Landscape RFP to allow time to include areas added to District responsibilities from recent land conveyances for Harbor Bay Community Development District.

ELEVENTH ORDER OF BUSINESS

**Supervisor Requests and Audience
Comments**

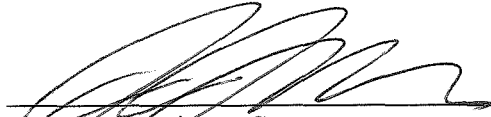
Mr. Stone requested District Counsel to research the liability of the off duty officers and what type and level of insurance was secured by the HOA for marine patrol.

The Board entertained various public comments; however no board action was taken.


TWELFTH ORDER OF BUSINESS

Adjournment

On a Motion by Mr. Stone, seconded by Mr. Hatcher, with all in favor, the Board adjourned the meeting at 7:36 p.m. for Harbor Bay Community Development District.



Secretary/Assistant Secretary



Chairman/ Vice Chairman