

**BERRY BAY
COMMUNITY DEVELOPMENT DISTRICT**

April 12, 2021 Minutes of Special Meeting

Minutes of the Special Meeting

The Special Meeting of the Board of Supervisors for the Berry Bay Community Development District was held on **Friday, April 12, 2021 at 2:00 p.m. at the offices of Meritus located at 2005 Pan Am Circle, Suite 300, Tampa, FL 33607.**

1. CALL TO ORDER

Brian Lamb called the Special Meeting of the Board of Supervisors of the Berry Bay Community Development District to order on **Friday, April 12, 2021 at 2:00 p.m.**

Board Members Present and Constituting a Quorum:

Nick Dister	Vice-Chair
Stave Luce	Supervisor
Ryan Motko	Supervisor
Albert Viera	Supervisor

Staff Members Present:

Brian Lamb	District Manager, Meritus	
John Vericker	District Counsel, Straley Robin Vericker	<i>via conference call</i>

There were no members of the general public in attendance.

2. PUBLIC COMMENT ON AGENDA ITEMS

There were no public comments on agenda items.

3. BUSINESS ITEMS

A. Acceptance of Board Resignation – Steve Luce

Mr. Lamb went over the resignation of Steve Luce with the Board.

MOTION TO:	Accept the Steve Luce’s Board resignation.
MADE BY:	Supervisor Dister
SECONDED BY:	Supervisor Motko
DISCUSSION:	None further
RESULT:	Called to Vote: Motion PASSED 3/0 - Motion Passed Unanimously

46 **B. Appointment of Board Supervisor – Seat 4**

47
48 The Board discussed appointing a candidate to fill the vacant seat.
49

50	MOTION TO:	Appoint Kelly Evans to Seat 4.
51	MADE BY:	Supervisor Dister
52	SECONDED BY:	Supervisor Motko
53	DISCUSSION:	None further
54	RESULT:	Called to Vote: Motion PASSED
55		3/0 - Motion Passed Unanimously

56
57 **C. Consideration of Resolution 2021-03; Allocating Portion of Bond Proceeds to**
58 **Construct Spine Road**

59
60 Mr. Lamb and Mr. Vericker went over the resolution with the Board.
61

62	MOTION TO:	Approve Resolution 2021-03.
63	MADE BY:	Supervisor Motko
64	SECONDED BY:	Supervisor Dister
65	DISCUSSION:	None further
66	RESULT:	Called to Vote: Motion PASSED
67		3/0 - Motion Passed Unanimously

68
69 **D. Consideration of Construction Funding Agreement**

70
71 Mr. Lamb reviewed the Construction Funding Agreement with the Board.
72

73	MOTION TO:	Approve the Construction Funding Agreement in
74		substantial form.
75	MADE BY:	Supervisor Dister
76	SECONDED BY:	Supervisor Viera
77	DISCUSSION:	None further
78	RESULT:	Called to Vote: Motion PASSED
79		3/0 - Motion Passed Unanimously

80

81 **E. General Matters of the District**

82
83 Mr. Vericker noted that the Board will need to ratify the Construction Agreement now that it has
84 all the bond figures. There is still one account number that is needed; Mr. Lamb will follow up
85 with that number.
86

87	MOTION TO:	Ratify the Construction Agreement.
88	MADE BY:	Supervisor Motko
89	SECONDED BY:	Supervisor Dister
90	DISCUSSION:	None further
91	RESULT:	Called to Vote: Motion PASSED
92		3/0 - Motion Passed Unanimously

93
94 Mr. Vericker also noted that a legal description would be ready either today or tomorrow, and the
95 Board could go ahead and make a motion to accept those common areas.
96

97	MOTION TO:	Accept those common areas, subject to the legal
98		description.
99	MADE BY:	Supervisor Motko
100	SECONDED BY:	Supervisor Dister
101	DISCUSSION:	None further
102	RESULT:	Called to Vote: Motion PASSED
103		3/0 - Motion Passed Unanimously

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105
106 **4. SUPERVISOR REQUESTS**

107
108 There were no supervisor requests.
109

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111 **5. AUDIENCE QUESTIONS, COMMENTS AND DISCUSSION FORUM**

112
113 There were no audience comments.
114
115
116

117 **6. ADJOURNMENT**

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MOTION TO:	Adjourn.
MADE BY:	Supervisor Motko
SECONDED BY:	Supervisor Dister
DISCUSSION:	None further
RESULT:	Called to Vote: Motion PASSED 3/0 - Motion Passed Unanimously

125

126 **Please note the entire meeting is available on disc.*

127

128 **These minutes were done in summary format.*

129

130 **Each person who decides to appeal any decision made by the Board with respect to any matter*
131 *considered at the meeting is advised that person may need to ensure that a verbatim record of*
132 *the proceedings is made, including the testimony and evidence upon which such appeal is to be*
133 *based.*

134

135 **Meeting minutes were approved at a meeting by vote of the Board of Supervisors at a publicly**
136 **noticed meeting held on 05/06/2021.**

137

138 Brian Lamb
139 **Signature**

141

142 Brian Lamb
143 **Printed Name**

144

145 **Title:**
146 **Secretary**
147 **Assistant Secretary**

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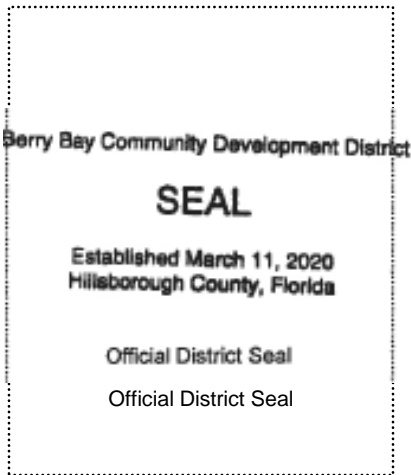
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Jeffery S. Hills
Signature

Jeffery S. Hills
Printed Name

Title:
 Chairman
 Vice Chairman

Recorded by Records Administrator

Brittany Crutchfield
Signature

5/7/2021
Date