

**MINUTES OF MEETING
RYE CROSSING COMMUNITY DEVELOPMENT DISTRICT**

The Board of Supervisors of the Rye Crossing Community Development District held a Regular Meeting on April 26, 2023 at 10:00 a.m., at the Country Inn & Suites by Radisson, 5610 Manor Hill Lane, Bradenton, Florida 34203.

Present at the meeting were:

Christian Cotter	Chair
Steve Hart	Vice Chair
Ted Gadoury	Assistant Secretary

Also present were:

Daniel Rom	District Manager
Jere Earlywine (via telephone)	District Counsel
Kyle Clawson (via telephone)	Interim District Engineer

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mr. Rom called the meeting to order at 10:01 a.m. Supervisors Cotter, Hart and Gadoury were present. Two seats were vacant.

SECOND ORDER OF BUSINESS

Public Comments

No members of the public spoke.

THIRD ORDER OF BUSINESS

Consider Appointment to Fill Unexpired Terms of the Following Seats

- **Seat 2; Term Expires November 2026**
 - **Administration of Oath of Office**
- **Seat 3; Term Expires November 2024**
 - **Administration of Oath of Office**
- A. **Consideration of Resolution 2023-10, Designating Certain Officers of the District and Providing for an Effective Date**

These items were deferred.

FOURTH ORDER OF BUSINESS

Consideration of Resolution 2023-11 Amending the General Fund Portion of the Budget for Fiscal Year 2023; and Providing for an Effective Date

Mr. Rom presented Resolution 2023-11. Contrary to the title of this Resolution, it is the Debt Service Fund portion of the Fiscal Year 2023 budget that is being amended, not the General Fund; the Resolution will be updated, accordingly.

On MOTION by Mr. Cotter and seconded by Mr. Gadoury, with all in favor, Resolution 2023-11, as amended, Amending the General Fund Portion of the Budget for Fiscal Year 2023; and Providing for an Effective Date, was adopted.

FIFTH ORDER OF BUSINESS

Consideration of Resolution 2023-12, 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 2023-12. 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. This proposed budget anticipates another bond issuance in Fiscal Year 2024.

On MOTION by Mr. Cotter and seconded by Mr. Gadoury, with all in favor, Resolution 2023-12, Approving a Proposed Budget for Fiscal Year 2023/2024 and Setting a Public Hearing Thereon Pursuant to Florida Law for August 23, 2023 at 10:00 a.m., at the Country Inn & Suites by Radisson, 5610 Manor Hill Lane, Bradenton, Florida 34203; Addressing Transmittal, Posting and Publication Requirements; Addressing Severability; and Providing an Effective Date, was adopted.

SIXTH ORDER OF BUSINESS

Ratification of Engagement with Jere Earlywine at Kutak Rock LLP

- **Ratification of Retention and Fee Agreement**

On MOTION by Mr. Cotter and seconded by Mr. Gadoury, with all in favor, the engagement with Jere Earlywine/Kutak Rock LLP and the Kutak Rock LLP Retention and Fee Agreement, were ratified.

SEVENTH ORDER OF BUSINESS

Discussion/Consideration: Letter to Southwest Florida Water Management District Regarding Acceptance of Stormwater System

Mr. Earlywine presented the letter to the Southwest Florida Water Management District (SWFMWD) regarding acceptance of the stormwater system.

Mr. Earlywine stated that this was requested by the SWFWMD.

On MOTION by Mr. Cotter and seconded by Mr. Gadoury, with all in favor, the letter to the Southwest Florida Water Management District regarding acceptance of the stormwater system, was ratified.

EIGHTH ORDER OF BUSINESS

Consideration of Resolution 2023-14, Ratifying, Confirming, and Approving the Sale of the Rye Crossing Community Development District Capital Improvement Revenue Bonds, Series 2023 (Assessment Area One); Ratifying, Confirming, and Approving the Actions of the Chairman, Vice Chairman, Treasurer, Secretary, Assistant Secretaries, and All District Staff Regarding the Sale And Closing of the Rye Crossing Community Development District Capital Improvement Revenue Bonds, Series 2023 (Assessment Area One); Determining Such Actions as Being in Accordance with the Authorization Granted by the Board; Providing a Severability Clause; and Providing an Effective Date

Mr. Rom presented Resolution 2023-14.

On MOTION by Mr. Cotter and seconded by Mr. Gadoury, with all in favor, Resolution 2023-14, Ratifying, Confirming, and Approving the Sale of the Rye Crossing Community Development District Capital Improvement Revenue Bonds, Series 2023 (Assessment Area One); Ratifying, Confirming, and

Approving the Actions of the Chairman, Vice Chairman, Treasurer, Secretary, Assistant Secretaries, and All District Staff Regarding the Sale And Closing of the Rye Crossing Community Development District Capital Improvement Revenue Bonds, Series 2023 (Assessment Area One); Determining Such Actions as Being in Accordance with the Authorization Granted by the Board; Providing a Severability Clause; and Providing an Effective Date, was adopted.

NINTH ORDER OF BUSINESS

Consideration of Response(s) to Request for Qualifications (RFQ) for Engineering Services

- A. Affidavit of Publication**
- B. RFQ Package**
- C. Respondent(s): Atwell, LLC**
- D. Competitive Selection Criteria/Ranking**
- E. Award of Contract**

Mr. Rom noted that the only respondent to the RFQ was Atwell, LLC, (Atwell) who is already serving as the Interim District Engineer. If the Board finds that Atwell meets all the requirements of the RFQ/Selection Criteria, awarding the contract to Atwell can proceed.

On MOTION by Mr. Cotter and seconded by Mr. Gadoury, with all in favor, the accepting the response from Atwell, LLC, the sole respondent to the RFQ for Engineering Services, as a qualified response, awarding the contract for District Engineering Services to Atwell, LLC, and authorizing Staff to negotiate and prepare the Contract/Agreement and for the Chair to execute, was approved.

TENTH ORDER OF BUSINESS

Ratification of Resolution 2022-07, Designating the Primary Administrative Office and Principal Headquarters of the District and Providing an Effective Date

Mr. Rom presented Resolution 2022-07.

On MOTION by Mr. Cotter and seconded by Mr. Gadoury, with all in favor, Resolution 2022-07, Designating the Primary Administrative Office and Principal Headquarters of the District and Providing an Effective Date, was ratified.

ELEVENTH ORDER OF BUSINESS

Consent Agenda

- A. Acceptance of Unaudited Financial Statements as of March 31, 2023**
- B. Approval of December 12, 2022 Public Hearings and Regular Meeting Minutes**

On MOTION by Mr. Cotter and seconded by Mr. Gadoury, with all in favor, the Unaudited Financial Statements as of March 31, 2023, were accepted, and the December 12, 2022 Public Hearings and Minutes, as presented, were approved.

TWELFTH ORDER OF BUSINESS

Staff Reports

- A. District Counsel: KE Law Group, PLLC**
Mr. Earlywine discussed the next bond issuance and the timing.
- B. District Engineer (Interim): Atwell, LLC**
Mr. Clawson noted the Boundary Amendment is completed and acquisition work is underway.
- C. District Manager: Wrathell, Hunt and Associates, LLC**
 - **0 Registered Voters in District as of April 15, 2023**
 - **NEXT MEETING DATE: May 24, 2023 at 10:00 AM**The next meeting will be on May 24, 2023, unless cancelled.

THIRTEENTH ORDER OF BUSINESS

Board Members' Comments/Requests

There were no Board Members' comments or requests.

FOURTEENTH ORDER OF BUSINESS


Public Comments

No members of the public spoke.


FIFTEENTH ORDER OF BUSINESS

Adjournment

On MOTION by Mr. Cotter and seconded by Mr. Gadoury, with all in favor, the meeting adjourned at 10:28 a.m.



Secretary/Assistant Secretary



Chair/Vice Chair