MINUTES OF MEETING WEST PORT EAST COMMUNITY DEVELOPMENT DISTRICT

An Organizational Meeting of the West Port East Community Development District was held on February 11, 2025, immediately following the adjournment of the Landowners' Meeting, scheduled to commence at 1:00 p.m., at the Country Inn & Suites by Radisson, 24244 Corporate Court, Port Charlotte, Florida 33954.

Present:

Paul Martin Chair

Bill Fife Vice Chair Assistant Secretary

Landon Thomas Assistant Secretary
Mark Brumfield Assistant Secretary
Anand Jobalia Assistant Secretary

Also present:

Kristen Suit District Manager
Jere Earlywine District Counsel
Steve Sanford (via telephone) Bond Counsel
Ethan Bullock (via telephone) Jobalia Group

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Ms. Suit called the meeting to order at 1:20 p.m. She stated that the Landowners' Election was held just prior to this meeting. She recapped the Landowners' Election results, as follows:

Seat 1	Bill Fife	105 votes	4-year Term
Seat 2	Paul Martin	105 votes	4-year Term
Seat 3	Landon Thomas	100 votes	2-year Term
Seat 4	Mark Brumfield	100 votes	2-year Term
Seat 5	Anand Jobalia	100 votes	2-year Term

Supervisors-Elect Mr. Bill Fife, Mr. Paul Martin, Mr. Landon Thomas, Mr. Mark Brumfield and Mr. Anand Jobalia, who were just elected at the Landowners' Meeting, were present.

SECOND ORDER OF BUSINESS

Public Comments

No members of the public spoke.

PART 1: GENERAL DISTRICT ITEMS

GENERAL DISTRICT ITEMS

THIRD ORDER OF BUSINESS

Administration of Oath of Office to Elected Board of Supervisors (the following will be provided in a separate package)

Ms. Suit, a Notary of the State of Florida and duly authorized, administered the Oath of Office to Mr. Bill Fife, Mr. Paul Martin, Mr. Landon Thomas, Mr. Mark Brumfield and Mr. Anand Jobalia. She provided and she and Mr. Earlywine explained the following items:

- A. Updates and Reminders: Ethics Training for Special District Supervisors and Form 1
- B. Membership, Obligations and Responsibilities
- C. Guide to the Sunshine Amendment and Code of Ethics for Public Officers and Employees
- D. Form 8B: Memorandum of Voting Conflict for County, Municipal and other Local Public Officers

Mr. Earlywine stated that the Board Members will complete Form 8B and it will be held and attached to the meeting minutes, when necessary, if a conflict arises.

FOURTH ORDER OF BUSINESS

Consideration of Resolution 2025-01, Ratifying the Actions of the District Manager and District Staff in Noticing the Landowners' Meeting; Providing a Severability Clause; and Providing an Effective Date

Ms. Suit presented Resolution 2025-01.

On MOTION by Mr. Thomas and seconded by Mr. Martin, with all in favor, Resolution 2025-01, Ratifying the Actions of the District Manager and District

Staff in Noticing the Landowners' Meeting; Providing a Severability Clause; and Providing an Effective Date, was adopted.

FIFTH ORDER OF BUSINESS Consideration of Resolution 2025-02,

Canvassing and Certifying the Results of the Landowners' Election of Supervisors Held Pursuant to Section 190.006(2), Florida Statutes, and Providing for an

Effective Date

Ms. Suit presented Resolution 2025-02. The Landowners' Election results, which were specified during the First Order of Business, will be inserted into Sections 1 and 2 of the Resolution.

On MOTION by Mr. Fife and seconded by Mr. Thomas, with all in favor, Resolution 2025-02, Canvassing and Certifying the Results of the Landowners' Election of Supervisors Held Pursuant to Section 190.006(2), Florida Statutes, and Providing for an Effective Date, was adopted.

SIXTH ORDER OF BUSINESS

Consideration of Resolution 2025-03, Electing Certain Officers of the District, and Providing for an Effective Date

Ms. Suit presented Resolution 2025-03. Mr. Fife nominated the following slate:

Chair Paul Martin

Vice Chair Bill Fife

Secretary Craig Wrathell

Assistant Secretary Landon Thomas

Assistant Secretary Mark Brumfield

Assistant Secretary Anand Jobalia

Assistant Secretary Kristen Suit

Treasurer Craig Wrathell

Assistant Treasurer Jeffrey Pinder

No other nominations were made.

On MOTION by Mr. Thomas and seconded by Mr. Brumfield, with all in favor, Resolution 2025-03, Electing Certain Officers of the District, as nominated, and Providing for an Effective Date, was adopted.

PART 2: CONSENT AGENDA (ORGANIZATIONAL ITEMS, BANKING ITEMS & BUDGETARY ITEMS) ORGANIZATIONAL ITEMS

SEVENTH ORDER OF BUSINESS

Consideration of the Following Consent Agenda Organizational Items:

The following Consent Agenda Items were presented:

- A. Resolution 2025-04, Appointing and Fixing the Compensation of the District Manager and Methodology Consultant; Providing an Effective Date
 - Agreement for District Management Services: Wrathell, Hunt and Associates,
 LLC
- B. Resolution 2025-05, Appointing District Counsel for the District, and Authorizing Compensation; and Providing for an Effective Date
 - Fee Agreement: Kutak Rock LLP
- C. Resolution 2025-06, Designating a Registered Agent and Registered Office of the District, and Providing for an Effective Date
- D. Resolution 2025-07, Appointing an Interim District Engineer for the West Port East Community Development District, Authorizing Its Compensation and Providing for an Effective Date
 - Interim Engineering Services Agreement: Morris Engineering and Consulting,
 LLC
- E. Authorization of Request for Qualifications (RFQ) for Engineering Services
- F. Board Member Compensation: 190.006 (8), F.S.
 - The Board Members declined compensation.
- G. Resolution 2025-08, Designating the Primary Administrative Office and Principal Headquarters of the District and Providing an Effective Date

Resolution 2025-09, Setting Forth the Policy of the District Board of Supervisors with
 Regard to the Support and Legal Defense of the Board of Supervisors and District
 Officers, and Providing for an Effective Dat

- Authorization to Obtain General Liability and Public Officers' Insurance
- Resolution 2025-10, Providing for the Public's Opportunity to Be Heard; Designating Public Comment Periods; Designating a Procedure to Identify Individuals Seeking to Be Heard; Addressing Public Decorum; Addressing Exceptions; and Providing for Severability and an Effective Date
- J. Resolution 2025-11, Providing for the Appointment of a Records Management Liaison Officer; Providing the Duties of the Records Management Liaison Officer; Adopting a Records Retention Policy; and Providing for Severability and Effective Date
- K. Resolution 2025-12, Granting the Chair and Vice Chair the Authority to Execute Real and Personal Property Conveyance and Dedication Documents, Plats and Other Documents Related to the Development of the District's Improvements; Approving the Scope and Terms of Such Authorization; Providing a Severability Clause; and Providing an Effective Date
- L. Resolution 2025-13, Ratifying, Confirming and Approving the Recording of the Notice of Establishment for the District; and Providing for an Effective Date
- M. Authorization of Request for Proposals (RFP) for Annual Audit Services
 - Designation of Board of Supervisors as Audit Committee
- N. Strange Zone, Inc. Quotation #M24-1044 for District Website Design, Maintenance and
 Domain Web-Site Design Agreement
- O. ADA Site Compliance Proposal for Website Compliance Shield, Accessibility Policy and One (1) Annual Technological Audit
- P. Resolution 2025-14, Approving the Florida Statewide Mutual Aid Agreement;

 Providing for Severability; and Providing for an Effective Date
- Q. Goals and Objectives Reporting [HB7013 Special Districts Performance Measures and Standards Reporting]

BANKING ITEMS

EIGHTH ORDER OF BUSINESS

Consideration of the following Consent Agenda Banking Items:

The following Consent Agenda Items were presented:

A. Resolution 2025-15, Directing the District Manager to Establish a Local Bank Account and Appoint Signors on the Account; and Providing an Effective Date

B. Resolution 2025-16, Authorizing the District Manager or Treasurer to Execute the Public Depositor Report; Authorizing the Execution of Any Other Financial Reports as Required by Law; Providing for an Effective Date

BUDGETARY ITEMS

NINTH ORDER OF BUSINESS

Consideration of the following Consent Agenda Budgetary Items:

The following Consent Agenda Items were presented:

- A. Fiscal Year 2024/2025 Budget Funding Agreement
- B. Resolution 2025-17, Adopting the Alternative Investment Guidelines for Investing Public Funds in Excess of Amounts Needed to Meet Current Operating Expenses, in Accordance with Section 218.415(17), Florida Statutes
- C. Resolution 2025-18, Authorizing the Disbursement of Funds for Payment of Certain Continuing Expenses Without Prior Approval of the Board of Supervisors; Authorizing the Disbursement of Funds for Payment of Certain Non-Continuing Expenses Without Prior Approval of the Board of Supervisors; Providing for a Monetary Threshold; and Providing for an Effective Date
- Resolution 2025-19, Adopting a Policy for Reimbursement of District Travel Expenses;
 and Providing for Severability and an Effective Date
- E. Resolution 2025-20, Adopting Prompt Payment Policies and Procedures Pursuant to Chapter 218, Florida Statutes; Providing a Severability Clause; and Providing an Effective Date

F. Resolution 2025-21, Adopting an Internal Controls Policy Consistent with Section 218.33, Florida Statutes; Providing an Effective Date

On MOTION by Mr. Fife and seconded by Mr. Thomas, with all in favor, the Consent Agenda Items listed in the Seventh, Eighth and Ninth Orders of Business, were adopted, approved, ratified and/or accepted.

PART 3: NON-CONSENT AGENDA (ORGANIZATIONAL ITEMS, BANKING ITEMS & BUDGETARY ITEMS)

ORGANIZATIONAL ITEMS

TENTH ORDER OF BUSINESS

Consideration of the Following Non-Consent Agenda Organizational Items:

A. Resolution 2025-22, Designating the Location of the Local District Records Office and Providing an Effective Date

This item was deferred.

- B. Resolution 2025-23, to Designate Date, Time and Place of Public Hearing and Authorization to Publish Notice of Such Hearing for the Purpose of Adopting Rules of Procedure; and Providing an Effective Date
 - I. Rules of Procedure
 - II. Notices of Rule Development and Rulemaking

Ms. Suit presented Resolution 2025-23 and the Rules of Procedure and the Notices.

On MOTION by Mr. Martin and seconded by Mr. Thomas, with all in favor, Resolution 2025-23, to Designate April 15, 2025 at 12:00 p.m., at the Country Inn & Suites by Radisson, 24244 Corporate Court, Port Charlotte, Florida 33954, as the Date, Time and Place of Public Hearing and Authorization to Publish Notice of Such Hearing for the Purpose of Adopting Rules of Procedure; and Providing an Effective Date, was adopted.

C. Resolution 2025-24, Designating Dates, Times and Locations for Regular Meetings of the Board of Supervisors of the District for Fiscal Year 2024/2025 and Providing for an Effective Date

This item was deferred.

BANKING ITEMS

ELEVENTH ORDER OF BUSINESS

Consideration of the Following Non-Consent Agenda Banking Item:

A. Resolution 2025-25, Designating a Public Depository for Funds of the District and Providing an Effective Date

On MOTION by Mr. Fife and seconded by Mr. Thomas, with all in favor, Resolution 2025-25, Designating Truist Bank as a Public Depository for Funds of the District and Providing an Effective Date, was adopted.

BUDGETARY ITEMS

TWELFTH ORDER OF BUSINESS

Consideration of the following Non-Consent Agenda Budgetary Items:

A. Resolution 2025-26, Approving a Proposed Budget for Fiscal Year 2024/2025 and Setting a Public Hearing Thereon Pursuant to Florida Law; Addressing Severability; and Providing for an Effective Date

Ms. Suit presented Resolution 2025-26. She reviewed the proposed Fiscal Year 2025 budget, which will be Landowner-funded, with expenses funded as they are incurred.

On MOTION by Mr. Fife and seconded by Ms. Thomas, with all in favor, Resolution 2025-26, Approving a Proposed Budget for Fiscal Year 2024/2025, and Setting a Public Hearing Thereon Pursuant to Florida Law on April 15, 2025 at 12:00 p.m., at the Country Inn & Suites by Radisson, 24244 Corporate Court, Port Charlotte, Florida 33954; Addressing Severability; and Providing for an Effective Date, was adopted.

B. Resolution 2025-27, Authorizing an Individual Designated by the Board of Supervisors to Act as the District's Purchasing Agent for the Purpose of Procuring, Accepting, and Maintaining Any and All Construction Materials Necessary for the Construction, Installation, Maintenance or Completion of the District's Infrastructure Improvements as Provided in the District's Adopted Improvement Plan; Providing for the Approval of a Work Authorization; Providing for Procedural Requirements for the Purchase of Materials; Approving the Form of a Purchase Requisition Request; Approving the Form of a Purchase Order; Approving the Form of a Certificate of Entitlement; Authorizing the Purchase of Insurance; Providing a Severability Clause; and Providing an Effective Date

Ms. Suit presented Resolution 2025-27.

On MOTION by Mr. Martin and seconded by Mr. Fife, with all in favor, Resolution 2025-27, Authorizing an Individual Designated by the Board of Supervisors to Act as the District's Purchasing Agent for the Purpose of Procuring, Accepting, and Maintaining Any and All Construction Materials Necessary for the Construction, Installation, Maintenance or Completion of the District's Infrastructure Improvements as Provided in the District's Adopted Improvement Plan; Providing for the Approval of a Work Authorization; Providing for Procedural Requirements for the Purchase of Materials; Approving the Form of a Purchase Requisition Request; Approving the Form of a Purchase Order; Approving the Form of a Certificate of Entitlement; Authorizing the Purchase of Insurance; Providing a Severability Clause; and Providing an Effective Date, was adopted.

PART 4: BOND FINANCING & PROJECT RELATED MATTERS

FINANCING RELATED MATTERS

THIRTEENTH ORDER OF BUSINESS

Consideration of the following Bond Financing Related Items:

Ms. Suit presented the following items:

A. Bond Financing Team Funding Agreement

Discussion ensued regarding the Developer entities that will be involved and potential percentage splits in the fiscal year budget.

Budget funding requests will be sent to Mr. Martin.

On MOTION by Mr. Fife and seconded by Mr. Brumfield, with all in favor, the Bond Financing Team Funding Agreement, in substantial form, was approved.

- B. Engagement of Bond Financing Professionals
 - I. Underwriter/Investment Banker: FMSbonds, Inc.

On MOTION by Mr. Thomas and seconded by Mr. Brumfield, with all in favor, the FMSbonds, Inc., Agreement for Underwriter Services and Rule G-17 Disclosure Letter, was approved.

II. Bond Counsel: Greenberg Traurig, P.A.

On MOTION by Mr. Thomas and seconded by Mr. Brumfield, with all in favor, the Greenberg Traurig P.A. Engagement Letter to serve as Bond Counsel, was approved.

III. Trustee, Paying Agent and Registrar: Regions Bank

On MOTION by Mr. Fife and seconded by Mr. Thomas, with all in favor, the Regions Bank Engagement Letter to serve as Trustee, Paying Agent and Registrar, was approved.

C. Resolution 2025-28, Designating a Date, Time, and Location of a Public Hearing Regarding the District's Intent to Use the Uniform Method for the Levy, Collection, and Enforcement of Non-Ad Valorem Special Assessments as Authorized by Section 197.3632, Florida Statutes; Authorizing the Publication of the Notice of Such Hearing; and Providing an Effective Date

Ms. Suit presented Resolution 2025-28. This Resolution enables placement of the assessments on the tax bill utilizing the services of the Property Appraiser and Tax Collector.

On MOTION by Mr. Fife and seconded by Mr. Thomas, with all in favor, Resolution 2025-28, Designating a Date, Time, and Location of April 15, 2025 at 12:00 p.m., at the Country Inn & Suites by Radisson, 24244 Corporate Court,

Port Charlotte, Florida 33954 for a Public Hearing Regarding the District's Intent to Use the Uniform Method for the Levy, Collection, and Enforcement of Non-Ad Valorem Special Assessments as Authorized by Section 197.3632, Florida Statutes; Authorizing the Publication of the Notice of Such Hearing; and Providing an Effective Date, was adopted.

D. Presentation of Master Engineer's Report

Mr. Earlywine presented the Master Engineer's Report and noted the following:

- The estimated Capital Improvement Plan (CIP) cost is \$36,575,000
- The CIP includes all the typical infrastructure, infrastructure improvements for the development, such as roadway improvements; stormwater management system, utilities, etc.
- The Master Engineer's Report contains all the findings necessary to proceed with bond issuance and assessments, including that the project is feasible, consistent with project approvals, and that the costs are accurate based on current market conditions.
- The Report notes some off-site improvements that are necessary to the CDD, primarily related to roadways and some off-site maintenance responsibilities, such as for canals, etc.

On MOTION by Mr. Fife and seconded by Mr. Martin, with all in favor, the Master Engineer's Report, in substantial form and for noticing purposes for the assessment hearing and for bond validation purposes, was approved.

E. Presentation of Master Special Assessment Methodology Report

Ms. Suit distributed and presented the Master Special Assessment Methodology Report. She reviewed the pertinent information found in each section and discussed the Development Program, CIP, Financing Program, Assessment Methodology, lienability tests, special and peculiar benefits to the units and the True-up Mechanism. She noted the following:

This Methodology presents the projections for financing the CIP described in the Engineer's Report and describes the method for the allocation of special benefits and the apportionment of special assessment debt.

The CIP needed to serve the Development is projected to consist of stormwater management, roadways, water & wastewater systems, hardscape/landscape/irrigation, amenities (parks), and off-site improvements.

- The CIP costs are estimated by the District Engineer at \$36,575,000.
- The proposed financing plan provides for the issuance of the Bonds in the approximate principal amount of \$50,370,000 to finance approximately \$36,575,000 in CIP costs.
- The current development plan envisions a total of 642 residential dwelling units to be developed over a multi-year period in one or more development phases. The units consist of three residential project types.

Ms. Suit reviewed the Appendix Tables, which detail the Development Plan, CIP, Preliminary Sources and Uses of Funds, Benefit Allocation and the Bond Assessment Apportionment.

Mr. Earlywine stated the Methodology finds that there is sufficient benefit from the project to justify the assessments and finds that the assessments are fairly and reasonably allocated across the product types.

On MOTION by Mr. Thomas and seconded by Mr. Jobalia, with all in favor, the Master Special Assessment Methodology Report, in substantial form and for noticing purposes for the assessment hearing and for bond validation purposes, was approved.

F. Resolution 2025-29, Declaring Special Assessments; Designating the Nature and Location of the Proposed Improvements; Declaring the Total Estimated Cost of the Improvements, the Portion to Be Paid by Assessments, and the Manner and Timing in Which the Assessments are to Be Paid; Designating the Lands Upon Which the Assessments Shall Be Levied; Providing For An Assessment Plat and a Preliminary Assessment Roll; Addressing the Setting of Public Hearings; Providing for Publication of this Resolution; and Addressing Conflicts, Severability and an Effective Date Ms. Suit presented Resolution 2025-29 and read the title.

On MOTION by Mr. Martin and seconded by Mr. Thomas, with all in favor, Resolution 2025-29, Declaring Special Assessments; Designating the Nature and Location of the Proposed Improvements; Declaring the Total Estimated Cost of the Improvements, the Portion to Be Paid by Assessments, and the Manner and Timing in Which the Assessments are to Be Paid; Designating the Lands Upon Which the Assessments Shall Be Levied; Providing For An Assessment Plat and a Preliminary Assessment Roll; Addressing the Setting of Public Hearings on April 15, 2025 at 12:00 p.m., at the Country Inn & Suites by Radisson, 24244 Corporate Court, Port Charlotte, Florida 33954; Providing for Publication of this Resolution; and Addressing Conflicts, Severability and an Effective Date, was adopted.

G. Resolution 2025-30, Authorizing the Issuance of Not to Exceed \$50,370,000 Aggregate Principal Amount of West Port East Community Development District Special Assessment Bonds, in One or More Series, to Pay All or a Portion of the Design, Acquisition and Construction Costs of Certain Public Infrastructure Improvements, Including, But Not Limited to, Stormwater Management and Control Facilities, Including, But Not Limited to, Related Earthwork and any Conveyance Of Interests in Real Property Relating Thereto; Water, Wastewater and Reclaimed Water Systems Including Connection Fees, if Applicable; Hardscaping, Landscaping and Irrigation in Public Rights-of-Way; Roadway Improvement Including Impact Fees, if Applicable; Recreational Amenities and Related Incidental Costs; Reclaimed Water Facilities; the Differential Cost of Undergrounding Electric Utilities Including Professional Fees (Collectively, the "Project"), Pursuant to Chapter 190, Florida Statutes, as Amended; Providing for the Appointment of a Trustee; Approving the Form And Authorizing The Execution and Delivery of a Master Trust Indenture And Supplemental Trust Indenture in Substantially the Forms Attached Hereto; Providing that Such Bonds Shall Not Constitute a Debt, Liability or Obligation of the West Port East Community Development District (Except as Otherwise Provided Herein), Charlotte County, Florida, the State of Florida or of any Other Political Subdivision Thereof, But Shall Be Payable Solely From Special Assessments Assessed And Levied on the Property Within

the District Benefited by the Project and Subject to Assessment; Providing for the Judicial Validation of Such Bonds; and Providing for Other Related Matters

Mr. Sanford presented Resolution 2025-30, known as the Bond Validation Resolution, which accomplishes the following:

- Approves issuance of a principal amount of bonds in a not-to-exceed amount of \$50,370,000 in one or more series.
- Appoints Regions Bank as the Trustee, Registrar and Paying Agent.
- Approves the form of the Master Trust Indenture, along with the form of Supplemental Trust Indentures.
- Authorizes District Counsel to file for bond validation.

On MOTION by Mr. Martin and seconded by Mr. Thomas, with all in favor, Resolution 2025-30, Authorizing the Issuance of Not to Exceed \$50,370,000 Aggregate Principal Amount of West Port East Community Development District Special Assessment Bonds, in One or More Series, to Pay All or a Portion of the Design, Acquisition and Construction Costs of Certain Public Infrastructure Improvements, Including, But Not Limited to, Stormwater Management and Control Facilities, Including, But Not Limited to, Related Earthwork and any Conveyance Of Interests in Real Property Relating Thereto; Water, Wastewater and Reclaimed Water Systems Including Connection Fees, if Applicable; Hardscaping, Landscaping and Irrigation in Public Rights-of-Way; Roadway Improvement Including Impact Fees, if Applicable; Recreational Amenities and Related Incidental Costs; Reclaimed Water Facilities; the Differential Cost of Undergrounding Electric Utilities Including Professional Fees (Collectively, the "Project"), Pursuant to Chapter 190, Florida Statutes, as Amended; Providing for the Appointment of a Trustee; Approving the Form And Authorizing The Execution and Delivery of a Master Trust Indenture And Supplemental Trust Indenture in Substantially the Forms Attached Hereto; Providing that Such Bonds Shall Not Constitute a Debt, Liability or Obligation of the West Port East Community Development District (Except as Otherwise Provided Herein), Charlotte County, Florida, the State of Florida or of any Other Political Subdivision Thereof, But Shall Be Payable Solely From Special Assessments Assessed And Levied on the Property Within the District Benefited by the Project and Subject to Assessment; Providing for the Judicial Validation of Such Bonds; and Providing for Other Related Matters, was adopted.

PROJECT RELATED ITEMS

FOURTEENTH ORDER OF BUSINESS

Consideration of the following Project

Related Items:

A. Temporary Construction Easement

B. Acquisition Agreement

Mr. Earlywine stated that the Agreements will be updated to add another Developer, if necessary.

On MOTION by Mr. Thomas and seconded by Mr. Jobalia, with all in favor, the Temporary Construction Easement and the Acquisition Agreement, both in substantial form, were approved.

FIFTEENTH ORDER OF BUSINESS

Staff Reports

A. District Counsel: Kutak Rock LLP

B. District Engineer (Interim): Morris Engineering and Consulting, LLC

C. District Manager: Wrathell, Hunt and Associates, LLC

There were no District Counsel, District Engineer or District Manager reports.

The next meeting will be held on April 15, 2025 at 12:00 p.m.

SIXTEENTH ORDER OF BUSINESS

Board Members' Comments/Requests

There were no Board Members' comments or requests.

SEVENTEENTH ORDER OF BUSINESS

Public Comments

No members of the public spoke.

EIGHTEENTH ORDER OF BUSINESS

Adjournment

On MOTION by Mr. Martin and seconded by Mr. Thomas, with all in favor, the meeting adjourned at 2:22 p.m.

Secretary/Assistant Secretary

Chair/Vice C