

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT
DISTRICT**

**REGULAR MEETING
AGENDA**

May 20, 2010

Moody River Estates Community Development District
6131 Lyons Road, Suite 100 • Coconut Creek, Florida 33073
Phone (954) 426-2105 • Fax (954) 426-2147 • Toll-free: (877) 276-0889

May 12, 2010

Board of Supervisors
Moody River Estates Community Development District

Dear Board Members:

A Regular Meeting of the Moody River Estates Community Development District's Board of Supervisors will be held on **Thursday, May 20, 2010 at 1:00 p.m.**, at the **Candlewood Suites, 3626 Colonial Court, Fort Myers, Florida 33913**. The agenda is as follows:

1. Call to Order/Roll Call
2. Consideration of **Resolution 2010-3**, Approving the District's Proposed Budget for Fiscal Year 2011 and Setting a Public Hearing Thereon Pursuant to Florida Law
3. Discussion: Records Retention
 - Consideration of **Resolution 2010-4**, Providing for the Appointment of a Records Management Liaison Officer; Providing the Duties of the Records Management Liaison Officer; Adopting a Records Retention Policy
4. Notice of Landowners' Election: **November 18, 2010 [Seats 1, 4, 5]**
 - a. Election Information
 - b. Sample Official Ballot
 - c. Sample Landowners' Proxy
5. Approval of **March 18, 2010** Regular Meeting Minutes
6. Other Business
7. Staff Reports
 - a. Attorney
 - b. Manager
 - i. Unaudited Financial Statements as of March 31, 2010
 - ii. **397** Registered Voters in District as of April 15, 2010
 - iii. **NEXT MEETING DATE: June 17, 2010 at 1:00 P.M.**

8. Audience Comments/Supervisors' Requests
9. Adjournment

The second order of business is the consideration of Resolution 2010-3, approving the proposed budget for Fiscal Year 2011 and setting a public hearing date. A copy of the proposed budget is included in the agenda package for your information and review.

The third order of business outlines the District's responsibilities in relation to the retention and disposition of its public records.

The fourth order of business deals with the notification of the upcoming Landowners' Election. Pursuant to Section 190.006 of the Florida Statutes, the District must hold a Landowners' Election on November 18, 2010 to fill the following three (3) seats that are due to expire at that time: Seat 1 (currently held by Supervisor Ilse Mayer); Seat 4 (currently held by Supervisor Matt Harrell); and Seat 5 (currently held by Supervisor Kathy Shea). The two (2) candidates receiving the highest number of votes shall be elected to serve for a four (4)-year period, and the remaining candidate elected shall serve for a two (2)-year period. A sample form of ballot and proxy is included in the agenda package for consideration.

Should you have any questions and/or concerns, please contact me directly at 239-464-7114.

Sincerely,



Chesley E. Adams, Jr.
District Manager

CA:dg

For Board Members and Staff unable to attend in person, a toll-free call-in number of **1-888-354-0094** has been established.

Please input the conference ID of **8593810#**. You will be placed on hold until the moderator calls in and all parties are joined on the same line.

RESOLUTION 2010-3

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE MOODY RIVER ESTATES COMMUNITY DEVELOPMENT DISTRICT APPROVING A PROPOSED BUDGET FOR FISCAL YEAR 2010/2011 AND SETTING A PUBLIC HEARING THEREON PURSUANT TO FLORIDA LAW AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the District Manager has heretofore prepared and submitted to the Board of Supervisors of the Moody River Estates Community Development District (the "Board") prior to June 15, 2010, a proposed operating budget, debt service budget and capital projects budget for Fiscal Year 2010/2011; and

WHEREAS, the Board has considered the proposed budgets and desires to set the required public hearing thereon.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE MOODY RIVER ESTATES COMMUNITY DEVELOPMENT DISTRICT:

1. The operating, debt service and capital projects budgets proposed by the District Manager for Fiscal Year 2010/2011 attached hereto as **Exhibit A** are hereby approved as the basis for conducting a public hearing to adopt said budgets.
2. A public hearing on said approved budgets is hereby declared and set for the following date, hour and location:

DATE: _____, 2010

HOUR: _____

LOCATION: _____

3. The District Manager is hereby directed to submit a copy of the proposed budget(s) to Lee County at least 60 days prior to the hearing set above.
4. Notice of this public hearing shall be published in the manner prescribed in Florida law.
5. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS ____ DAY OF _____, 2010.

ATTEST:

**MOODY RIVER ESTATES COMMUNITY
DEVELOPMENT DISTRICT**

Secretary

By: _____

Its: _____

EXHIBIT A

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
FISCAL YEAR 2011
PROPOSED BUDGET
MAY 20, 2010**

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
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**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
GENERAL FUND BUDGET
FISCAL YEAR 2011**

	Fiscal Year 2010				Proposed Budget FY 2011
	Adopted Budget FY 2010	Actual through 3/31/10	Projected through 9/30/2010	Total Revenue and Expenditures	
REVENUES					
Assessment levy: gross	\$ 261,652				\$ 271,751
Allowable discounts (4%)	(10,466)				(10,870)
Assessment levy: net	251,186	\$ 112,623	\$ 138,563	\$ 251,186	260,881
Interest and miscellaneous	1,500	175	175	350	-
Total revenues	252,686	112,798	138,738	251,536	260,881
EXPENDITURES					
Professional & admin					
Supervisors	6,459	2,153	2,153	4,306	6,459
Management/recording	44,802	22,401	22,401	44,802	44,802
Legal - general counsel	15,000	7,609	7,391	15,000	15,000
Legal - litigation	-	45,268	-	45,268	16,000
Engineering	5,000	-	5,000	5,000	5,000
Audit	6,000	6,100	-	6,100	6,000
Accounting	8,742	4,371	4,371	8,742	8,742
Assessment roll preparation	12,875	6,437	6,438	12,875	12,875
Arbitrage rebate calculation	1,750	-	1,750	1,750	1,750
Dissemination agent	5,305	5,000	-	5,000	5,000
Trustee	6,000	-	6,000	6,000	6,000
Telephone	500	250	250	500	500
Postage	1,250	623	623	1,246	1,250
Printing & binding	1,100	550	550	1,100	1,100
Legal advertising	1,500	630	870	1,500	1,500
Office supplies	500	-	500	500	500
Annual district filing fee	175	175	-	175	175
Insurance	5,150	5,000	-	5,000	5,150
Contingency	20,000	339	19,661	20,000	2,500
Other current charges	1,100	796	1,114	1,910	1,100
Total professional & admin	143,208	107,702	79,072	186,774	141,403
Water management					
Other contractual	50,000	19,662	30,338	50,000	55,000
Aquascaping	10,000	-	10,000	10,000	5,000
Utilities	47,000	23,251	23,749	47,000	47,000
Total water management	107,000	42,913	64,087	107,000	107,000

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
GENERAL FUND BUDGET
FISCAL YEAR 2011**

	Fiscal Year 2010			Total Revenue and Expenditures	Proposed Budget FY 2011
	Adopted Budget FY 2010	Actual through 3/31/10	Projected through 9/30/2010		
Other fees and charges					
Property appraiser	991	177	814	991	991
Tax collector	1,487	260	1,227	1,487	1,487
Total other fees and charges	<u>2,478</u>	<u>437</u>	<u>2,041</u>	<u>2,478</u>	<u>2,478</u>
Total expenditures	<u>252,686</u>	<u>151,052</u>	<u>145,200</u>	<u>296,252</u>	<u>250,881</u>
Excess/(deficiency) of revenues over/(under) expenditures	-	(38,254)	(6,462)	(44,716)	10,000
Fund balance - beginning	27,828	60,758	22,504	60,758	16,042
Fund balance- ending (projected)	<u>\$ 27,828</u>	<u>\$ 22,504</u>	<u>\$ 16,042</u>	<u>\$ 16,042</u>	<u>\$ 26,042</u>

Assessment Summary

	Units	FY 2010 Assessment	Projected Assessment	Total Revenue
Single Family	787	\$ 293.18	\$ 304.53	\$ 239,665.11
Multi Family	204	\$ 151.56	\$ 157.27	32,083.08
Total	<u>991</u>			<u>\$ 271,748.19</u>

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
DEFINITIONS OF GENERAL FUND EXPENDITURES**

EXPENDITURES

Professional & admin

Supervisors	\$ 6,459
<p>Statutorily set at \$200 (plus applicable taxes) for each meeting of the Board of Supervisors not to exceed \$4,800 for each fiscal year. The District anticipates six (6) meetings during fiscal year 2011.</p>	
Management/recording	44,802
<p>Wrathell, Hunt and Associates, LLC, specializes in managing Community Development Districts in the State of Florida by combining the knowledge, skills and experience of a team of professionals to ensure compliance with all governmental requirements of the District, develop financing programs, administer the issuance of tax exempt bond financings, and operate and maintain the assets of the community.</p>	
Legal - general counsel	15,000
<p>Hopping Green and Sams provide on-going general counsel and legal representation. These lawyers are confronted with issues relating to public finance, public bidding, rulemaking, open meetings, public records, real property dedications, conveyances and contracts. In this capacity, they provide service as "local government lawyers," realizing that this type of local government is very limited in its scope – providing infrastructure and services to developments.</p>	
Legal - litigation	16,000
Engineering	5,000
<p>The District's engineer provides a broad array of engineering, consulting and construction services to the District. These services assist with the crafting of sustainable solutions for the long term interests of the community while recognizing the needs of government, the environment and maintenance of the District's facilities.</p>	
Audit	6,000
<p>Statutorily required for the District to undertake an independent examination of its books, records and accounting procedures. Grau & Associates currently provide this service for the District.</p>	
Accounting	8,742
<p>Wrathell, Hunt and Associates, LLC, is responsible for the preparation of all financial work related to the District's governmental funds, including monthly financials and annual budgets.</p>	
Assessment roll preparation	12,875
<p>Wrathell, Hunt and Associates, LLC, is responsible for the preparation and administration of the assessment rolls for all funds of the District.</p>	
Arbitrage rebate calculation	1,750
<p>To ensure the District's compliance with all tax regulations, annual computations are necessary to calculate the arbitrage rebate liability.</p>	
Dissemination agent	5,000
<p>The District must annually disseminate financial information in order to comply with the requirements of Rule 15c2-12 under the Securities & Exchange Act of 1934. The Dissemination Agent for the District is the District's Underwriter - Prager Sealy and Company, LLC.</p>	

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
DEFINITIONS OF GENERAL FUND EXPENDITURES**

EXPENDITURES (continued)

Trustee	6,000
Annual fees paid to U.S. Bank for the services they provide as trustee, paying agent and registrar.	
Telephone	500
Telephone and fax machine.	
Postage	1,250
Mailing of agenda packages, overnight deliveries, correspondence, etc.	
Printing & binding	1,100
Accounts payable checks, letterhead, envelopes, copies, agendas, etc.	
Legal advertising	1,500
The District advertises for monthly meetings, special meetings, public hearings, bidding, etc.	
Office supplies	500
Accounting and administrative supplies.	
Annual district filing fee	175
Annual fee paid to the Department of Community Affairs.	
Insurance	5,150
The District carries public officials and general liability insurance with policies written by Preferred Governmental Insurance Trust. The limit of liability is set at \$1,000,000 for general liability (\$2,000,000 general aggregate) and \$1,000,000 for public officials liability limit.	
Contingency	2,500
Attorney fees for potential litigation.	
Other current charges	1,100
Bank charges and other miscellaneous expenses incurred during the year.	
Water management	
Other contractual	55,000
The District contracts with Lakemasters Aquatic Weed Control, Inc. for treatment and maintenance of the lakes and wetlands. This program includes aquatic weed control and algae treatment.	
It is anticipated that the District will begin a routine pipe and inlet inspection and cleaning program in fiscal year 2011. It is proposed that this program be implemented on a 3 year rotational basis (1/3 of the pipe inlets addressed each year).	
Lake and wetlands	\$ 40,000
Pipes and inlets	15,000
Total	\$ 55,000
Aquascaping	5,000
To address the periodic needs of supplementing the District's aquatic plan program to ensure compliance with the surface water management permit(s).	
Utilities	47,000
Electrical charges for fountains and aerators.	
Other fees & charges	
Property appraiser	991
Fees are \$1.00 per parcel on which the assessment is levied.	
Tax collector	1,487
Fees are \$1.50 per parcel on which the assessment is levied.	
Total expenditures	<u>\$ 250,881</u>

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
DEBT SERVICE FUND BUDGET - SERIES 2005
FISCAL YEAR 2011**

	Fiscal Year 2010			Total Revenue & Expenditures	Proposed Budget FY 2011
	Adopted Budget FY 2010	Actual Through 3/31/2010	Projected Through 9/30/2010		
REVENUES					
Assessment levy: on-roll	\$ 848,435				\$ 752,837
Allowable discount (4%)	(33,937)				(30,113)
Assessment levy - net	814,498	\$ 364,794	\$ 449,704	\$ 814,498	722,724
Total revenues	814,498	364,794	449,704	814,498	722,724
EXPENDITURES					
Debt service					
Principal	175,000	-	175,000	175,000	185,000
Principal prepayment	70,000	5,000	5,000	10,000	70,000
Interest	547,573	273,786	273,653	547,439	537,943
Total debt service	792,573	278,786	453,653	732,439	792,943
Other fees & charges					
Property appraiser	-	575	-	575	-
Tax collector	-	846	-	846	-
Total other fees & charges	-	1,421	-	1,421	-
Total expenditures	792,573	280,207	453,653	733,860	792,943
Excess/(deficiency) of revenues over/(under) expenditures	21,925	84,587	(3,949)	80,638	(70,219)
Beginning fund balance	992,773	1,125,417	1,210,004	1,125,417	1,206,055
Ending fund balance (projected)	\$1,014,698	\$1,210,004	\$1,206,055	\$ 1,206,055	1,135,836
Use of fund balance					
Debt service reserve account balance (required)					(686,740)
Interest expense - November 1, 2011					(264,023)
Projected fund balance surplus/(deficit) as of September 30, 2011					\$ 185,073

Moody River

Community Development District

Series 2005

\$10,710,000

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2009	-	-	-	-
05/01/2010	175,000.00	5.350%	273,652.50	448,652.50
11/01/2010	-	-	268,971.25	268,971.25
05/01/2011	185,000.00	5.350%	268,971.25	453,971.25
11/01/2011	-	-	264,022.50	264,022.50
05/01/2012	195,000.00	5.350%	264,022.50	459,022.50
11/01/2012	-	-	258,806.25	258,806.25
05/01/2013	205,000.00	5.350%	258,806.25	463,806.25
11/01/2013	-	-	253,322.50	253,322.50
05/01/2014	215,000.00	5.350%	253,322.50	468,322.50
11/01/2014	-	-	247,571.25	247,571.25
05/01/2015	225,000.00	5.350%	247,571.25	472,571.25
11/01/2015	-	-	241,552.50	241,552.50
05/01/2016	240,000.00	5.350%	241,552.50	481,552.50
11/01/2016	-	-	235,132.50	235,132.50
05/01/2017	255,000.00	5.350%	235,132.50	490,132.50
11/01/2017	-	-	228,311.25	228,311.25
05/01/2018	265,000.00	5.350%	228,311.25	493,311.25
11/01/2018	-	-	221,222.50	221,222.50
05/01/2019	280,000.00	5.350%	221,222.50	501,222.50
11/01/2019	-	-	213,732.50	213,732.50
05/01/2020	295,000.00	5.350%	213,732.50	508,732.50
11/01/2020	-	-	205,841.25	205,841.25
05/01/2021	310,000.00	5.350%	205,841.25	515,841.25
11/01/2021	-	-	197,548.75	197,548.75
05/01/2022	330,000.00	5.350%	197,548.75	527,548.75
11/01/2022	-	-	188,721.25	188,721.25
05/01/2023	350,000.00	5.350%	188,721.25	538,721.25
11/01/2023	-	-	179,358.75	179,358.75
05/01/2024	365,000.00	5.350%	179,358.75	544,358.75
11/01/2024	-	-	169,595.00	169,595.00
05/01/2025	385,000.00	5.350%	169,595.00	554,595.00
11/01/2025	-	-	159,296.25	159,296.25
05/01/2026	410,000.00	5.350%	159,296.25	569,296.25
11/01/2026	-	-	148,328.75	148,328.75
05/01/2027	430,000.00	5.350%	148,328.75	578,328.75
11/01/2027	-	-	136,826.25	136,826.25
05/01/2028	455,000.00	5.350%	136,826.25	591,826.25
11/01/2028	-	-	124,655.00	124,655.00
05/01/2029	480,000.00	5.350%	124,655.00	604,655.00
11/01/2029	-	-	111,815.00	111,815.00
05/01/2030	505,000.00	5.350%	111,815.00	616,815.00
11/01/2030	-	-	98,306.25	98,306.25
05/01/2031	535,000.00	5.350%	98,306.25	633,306.25

Moody River

Community Development District

Series 2005

\$10,710,000

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I
11/01/2031	-	-	83,995.00	83,995.00
05/01/2032	565,000.00	5.350%	83,995.00	648,995.00
11/01/2032	-	-	68,881.25	68,881.25
05/01/2033	595,000.00	5.350%	68,881.25	663,881.25
11/01/2033	-	-	52,965.00	52,965.00
05/01/2034	625,000.00	5.350%	52,965.00	677,965.00
11/01/2034	-	-	36,246.25	36,246.25
05/01/2035	660,000.00	5.350%	36,246.25	696,246.25
11/01/2035	-	-	18,591.25	18,591.25
05/01/2036	695,000.00	5.350%	18,591.25	713,591.25
Total	\$10,230,000.00	-	\$9,100,885.00	\$19,330,885.00

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
PROJECTED ASSESSMENTS
GENERAL FUND AND DEBT SERVICE FUND**

Number of Units	Unit Type	Projected Fiscal Year 2011			FY 10 Assessment
		GF	DSF	GF & DSF	
114	Carriage-Center	\$ 304.53	\$ 439.00	\$ 743.53	\$ 751.47
182	Coach-Center	\$ 304.53	\$ 583.00	\$ 887.53	\$ 901.47
123	Signature 50X135-Center	\$ 304.53	\$ 728.00	\$ 1,032.53	\$ 1,051.47
95	Estate 71.25X135-Center	\$ 304.53	\$ 920.00	\$ 1,224.53	\$ 1,251.47
140	Estate 71.25X135-South	\$ 304.53	\$ 1,553.00	\$ 1,857.53	\$ 1,834.47
56	Signature 50X135-North	\$ 304.53	\$ 1,261.00	\$ 1,565.53	\$ 1,594.47
77	Estate 71.25X135-North	\$ 304.53	\$ 1,553.00	\$ 1,857.53	\$ 1,894.47
204	Multifamily-East	\$ 157.27	\$ 63.00	\$ 220.27	\$ 169.39
<u>991</u>					

Hopping Green & Sams

Attorneys and Counselors

MEMORANDUM

TO: Moody River Estates Community Development District
Board of Supervisors

FROM: Hopping Green & Sams P.A.

RE: Public Records Retention

DATE: April 6, 2010

The purpose of this memorandum is to outline the District's responsibilities in relation to the retention and disposition of its public records ("Records Retention") and to present a choice between two different resolutions for the Board to consider. Historically, most Districts have not engaged in the disposition of records and have simply chosen to keep all records. However, current state law provides for the disposition of many records after a specified period of time. In order to devise a Records Retention Policy which makes sense, there are three primary sources for legal requirements that must be considered.

Overview of State Law Records Retention Requirements

Florida Law sets forth a comprehensive scheme governing Records Retention. Section 257.36, Florida Statutes, entitled "Records and Information Management" creates the Division of Library and Information Services of the Department of State ("DLIS") which is charged with the duty to set forth policies and rules regulating Records Retention. To this end, DLIS has adopted comprehensive rules and policies applicable to community development districts ("CDDs") which are set forth in Florida Administrative Code sections 1B-24.001, 1B-24.003, 1B-26.0021, and 1B-26.003. DLIS adopts records retention schedules which provide the minimum amount of time that different public records must be kept before they are disposed ("Schedules"). The Schedules typically applicable to community development districts are GS1-SL (General Records Schedule for State and Local Government Agencies), GS3 (General Records Schedule for Election Records), and GS14 (General Records Schedule for Public Utilities). GS1-SL and GS3 will apply to every CDD, while GS14 will apply to just those CDDs operating water and sewer utilities. Each of these three schedules is further broken down into categories of similar documents.

Under Florida law, all documents of a particular type must be retained for the minimum amount of time set forth in the applicable section of the Schedules. In the event a district record exists that does not fall into one of the specified categories, the District is responsible for requesting that an “Individual Records Schedule” be created by DLIS.

Florida law allows CDDs to adopt policies that extend the amount of time a record must be kept. However, CDDs do not have the power to shorten the time periods in the Schedules.

Overview of Federal Law Records Retention Requirements by Virtue of Tax-Exempt Bond Issuance

If a District has issued tax exempt bonds, there are various requirements imposed by federal law relating to Records Retention. The general principle is that documents in any way related to the issuance of tax-exempt bonds, revenues securing bonds, and the use of the bond proceeds should be kept until at least 3 years after bonds are redeemed. If refunding bonds are issued, records for the refunding bonds and the bonds refunded should be kept until at least 3 years after the refunding bonds are redeemed. The records which must be kept include, but are not limited to:

1. Basic records relating to the bond transaction (including the trust indenture, loan agreements, and bond counsel opinion); and
2. Documentation evidencing the expenditure of bond proceeds; and
3. Documentation evidencing use of bond-financed property by public and private sources (i.e., copies of management contracts and research agreements); and
4. Documentation evidencing all sources of payment or security for the bonds, such as assessments; and
5. Documentation pertaining to any investment of bond proceeds (including the purchase and sale of securities, SLGs subscriptions, yield calculations for each class of investments, actual investment income received from the investment of proceeds, guaranteed investment contracts, and rebate calculations).

Overview of Trust Indenture Requirements to Retain Records

Most, if not all, trust indentures require CDDs that have issued bonds to maintain records which demonstrate that the District has not taken any action to jeopardize the tax-exempt status of the bonds.

Current Responsibilities for District Records Retention

Section 119.021(2)(b), Florida Statutes, provides that the District must comply with the DLIS rules establishing retention schedules and disposal processes. Section 119.021(2)(c), Florida Statutes, provides that each public official shall systematically dispose of records no longer needed, subject to the consent of DLIS. The District’s Procedural Rule 1.2(4), provides “[t]he Secretary of the District shall be responsible for retaining the District’s records in

accordance with applicable Florida law.” Although the ultimate responsibility rests with the Secretary, the District needs to formally appoint a Records Management Liaison Officer to interact with DLIS. The attached resolutions appoint a Records Management Liaison Officer and outline such person’s duties.

District Options for Records Retention Policy

At this point in time, the District really has two options to ensure compliance with applicable Records Retention laws.

First, a District can adopt the Florida Records Retention Schedules modified to ensure the District is also retaining the records required by federal law and the trust indenture. This option allows for the timely destruction of records while ensuring that the District’s policy is in compliance with state and federal laws. HGS has prepared a resolution that implements this option, and it is attached hereto as **Exhibit A**.

Second, a District can adopt the Florida Records Retention Schedules as written and adopt a policy that states that the District will not be destroying any records at this point in time. While this seems like the easiest approach, it has its drawbacks and is inconsistent with the structure intended by Florida law. Not disposing of documents in a timely manner increases the cost of maintaining records thereby shifting valuable financial resources away from core functions. In addition, unnecessary Records Retention may disadvantage a District in future litigation and may be viewed as a lackadaisical approach to records management thereby undermining the public’s confidence in the integrity of the Records Retention system. Despite these concerns, the District could choose to keep all records. HGS has prepared a resolution that implements this option, and it is attached hereto as **Exhibit B**.

It is important to note that the District could change its Records Retention policy at a later date so long as the District’s amendment was consistent with the notice and hearing provisions found in Chapter 190 and the District’s Rules of Procedure.

Electronic Recordkeeping

Electronic recordkeeping is one of the many subjects under consideration by the Florida Legislature and our office will circulate an update on any legislative developments that occur. Presently, electronic recordkeeping is authorized by Rule 1B-26.003, Florida Administrative Code, which provides control standards relating to the same. The DLIS recently released the “Electronic Recordkeeping Strategic Plan,” which focuses on recording strategies as they relate to electronic records. The Strategic Plan, as well as a multitude of resources for records managers, is made available for review by DLIS at the following address: http://dlis.dos.state.fl.us/index_RecordsManagers.cfm.

EXHIBIT A

RESOLUTION 2010-__

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE MOODY RIVER ESTATES COMMUNITY DEVELOPMENT DISTRICT 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 AN EFFECTIVE DATE.

WHEREAS, the Moody River Estates Community Development District (“District”) is a local unit of special purpose government created and existing pursuant to Chapter 190, Florida Statutes, being situated in Lee County, Florida; and

WHEREAS, Chapter 190, Florida Statutes, authorizes the District to adopt rules to govern the administration of the District and to adopt resolutions as may be necessary for the conduct of district business; and

WHEREAS, section 1.2(2) of the District’s Rules of Procedure appoints the Secretary of the District as the District’s records custodian; and

WHEREAS, Section 257.36(5), Florida Statutes, requires the District to establish and maintain an active and continuing program for the economical and efficient management of records and to provide for the appointment of a records management liaison officer (“Records Management Liaison Officer”); and

WHEREAS, the District desires for the Records Management Liaison Officer to be an employee of the District or an employee of the District Manager; and

WHEREAS, the District desires to authorize the District’s records custodian to appoint a Records Management Liaison Officer, which may or may not be the District’s records custodian; and

WHEREAS, the District desires to prescribe duties of the Records Management Liaison Officer and provide for the assignment of additional duties; and

WHEREAS, the District’s Board of Supervisors (“Board”) finds that it is in the best interests of the District to adopt by resolution a Records Retention Policy (the “Policy”) for immediate use and application; and

WHEREAS, the District desires to provide for future amendment of the Records Retention Policy.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE MOODY RIVER ESTATES COMMUNITY DEVELOPMENT DISTRICT:

SECTION 1. The District hereby authorizes the District's records custodian to appoint a Records Management Liaison Officer and report such appointment to the appropriate State of Florida agencies. A Records Management Liaison Officer shall be an employee of the District or the District Manager. The Board, and the District's records custodian, shall each have the individual power to remove the Records Management Liaison Officer at any time for any reason. Immediately following the removal or resignation of a Records Management Liaison Officer, the District's records custodian shall appoint a replacement Records Management Liaison Officer.

SECTION 2. The duties of the Records Management Liaison Officer shall include the following:

- A. serve as the District's contact with the Florida Department of State, State Library and Archives of Florida; and
- B. coordinate the District's records inventory; and
- C. maintain records retention and disposition forms; and
- D. coordinate District records management training; and
- E. develop records management procedures consistent with the attached Records Retention Policy, as amended; and
- F. participate in the development of the District's development of electronic record keeping systems; and
- G. submit annual compliance statements; and
- H. work with the Florida Department of State, State Library and Archives of Florida to establish individual retention schedules for the District, from time to time and as may be necessary; and
- I. such other duties as may be assigned by the Board or the District's records custodian in the future.

SECTION 3. The District hereby adopts as its Records Retention Policy the applicable provisions of Section 257.36(5), Florida Statutes, the rules adopted by the Division of Library and Information Services of the Department of State ("Division") pursuant to Section 257.36, Florida Statutes, and the General Records Schedules established by the Division. However, the District will retain certain records longer than required by the General Records Schedules established by the Division as set forth in **Exhibit A**. To the extent the above statute, rules or schedules are amended or supplemented in the future, the District's Records Retention Policy shall automatically incorporate such amendment or supplement provided that such automatic amendment shall not reduce the retention times set forth in **Exhibit A**. The Records Retention Policy shall remain in full force and effect until such time as the Board amends the Policy.

SECTION 4. If any provision of this resolution is held to be illegal or invalid, the other provisions shall remain in full force and effect.

SECTION 5. This resolution shall become effective upon its passage and shall remain in effect unless rescinded or repealed. Furthermore, upon its passage this resolution supersedes any Records Retention Policy previously adopted by the District.

PASSED AND ADOPTED this _____ day of _____, 20____.

ATTEST:

**MOODY RIVER ESTATES COMMUNITY
DEVELOPMENT DISTRICT**

Print Name: _____
Secretary/Assistant Secretary

Chairperson, Board of Supervisors

Exhibit A: District Amendments to General Records Schedules Established by the Division

Exhibit A

District Amendments to General Records Schedules established by the Division

The requirements of GS1-SL are extended as follows:

ADVERTISEMENTS: LEGAL (Item #25)

The District shall retain mailed and published legal advertisements, and corresponding affidavits, relating to proceedings under uniform method of collection of debt assessments permanently. The District shall retain mailed and published legal advertisements, and corresponding affidavits, relating to the levy of assessments securing bonds for five (5) fiscal years provided applicable audits have been released, or until three (3) calendar years after related bonds are redeemed, whichever is later.

AUDITS: INDEPENDENT (Item #56)

The District shall retain the record copy of independent audits for ten (10) fiscal years or until three (3) calendar years after all related bonds are redeemed, whichever is later.

DISBURSEMENT RECORDS: DETAIL (Item #340)

The District shall retain the record copy of disbursement records relating to the use of bonds for five (5) fiscal years provided applicable audits have been released or until three (3) calendar years after related bonds are redeemed, whichever is later.

DISBURSEMENT RECORDS: SUMMARY (Item #341)

The District shall retain the record copy of disbursement records relating to the use of bonds for ten (10) fiscal years provided applicable audits have been released or until three (3) calendar years after related bonds are redeemed, whichever is later.

FINANCIAL REPORTS: COMPREHENSIVE ANNUAL (LOCAL GOVERNMENT) (Item #317)

The District shall retain the record copy of disbursement records relating to the use of bonds for ten (10) fiscal years provided applicable audits have been released or until three (3) calendar years after all related bonds are redeemed, whichever is later.

INCIDENT REPORT FILES (Item #241)

The District shall retain incident reports for five (5) anniversary years from the date of the incident.

MINUTES: OFFICIAL MEETINGS (PRELIMINARY/AUDIO RECORDINGS/VIDEO RECORDINGS (Item #4)

The District shall retain audio recordings of board of supervisor meetings for five (5) calendar years after adoption of the official minutes.

PROJECT FILES: CAPITAL IMPROVEMENT (Item #136)

The District shall retain the record copy of project files for projects funded with bonds for ten (10) fiscal years after completion of the project provided applicable audits have been released or until three (3) calendar years after all related bonds are redeemed, whichever is later.

REAL PROPERTY RECORDS: CONDEMNATION/DEMOLITION (Item #364)

The District shall retain the record copy of project files for condemnation/demolition projects funded with bonds for five (5) anniversary years after final action or until three (3) calendar years after all related bonds are redeemed, whichever is later. The record copy of deeds and easements shall be kept permanently.

REAL PROPERTY RECORDS: PROPERTY ACQUIRED (Item #172)

The District shall retain the record copy of documents related to property acquisitions funded with bonds for three (3) fiscal years after final disposition of the property provided applicable audits have been released or until three (3) calendar years after all related bonds are redeemed, whichever is later. The record copy of deeds and easements shall be kept permanently.

EXHIBIT B

RESOLUTION 2010-__

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE MOODY RIVER ESTATES COMMUNITY DEVELOPMENT DISTRICT 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.

WHEREAS, the Moody River Estates Community Development District (“District”) is a local unit of special purpose government created and existing pursuant to Chapter 190, Florida Statutes, being situated in Lee County, Florida; and

WHEREAS, Chapter 190, Florida Statutes, authorizes the District to adopt rules to govern the administration of the District and to adopt resolutions as may be necessary for the conduct of district business; and

WHEREAS, section 1.2(2) of the District’s Rules of Procedure appoints the Secretary of the District as the District’s records custodian; and

WHEREAS, Section 257.36(5), Florida Statutes, requires the District to establish and maintain an active and continuing program for the economical and efficient management of records and to provide for the appointment of a records management liaison officer (“Records Management Liaison Officer”); and

WHEREAS, the District desires for the Records Management Liaison Officer to be an employee of the District or an employee of the District Manager; and

WHEREAS, the District desires to authorize the District’s records custodian to appoint a Records Management Liaison Officer, which may or may not be the District’s records custodian; and

WHEREAS, the District desires to prescribe duties of the Records Management Liaison Officer and provide for the assignment of additional duties; and

WHEREAS, the District’s Board of Supervisors (“Board”) finds that it is in the best interests of the District to adopt by resolution a Records Retention Policy (the “Policy”) for immediate use and application; and

WHEREAS, the District desires to provide for future amendment of the Records Retention Policy.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE MOODY RIVER ESTATES COMMUNITY DEVELOPMENT DISTRICT:

SECTION 1. The District hereby authorizes the District’s records custodian to appoint a Records Management Liaison Officer and report such appointment to the

appropriate State of Florida agencies. A Records Management Liaison Officer shall be an employee of the District or the District Manager. The Board, and the District's records custodian, shall each have the individual power to remove the Records Management Liaison Officer at any time for any reason. Immediately following the removal or resignation of a Records Management Liaison Officer, the District's records custodian shall appoint a replacement Records Management Liaison Officer.

SECTION 2. The duties of the Records Management Liaison Officer shall include the following:

- A. serve as the District's contact with the Florida Department of State, State Library and Archives of Florida; and
- B. coordinate the District's records inventory; and
- C. maintain records retention and disposition forms; and
- D. coordinate District records management training; and
- E. develop records management procedures consistent with the attached Records Retention Policy, as amended; and
- F. participate in the development of the District's development of electronic record keeping systems; and
- G. submit annual compliance statements; and
- H. work with the Florida Department of State, State Library and Archives of Florida to establish individual retention schedules for the District, from time to time and as may be necessary; and
- I. such other duties as may be assigned by the Board or the District's records custodian in the future.

SECTION 3. The District hereby adopts as its Records Retention Policy the applicable provisions of Section 257.36(5), Florida Statutes, the rules adopted by the Division of Library and Information Services of the Department of State ("Division") pursuant to Section 257.36, Florida Statutes, and the General Records Schedules established by the Division. However, the District hereby extends the minimum retention guidelines contained in the General Records Schedules so that the District will retain all public records relating to District business until the Board of Supervisors amends the Records Retention Policy to address the disposition of the same. To the extent the above statute, rules, or schedules are amended or supplemented in the future, the District's Records Retention Policy shall automatically incorporate such amendment or supplement provided that such automatic amendment does not permit the disposition of District records without further action of the Board. The Records Retention Policy shall remain in full force and effect until such time as the Board amends the Policy.

SECTION 4. If any provision of this resolution is held to be illegal or invalid, the other provisions shall remain in full force and effect.

SECTION 5. This resolution shall become effective upon its passage and shall remain in effect unless rescinded or repealed. Furthermore, upon its passage this resolution supersedes any Records Retention Policy previously adopted by the District.

PASSED AND ADOPTED this ____ day of _____, 20 ____.

ATTEST:

**MOODY RIVER ESTATES COMMUNITY
DEVELOPMENT DISTRICT**

Print Name: _____
Secretary/Assistant Secretary

Chairperson, Board of Supervisors

**INSTRUCTIONS RELATING TO LANDOWNERS' MEETING OF THE
MOODY RIVER ESTATES COMMUNITY DEVELOPMENT DISTRICT
FOR THE ELECTION OF SUPERVISORS**

DATE OF LANDOWNERS' MEETING: THURSDAY, NOVEMBER 18, 2010

TIME: 1:00 P.M.

LOCATION: CANDLEWOOD SUITES, 3626 COLONIAL COURT, FORT MYERS, FLORIDA 33913

Pursuant to Chapter 190, Florida Statutes, after a Community Development District ("District") has been established and the landowners have held their initial election, there shall be a subsequent landowners' meeting for the purpose of electing members of the Board of Supervisors every two years until the District qualifies to have its board members elected by the qualified electors of the district. The following instructions on how all landowners may participate in the election is intended to comply with Section 190.006(2)(b), Florida Statutes, as amended by Chapter 2004-353, Laws of Florida.

A landowner may vote in person at the Landowners' Meeting, or the landowner may nominate a proxy holder to vote at the meeting in place of the landowner. Whether in person or by proxy, each landowner shall be entitled to cast one vote per acre of land owned by him or her and located within the District, for each person that the landowner desires to elect to a position on the Board of Supervisors that is open for election for the upcoming term (three (3) seats on the Board will be up for election). A fraction of an acre shall be treated as one (1) acre, entitling the landowner to one vote with respect thereto. **Please note that a particular real property is entitled to only one vote for each eligible acre of land or fraction thereof; therefore, two or more people who own real property in common, that is one acre or less, are together entitled to only one vote for that real property.**

At the Landowners' Meeting, the first step is to elect a chair for the meeting, who may be any person present at the meeting. The landowners' shall also elect a secretary for the meeting who may be any person present at the meeting. The secretary shall be responsible for the minutes of the meeting. The chair shall conduct the nominations and the voting. If the chair is a landowner or proxy holder of a landowner, he/she may nominate candidates and make and second motions. Candidates must be nominated and then shall be elected by a vote of the landowners. Nominees may be elected only to a position on the Board of Supervisors that is open for election for the upcoming term. The two (2) candidates receiving the highest number of votes shall be elected for a term of four (4) years, and the remaining candidate elected shall serve for a two (2)-year term. The term of office for each successful candidate shall commence upon election. Thereafter, there shall be an election of supervisors for the District every two (2) years in November on a date established by the Board of Supervisors upon proper notice until the District qualifies to have its board members elected by the qualified electors of the District.

A proxy is available upon request. To be valid, each proxy must be signed by one (1) of the legal owners of the property for which the vote is cast and must contain the typed or printed name of the individual who signed the proxy; the street address, legal description of the property or tax parcel identification number; and the number of authorized votes. If the proxy authorizes more than one (1) vote, each property must be listed and the number of acres of each property must be included. The signature on a proxy does not need to be notarized.

**OFFICIAL BALLOT
MOODY RIVER ESTATES COMMUNITY DEVELOPMENT DISTRICT
LEE COUNTY, FLORIDA
LANDOWNERS' MEETING
NOVEMBER 18, 2010**

The undersigned certifies that he/she is the owner of land in the Moody River Estates Community Development District (insert or attach legal description of property):

and casts his/her vote(s) for the following:

The two (2) candidates receiving the highest number of votes shall be elected for a four (4)-year term, and the remaining candidate shall be elected for a two (2)-year term.

Name of Candidate(s)

Number of Votes

Name: _____

Address: _____

**LANDOWNERS' PROXY
MOODY RIVER ESTATES COMMUNITY DEVELOPMENT DISTRICT
LEE COUNTY, FLORIDA
LANDOWNERS' MEETING
NOVEMBER 18, 2010**

KNOW ALL MEN BY THESE PRESENTS, that the undersigned hereby constitutes and appoints:

And each of them, attorneys and agents, with power of substitution in each of them for and in behalf of the undersigned, to vote as proxy at the meeting of the landowners of the Moody River Estates Community Development District to be held at the **Candlewood Suites, 3626 Colonial Court, Fort Myers, Florida 33913** on **Wednesday, November 18, 2010 at 1:00 p.m.**, with said meeting published in a newspaper in Lee County; and at any adjournments thereof, according to the number of acres of unplatted land and/or platted lots owned by the undersigned landowner which the undersigned would be entitled to vote if then personally present, upon any question, proposition, or resolution or any other matter or thing which may come before said meeting including, but not limited to, the election of members of the Board of Supervisors and may vote in accordance with their discretion on all matters not known or determined at the time of solicitation of this proxy, which may legally come before the meeting.

Any proxy heretofore given by the undersigned for said meeting is hereby revoked.

This proxy is to continue in force from the date hereof until the conclusion of the annual meeting and any adjournment or adjournments thereof, but may be revoked at any time by notice thereof, in writing, filed with the Secretary of the Moody River Estates Community Development District.

Votes Entitled To:

Number of unplatted acres owned and entitled to vote: _____

Number of platted lots owned and entitled to vote: _____

1
2
3
4
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**MINUTES OF MEETING
MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT**

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A Regular Meeting of the Moody River Estates Community Development District's Board of Supervisors was held on **Thursday, March 18, 2010 at 1:00 p.m.**, at the **Candlewood Suites, 3626 Colonial Court, Fort Myers, Florida 33913.**

15
16

Present and constituting a quorum were:

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22

Ilse Mayer	Chairperson
Kathy Shea	Vice Chairperson
Terry Pye	Assistant Secretary
Jeff Berry	Assistant Secretary

23
24

Also present were:

25
26
27
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29
30
31
32

Cleo Crismond	Assistant Regional Manager
Mike Eckert (via telephone)	District Counsel
Katie Buchanan (via telephone)	Hopping Green & Sams
Michelle Blackstock (via telephone)	Grau & Associates

33
34

FIRST ORDER OF BUSINESS

35
36

Call to Order/Roll Call

37
38

Ms. Crismond called the meeting to order at 1:00 p.m., noting that Supervisors Mayer, Shea, Pye and Berry were present, in person. Supervisor Harrell was not present.

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40

SECOND ORDER OF BUSINESS

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Presentation of Audited Financial Report for Fiscal Year Ended September 30, 2009, Prepared by Grau & Associates

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Ms. Michelle Blackstock referred to the Independent Auditor's Report on Page 1, noting it is an unqualified opinion; meaning, it is a clean audit. She indicated the Balance Sheet on Page 8 reflects that the total assets of the District exceeded the liabilities. She stated, in the current year, the capital projects fund is considered a major fund, but should be closed out shortly. She explained the capital outlay and its impact, reflected on Page 10. Ms. Blackstock proceeded to the Report on Internal Control Over Financial Reporting on Page 23, indicating it is a clean report with nothing to bring to the Board's attention. She concluded with the

39 Management Letter on Pages 25 – 26, noting there were no findings for the current or prior
40 years.

41 There being no questions, the next item followed.

42 *****Ms. Blackstock left the meeting.*****

43
44 **THIRD ORDER OF BUSINESS** **Consideration of Resolution 2010-2,**
45 **Accepting the Audited Financial Report**
46 **for the Fiscal Year Ended September 30,**
47 **2009**

48
49 Ms. Crismond presented Resolution 2010-2 for the purpose of accepting the Fiscal Year
50 2009 Audited Financial Report.

51
52 **On MOTION by Ms. Mayer and seconded by Mr. Berry, with**
53 **all in favor, Resolution 2010-2, Accepting the Audited**
54 **Financial Report for the Fiscal Year Ended September 30,**
55 **2009, was adopted.**

56
57
58 **FOURTH ORDER OF BUSINESS** **Approval of January 21, 2010 Regular**
59 **Meeting Minutes**

60
61 Ms. Crismond presented the January 21, 2010 Regular Meeting Minutes and asked if
62 there were any additions, deletions or corrections.

63
64 **On MOTION by Ms. Mayer and seconded by Ms. Shea, with**
65 **all in favor, the January 21, 2010 Regular Meeting Minutes, as**
66 **presented, were approved.**

67
68
69 **FIFTH ORDER OF BUSINESS** **Other Business**

70
71 There being no Other Business, the next item followed.

72
73 **SIXTH ORDER OF BUSINESS** **Staff Reports**

74
75 a. **Attorney**

76 Ms. Crismond distributed a memo regarding District Counsel's rate increases. Mr.
77 Eckert indicated rates were not increased last year, but his firm is proposing a rate increase for
78 this year. He proposed an hourly rate increase from \$245 to \$260, for himself; from \$180 to
79 \$190, for Katie Buchanan and from \$120 to \$125, for paralegal services. He indicated, although
80 it was not done last year, yearly rate increases are contemplated in the contract and are necessary
81 this year.

82 Mr. Berry asked if the CDD pays District Counsel's travel expenses. Mr. Eckert replied
83 affirmatively, adding that the travel expenses are the actual out-of-pocket costs.

84

85 **On MOTION by Mr. Pye and seconded by Ms. Mayer, with all**
86 **in favor, District Counsel's proposal for hourly rate increases,**
87 **as presented, was approved.**

88

89

90 Ms. Buchanan provided the Board with an update on Mood Development's complaint
91 filed against the District. She informed the Board that Mood Development is challenging the
92 assessment, the benefit and certain procedural aspects of the establishment of the District. She
93 indicated District Counsel filed a motion to strike to eliminate numerous references to a private
94 developer dispute and the judge ruled in favor of the District. She reported that Mood
95 Development attempted to consolidate this case with another and the judge again ruled in favor
96 of the District. Ms. Buchanan indicated the District is now somewhat on hold and District
97 Counsel is waiting for Mood Development to move forward.

98 Regarding District Counsel's efforts to gain insurance coverage, Ms. Buchanan reported
99 that the insurance carrier maintains their position that the litigation relates to the improper
100 assessments. She indicated District Counsel disagrees and sent two (2) detailed letters but has
101 not received a response.

102 Mr. Eckert referred to his previous discussion about proposed legislation that would
103 require CDDs to redeem tax certificates for properties issued within its boundaries. He reported,
104 as of today, that provision has been eliminated from the bill. He explained other legislative items
105 related to public records laws, allowing local governments to advertise on the internet for RFPs
106 and meetings and raising the sovereign immunity limits for all local governments.

107 **b. Manager**

108 **i. Unaudited Financial Statements as of January 31, 2010**

109 Ms. Crismond presented the Unaudited Financial Statements as of January 31, 2010.

110 ii. NEXT MEETING DATE: May 20, 2010 at 1:00 P.M.

111 Ms. Crismond reminded the Board that the next meeting date is May 20, 2010 at 1:00

112 p.m.

113

114	SEVENTH ORDER OF BUSINESS	Audience	Comments/Supervisors'
115		Requests	
116			

117 There were no Audience Comments.

118 Mr. Berry asked if Lennar is buying properties lot by lot. Ms. Mayer said she only saw
119 five (5) that were transferred.

120

121	EIGHTH ORDER OF BUSINESS	Adjournment
122		
123		

122 There being no further business, all were in agreement with adjournment.

124

<p>125 On MOTION by Mr. Berry and seconded by Ms. Shea, with all</p> <p>126 in favor, the meeting adjourned at 1:16 p.m.</p>
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Secretary/Assistant Secretary

Chairperson/Vice Chairperson

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
FINANCIAL STATEMENTS
UNAUDITED
MARCH 31, 2010**

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
BALANCE SHEET
MARCH 31, 2010**

	Major Funds			Total Governmental Funds
	General	Debt Service	Capital Projects	
ASSETS				
Cash - SunTrust	\$ 59,957	\$ -	\$ -	\$ 59,957
Investments				
Revenue	-	469,194	-	469,194
Reserve	-	686,165	-	686,165
Prepayment	-	7,985	-	7,985
Deferred cost	-	28,987	-	28,987
Construction	-	-	291	291
Due from other funds				
General	-	18,247	-	18,247
Debt service	574	-	-	574
Total assets	<u>\$ 60,531</u>	<u>\$ 1,210,578</u>	<u>\$ 291</u>	<u>\$ 1,271,400</u>
LIABILITIES AND FUND BALANCES				
Liabilities:				
Accounts payable	\$ 19,780	\$ -	\$ -	\$ 19,780
Due to other funds				
General	-	574	-	574
Debt service	18,247	-	-	18,247
Total liabilities	<u>38,027</u>	<u>574</u>	<u>-</u>	<u>38,601</u>
Fund Balances:				
Reserved for:				
Debt service	-	1,210,004	-	1,210,004
Capital projects	-	-	291	291
Unreserved, reported in:				
Unreserved, undesignated	22,504	-	-	22,504
Total fund balances	<u>22,504</u>	<u>1,210,004</u>	<u>291</u>	<u>1,232,799</u>
Total liabilities and fund balances	<u>\$ 60,531</u>	<u>\$ 1,210,578</u>	<u>\$ 291</u>	<u>\$ 1,271,400</u>

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
GENERAL FUND
FOR THE PERIOD ENDED MARCH 31, 2010**

	<u>Current Month</u>	<u>Year to Date</u>	<u>Budget</u>	<u>% of Budget</u>
REVENUES				
Assessment levy	\$ 5,633	\$ 112,623	\$ 251,186	45%
Interest and miscellaneous	13	175	1,500	12%
Total revenues	<u>5,646</u>	<u>112,798</u>	<u>252,686</u>	45%
EXPENDITURES				
Professional & admin				
Management	3,733	22,401	44,802	50%
Accounting services	729	4,371	8,742	50%
Audit	6,100	6,100	6,000	102%
Assessment roll services	1,073	6,437	12,875	50%
Arbitrage rebate calculations	-	-	1,750	0%
Dissemination agent	-	5,000	5,305	94%
Trustee	-	-	6,000	0%
Supervisor	-	2,153	6,459	33%
Legal	(8,108)	7,609	15,000	51%
Legal - Litigation	25,489	45,268	-	0%
Engineering	-	-	5,000	0%
Postage	16	623	1,250	50%
Telephone	42	250	500	50%
Insurance	-	5,000	5,150	97%
Printing & binding	91	550	1,100	50%
Legal advertising	-	630	1,500	42%
Other current charges	65	796	1,100	72%
Office supplies	-	-	500	0%
Annual district filing fee	-	175	175	100%
Contingency	-	339	20,000	2%
Total professional & admin	<u>29,230</u>	<u>107,702</u>	<u>143,208</u>	75%
Water management				
Other contractual	7,706	19,662	50,000	39%
Utilities	4,502	23,251	47,000	49%
Aquascaping	-	-	10,000	0%
Total water management	<u>12,208</u>	<u>42,913</u>	<u>107,000</u>	0%
Other fees and charges				
Property appraiser	-	177	991	18%
Tax collector	-	260	1,487	17%
Total other fees and charges	<u>-</u>	<u>437</u>	<u>2,478</u>	18%
Total expenditures	<u>41,438</u>	<u>151,052</u>	<u>252,686</u>	60%
Excess/(deficiency) of revenues over/(under) expenditures	(35,792)	(38,254)	-	
Fund balance - beginning	58,296	60,758	27,828	
Fund balance - ending	<u>\$ 22,504</u>	<u>\$ 22,504</u>	<u>\$ 27,828</u>	

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
DEBT SERVICE FUND SERIES 2005
FOR THE PERIOD ENDED MARCH 31, 2010**

	<u>Current Month</u>	<u>Year to Date</u>	<u>Budget</u>	<u>% of Budget</u>
REVENUES				
Assessment levy	\$ 18,248	\$ 364,794	\$ 814,498	45%
Total revenues	<u>18,248</u>	<u>364,794</u>	<u>814,498</u>	45%
EXPENDITURES				
Principal	-	-	175,000	0%
Principal prepayment	-	5,000	70,000	7%
Interest	-	273,786	547,573	50%
Total expenditures	<u>-</u>	<u>278,786</u>	<u>792,573</u>	35%
Other fees and charges				
Property appraiser	-	575	-	N/A
Tax collector	1	846	-	N/A
Total other fees and charges	<u>1</u>	<u>1,421</u>	<u>-</u>	N/A
Total expenditures	<u>1</u>	<u>280,207</u>	<u>792,573</u>	N/A
Excess/(deficiency) of revenues over/(under) expenditures	18,247	84,587	21,925	
Fund balance - beginning	<u>1,191,757</u>	<u>1,125,417</u>	<u>992,773</u>	
Fund balance - ending	<u>\$ 1,210,004</u>	<u>\$ 1,210,004</u>	<u>\$ 1,014,698</u>	

**MOODY RIVER ESTATES
COMMUNITY DEVELOPMENT DISTRICT
STATEMENT OF REVENUES, EXPENDITURES,
AND CHANGES IN FUND BALANCES
CAPITAL PROJECTS FUND SERIES 2005
FOR THE PERIOD ENDED MARCH 31, 2010**

	Current Month	Year to Date
REVENUES	<u>\$ -</u>	<u>\$ -</u>
Total revenues	<u>-</u>	<u>-</u>
EXPENDITURES	<u>-</u>	<u>-</u>
Total expenditures	<u>-</u>	<u>-</u>
Excess/(deficiency) of revenues over/(under) expenditures	-	-
Fund balance - beginning	291	291
Fund balance - ending	<u>\$ 291</u>	<u>\$ 291</u>

Wrathell Hunt and Associates, LLC

6131 Lyons Rd., Suite 100
Coconut Creek, FL 33073

Lee County – Community Development Districts

04/21/2010

PCT.	NAME OF CDD	# REG. VOTERS
132-1		
147-1	Bayside Improvement CDD	2236
148-1		
148-2	Bay Creek CDD	741
149	Beach Road Estates	-00-
149	Beach Road Golf Estates	-00-
132-2	Brooks of Bonita Springs	1837
132-3	Brooks of Bonita Springs II	1279
149	East Bonita Beach	-00-
149-2	Mediterra North	211
128-4	Miromar Lakes	697
030-1	Moody River Estates	397
149-4	Parklands West	410
149-6	Parklands/Lee	197
012-1	River Ridge CDD	1141
167-1	Stoneybrook CDD	1494
167-2	University Square	-00-
152-??	Verandah East	65
152-2	Verandah West	537
009-1	Waterford Landing CDD	-00-

Paper copy will follow via US Mail.

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