

**MINUTES OF MEETING  
MOODY RIVER ESTATES  
COMMUNITY DEVELOPMENT DISTRICT**

A Regular Meeting of the Moody River Estates Community Development District's Board of Supervisors was held on **Thursday, January 21, 2010** at **12:30 p.m.**, at the **Candlewood Suites, 3626 Colonial Court, Fort Myers, Florida 33913.**

**Present and constituting a quorum were:**

Ilse Mayer	Chairperson
Kathy Shea	Vice Chairperson
Terry Pye	Assistant Secretary

**Also present were:**

Cleo Crismond	Assistant Regional Manager
Mike Eckert	District Counsel
Tracey Thompson	Court Reporter, Sclafani Williams

**FIRST ORDER OF BUSINESS**

**Call to Order/Roll Call**

Ms. Crismond called the meeting to order at 12:30 p.m., noting that Supervisors Mayer, Shea and Pye were in attendance, with Supervisors Harrell and Berry absent.

**SECOND ORDER OF BUSINESS**

**Attorney-Client Session**

Mr. Eckert explained that he requested the Session at their last meeting and this is reflected in the minutes. He advised that the Notice of Attorney-Client Session was published in the News-Press on January 11, 2010, and included Supervisors Ilse Mayer, Kathy Shea, Matt Harrell, Terry Pye and Jeff Berry, along with Counsel Mike Eckert, District Counsel Katie Buchanan and Doug Smith. Mr. Eckert noted that the District Manager Representative listed, Chesley Adams, was not able to attend today's meeting, nor were Katie Buchanan, Doug Smith, Supervisor Harrell or Supervisor Berry. He stated currently, Ilse Mayer, Kathy Shea, Terry Pye, Court Reporter Tracey Thompson and Mike Eckert would be attending the Attorney-Client Session.

Mr. Eckert explained that the Attorney-Client Session would be transcribed by a Court Reporter, who will prepare the transcript and provide a sealed copy to the District Manager, who will keep it sealed until the conclusion of the litigation.

Mr. Eckert stated, at the last meeting, he handed out some public documents that were filed in the case, as of the date of that meeting. He noted the documents distributed today were those filed since the last meeting. He then listed the documents, providing a brief explanation of each.

Ms. Mayer announced the commencement of the Attorney-Client Session, indicating that the estimated time would be 30 to 45 minutes.

**\*\*\*The Attorney-Client Session convened at 12:36 p.m.\*\*\***

**\*\*\*The Board Meeting reconvened at 12:50 p.m.\*\*\***

**THIRD ORDER OF BUSINESS**

**Return to Public Session: Consideration of any Pertinent Actions Resulting from Attorney-Client Session**

Mr. Eckert stated the conclusion of the Attorney-Client Session and the re-opening of the Board Meeting were announced and there are no items, under this Order of Business, to be discussed.

**FOURTH ORDER OF BUSINESS**

**Approval of December 16, 2009 Regular Meeting Minutes**

Ms. Crismond presented the December 16, 2009 Regular Meeting Minutes and asked if there were any additions, deletions or corrections.

The following changes were made:

Line 81: Replace “motions” with “allegations”

Line 139: Replace “1:00” with “12:30”

Lines 90 to 94 (Motion Box): List each attendee named in the Notice of Attorney-Client Session

Mr. Pye asked if Ms. Crismond could have attended the Session as Mr. Adams’ representative. Mr. Eckert explained that she could have attended the meeting, had she been

specifically listed in the advertisement; the law states the individuals that will be appearing at the meeting must be listed.

**On MOTION by Mr. Pye and seconded by Ms. Mayer, with all in favor, the December 16, 2009 Regular Meeting Minutes, as corrected, were approved.**

**FIFTH ORDER OF BUSINESS**

**Other Business**

There being no Other Business, the next item followed.

**SIXTH ORDER OF BUSINESS**

**Staff Reports**

**a. Attorney**

No report was given.

**b. Manager**

**i. Unaudited Financial Statements as of November 30, 2009**

Ms. Crismond presented the Unaudited Financial Statements as of November 30, 2009, noting that, by the next meeting, more assessments should be received.

**ii. NEXT MEETING DATE: March 18, 2010 at 1:00 P.M.**

Ms. Crismond reminded the Board that the next meeting date is March 18, 2010 at 1:00 p.m.

**SEVENTH ORDER OF BUSINESS**

**Audience  
Requests**

**Comments/Supervisors'**

There being no Audience Comments, Ms. Crismond asked for any Supervisors' Requests. There being none, the next item followed.

**EIGHTH ORDER OF BUSINESS**

**Adjournment**

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

**On MOTION by Ms. Mayer and seconded by Ms. Shea, with all in favor, the meeting adjourned at 12:54 p.m.**

Katherine Shea  
Secretary/Assistant Secretary

Bob H. Mager  
Chairperson/Vice Chairperson