

1 MINUTES OF MEETING  
2 CROSS CREEK  
3 COMMUNITY DEVELOPMENT DISTRICT  
4

5 The Regular Meeting of the Board of Supervisors of the Cross Creek Community Development  
6 District was held on Thursday, April 2, 2015 at 2:00 p.m. at 1651 Whitfield Avenue, Sarasota, Florida.

7 **FIRST ORDER OF BUSINESS - Call to Order**

8 Mr. St. Denis called the meeting to order.

9 Present and constituting a quorum were:

10 Connor Chambers	District Supervisor, Chairman
11 Peter Logan	District Supervisor, Vice Chairman
12 Charlie Tokarz	District Supervisor, Assistant Secretary
13 Margo Holeman	District Supervisor, Assistant Secretary

14 Also present were:

15 Bruce St. Denis	District Manager
16 Tracy Robin	District Counsel
17 Patricia Comings-Thibault	District Treasurer (via telephone)
18 Leigh Fletcher	Fletcher & Fischer P.L. Services (via telephone)
19 Julio Aponte	GreenbergTraurig, Counsel for Trustee (via telephone)
20 Ed Wendler	Cypress Real Estate Advisers (via telephone)

21  
22 **SECOND ORDER OF BUSINESS-Audience Comments**

23 There being none, the next item followed.

24 **THIRD ORDER OF BUSINESS-Administrative Matters**

25 **A. Approval of Minutes of March 5, 2015 Meeting**

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27 On a MOTION by Mr. Logan, SECONDED by Mr. Tokarz, WITH ALL IN FAVOR, the Board approved  
28 the minutes of the Board of Supervisors' meeting held on March 5, 2015 for the Cross Creek Community  
29 Development District.

30  
31 **B. Acceptance of Financial Statements**

32 Ms. Comings-Thibault presented the Bank Reconciliation and Check Registers as paid through  
33 February.

34 Mr. Logan stated that the Board's practice is to have expenses approved by a Supervisor prior to  
35 checks being written.

36 On a MOTION by Mr. Logan, SECONDED by Mr. Chambers, WITH ALL IN FAVOR, the Board tabled  
37 acceptance of the Financial Statements through February 28, 2015 to the next meeting for the Cross Creek  
38 Community Development District.

39  
40 Mr. St. Denis requested authorizing payment for back fees for Straley & Robin and DPFG.

41  
42 Mr. Logan amended his motion, SECONDED by Mr. Chambers, WITH ALL IN FAVOR, to include the  
43 authorization for Chairman to make decisions on payments of certain fees in the interim, for ratification by  
44 the Board at next meeting.

45  
46 Mr. Tokarz asked if the payments to Grau for the audits are progress payments or when the work is  
47 completed.

1 Ms. Comings-Thiault stated that she believed they were progress payments.

2 Chairman Chambers will authorize payment to Grau between now and the next meeting.

3 On a MOTION by Mr. Logan, SECONDED by Mr. Chambers, WITH ALL IN FAVOR, the Board agreed to  
4 the amended motion to table the acceptance of the Financial Statements with the exception of the Straley  
5 Robin and DPGF invoices which can be reviewed and approved by the Chairman for ratification to the next  
6 meeting for the Cross Creek Community Development District.

7  
8 **FOURTH ORDER OF BUSINESS-Business Matters**

9 **A. Status of 2013 and 2013 Audits**

10 Ms. Comings-Thibault reported that the auditor is sending financials for FY2012 for final review by  
11 Mr. Grau. FY 2013 is started and should be done in a couple weeks.

12 **B. Status of Discussions with District Counsel and Trustee's Counsel**

13 Mr. Robin reported that he has received written direction from Julio Aponte, Counsel for the Trustee,  
14 to vigorously pursue the Foreclosure Action in accordance with the terms of the Indenture.

15 Mr. Aponte confirmed that it is the Trustee's position that the CDD has a fiduciary and contractual  
16 obligation to prosecute the Foreclosure and keep it in good standing, and for the Board to direct Mr. Robin  
17 authority to file appropriate paperwork to take such action.

18 **C. Discussion of Motion and Notice for Failure to Prosecute Under F.R.C.P. 1.420 (e)**  
19 **and Show of Good Cause**

20 **D. Status and Board Direction Regarding Foreclosure**

21 Mr. St. Denis asked for comments or questions from the

22 Mr. Logan thanked the representatives of the Trustees for their direction.

23 On a MOTION by Mr. Logan, SECONDED by Mr. Chambers, WITH ALL IN FAVOR, the Board  
24 authorized Mr. Robin as District Counsel to prosecute the District's Foreclosure, to maintain it in good  
25 standing, and to complete the Foreclosure for the Cross Creek Community Development District.

26  
27 Mr. Robin stated he will prepare a response to the Motion and Notice for Failure to Prosecute for the  
28 hearing which is scheduled for May 1, 2015. His firm will make best efforts to demonstrate to the courts  
29 there is good cause for the Foreclosure not be dismissed.

30 **FIFTH ORDER OF BUSINESS-Staff Reports**

31 **A. Manager**

32 There being none, the next item followed.

33 **B. Attorney**

34 There being none, the next item followed.

35 **C. Engineer**

36 There being none, the next item followed.

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38 **SIXTH ORDER OF BUSINESS-Public Comments**

39 There being none, the next item followed.

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41 **SEVENTH ORDER OF BUSINESS-Supervisor Requests**

42 There being none, the next item followed.

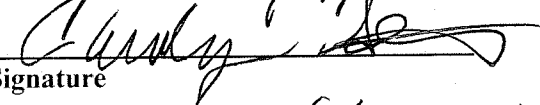
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1 **EIGHTH ORDER OF BUSINESS – Adjournment**

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3 On a MOTION by Mr. Chambers, SECONDED by Mr. Tokarz, WITH ALL IN FAVOR, the Board  
4 adjourned the meeting for the Cross Creek Community Development District.

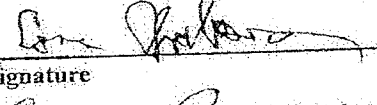
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6 *\*Each person who decides to appeal any decision made by the Board with respect to any matter considered*  
7 *at the meeting is advised that person may need to ensure that a verbatim record of the proceedings is made,*  
8 *including the testimony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

9 Meeting minutes were approved at a meeting by vote of the Board of Supervisors at a publicly noticed  
10 meeting held on May 7, 2015.

11   
12  
13 Signature

14 Carolyn Stewart  
15 Printed Name

16 Title:  Secretary  Assistant Secretary  
17  
18

  
Signature

CONNOR CHAMBERS  
Printed Name

Title:  Chairman  Vice Chairman