

**MINUTES OF MEETING
MERRICK SQUARE
COMMUNITY DEVELOPMENT DISTRICT**

The Board of Supervisors of the Merrick Square Community Development District held the Continued Public Hearings and Regular Meeting on September 20, 2023 at 2:30 p.m., at the offices of D.R. Horton, 6123 Lyons Road, Coconut Creek, Florida 33073.

Present at the meeting were:

Darlene DePaula	Vice Chair
Maria Bolivar	Assistant Secretary
William “Woody” Hughes	Assistant Secretary

Also present:

Daniel Rom	District Manager
Ginger Wald	District Counsel
Liza Smoker	Billing, Cochran, Lyles, Mauro & Ramsey P.A.

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mr. Rom called the continued meeting to order at 2:35 p.m. He explained that it was necessary to recess and continue the September 19, 2023 meeting, including the Budget Public Hearing because the Public Hearing was originally scheduled for the same date as Broward County’s Budget Public Hearing, which is prohibited.

Roll call was announced during the Eleventh Order of Business.

SECOND ORDER OF BUSINESS

Public Comments

There were no public comments.

THIRD ORDER OF BUSINESS

**Acceptance of Resignation of Javier Tavel
[Seat 2]; Term Expires November 2026**

This item was addressed at the September 19, 2023 meeting.

FOURTH ORDER OF BUSINESS

Consider Appointment to Fill Unexpired Term of Seat 2

- **Administration of Oath of Office to Appointed Supervisor**
 - A. **Guide to Sunshine Amendment and Code of Ethics for Public Officers and Employees**
 - B. **Membership, Obligations and Responsibilities**
 - C. **Financial Disclosure Forms**
 - I. **Form 1: Statement of Financial Interests**
 - II. **Form 1X: Amendment to Form 1, Statement of Financial Interests**
 - III. **Form 1F: Final Statement of Financial Interests**
 - D. **Form 8B – Memorandum of Voting Conflict**

These items were addressed at the September 19, 2023 meeting.

FIFTH ORDER OF BUSINESS

Acceptance of Resignation of Karl Albertson [Seat 1]; Term Expires November 2026

This item was addressed at the September 19, 2023 meeting.

SIXTH ORDER OF BUSINESS

Consider Appointment to Fill Unexpired Term of Seat 1

- **Administration of Oath of Office to Appointed Supervisor**

This item was addressed at the September 19, 2023 meeting.

SEVENTH ORDER OF BUSINESS

Acceptance of Resignation of Horatio Gonzalez [Seat 5]; Term Expires November 2024

This item was addressed at the September 19, 2023 meeting.

EIGHTH ORDER OF BUSINESS

Consider Appointment to Fill Unexpired Term of Seat 5

- **Administration of Oath of Office to Appointed Supervisor**

This item was addressed at the September 19, 2023 meeting.

NINTH ORDER OF BUSINESS

Consideration of Resolution 2023-05, Appointing and Removing Officers of the District and Providing for an Effective Date

This item was addressed at the September 19, 2023 meeting.

TENTH ORDER OF BUSINESS

Consideration of Resolution 2023-06, Ratifying the Action of the District Manager in Resetting the Date of the Public Hearing on the Proposed Budget for Fiscal Year 2023/2024; Amending Resolution 2023-03 to Reset the Hearing Thereon; Providing a Severability Clause; and Providing an Effective Date

This item was addressed at the September 19, 2023 meeting.

ELEVENTH ORDER OF BUSINESS

Public Hearing on Adoption of Fiscal Year 2023/2024 Budget

- A. **Proof/Affidavit of Publication**
- B. **Consideration of Resolution 2023-07, Relating to the Annual Appropriations and Adopting the Budgets for the Fiscal Year Beginning October 1, 2023, and Ending September 30 2024; Authorizing Budget Amendments; and Providing an Effective Date**

Mr. Rom presented Resolution 2023-07 and reviewed the proposed Fiscal Year 2024 budget. He noted that the Fiscal Year 2024 assessments reflect assessments transitioning from off-roll Landowner contributions to 100% on-roll assessments and all expenditures related to the first bond issuance. The District Engineer referred to the "Roadway maintenance" line item, on Page 2, and suggested changing it to "Roadway & Drainage Maintenance" to allow for flexibility in the event these services are needed next year.

▪ **Roll Call**

This item, previously the First Order of Business, was presented out of order.

Supervisors Bolivar, DePaula and Hughes were present. Supervisors Cortes and Sanchez were not present.

On MOTION by Ms. DePaula and seconded by Mr. Hughes, with all in favor, the Public Hearing was opened.

No members of the public or affected property owners spoke.

On MOTION by Ms. DePaula and seconded by Mr. Hughes, with all in favor, the Public Hearing was closed.

The following change was made to the Fiscal Year 2024 budget:

Page 2 and where necessary: Change “Roadway maintenance” to “Roadway & Drainage Maintenance”

On MOTION by Ms. DePaula and seconded by Ms. Bolivar, with all in favor, Resolution 2023-07, Relating to the Annual Appropriations and Adopting the Budgets for the Fiscal Year Beginning October 1, 2023, and Ending September 30 2024, as amended; Authorizing Budget Amendments; and Providing an Effective Date, was adopted.

TWELFTH ORDER OF BUSINESS

Public Hearing to Hear Comments and Objection on the Imposition of Maintenance and Operation Assessments to Fund the Budget for Fiscal Year 2023/2024, Pursuant to Florida Law

- A. Proof/Affidavit of Publication**
- B. Mailed Notice(s) to Property Owners**

These items were included for informational purposes.

- C. **Consideration of Resolution 2023-08, Making a Determination of Benefit and Imposing Special Assessments for Fiscal Year 2023/2024; Providing for the Collection and Enforcement of Special Assessments, Including but Not Limited to Penalties and Interest Thereon; Certifying an Assessment Roll; Providing for Amendments to the Assessment Roll; Providing a Severability Clause; and Providing an Effective Date**

On MOTION by Ms. Bolivar and seconded by Ms. DePaula, with all in favor, the Public Hearing was opened.

No members of the public or affected property owners spoke.

On MOTION by Ms. Bolivar and seconded by Ms. DePaula, with all in favor, the Public Hearing was closed.

On MOTION by Mr. Hughes and seconded by Ms. DePaula, with all in favor, Resolution 2023-08, Making a Determination of Benefit and Imposing Special Assessments for Fiscal Year 2023/2024; Providing for the Collection and Enforcement of Special Assessments, Including but Not Limited to Penalties and Interest Thereon; Certifying an Assessment Roll; Providing for Amendments to the Assessment Roll; Providing a Severability Clause; and Providing an Effective Date, was adopted.

THIRTEENTH ORDER OF BUSINESS

Consideration of Resolution 2023-09, Relating to the Amendment of the Annual Budget for the Fiscal Year Beginning October 1, 2022 and Ending September 30, 2023; and Providing for an Effective Date

Mr. Rom stated that the Fiscal Year 2023 budget is being amended to incorporate the Debt Service Fund, as the bond closing occurred in Fiscal Year 2023.

On MOTION by Ms. Bolivar and seconded by Mr. Hughes, with all in favor, Resolution 2023-09, Relating to the Amendment of the Annual Budget for the Fiscal Year Beginning October 1, 2022 and Ending September 30, 2023; and Providing for an Effective Date, was adopted.

FOURTEENTH ORDER OF BUSINESS

Acceptance of Unaudited Financial Statements as of July 31, 2023

This item was addressed at the September 19, 2023 meeting.

FIFTEENTH ORDER OF BUSINESS

Approval of May 16, 2023 Regular Meeting Minutes

This item was addressed at the September 19, 2023 meeting.

SIXTEENTH ORDER OF BUSINESS

Staff Reports

A. District Counsel: Billing, Cochran, Lyles, Mauro & Ramsey P.A.

B. District Engineer: Alvarez Engineers, Inc.

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

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

- **NEXT MEETING DATE: October 17, 2023 at 2:30 PM**
 - **QUORUM CHECK**

The next meeting will be on October 17, 2023, unless cancelled.

Mr. Rom stated that a reminder email was sent to Mr. Rocca last week to ensure the bond requisitions are being passed along to the Trustee. He was asked to make sure Ms. Laura Sorrentino is also included on the email distribution list.

SEVENTEENTH ORDER OF BUSINESS

Board Members' Comments/Requests

There were no Board Members' comments or requests.

EIGHTEENTH ORDER OF BUSINESS

Public Comments

There were no public comments.

NINETEENTH ORDER OF BUSINESS

Adjournment

On MOTION by Mr. Hughes and seconded by Ms. DePaula, with all in favor, the meeting adjourned at 2:44 p.m.

[SIGNATURES APPEAR ON FOLLOWING PAGE]



Secretary/Assistant Secretary



Chair/Vice Chair