COMMUNITY DEVELOPMENT
DISTRICT
October 12, 2022
BOARD OF SUPERVISORS
REGULAR MEETING
AGENDA

HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT

AGENDA LETTER

Harmony on Lake Eloise Community Development District OFFICE OF THE DISTRICT MANAGER

2300 Glades Road, Suite 410W • Boca Raton, Florida 33431 Phone: (561) 571-0010 • Toll-free: (877) 276-0889 • Fax: (561) 571-0013

October 5, 2022

ATTENDEES:

Please identify yourself each time you speak to facilitate accurate transcription of meeting minutes.

Board of Supervisors Harmony on Lake Eloise Community Development District

Dear Board Members:

The Board of Supervisors of the Harmony on Lake Eloise Community Development District will hold a Regular Meeting on October 12, 2022, at 9:30 A.M., at the Ramada by Wyndham Davenport Orlando South, 43824 Highway 27, Davenport, Florida 33837-6808. The agenda is as follows:

- 1. Call to Order/Roll Call
- 2. Public Comments
- 3. Acceptance of Resignation of Courtney Potter, SEAT 4 (Term Expires November 2024)
- 4. Consideration of Appointment to Fill Unexpired Term of Seat 4
 - Administration of Oath of Office to Newly Appointed Supervisor (the following to be provided in a separate package)
 - 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
- 5. Consideration of Resolution 2023-01, Designating Certain Officers of the District, and Providing for an Effective Date
- 6. Consideration of Lake Pros, LLC, Lake Maintenance Agreement
 - A. Photo

Board of Supervisors Harmony on Lake Eloise Community Development District October 12, 2022, Regular Meeting Agenda Page 2

- B. Map
- 7. Consideration of Resolution 2023-02, Designating the Primary Administrative Office and Principal Headquarters of the District and Providing an Effective Date
- 8. Acceptance of Unaudited Financial Statements as of August 31, 2022
- 9. Approval of August 10, 2022 Public Hearing and Regular Meeting Minutes
- 10. Staff Reports
 - A. District Counsel: KE Law Group, PLLC
 - B. District Engineer [Interim]: Dewberry Engineers, Inc.
 - C. District Manager: Wrathell, Hunt and Associates, LLC
 - NEXT MEETING DATE: November 9, 2022 at 9:30 A.M., immediately following the adjournment of the Fox Branch Ranch CDD meeting, scheduled to commence at 9:30 a.m.
 - QUORUM CHECK

CHRIS TYREE	In Person	PHONE	☐ No
MARY MOULTON	IN PERSON	PHONE	☐ No
BILL FIFE	IN PERSON	PHONE	☐ No
	IN PERSON	PHONE	☐ No
JC Nowotny	IN PERSON	PHONE	☐ No

- 11. Board Members' Comments/Requests
- 12. Public Comments
- 13. Adjournment

If you should have any questions or concerns, please do not hesitate to contact me directly at (561) 346-5294 or Andrew Kantarzhi at (415) 516-2161.

Sincerely,

Cindy Cerbone District Manager FOR BOARD MEMBERS AND STAFF TO ATTEND BY TELEPHONE

CALL-IN NUMBER: 1-888-354-0094 PARTICIPANT PASSCODE: 801 901 3513

HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT

NOTICE OF TENDER OF RESIGNATION

To:

Board of Supervisors

Harmony on Lake Eloise Community Development District

Attn: Cindy Cerbone District Manager

2300 Glades Road, Suite 410W Boca Raton, Florida 33431

From:

Printed Name

Date:

8 23 22 Date

I hereby tender my resignation as a member of the Board of Supervisors of the *Harmony* on *Lake Eloise Community Development District*. My tendered resignation will be deemed to be effective as of the time a quorum of the remaining members of the Board of Supervisors accepts it at a duly noticed meeting of the Board of Supervisors.

I certify that this Notice of Tender of Resignation has been executed by me and [__] personally presented at a duly noticed meeting of the Board of Supervisors, [X] scanned and electronically transmitted to gillyardd@whhassociates.com or [__] faxed to 561-571-0013 and agree that the executed original shall be binding and enforceable and the fax or email copy shall be binding and enforceable as an original.

Signature

HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT

RESOLUTION 2023-01

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT DESIGNATING CERTAIN OFFICERS OF THE DISTRICT, AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Harmony on Lake Eloise Community Development District ("District") is a local unit of special-purpose government created and existing pursuant to Chapter 190, Florida Statutes; and

WHEREAS, the Board of Supervisors of the District desires to designate certain Officers of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT:

SECTION 1.		_ is appointed Chair.
Section 2.		_ is appointed Vice Chair.
Section 3.	Craig Wrathell	_ is appointed Secretary.
-		is appointed Assistant Secretary.
		is appointed Assistant Secretary.
		is appointed Assistant Secretary.
	Cindy Cerbone	is appointed Assistant Secretary.
	Andrew Kantarzhi	is appointed Assistant Secretary.

SECTION 4. This Resolution supersedes any prior appointments made by the Board for Chair, Vice Chair, Secretary and Assistant Secretaries; however, prior appointments by the Board for Treasurer and Assistant Treasurer(s) remain unaffected by this Resolution.

SECTION 5. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 12th day of October, 2022.

ATTEST:	HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT
Secretary/Assistant Secretary	Chair/Vice Chair, Board of Supervisors

COMMUNITY DEVELOPMENT DISTRICT





September 22, 2022

Harmony on Lake Eloise C/O Forestar

Name: William Fife, LCAM Phone: (407) 850-3042

Email: williamfife@forestar.com

Address: 1064 Greenwood Blvd, Ste 200

Lake Mary, Fl, 32746

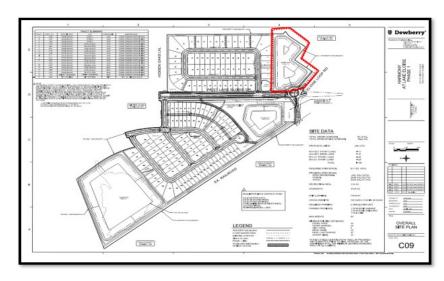
This agreement, made by and between Lake Pros, LLC., ("Contractor") and Harmony on Lake Eloise ("Owner")

-Lake Maintenance Agreement-

Harmony on Lake Eloise: Lake management services include:

- Algae and Aquatic Weed Control
- Border Grass and Brush Control
- Water testing (pH and Dissolved Oxygen)
- Underwater and Floating Vegetation Control
- Casual Debris and Trash Removal
- Treatment and Inspection Reporting

Monthly Investment: \$165.00



3885 Shader Road, Orlando, Florida 32808

Terms and Conditions:

- LAKE PROS monthly treatments include EPA certified herbicides applications, beneficial bacteria, casual debris clean up, and structure monitoring. Services outside of the maintenance scope will be subject to a one-time fee that is agreed upon by the CUSTOMER in writing.
- 2. Debris clean-up is limited to casual debris: such as cups, cans, bags, and other non-natural materials along the shoreline. Debris Clean-up service does NOT include extensive debris and trash cleanup in the event of a major storm event. (Example: Hurricane). Does NOT include construction debris, tires, shopping carts, and other large, discarded debris.
- 3. This agreement shall automatically renew for its original term on the anniversary starting date of this contract. The monthly service amount may be adjusted, as agreed upon by both Parties, and set forth in writing.
- 4. Invoices submitted for work completed shall be paid within 30 days of receipt. If payment has not been received within 30 days, invoices will accrue an interest at 2% per month. After two consecutive months without receiving payment, the account will be put on hold.
- CUSTOMER understands that the annual investment amount has been spread out over a twelve-month period. If the CUSTOMER puts the account on hold, or LAKE PROS puts the account on hold due to lack of payment, an additional start-up fee may be required.
- 6. LAKE PROS will maintain insurance coverage, which includes General Liability Property Damage, Automobile Liability, and Workman's Compensation at its own expense.
- 7. The Customer agrees to inform LAKE PROS in writing if any lake or pond areas have been, or are scheduled, to be mitigated (planted with required or beneficial aquatic vegetation). Emergent weed control may not be performed within mitigated areas, new or existing, unless specifically stated by separate contract or modification of the agreement.
- 8. If at any time during the agreement, the customer is not satisfied with LAKE PROS service, the customer can cancel the agreement with a 30-day written notice.
- 9. Federal and State regulations require that various water time-use restrictions be observed during and following some treatments. LAKE PROS will notify the customer of such restriction. It shall be the customer's responsibility to observe the restrictions throughout the required period. The customer understands and agrees that, notwithstanding any other provision of the agreement, LAKE PROS does not assume any liability for failure by any party to be notified of, or to observe. The above regulations.
- 10. LAKE PROS shall not be responsible for acts beyond our control. These include, but aren't limited to, adverse weather conditions, Acts of God, Strikes, government regulations or order, acts of vandalism, theft or third-party actions.
- 11. The customer warrants that he or she is authorized to execute the water management agreement on behalf of the riparian owner and to hold LAKE PROS harmless for consequences of such service not arising out of the sole negligence of LAKE PROS.
- 12. LAKE PROS agrees to hold the customer harmless from any loss, damage, or claims arising out of the sole negligence of LAKE PROS. However, LAKE PROS shall in no event be liable to the customer or others indirect, special or consequential damages resulting from any cause whatsoever.
- 13. Water use restrictions ensuing treatment are rarely required. If required, LAKE PROS will notify the customer in writing. LAKE PROS will not be held responsible if customer fails to follow water use restrictions.

Customer Acceptance:

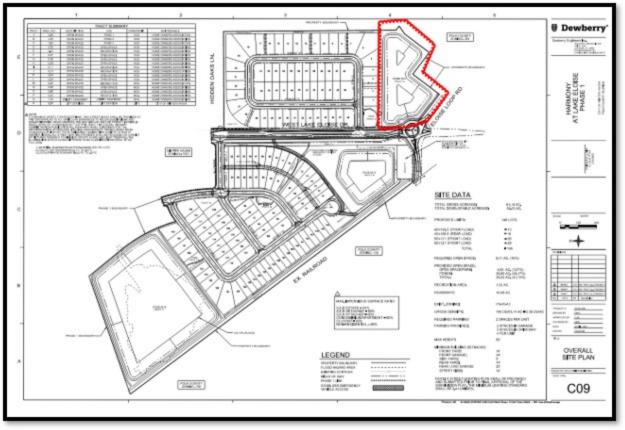
	"OWNER"		"CONTRACTOR" Lake Pros, LLC
Signature:		Signature:	Chad Bass
Print:		Print:	Chad Bass
Date:		_ Date:	9/22/22

3885 Shader Road, Orlando, Florida 32808

COMMUNITY DEVELOPMENT DISTRICT



COMMUNITY DEVELOPMENT DISTRICT



COMMUNITY DEVELOPMENT DISTRICT



RESOLUTION 2023-02

A RESOLUTION BY THE BOARD OF SUPERVISORS OF THE HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT DESIGNATING THE PRIMARY ADMINISTRATIVE OFFICE AND PRINCIPAL HEADQUARTERS OF THE DISTRICT AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the Harmony on Lake Eloise Community Development District ("**District**") is a local unit of special-purpose government created and existing pursuant to Chapter 190, *Florida Statutes*; and

WHEREAS, the District desires to designate its primary administrative office as the location where the District's public records are routinely created, sent, received, maintained, and requested, for the purposes of prominently posting the contact information of the District's Record's Custodian in order to provide citizens with the ability to access the District's records and ensure that the public is informed of the activities of the District in accordance with Chapter 119, Florida Statutes; and

WHEREAS, the District additionally desires to specify the location of the District's principal headquarters for the purpose of establishing proper venue under the common law home venue privilege applicable to the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT:

	1.	PRIMARY ADMINISTRATIVE OFFICE. The District's primary administrative office for
purpo	ses of	Chapter 119, Florida Statutes, shall be located at 2300 Glades Road, Suite 410W, Boca
Raton	, Florio	da 33431.

2.	PRINCIPAL	HEADQUAI	RTERS.	The Distr	ict's principa	I head	dquarters	for purpose	s of
establishing	proper	venue	shall	be	located	at	the	offices	of
							, and wi	thin the City	/ of
Winter Haver	n, Polk County	y, Florida.							

3. EFFECTIVE DATE. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED this 12th day of October, 2022.

ATTEST:	HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT
 Secretary/Assistant Secretary	Chair/Vice Chair. Board of Supervisors

HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT

UNAUDITED FINANCIAL STATEMENTS

HARMONY ON LAKE ELOISE
COMMUNITY DEVELOPMENT DISTRICT
FINANCIAL STATEMENTS
UNAUDITED
AUGUST 31, 2022

HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT BALANCE SHEET GOVERNMENTAL FUNDS AUGUST 31, 2022

ASSETS	_	Seneral Fund	S	Debt Service Fund		Total ernmental Funds
Cash	\$	15,991	\$	_	\$	15,991
Due from Landowner	•	2,070	•	-	*	2,070
Due from general fund				5,136		5,136
Total assets	\$	18,061	\$	5,136	\$	23,197
LIABILITIES AND FUND BALANCES Liabilities:						
Accounts payable	\$	6,522	\$	5,136	\$	11,658
Due to debt service fund		5,136		-		5,136
Due to Landowner		403		5,657		6,060
Landowner advance		6,000		- 10.700		6,000
Total liabilities		18,061		10,793		28,854
DEFERRED INFLOWS OF RESOURCES						
Deferred receipts		2,070		-		2,070
Total deferred inflows of resources		2,070		-		2,070
Fund balances: Restricted for:						
Debt service		-		(5,657)		(5,657)
Unassigned		(2,070)		-		(2,070)
Total fund balances		(2,070)		(5,657)		(7,727)
Total liabilities, deferred inflows of resources and fund balances	\$	18,061	\$	5,136	\$	23,197

HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT GENERAL FUND STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES FOR THE PERIOD ENDED AUGUST 31, 2022

	Current Month	Year To Date	Budget	% of Budget
REVENUES				
Landowner contribution	\$ 2,429	\$ 33,017	\$ 75,265	44%
Total revenues	2,429	33,017	75,265	44%
EXPENDITURES				
Professional & administrative				
Management/accounting/recording**	2,000	18,000	32,000	56%
Legal	, -	2,595	25,000	10%
Engineering	-	, -	2,000	0%
Dissemination agent*	-	_	500	0%
Telephone	20	180	200	90%
Postage	-	14	500	3%
Printing & binding	50	450	500	90%
Legal advertising	-	12,118	6,500	186%
Annual special district fee	-	, -	175	0%
Insurance	-	_	5,500	0%
Contingencies/bank charges	-	50	500	10%
Website hosting & maintenance	-	1,680	1,680	100%
Website ADA compliance	-	, -	210	0%
Total professional & administrative	2,070	35,087	75,265	47%
Excess/(deficiency) of revenues over/(under) expenditures	359	(2,070)	-	
Fund balances - beginning Fund balances - ending	(2,429) \$ (2,070)	\$ (2,070)	<u>-</u>	

^{*}These items will be realized when bonds are issued

^{**}WHA will charge a reduced management fee of \$2,000 per month until bonds are issued.

HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCES DEBT SERVICE FUND FOR THE PERIOD ENDED AUGUST 31, 2022

	Current Month	Year To Date
REVENUES	\$ -	\$ -
Total revenues	<u>-</u>	
EXPENDITURES		
Debt service		
Cost of issuance	(403)	5,657
Total debt service	(403)	5,657
Excess/(deficiency) of revenues		
over/(under) expenditures	403	(5,657)
Fund balances - beginning	(6,060)	
Fund balances - ending	\$ (5,657)	\$ (5,657)

HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT

MINUTES

DRAFT

1 2 3 4		MINUTES OF N HARMONY ON LA COMMUNITY DEVELOR	AKE ELOISE
5		The Board of Supervisors of the Harmon	y on Lake Eloise Community Development
6	District	held a Public Hearing and Regular Meeti	ng on August 10 2022 at 9:30 A.M., at the
7	Ramad	a by Wyndham Davenport Orlando South, 4	3824 Highway 27, Davenport, Florida 33837-
8 9	6808.		
10 11		Present at the meeting were:	
12		Mary Moulton	Vice Chair
13		Courtney Potter	Assistant Secretary
14 15		John (JC) Nowotny	Assistant Secretary
16 17		Also present were:	
18		Cindy Cerbone	District Manager
19		Andrew Kantarzhi	Wrathell, Hunt and Associates, LLC (WHA)
20 21 22		Jere Earlywine (via telephone)	District Counsel
23 24	FIRST (ORDER OF BUSINESS	Call to Order/Roll Call
25		Ms. Cerbone called the meeting to order a	t 9:48 a.m. Supervisors Moulton, Potter and
26	Nowot	ny were present. Supervisors Tyree and Fife	were not present.
27			
28 29	SECON	D ORDER OF BUSINESS	Public Comments
30		There were no public comments.	
31			
32 33 34	THIRD	ORDER OF BUSINESS	Public Hearing on Adoption of Fiscal Year 2022/2023 Budget
35	A.	Affidavit of Publication	
36		The proof of publication was included for in	formational purposes.

37	В.	Consideration of Resolution 2022-37, Relating to the Annual Appropriations and
38		Adopting the Budgets for the Fiscal Year Beginning October 1, 2022, and Endin
39		September 30, 2023; Authorizing Budget Amendments; and Providing an Effective
40		Date
41		Ms. Cerbone stated that the proposed Fiscal Year 2023 budget was unchanged since las
42	presei	nted. This is a Landowner-funded budget with expenses being funded as incurred.
43		
44 45		On MOTION by Ms. Potter and seconded by Mr. Nowotny, with all in favor, the Public Hearing was opened.
46 47 48		No members of the public spoke.
49		
50 51		On MOTION by Ms. Potter and seconded by Mr. Nowotny, with all in favor, the Public Hearing was closed.
52 53 54		Ms. Cerbone presented Resolution 2022-37 and read the title.
55 56 57 58 59 60		On MOTION by Ms. Potter and seconded by Mr. Nowotny, with all in favor, Resolution 2022-37, Relating to the Annual Appropriations and Adopting the Budgets for the Fiscal Year Beginning October 1, 2022, and Ending September 30, 2023; Authorizing Budget Amendments; and Providing an Effective Date, was adopted.
61 62 63 64 65 66	FOUR	TH ORDER OF BUSINESS Consideration of Fiscal Year 2022/202 Budget Funding Agreement Ms. Cerbone presented the Budget Funding Agreement.
67		ivis. Cerbone presented the budget runding Agreement.
68 69 70		On MOTION by Ms. Potter and seconded by Mr. Nowotny, with all in favor, the Fiscal Year 2022/2023 Budget Funding Agreement, was approved.

72 73 74 75	FIFTH	ORDER OF BUSINESS	Consideration of Dewberry Engineers, Inc., Response to Request for Qualifications (RFQ) for Engineering Services
76		Ms. Cerbone stated that Dewberry Engine	ers, Inc., was the sole respondent to the RFQ
77	for En	gineering Services.	
78			
79 80 81 82 83		On MOTION by Ms. Potter and seconde ranking Dewberry Engineers, Inc., as the Engineering Services, entering into an Dewberry Engineers, Inc., and authorizin Contract, was approved.	#1 ranked respondent to the RFQ for Engineering Services Contract with
85 86 87 88 89 90	SIXTH	ORDER OF BUSINESS	Consideration of Resolution 2022-07, Designating the Primary Administrative Office and Principal Headquarters of the District and Providing an Effective Date
91 92		This item was deferred.	
93 94 95 96	SEVEN	NTH ORDER OF BUSINESS Ms. Cerbone presented the Unaudited Fina	Acceptance of Unaudited Financial Statements as of June 30, 2022
97		ivis. Cerbone presented the onaudited rina	inclai Statements as of June 30, 2022.
98 99 100 101		On MOTION by Ms. Potter and seconded Unaudited Financial Statements as of June	
102 103 104	EIGHT	TH ORDER OF BUSINESS	Approval of July 13, 2022 Regular Meeting Minutes
105 106		Ms. Cerbone presented the July 13, 2022 R	egular Meeting Minutes.
107 108		On MOTION by Ms. Potter and seconded July 13, 2022 Regular Meeting Minutes, as	•

110 111	NINT	H ORDER OF BUSINESS	Staff Reports		
112	A.	District Counsel: KE Law Group, PLL	c		
113		Mr. Earlywine stated this bond issua	nce is expected to be later in the year.		
114	В.	District Engineer: Dewberry Engine	ers, Inc.		
115		There was no report.			
116	C.	District Manager: Wrathell, Hunt a	nd Associates, LLC		
117		NEXT MEETING DATE: Septe	mber 14, 2022 at 9:30 A.M.		
118		O QUORUM CHECK			
119		The next meeting will be September	14, 2022, unless canceled.		
120		Ms. Cerbone distributed and asked	the Board Members to complete Form 8B, which is		
121	the N	the Memorandum of Voting Conflict to disclose that they are a CDD Board Member and an			
122	empl	employee or business affiliate of a Landowner or Developer of the CDD. This is necessary			
123	beca	because decisions potentially affecting the Landowner and/or Developer might come before			
124	the B	oard.			
125		As discussed at the Fox Branch Rand	ch CDD meeting, Form 8B for each Supervisor with a		
126	poter	ntial conflict should be attached to eac	h set of meeting minutes.		
127					
128	TENT	H ORDER OF BUSINESS	Board Members' Comments/Requests		
129 130		There were no Board Members' con	nments or requests.		
131			·		
132	ELEV	ENTH ORDER OF BUSINESS	Public Comments		
133					
134		There were no public comments.			
135	T\A/F	ETH ODDED OF DUCINECS	Adia		
136 137	IWE	LFTH ORDER OF BUSINESS	Adjournment		
138					
139		-	onded by Mr. Nowotny, with all in favor, the		
140		meeting adjourned at 9:55 a.m.			

141	
142	
143	
144	
145	
146 Secretary/Assistant Secretary	Chair/Vice Chair

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HARMONY ON LAKE ELOISE CDD

August 10, 2022

HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT

STAFF REPORTS

HARMONY ON LAKE ELOISE COMMUNITY DEVELOPMENT DISTRICT

BOARD OF SUPERVISORS FISCAL YEAR 2022/2023 MEETING SCHEDULE

LOCATION

Ramada by Wyndham Davenport Orlando South 43824 Highway 27, Davenport, Florida 33837-6808

DATE	POTENTIAL DISCUSSION/FOCUS	TIME
October 12, 2022	Regular Meeting	9:30 AM*
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November 9, 2022	Regular Meeting	9:30 AM*
December 14, 2022	Regular Meeting	9:30 AM*
January 11, 2023	Regular Meeting	9:30 AM*
February 8, 2023	Regular Meeting	9:30 AM*
March 8, 2023	Regular Meeting	9:30 AM*
April 12, 2023	Regular Meeting	9:30 AM* 9:30 AM*
May 10, 2023	Regular Meeting	
June 14, 2023	Regular Meeting	9:30 AM*
July 12, 2023	Regular Meeting	9:30 AM*
August 9, 2023	Regular Meeting	9:30 AM*
September 13, 2023	Regular Meeting	9:30 AM*

^{*} Meetings will convene immediately following the adjournment of the Fox Branch Ranch CDD meetings, scheduled to commence at 9:30 a.m., respectively.