

# **BULLFROG CREEK COMMUNITY DEVELOPMENT DISTRICT**

**October 12, 2021 Minutes of the Regular Meeting**

## **Minutes of the Regular Meeting**

The Regular Meeting of the Board of Supervisors of the Bullfrog Creek Community Development District was held on **Tuesday, October 12, 2021 at 6:00 p.m.** at the Ventana Clubhouse located at 11101 Ventana Groves Blvd., Riverview, FL 33578.

### **1. CALL TO ORDER/ROLL CALL**

Rick Reidt called the Regular Meeting of the Board of Supervisors of the Bullfrog Creek Community Development District to order on **Tuesday, October 12, 2021 at 6:00 p.m.**

Board Members Attending and Constituting a Quorum:

Esther Melvin	Chair	
Nanda Shrestha	Vice-Chair	
Joshua Kowalke	Supervisor	
Jesus M. Sosa-Burgos	Supervisor	<i>arrived at approximately 6:10 p.m.</i>

Staff Members Present:

Rick Reidt	District Manager, Meritus	
Dana Crosby-Collier	District Counsel, Straley Robin Vericker	<i>via conference call</i>

There were no resident audience members in attendance.

### **2. PUBLIC COMMENT ON AGENDA ITEMS**

There were no public comments on agenda items.

### **3. VENDOR/STAFF REPORTS**

#### **A. District Counsel**

##### **i. Mediation Report**

The Board moved the discussion with District Counsel to later in the agenda so Supervisor Sosa-Burgos could participate when he arrived.

#### **B. District Engineer**

There was nothing to report from the Engineer at this time.

43 **C. District Manager**

44 **i. Action Item List**

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46 Mr. Reidt reviewed the action item list with the Board and reported on hog trapping in both Twin  
47 Creeks and the Bull Frog Creek sides of the District.  
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50 **4. BUSINESS ITEMS**

51 **A. Discussion on Twin Creeks Entryway Landscaping Enhancements**

52  
53 The Board reviewed the Twin Creeks entryway landscaping enhancement proposal.  
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55	MOTION TO:	Approve the Twin Creek entryway landscaping
56		enhancements proposal.
57	MADE BY:	Supervisor Melvin
58	SECONDED BY:	Supervisor Shrestha
59	DISCUSSION:	None further
60	RESULT:	Called to Vote: Motion PASSED
61		3/0 - Motion passed unanimously

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63 *Supervisor Sosa-Burgos arrived at the meeting.*  
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65 **B. Discussion on Bullfrog Creek Landscaping Proposal**

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67 The Board discussed the Bullfrog Creek landscaping proposal and made one change to four double  
68 and two single Foxtails.  
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70	MOTION TO:	Approve the Bullfrog Creek landscaping proposal
71		with the change to four double and two single
72		Foxtails.
73	MADE BY:	Supervisor Melvin
74	SECONDED BY:	Supervisor Kowalke
75	DISCUSSION:	None further
76	RESULT:	Called to Vote: Motion PASSED
77		3/1 – Supervisor Shrestha opposed.

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81 **3. VENDOR/STAFF REPORTS (cont.)**

82 **A. District Counsel**

83 **i. Mediation Report**

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85 Supervisor Shrestha noted that he had filed a Form 8B and he recused himself from the discussion  
86 and vote.

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88 Ms. Collier-Crosby explained the settlement agreement and mutual general release for the District's  
89 review and approval. The District will have no liability other than its legal fees in the matter.

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MOTION TO:	Approve the settlement.
MADE BY:	Supervisor Melvin
SECONDED BY:	Supervisor Sosa-Burgos
DISCUSSION:	None further
RESULT:	Called to Vote: Motion PASSED 3/0 – Supervisor Shrestha abstained.

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**5. CONSENT AGENDA**

100 **A. Consideration of Board of Supervisors Public Hearing and Regular Meeting Minutes**  
101 **August 10, 2021**

102 **B. Consideration of Operations and Maintenance Expenditures July – September 2021**

103 **C. Review of Financial Statements Month Ending September 30, 2021**

104

105 The Board reviewed the Consent Agenda items.

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MOTION TO:	Approve the Consent Agenda.
MADE BY:	Supervisor Melvin
SECONDED BY:	Supervisor Sosa-Burgos
DISCUSSION:	None further
RESULT:	Called to Vote: Motion PASSED 4/0 - Motion passed unanimously

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**6. SUPERVISOR REQUESTS AND AUDIENCE COMMENTS**

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There were no supervisor requests or audience comments.

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121 **7. ADJOURNMENT**  
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MOTION TO:	Adjourn at 6:25 p.m.
MADE BY:	Supervisor Melvin
SECONDED BY:	Supervisor Shrestha
DISCUSSION:	None further
RESULT:	Called to Vote: Motion PASSED
	4/0 - Motion passed unanimously

129  
130 *\*These minutes were done in summary format.*

131  
132 *\*The entire meeting is available on audio recording.*

133  
134 *\*Each person who decides to appeal any decision made by the Board with respect to any matter*  
135 *considered at the meeting is advised that person may need to ensure that a verbatim record of the*  
136 *proceedings is made, including the testimony and evidence upon which such appeal is to be based.*

137  
138 **Meeting minutes were approved at a meeting by vote of the Board of Supervisors at a publicly noticed**  
139 **meeting held on 11/9/2021.**

140 *El Melvin*  
141  
142 **Signature**

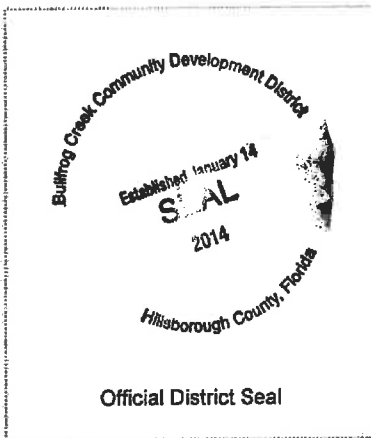
143 *Esther Melvin*  
144  
145 **Printed Name**

146  
147 **Title:**  
148  **Chairman**  
149  **Vice Chairman**

*Richard Reidt*  
142 **Signature**

*Richard Reidt*  
143  
144 **Printed Name**

145  
146 **Title:**  
147  **Secretary**  
148  **Assistant Secretary**



Recorded by Records Administrator

*[Signature]*  
Signature

*11/12/2021*  
Date

# FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME <b>SHEESTHA, Nanda R.</b>	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE <b>Bullfrog Creek CDD</b>
MAILING ADDRESS <b>12725 Fletwood Creek Dr</b>	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: <input type="checkbox"/> CITY <input type="checkbox"/> COUNTY <input type="checkbox"/> OTHER LOCAL AGENCY
CITY      COUNTY <b>Gibsonton      Hillsborough</b>	NAME OF POLITICAL SUBDIVISION:
DATE ON WHICH VOTE OCCURRED	MY POSITION IS: <input checked="" type="checkbox"/> ELECTIVE <input type="checkbox"/> APPOINTIVE

## WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

## INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office **MUST ABSTAIN** from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also **MUST ABSTAIN** from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

\* \* \* \* \*

### ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

\* \* \* \* \*

### APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

**IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:**

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

### APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

### DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Nanda R. Shrestha, hereby disclose that on Oct. 12, 2021:

(a) A measure came or will come before my agency which (check one or more)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, \_\_\_\_\_;
- inured to the special gain or loss of my relative, \_\_\_\_\_;
- inured to the special gain or loss of \_\_\_\_\_, by whom I am retained; or
- inured to the special gain or loss of \_\_\_\_\_, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

Oct. 12, 2021  
Date Filed

[Signature]  
Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.