

**MINUTES OF MEETING
WILDBLUE
COMMUNITY DEVELOPMENT DISTRICT**

The Board of Supervisors of the WildBlue Community Development District held a Continued Board Meeting and Attorney-Client Session on February 27, 2025 at 3:00 p.m., at the Community Center (Card Room), 18721 WildBlue Blvd., Fort Myers, Florida 33913. The agenda

Present:

Christopher Hasty
John Buchholz
Rick Bennington

Chair
Assistant Secretary
Assistant Secretary

Also present:

Chuck Adams
Shane Willis
Wes Haber (via telephone)
David Gurley
Chris Fiore
Chris Gregson
Terry Kurth
Other residents
Court Reporter

District Manager
Operations Manager
District Counsel
Special Counsel
Gurley Frant, P.A.
Resident
Resident

FIRST ORDER OF BUSINESS

Call to Order/Roll Call

Mr. Adams called the continued meeting to order at 3:05 p.m. Supervisors Buchholz, Bennington and Hasty were present. Supervisors Meyers and Milosevic were not present.

SECOND ORDER OF BUSINESS

Public Comments (3 Minutes Per Speaker)

No members of the public spoke.

THIRD ORDER OF BUSINESS

**Update: CDD Shoreline Stabilization Status
Communication**

This item was deferred.

FOURTH ORDER OF BUSINESS

**ANNOUNCE ATTORNEY-CLIENT SESSION
SHADE MEETING/RECESS CONTINUED
BOARD MEETING**

Mr. Adams announced the attorney-client session shade meeting and recessed the continued board meeting. Members of the public left the meeting room.

FIFTH ORDER OF BUSINESS

COMMENCEMENT OF ATTORNEY-CLIENT SESSION SHADE MEETING (Closed to the Public by Law)

- **Executive Session Regarding: Terry Kurth, derivatively on behalf of WildBlue Master Property Owners Association, Inc. v. Lennar Homes, LLC, Pulte Home Company, LLC, SDWB, LLC, SD WildBlue, LLC, WCI Communities, LLC, Barraco and Associates, Inc., Turrell, Hall & Associates, Inc. and WildBlue Community Development District, pending in the Twentieth Judicial Circuit in and for Lee County Florida, Case No. 001775. Pending Litigation**

The Executive Session commenced.

SIXTH ORDER OF BUSINESS

ADJOURN ATTORNEY-CLIENT SESSION SHADE MEETING/RECONVENE CONTINUED BOARD MEETING

The attorney-client session shade meeting adjourned and the continued board meeting reconvened. Members of the public returned to the meeting room.

SEVENTH ORDER OF BUSINESS

Consideration of Matters Related to Terry Kurth, derivatively on behalf of WildBlue Master Property Owners Association, Inc. v. Lennar Homes, LLC, Pulte Home Company, LLC, SDWB, LLC, SD WildBlue, LLC, WCI Communities, LLC, Barraco and Associates, Inc., Turrell, Hall & Associates, Inc. and WildBlue Community Development District, pending in the Twentieth Judicial Circuit in and for Lee County Florida, Case No. 001775

Mr. Haber asked if the Board had any questions about the parameters of the litigation that is allowed to be discussed publicly. There were no questions.

Mr. Adams stated he received resignations from Mr. Aaron Milosevic and Mr. David Meyers earlier in the week. He reviewed the criteria for candidates to replace the Board seats

that are landowner elected seats, which is different if the seats were appointed via the general election process.

A Board Member stated the Developer Board Members chose to resign from the Landowner-elected seats to put this decision in the hands of the residents. He still wants to place his faith in the Developer but recognizes everything that was discussed in the Shade Session.

A Board Member stated that the Board’s decision to proceed with filling a claim is based on the question, debates and what the attorneys said in the Shade Session.

Mr. Hasty stated the reason he will dissent is because he does not want to put the CDD in this position yet; however, he understands the other Board Members’ reasons for their vote.

On MOTION by Mr. Bennington and seconded by Mr. Buchholz, with Mr. Bennington and Mr. Buchholz in favor and Mr. Hasty dissenting, authorizing Litigation Counsel to make the appropriate filings in the outstanding litigation to protect the CDD’s claims and to direct Litigation Counsel to immediately engage with all parties to further settlement negotiations, was approved. [Motion passed 2-1]

EIGHTH ORDER OF BUSINESS

UPCOMING MEETINGS

- **March 6, 2025 at 10:00 AM [Regular Meeting]**

Mr. Haber stated Mr. Milosevic and Mr. Meyers’ resignation letters dated February 24, 2025 are effective immediately. Mr. Willis will facilitate an e-blast directing interested candidates to submit a resume/letter of interest to him by next Tuesday at noon.

- **March 20, 2025 at 1:00 PM [Special Meeting]**

- **QUORUM CHECK**

NINTH ORDER OF BUSINESS

Public Comments (3 Minutes Per Speaker)

The Board and Staff answered questions about timely filing the cross claim, whether Lennar will withdraw its offer and if the Board will engage Woods, Weidenmiller, Michetti & Rudnick, LP or keep the current Litigation Counsel hired by the Developer-elected Board.

TENTH ORDER OF BUSINESS

Adjournment

The meeting adjourned at 12:07 p.m.


Secretary/Assistant Secretary


Chair/Vice Chair