

SUNGATE

COMMUNITY DEVELOPMENT DISTRICT

November 7, 2022

LANDOWNERS' MEETING AGENDA

Sungate 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 3, 2022

Landowner(s)
Sungate Community Development District

Dear Landowner(s):

A Landowners' Meeting of the Sungate Community Development District will be held November 7, 2022 at 11:00 a.m., at the offices of Parker Mynchenberg & Associates, Inc., 1729 Ridgewood Ave., Holly Hill, Florida 32117. The agenda is as follows:

1. Call to Order/Roll Call
2. Affidavit/Proof of Publication
3. Election of Chair to Conduct Landowners' Meeting
4. Election of Supervisors [All Seats]
 - A. Nominations
 - B. Casting of Ballots
 - Determine Number of Voting Units Represented
 - Determine Number of Voting Units Assigned by Proxy
 - C. Ballot Tabulation and Results
5. Landowners' Questions/Comments
6. Adjournment

A landowner may vote in person at the Landowners' Meeting, or the landowner may nominate a proxy holder to vote at the meeting in place of the landowner. Whether in person or by proxy, each landowner shall be entitled to cast one (1) vote per acre of land owned by him/her and located within the District, for each person that the landowner desires to elect to a position on the Board of Supervisors that is open for election for the upcoming term (five (5) seats on the Board will be up for election). A fraction of an acre shall be treated as one (1) acre, entitling the landowner to one (1) vote with respect thereto. **Please note that a particular real property is entitled to only one (1) vote for each eligible acre of land or fraction thereof;** therefore, Two (2) or more people who own real property in common, that is one (1) acre or less, are together entitled to only one (1) vote for that real property.

ATTENDEES:

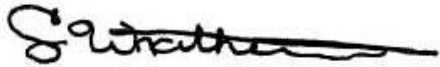
Please identify yourself each time you speak to facilitate accurate transcription of meeting minutes.

The first step is to elect a Chair for the meeting, who may be any person present at the meeting. The Chair shall conduct the nominations and the voting. If the Chair is a landowner or proxy holder of a landowner, he/she may nominate candidates and make and second motions. Candidates must be nominated and then shall be elected by a vote of the landowners. Nominees may be elected only to a position on the Board of Supervisors that is open for election for the upcoming term. The two (2) candidates receiving the highest number of votes shall be elected for a term of four (4) years, and the remaining candidates elected shall serve for a two (2)-year term. The term of office for each successful candidate shall commence upon election. Thereafter, there shall be an election of supervisors for the District every two (2) years in November on a date established by the Board of Supervisors upon proper notice until the District qualifies to have its board members elected by the qualified electors of the District.

A proxy is available upon request. To be valid, each proxy must be signed by one (1) of the legal owners of the property for which the vote is cast and must contain the typed or printed name of the individual who signed the proxy; the street address, legal description of the property or tax parcel identification number; and the number of authorized votes. If the proxy authorizes more than one (1) vote, each property must be listed and the number of acres of each property must be included. The signature on a proxy does not need to be notarized.

If you should have any questions or concerns, please do not hesitate to contact me directly at (561) 719-8675 or Ernesto Torres (904) 295-5714.

Sincerely,



Craig Wrathell
District Manager

FOR BOARD MEMBERS AND STAFF TO ATTEND BY TELEPHONE

CALL-IN NUMBER: 1-888-354-0094

PARTICIPANT PASSCODE: 413 553 5047

Miscellaneous Notices



Published in The Daytona Beach News-Journal on October 13, 2022

Location

Volusia County,

Notice Text

NOTICE OF LANDOWNERS MEETING AND ELECTION AND ORGANIZATIONAL MEETING OF THE BOARD OF SUPERVISORS OF THE SUNGATE COMMUNITY DEVELOPMENT DISTRICT

Notice is hereby given to the public and all landowners within the Sungate Community Development District (District), the location of which is generally described as comprising a parcel or parcels of land containing approximately 859 acres, generally located in the northeast quadrant of Indian Lake Road and Old Deland Road in Daytona Beach, Volusia County , Florida, advising that a meeting of landowners will be held for the purpose of electing five (5) persons to the District Board of Supervisors. Immediately following the landowners meeting, there will be convened an organizational meeting of the Board of Supervisors for the purpose of considering certain matters of the Board to include election of certain District officers, the appointment of staff including, but not limited to, manager, attorney, and others as deemed appropriate and to conduct any other business that may come before the Board.

DATE: November 7, 2022

TIME: 11:00 A.M.

PLACE: Parker Mynchenberg & Associates, Inc.

1729 Ridgewood Ave.

Holly Hill, FL 32117

Each landowner may vote in person or by written proxy. Proxy forms may be obtained upon request at the office of the District Manager, Wrathell, Hunt and Associates, LLC, 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431, (561) 571-0010. At said meeting each landowner or his or her proxy shall be entitled to nominate persons for the position of Supervisor and cast one vote per acre of land, or fractional portion thereof, owned by him or her and located within the District for each person to be elected to the position of Supervisor. A fraction of an acre shall be treated as one acre, entitling the landowner to one vote with respect thereto. Platted lots shall be counted individually and rounded up to the nearest whole acre. The acreage of platted lots shall not be aggregated for determining the number of voting units held by a landowner or a landowner s proxy. At the landowners meeting the landowners shall select a person to serve as the meeting chair and who shall conduct the meeting.

The landowners meeting and the Board of Supervisors meeting are open to the public and will be conducted in accordance with the provisions of Florida law. One or both of the meetings may be continued to a date, time, and place to be specified on the record at such meeting. A copy of the agenda for these meetings may be obtained from District Manager, Wrathell, Hunt and Associates, LLC, 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431, (561) 571-0010, during normal business hours. There may be an occasion where one or more supervisors will participate by speaker telephone.

Any person requiring special accommodations to participate in these meetings is asked to contact the District Office at (561)-571-0010 at least forty-eight (48) hours before the hearing. If you are hearing or speech impaired, please contact the Florida Relay Service at 7-1-1 or (800) 955-8770 for aid in contacting the District Office.

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

Craig Wrathell

District Manager

L# 10/13 10/20 2022 2t

Miscellaneous Notices



Published in The Daytona Beach News-Journal on October 20, 2022

Location

Volusia County,

Notice Text

NOTICE OF LANDOWNERS MEETING AND ELECTION AND ORGANIZATIONAL MEETING OF THE BOARD OF SUPERVISORS OF THE SUNGATE COMMUNITY DEVELOPMENT DISTRICT

Notice is hereby given to the public and all landowners within the Sungate Community Development District (District), the location of which is generally described as comprising a parcel or parcels of land containing approximately 859 acres, generally located in the northeast quadrant of Indian Lake Road and Old Deland Road in Daytona Beach, Volusia County , Florida, advising that a meeting of landowners will be held for the purpose of electing five (5) persons to the District Board of Supervisors. Immediately following the landowners meeting, there will be convened an organizational meeting of the Board of Supervisors for the purpose of considering certain matters of the Board to include election of certain District officers, the appointment of staff including, but not limited to, manager, attorney, and others as deemed appropriate and to conduct any other business that may come before the Board.

DATE: November 7, 2022

TIME: 11:00 A.M.

PLACE: Parker Mynchenberg & Associates, Inc.

1729 Ridgewood Ave.

Holly Hill, FL 32117

Each landowner may vote in person or by written proxy. Proxy forms may be obtained upon request at the office of the District Manager, Wrathell, Hunt and Associates, LLC, 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431, (561) 571-0010. At said meeting each landowner or his or her proxy shall be entitled to nominate persons for the position of Supervisor and cast one vote per acre of land, or fractional portion thereof, owned by him or her and located within the District for each person to be elected to the position of Supervisor. A fraction of an acre shall be treated as one acre, entitling the landowner to one vote with respect thereto. Platted lots shall be counted individually and rounded up to the nearest whole acre. The acreage of platted lots shall not be aggregated for determining the number of voting units held by a landowner or a landowner s proxy. At the landowners meeting the landowners shall select a person to serve as the meeting chair and who shall conduct the meeting.

The landowners meeting and the Board of Supervisors meeting are open to the public and will be conducted in accordance with the provisions of Florida law. One or both of the meetings may be continued to a date, time, and place to be specified on the record at such meeting. A copy of the agenda for these meetings may be obtained from District Manager, Wrathell, Hunt and Associates, LLC, 2300 Glades Road, Suite 410W, Boca Raton, Florida 33431, (561) 571-0010, during normal business hours. There may be an occasion where one or more supervisors will participate by speaker telephone.

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Craig Wrathell

District Manager

L# 10/13 10/20 2022 2t

**INSTRUCTIONS RELATING TO LANDOWNERS' MEETING OF
SUNGATE COMMUNITY DEVELOPMENT DISTRICT
FOR THE ELECTION OF SUPERVISORS**

DATE OF LANDOWNERS' MEETING: **November 7, 2022**

TIME: **11:00 a.m.**

LOCATION: **offices of Parker Mynchenberg & Associates, Inc.
1729 Ridgewood Ave.
Holly Hill, Florida 32117**

Pursuant to Chapter 190, Florida Statutes, and after a Community Development District ("**District**") has been established and the landowners have held their initial election, there shall be a subsequent landowners' meeting for the purpose of electing members of the Board of Supervisors ("**Board**") every two years until the District qualifies to have its board members elected by the qualified electors of the District. The following instructions on how all landowners may participate in the election are intended to comply with Section 190.006(2)(b), Florida Statutes.

A landowner may vote in person at the landowners' meeting, or the landowner may nominate a proxy holder to vote at the meeting in place of the landowner. Whether in person or by proxy, each landowner shall be entitled to cast one vote per acre of land owned by him or her and located within the District, for each position on the Board that is open for election for the upcoming term. A fraction of an acre shall be treated as one (1) acre, entitling the landowner to one vote with respect thereto. Please note that a particular parcel of real property is entitled to only one vote for each eligible acre of land or fraction thereof; therefore, two or more people who own real property in common, that is one acre or less, are together entitled to only one vote for that real property.

At the landowners' meeting, the first step is to elect a chair for the meeting, who may be any person present at the meeting. The landowners shall also elect a secretary for the meeting who may be any person present at the meeting. The secretary shall be responsible for the minutes of the meeting. The chair shall conduct the nominations and the voting. If the chair is a landowner or proxy holder of a landowner, he or she may nominate candidates and make and second motions. Candidates must be nominated and then shall be elected by a vote of the landowners. Nominees may be elected only to a position on the Board that is open for election for the upcoming term.

Five (5) seats on the Board will be up for election by landowners. The two (2) candidates receiving the highest number of votes shall be elected for a term of four (4) years. The three (3) candidates receiving the next highest number of votes shall be elected for a term of two (2) years. The term of office for each successful candidate shall commence upon election.

A proxy is available upon request. To be valid, each proxy must be signed by one of the legal owners of the property for which the vote is cast and must contain the typed or printed name of the individual who signed the proxy; the street address, legal description of the property or tax parcel identification number; and the number of authorized votes. If the proxy authorizes more than one vote, each property must be listed and the number of acres of each property must be included. The signature on a proxy does not need to be notarized.

LANDOWNER PROXY

**SUNGATE COMMUNITY DEVELOPMENT DISTRICT
VOLUSIA COUNTY, FLORIDA
LANDOWNERS' MEETING – NOVEMBER 7, 2022**

KNOW ALL MEN BY THESE PRESENTS, that the undersigned, the fee simple owner of the lands described herein, hereby constitutes and appoints _____ ("**Proxy Holder**") for and on behalf of the undersigned, to vote as proxy at the meeting of the landowners of the Sungate Community Development District to be held at 11:00 a.m., on November 7, 2022, at the offices of Parker Mynchenberg & Associates, Inc., 1729 Ridgewood Ave., Holly Hill, Florida 32117 and at any adjournments thereof, according to the number of acres of unplatted land and/or platted lots owned by the undersigned landowner that the undersigned would be entitled to vote if then personally present, upon any question, proposition, or resolution or any other matter or thing that may be considered at said meeting including, but not limited to, the election of members of the Board of Supervisors. Said Proxy Holder may vote in accordance with his or her discretion on all matters not known or determined at the time of solicitation of this proxy, which may legally be considered at said meeting.

Any proxy heretofore given by the undersigned for said meeting is hereby revoked. This proxy is to continue in full force and effect from the date hereof until the conclusion of the landowners' meeting and any adjournment or adjournments thereof, but may be revoked at any time by written notice of such revocation presented at the landowners' meeting prior to the proxy holder's exercising the voting rights conferred herein.

TLO 12 SUNGATE LLC
Printed Name of Legal Owner

Signature of Legal Owner

Date

<u>Parcel Description</u>	<u>Acreage</u>	<u>Authorized Votes</u>
see attached	859.61	860

[Insert above the street address of each parcel, the legal description of each parcel, or the tax identification number of each parcel. If more space is needed, identification of parcels owned may be incorporated by reference to an attachment hereto.]

Total Number of Authorized Votes: **860**

NOTES: Pursuant to Section 190.006(2)(b), Florida Statutes (2019), a fraction of an acre is treated as one (1) acre entitling the landowner to one vote with respect thereto. For purposes of determining voting interests, platted lots shall be counted individually and rounded up to the nearest whole acre. Moreover, two (2) or more persons who own real property in common that is one acre or less are together entitled to only one vote for that real property.

If the fee simple landowner is not an individual, and is instead a corporation, limited liability company, limited partnership or other entity, evidence that the individual signing on behalf of the entity has the authority to do so should be attached hereto (e.g., bylaws, corporate resolution, etc.).

Parcel ID	Alt Key	Owner	Address	City State ZIP	Acres	Votes
523100000010	3250681	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	368.06	
513600000010	2483776	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	115.50	
513600000014	5562557	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	59.60	
620600000010	3308832	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	253.36	
523200000013	5764125	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	6.46	
620500000010	3308344	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	29.42	
620600000020	3308841	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	9.78	
620500000051	8017446	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	5.87	
620501000110	3308484	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	0.36	
620501000090	3308468	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	0.37	
620501000100	3308476	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	0.80	
620501000050	3308450	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	1.34	
620501000011	4604260	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	0.19	
620501000010	3308425	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	0.28	
Total				Total Acres as per Ordinance:	859.61	860

OFFICIAL BALLOT

**SUNGATE COMMUNITY DEVELOPMENT DISTRICT
VOLUSIA COUNTY, FLORIDA
LANDOWNERS' MEETING – NOVEMBER 7, 2022**

For Election (5 Supervisors): The two (2) candidates receiving the highest number of votes will each receive a four (4) year term, and the three (3) candidates receiving the next highest number of votes will each receive a two (2) year term, with the term of office for each successful candidate commencing upon election.

The undersigned certifies that he/she/it is the fee simple owner of land, or the proxy holder for the fee simple owner of land, located within the Sungate Community Development District and described as follows:

Description

Acreage

see attached

859.61

[Insert above the street address of each parcel, the legal description of each parcel, or the tax identification number of each parcel.] [If more space is needed, identification of parcels owned may be incorporated by reference to an attachment hereto.]

or

Attach Proxy.

I, _____, as Landowner, or as the proxy holder of _____ (Landowner) pursuant to the Landowner's Proxy attached hereto, do cast my votes as follows:

SEAT NUMBER	NAME OF CANDIDATE	NUMBER OF VOTES
1		
2		
3		
4		
5		

Date: _____

Signed: _____

Printed Name: _____

Parcel ID	Alt Key	Owner	Address	City State ZIP	Acres	Votes
523100000010	3250681	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	368.06	
513600000010	2483776	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	115.50	
513600000014	5562557	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	59.60	
620600000010	3308832	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	253.36	
523200000013	5764125	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	6.46	
620500000010	3308344	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	29.42	
620600000020	3308841	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	9.78	
620500000051	8017446	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	5.87	
620501000110	3308484	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	0.36	
620501000090	3308468	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	0.37	
620501000100	3308476	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	0.80	
620501000050	3308450	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	1.34	
620501000011	4604260	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	0.19	
620501000010	3308425	TLO 12 SUNGATE LLC	1204 S CONGRESS STE 200	AUSTIN TX 78704	0.28	
Total				Total Acres as per Ordinance:	859.61	860