

Magic Reserve Community Development District

3501 Quadrangle Boulevard, Suite 270, Orlando, FL 32817

Phone: 407-723-5900, Fax: 407-723-5901

www.magicreservecdd.com

The following is the agenda for the Board of Supervisors' Meeting and the Auditor Selection Committee Meeting for the **Magic Reserve Community Development District ("District")**, **scheduled to begin at 10:00 a.m. on August 7, 2023, at 1170 Celebration Boulevard, Ste 106, Celebration, FL 34747**. If you have questions or comments on the Board Meeting, please contact the District Manager's office at (407) 723-5900. A quorum consisting of at least three of the five Board Members will be confirmed prior to the start of the Board Meeting.

For those unable to attend in person, you may participate by telephone:

Call in number: 1-844-621-3956

Passcode: 790 393 986 #

BOARD OF SUPERVISORS' MEETING AGENDA

Administrative Matters

- Call to Order / Roll Call
- Public Comment Period
- 1. **Consideration of Minutes of the June 5, 2023, Board of Supervisors' Meeting**
- 2. **Seating of the Auditor Selection Committee**

General Business Matters

3. **Public Hearing on the Adoption of the District's Annual Budget**
 - **Public Comments and Testimony**
 - **Board Comments**
 - a. **Consideration of Resolution 2023-06, Adopting the Fiscal Year 2024 Budget and Appropriating Funds**
4. **Public Hearing on the Imposition of Special Assessments**
 - a. **Public Comments and Testimony**
 - b. **Board Comments**
 - c. **Consideration of Resolution 2023-07, Adopting an Assessment Roll for Fiscal Year 2024, and Certifying Special Assessments for Collection**
5. **Consideration of Resolution 2023-08, Adopting the Annual Meeting Schedule for Fiscal Year 2023-2024**
6. **Acceptance of Fiscal Year 2022 Audit Report**
7. **Consideration of Duke Energy Lighting Agreement**
8. **Consideration of Paradise Lawns Sod Proposal**
9. **Ratification of the Series 2019 Project Completion Certificate** *(provided under separate cover)*
10. **Ratification of Maintenance Agreement between the District and Magic Village Owners' Association** *(provided under separate cover)*
11. **Ratification of Payment Authorizations 146 – 152**
12. **Review of District Financial Statements**



Other Business

- Staff Reports
 - District Counsel
 - District Engineer
 - District Manager
- Audience Comments
- Supervisors Requests

Adjournment

AUDITOR SELECTION COMMITTEE MEETING AGENDA

- Roll Call to Confirm a Quorum
- Review and Approval of Audit Documents
 - Audit RFP Notice
 - Instructions to Proposers
 - Evaluation Criteria – with and without price
- Adjournment

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Minutes

MINUTES OF MEETING

MAGIC RESERVE COMMUNITY DEVELOPMENT DISTRICT BOARD OF SUPERVISORS' MEETING

Monday, June 5, 2023, at 10:00 a.m.

**1170 Celebration Blvd., Ste 106,
Celebration, FL 34747**

Board Members in attendance:

Hector Lizasuain	Chairperson
Nayara Longaray	Vice Chair
Karen Tookuni	Assistant Secretary
Sue Legentil	Assistant Secretary

Also Present:

Jane Gaarlandt	PFM	
Venessa Ripoll	PFM	(via phone)
Jorge Jimenez	PFM	(via phone)
Amy Champagne	PFM	(via phone)
Mark Watts	Cobb Cole	(via phone)
Steven N. Boyd, P.E.	Boyd Civil Engineering	

FIRST ORDER OF BUSINESS

Administrative Matters

Call to Order/Roll Call

Ms. Gaarlandt called to order the Board of Supervisors' Meeting for the Magic Reserve Community Development District at 10:11 a.m. Roll call was taken.

Public Comment Period

There were no public comments.

Consideration of the Minutes of the May 1, 2023, Board of Supervisors' Meeting

The Board reviewed the Minutes of the May 1, 2023, Board of Supervisors' Meeting.

On motion by Mr. Lizasuain, seconded by Ms. Legentil, with all in favor, the Board of Supervisors for the Magic Reserve Community Development District approved the Minutes of the May 1, 2023, Board of Supervisors' Meeting.

Review and Acceptance of Thomas Lee's Resignation

Ms. Gaarlandt stated the Board received the resignation letter in writing.

On motion by Mr. Lizasuain, seconded by Ms. Longaray, with all in favor, the Board of Supervisors for the Magic Reserve Community Development District accepted Thomas Lee's Resignation letter.

Ms. Gaarlandt stated that Seat One is now vacant and has a term with an expiration of November 2026. Ms. Gaarlandt called for nominations.

Ms. Longaray nominated Stacey Stuck.

On motion by Ms. Longaray, seconded by Ms. Legentil, with all in favor, the Board of Supervisors for the Magic Reserve Community Development District accepted the nomination of Stacey Stuck to the Board of Supervisors.

Swearing in of New Board Member

Stacey Stuck wasn't present at the meeting, Ms. Gaarlandt stated she would be sending Ms. Stuck the paperwork via email.

SECOND ORDER OF BUSINESS

General Business Matters

Consideration of Resolution 2023-05, Election of Officers

Ms. Gaarlandt stated with changes to some of the supervisors, District staff thought that it would be good to do an updated slate.

On motion by Ms. Longaray, seconded by Ms. Tookuni, with all in favor, the Board of Supervisors for the Magic Reserve Community Development District approved Resolution 2023-05, Election of Officers, with Hector Lizasuain as Chair, Nayara Longaray as Vice Chair, Jane Gaarlandt as Secretary, Sue Legentil, Karen Tookuni, Stacey Stuck and Venessa Ripoll as Assistant Secretaries, Jennifer Glasgow as Treasurer and Amanda Lane as Assistant Treasurer.

**Ratification of the Series 2019
Project Completion Certificate**

This item was Tabled.

**Ratification of Maintenance
Agreement between the District
and Magic Village Owners'
Association**

This item was tabled.

**Consideration of Payment
Authorization No. 144**

On motion by Mr. Lizasuain, seconded by Ms. Legentil, with all in favor, the Board of Supervisors for the Magic Reserve Community Development District ratified Payment Authorization No. 144.

**Ratification of Payment
Authorizations Nos. 143 & 145**

Ms. Gaarlandt stated these are regular District expenses and they have been previously signed and approved.

On motion by Ms. Longaray, seconded by Ms. Tookuni, with all in favor, the Board of Supervisors for the Magic Reserve Community Development District ratified Payment Authorization Nos. 143 & 145.

**Review of District Financial
Statements**

The Board reviewed the District's Financial Statements. No Board action required.

THIRD ORDER OF BUSINESS

Other Business

Staff Reports

District Counsel – No report.

District Engineer – Mr. Boyd brought up the question about the tract, and if it will be covered under the maintenance agreement because it is CDD property.

Ms. Gaarlandt stated is waiting for a more detailed map of the areas the District is responsible for maintaining. She also noted that District staff hasn't been able to find the copy of the agreement.

District Manager – Ms. Gaarlandt noted in reference to the Form 1, Orange County has a new email address and asked if any Board member have issues with the email to let District staff know.

Audience Comments

There were no audience comments.

Supervisors Requests

There were no supervisor requests.

FOURTH ORDER OF BUSINESS

Adjournment

On motion by Mr. Lizasuain, seconded by Ms. Longaray, with all in favor, the June 27, 2023, Meeting of the Board of Supervisors for the Magic Reserve Community Development District was adjourned.

Secretary/Assistant Secretary

Chairman/Vice Chairman

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Seating of Auditor Selection Committee

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Resolution 2023-06,
Adopting the Fiscal Year 2024 Budget
and Appropriating Funds

RESOLUTION 2023-06

**THE ANNUAL APPROPRIATION RESOLUTION OF THE MAGIC RESERVE COMMUNITY DEVELOPMENT DISTRICT (“DISTRICT”) RELATING TO THE ANNUAL APPROPRIATIONS AND ADOPTING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023, AND ENDING SEPTEMBER 30, 2024
; AUTHORIZING BUDGET AMENDMENTS; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the District Manager has, prior to the fifteenth (15th) day in June, 2023, submitted to the Board of Supervisors (“**Board**”) of the Magic Reserve Community Development District (“**District**”) proposed budget (“**Proposed Budget**”) for the fiscal year beginning October 1, 2023 and ending September 30, 2024 (“**Fiscal Year 2023-2024**”) along with an explanatory and complete financial plan for each fund of the District, pursuant to the provisions of Section 190.008(2)(a), *Florida Statutes*; and

WHEREAS, at least sixty (60) days prior to the adoption of the Proposed Budget, the District filed a copy of the Proposed Budget with the local governing authorities having jurisdiction over the area included in the District pursuant to the provisions of Section 190.008(2)(b), *Florida Statutes*; and

WHEREAS, the Board set August 7, 2023, as the date for a public hearing thereon and caused notice of such public hearing to be given by publication pursuant to Section 190.008(2)(a), *Florida Statutes*; and

WHEREAS, the District Manager posted the Proposed Budget on the District’s website at least two days before the public hearing; and

WHEREAS, Section 190.008(2)(a), *Florida Statutes*, requires that, prior to October 1st of each year, the Board, by passage of the Annual Appropriation Resolution, shall adopt a budget for the ensuing fiscal year and appropriate such sums of money as the Board deems necessary to defray all expenditures of the District during the ensuing fiscal year; and

WHEREAS, the District Manager has prepared a Proposed Budget, whereby the budget shall project the cash receipts and disbursements anticipated during a given time period, including reserves for contingencies for emergency or other unanticipated expenditures during the fiscal year.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE MAGIC RESERVE COMMUNITY DEVELOPMENT DISTRICT:

SECTION 1. BUDGET

- a. The Board has reviewed the Proposed Budget, a copy of which is on file with the office of the District Manager and at the District's Local Records Office, and hereby approves certain amendments thereto, as shown in Section 2 below.
- b. The Proposed Budget, attached hereto as **Exhibit "A,"** as amended by the Board, is hereby adopted in accordance with the provisions of Section 190.008(2)(a), *Florida Statutes* ("**Adopted Budget**"), and incorporated herein by reference; provided, however, that the comparative figures contained in the Adopted Budget may be subsequently revised as deemed necessary by the District Manager to reflect actual revenues and expenditures.
- c. The Adopted Budget, as amended, shall be maintained in the office of the District Manager and at the District's Local Records Office and identified as "The Budget for the Magic Reserve Community Development District for the Fiscal Year Ending September 30, 2024."
- d. The Adopted Budget shall be posted by the District Manager on the District's official website within thirty (30) days after adoption, and shall remain on the website for at least 2 years.

SECTION 2. APPROPRIATIONS

There is hereby appropriated out of the revenues of the Magic Reserve Community Development District, for Fiscal Year 2023-2024, the sum of _____ to be raised by the levy of assessments and otherwise, which sum is deemed by the Board to be necessary to defray all expenditures of the District during said budget year, to be divided and appropriated in the following fashion:

TOTAL GENERAL FUND	\$ _____
TOTAL DEBT SERVICE FUND	\$ _____
TOTAL ALL FUNDS	\$ _____

SECTION 3. BUDGET AMENDMENTS

Pursuant to Section 189.016, *Florida Statutes*, the District at any time within Fiscal Year 2023-2024 or within 60 days following the end of the Fiscal Year 2023-2024 may amend its Adopted Budget for that fiscal year as follows:

- a. The Board may authorize an increase or decrease in line item appropriations within a fund by motion recorded in the minutes if the total appropriations of the fund do not increase.
- b. The District Manager or Treasurer may authorize an increase or decrease in line item appropriations within a fund if the total appropriations of the fund do not increase and if the aggregate change in the original appropriation item does not exceed \$10,000 or 10% of the original appropriation.
- c. By resolution, the Board may increase any appropriation item and/or fund to reflect receipt of any additional unbudgeted monies and make the corresponding change to appropriations or the unappropriated balance.
- d. Any other budget amendments shall be adopted by resolution and consistent with Florida law.

The District Manager or Treasurer must establish administrative procedures to ensure that any budget amendments are in compliance with this Section 3 and Section 189.016, *Florida Statutes*, among other applicable laws. Among other procedures, the District Manager or Treasurer must ensure that any amendments to budget under subparagraphs c. and d. above are posted on the District's website within 5 days after adoption and remain on the website for at least 2 years.

SECTION 4. EFFECTIVE DATE. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS 7th DAY OF AUGUST 2023.

ATTEST:

**MAGIC RESERVE COMMUNITY
DEVELOPMENT DISTRICT**

Secretary/Assistant Secretary

By:_____

Its:_____

Exhibit A
Magic Reserve Community Development District
Approved Proposed FY2024 Operations & Maintenance Budget

	Actual Through 6/30/23	Anticipated July- Sept.	Anticipated FY 2023 Total	FY 2023 Adopted Budget	FY 2024 Approved Proposed Budget
Revenues					
Carry Forward	\$76,125.00	25,375.00	\$101,500.00	\$101,500.00	\$0.00
Interest Income	291.34	0.00	291.34	0.00	0.00
On-Roll Assessments	\$147,335.38	0.00	\$147,335.38	\$145,650.00	\$255,025.00
Net Revenues	\$223,751.72	\$25,375.00	\$249,126.72	\$247,150.00	\$255,025.00

CDD General & Administrative Expenses

Trustee Services	\$4,013.69	\$0.00	\$4,013.69	\$4,000.00	\$4,100.00
Management	23,625.00	7,875.00	31,500.00	31,500.00	31,500.00
Engineering	107.50	2,500.00	2,607.50	10,000.00	10,000.00
Disclosure Agent	2,500.00	2,500.00	5,000.00	5,000.00	5,000.00
Property Appraiser	0.00	81.25	81.25	325.00	325.00
District Counsel	666.50	4,500.00	5,166.50	18,000.00	18,000.00
Assessment Administration	5,000.00	0.00	5,000.00	5,000.00	5,000.00
Re-Amortization Schedule	0.00	0.00	0.00	250.00	250.00
Arbitrage	0.00	500.00	500.00	500.00	0.00
Audit	3,285.00	0.00	3,285.00	3,300.00	3,500.00
Legal Advertising	568.14	419.75	987.89	1,679.00	1,500.00
Miscellaneous	1,787.68	73.75	1,861.43	295.00	295.00
Website Maintenance	1,780.00	800.00	2,580.00	2,580.00	2,580.00
Dues, Licenses, and Fees	175.00	0.00	175.00	175.00	175.00
Irrigation	24,674.35	20,000.00	44,674.35	80,000.00	50,000.00
Public Officials' Liability Insurance	3,023.00	0.00	3,023.00	3,250.00	3,500.00
General Liability Insurance	3,694.00	0.00	3,694.00	4,000.00	4,300.00
Lake Maintenance	1,035.00	345.00	1,380.00	3,372.00	5,000.00
Landscaping Maintenance and Material	49,169.64	8,875.00	58,044.64	25,924.00	30,000.00
Streetlights	48,584.83	23,000.00	71,584.83	48,000.00	80,000.00
Total Expenses	\$173,689.33	\$71,469.75	\$245,159.08	\$247,150.00	\$255,025.00

Current Year Proposed	Net Per Unit	\$	1,307.82
195 Lots	Gross per Unit	\$	1,391.30

Prior Year Adopted	Net Per Unit	\$	746.92
195 Lots	Gross per Unit	\$	794.60

**Magic Reserve Community Development District
FY 2024 Approved Proposed Debt Service**

**FY2024 Approved
Proposed Series
2016 Budget**

REVENUES:

Special Assessments	\$	564,596.89
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TOTAL REVENUES	\$	<u>564,596.89</u>
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EXPENDITURES:

Interest 11/01/2023	\$	121,365.63
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Principal 11/01/2023	\$	100,000.00
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Interest 5/1/2024	\$	119,115.63
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TOTAL EXPENDITURES	\$	<u>340,481.26</u>
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EXCESS REVENUES	\$	<u>224,115.63</u>
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Interest 11/01/2024	\$	119,115.63
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Principal 11/01/2024	\$	105,000.00
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**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Resolution 2023-07,
Adopting an Assessment Roll
for Fiscal Year 2024, and
Certifying Special Assessments for Collection

RESOLUTION 2023-07

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE MAGIC RESERVE COMMUNITY DEVELOPMENT DISTRICT EQUALIZING, APPROVING, CONFIRMING, AND IMPOSING SPECIAL ASSESSMENTS FOR DISTRICT EXPENSES AND CERTIFYING AN ASSESSMENT ROLL; PROVIDING FOR THE RECORDING OF AN ASSESSMENT NOTICE; PROVIDING FOR NO WAIVER OF CONTRACTUAL OBLIGATIONS, SEVERABILITY, CONFLICTS, AND AN EFFECTIVE DATE

WHEREAS, the Magic Reserve Community Development District (the “District”) is a local unit of special-purpose government established pursuant to Chapter 190, Florida Statutes for the purpose of providing, operating and maintaining infrastructure improvements, facilities and services to the lands within the District; and

WHEREAS, the District is located in Osceola County, Florida (the “County”); and

WHEREAS, the District provides certain services in accordance with Chapter 190, Florida Statutes; and

WHEREAS, the Board of Supervisors of the District (“Board”) hereby determines to undertake various operations and maintenance activities described in the District’s budget for Fiscal Year 2023-2024 (“FY 2024 Budget”), attached hereto as **Exhibit A** and incorporated by reference herein; and

WHEREAS, the District must obtain sufficient funds to provide for the operation and maintenance of the services and facilities provided by the District as described in the FY 2024 Budget; and

WHEREAS, the provision of such services, facilities, and operations is a benefit to lands within the District; and

WHEREAS, Chapter 190, Florida Statutes, provides that the District may impose special assessments on benefitted lands within the District; and

WHEREAS, the District has previously indicated its intention to finance its Budget through the imposition and collection of special assessments on benefitted property within the District; and

WHEREAS, the District has determined that the utilization of the Uniform Method for the collection of assessments is unavailable and/or not in the District’s best interest; and

WHEREAS, the Board has noticed and conducted a public hearing pursuant to Chapters 170 and 190, Florida Statutes, relating to the imposition, levy, collection, and enforcement of such assessments; and

WHEREAS, it is in the best interests of the District to proceed with the imposition of the special assessments for operations and maintenance in the amount of \$ _____; and

WHEREAS, the District desires to levy and directly collect on the unplatted lands special assessments reflecting their portion of the District's operations and maintenance budget; and

WHEREAS, it is in the best interests of the District to adopt the Assessment Roll of the Magic Reserve Community Development District (the "Assessment Roll") attached to this Resolution as **Exhibit B** and incorporated as a material part of this Resolution by this reference, and to certify the Assessment Roll; and

WHEREAS, it is in the best interests of the District to permit the District Manager to amend the Assessment Roll, certified by this Resolution, as the Property Appraiser updates the property roll for the County, for such time as authorized by Florida law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE MAGIC RESERVE COMMUNITY DEVELOPMENT DISTRICT:

SECTION 1. AUTHORITY FOR THIS RESOLUTION. This Resolution is adopted pursuant to Chapters 190, Florida Statutes.

SECTION 2. FINDINGS. The Board hereby finds and determines as follows:

(a) The District is a local unit of special-purpose government organized and existing under and pursuant to Chapter 190, Florida Statutes, as amended.

(b) The District is authorized by Chapter 190, Florida Statutes, to levy and impose special assessments to pay all, or any part of, the cost of such services as provided in Chapter 190, Florida Statutes.

(c) It is necessary to the public health, safety and welfare and in the best interests of the District that (i) the District provide the operations and maintenance services ("Services") identified in the exhibits attached hereto; and (ii) the cost of such Services be assessed against the lands specially benefited by such Services.

(d) The provision of said Services and the levying of such special assessments serves a proper, essential, and valid public purpose and is in the best interests of the District and its landowners.

(e) The Board determined to provide the Services and to defray the costs thereof by making special assessments on benefited lands within the District.

(g) A preliminary assessment roll was adopted and filed with the Board.

(h) Upon completion of the preliminary assessment roll, the Board chose August 7th, 2023 at 10:00am at 1170 Celebration Boulevard, Ste 106, Celebration, FL 34747 as the time and place of a public hearing at which owners of the property to be assessed and other persons interested therein may appear before the Board and be heard as to (1) the propriety and advisability of the Services, (2) the cost thereof, (3) the manner of payment therefore, and (4) the amount thereof to be assessed against each specially benefited property or parcel and provided for publication of notice of such public hearing and individual mailed notice in accordance with Chapter 190, Florida Statutes.

(i) Notice of such public hearing was given by publication and also by mail as required by Florida law. Affidavits as to such publications and mailings are on file in the office of the Secretary of the Board.

(j) On August 7th, 2023, at the public hearing specified in paragraph (h) above, the Board met as an Equalization Board and heard and considered all complaints and testimony as to the matters described in paragraph (h) above. The Board has made such modifications in the preliminary assessment roll as it deems necessary, just and right in the making of the final assessment roll.

(k) Having considered the costs of the Services, complaints and evidence presented at such public hearing, the Board of Supervisors of the District further finds and determines:

(i) that the amount of costs of the Services and the District's budgets are reasonable and proper;

(ii) it is reasonable, proper, just and right to assess the cost of such Services and the Budgets against the properties specially benefited thereby on a pro-rata acreage basis, which results in the special assessments set forth on the final assessment roll;

(iii) it is hereby declared that the provision of the Services described in **Exhibits A** constitutes a special benefit to all parcels of real property listed on said final assessment roll and that the benefit, in the case of each such parcel, will be equal to or in excess of the special assessments thereon when allocated as set forth in **Exhibit B**;

(iv) it is in the best interests of the District that the special assessments be paid and collected as herein provided.

SECTION 3. ASSESSMENT EQUALIZATION AND IMPOSITION. A special assessment for operation and maintenance expenses as provided for in Chapter 190, Florida Statutes, is hereby imposed and levied on benefitted lands within the District in accordance with **Exhibits A and B**. The special assessments on the parcels specially benefitted by the Services, all as specified in the final assessment roll, are hereby equalized, approved, and confirmed. The lien of the special assessments for operations and maintenance imposed and levied by this Resolution shall be effective upon passage of this Resolution. The Special Assessment against each respective parcel shown on such final assessment roll and interest, costs, and penalties thereon, as hereafter provided, shall be and shall remain a legal, valid and binding first lien on such parcel until paid and such lien shall be coequal with the lien of all state, county, district, municipal or other governmental taxes and superior in dignity to all other liens, titles, and claims.

SECTION 4. COLLECTION AND ENFORCEMENT; PENALTIES; INTEREST. The collection of the operation and maintenance special assessments will be collected directly by the District in accordance with Florida law, as set forth in **Exhibits A and B**. Assessments will be collected pursuant to the Uniform Method of Collection and collected by the Osceola County Property Appraiser and Osceola County Tax Collector.

SECTION 5. ASSESSMENT ROLL. The District's Assessment Roll, attached to this Resolution as **Exhibit B**, is hereby certified.

SECTION 6. ASSESSMENT ROLL AMENDMENT. The District Manager shall keep apprised of all updates made to the County property roll by the Property Appraiser after the date of this Resolution, and shall amend the District's Assessment Roll in accordance with any such updates, for such time as authorized by Florida law. After any amendment of the Assessment Roll, the District Manager shall file the updates in the District records.

SECTION 7. ASSESSMENT NOTICE. The District's Secretary is hereby directed to record a general Notice of Assessments in the Official Records of Osceola County, Florida, which shall be updated from time to time in a manner consistent with changes in the boundaries of the District.

SECTION 8. NO WAIVER OF CONTRACTUAL OBLIGATIONS. Nothing in this resolution is intended or shall be construed as a waiver of any right to payment the District may have pursuant to any contract with the Developer or otherwise. Only payment of sums due under any such contract shall serve to discharge any such contractual obligation.

SECTION 9. SEVERABILITY. The invalidity or unenforceability of any one or more provisions of this Resolution shall not affect the validity or enforceability of the remaining portions of this Resolution, or any part thereof.

SECTION 10. CONFLICTS. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, superseded and repealed.

SECTION 11. EFFECTIVE DATE. This Resolution shall take effect upon the passage and adoption of this Resolution by the Board of Supervisors of the Magic Reserve Community Development District.

PASSED AND ADOPTED this 7th day of August, 2023.

ATTEST:

**MAGIC RESERVE COMMUNITY
DEVELOPMENT DISTRICT**

Secretary / Assistant Secretary

By:_____

Its:_____

Exhibit A Fiscal Year 2023-2024 Budget
Exhibit B Assessment Roll

Exhibit A
Magic Reserve Community Development District
Approved Proposed FY2024 Operations & Maintenance Budget

	Actual Through 6/30/23	Anticipated July- Sept.	Anticipated FY 2023 Total	FY 2023 Adopted Budget	FY 2024 Approved Proposed Budget
Revenues					
Carry Forward	\$76,125.00	25,375.00	\$101,500.00	\$101,500.00	\$0.00
Interest Income	291.34	0.00	291.34	0.00	0.00
On-Roll Assessments	\$147,335.38	0.00	\$147,335.38	\$145,650.00	\$255,025.00
Net Revenues	\$223,751.72	\$25,375.00	\$249,126.72	\$247,150.00	\$255,025.00

CDD General & Administrative Expenses

Trustee Services	\$4,013.69	\$0.00	\$4,013.69	\$4,000.00	\$4,100.00
Management	23,625.00	7,875.00	31,500.00	31,500.00	31,500.00
Engineering	107.50	2,500.00	2,607.50	10,000.00	10,000.00
Disclosure Agent	2,500.00	2,500.00	5,000.00	5,000.00	5,000.00
Property Appraiser	0.00	81.25	81.25	325.00	325.00
District Counsel	666.50	4,500.00	5,166.50	18,000.00	18,000.00
Assessment Administration	5,000.00	0.00	5,000.00	5,000.00	5,000.00
Re-Amortization Schedule	0.00	0.00	0.00	250.00	250.00
Arbitrage	0.00	500.00	500.00	500.00	0.00
Audit	3,285.00	0.00	3,285.00	3,300.00	3,500.00
Legal Advertising	568.14	419.75	987.89	1,679.00	1,500.00
Miscellaneous	1,787.68	73.75	1,861.43	295.00	295.00
Website Maintenance	1,780.00	800.00	2,580.00	2,580.00	2,580.00
Dues, Licenses, and Fees	175.00	0.00	175.00	175.00	175.00
Irrigation	24,674.35	20,000.00	44,674.35	80,000.00	50,000.00
Public Officials' Liability Insurance	3,023.00	0.00	3,023.00	3,250.00	3,500.00
General Liability Insurance	3,694.00	0.00	3,694.00	4,000.00	4,300.00
Lake Maintenance	1,035.00	345.00	1,380.00	3,372.00	5,000.00
Landscaping Maintenance and Material	49,169.64	8,875.00	58,044.64	25,924.00	30,000.00
Streetlights	48,584.83	23,000.00	71,584.83	48,000.00	80,000.00
Total Expenses	\$173,689.33	\$71,469.75	\$245,159.08	\$247,150.00	\$255,025.00

Current Year Proposed	Net Per Unit	\$	1,307.82
195 Lots	Gross per Unit	\$	1,391.30

Prior Year Adopted	Net Per Unit	\$	746.92
195 Lots	Gross per Unit	\$	794.60

**Magic Reserve Community Development District
FY 2024 Approved Proposed Debt Service**

**FY2024 Approved
Proposed Series
2016 Budget**

REVENUES:

Special Assessments \$ 564,596.89

TOTAL REVENUES \$ 564,596.89

EXPENDITURES:

Interest 11/01/2023 \$ 121,365.63

Principal 11/01/2023 \$ 100,000.00

Interest 5/1/2024 \$ 119,115.63

TOTAL EXPENDITURES \$ 340,481.26

EXCESS REVENUES \$ 224,115.63

Interest 11/01/2024 \$ 119,115.63

Principal 11/01/2024 \$ 105,000.00

Parcel ID	Debt Service	O&M	Total Assessment per parcel
02-25-27-3160-000C-0030			\$ -
02-25-27-4016-0001-0010	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0020	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0030	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0040	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0050	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0060	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0070	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0080	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0090	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-00A0			\$ -
02-25-27-4016-0001-00B1			\$ -
02-25-27-4016-0001-00C0			\$ -
02-25-27-4016-0001-00D0			\$ -
02-25-27-4016-0001-00D1			\$ -
02-25-27-4016-0001-00D2			\$ -
02-25-27-4016-0001-00E0			\$ -
02-25-27-4016-0001-00F0			\$ -
02-25-27-4016-0001-00G0			\$ -
02-25-27-4016-0001-00H0			\$ -
02-25-27-4016-0001-00I0			\$ -
02-25-27-4016-0001-00K0			\$ -
02-25-27-4016-0001-0100	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0110	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0120	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0130	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0140	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0150	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0160	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0170	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0180	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0190	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0200	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0210	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0220	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0230	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0240	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0250	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0260	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0270	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0280	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0290	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0300	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0310	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0320	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0330	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0340	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0350	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0360	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0370	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0380	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0390	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0400	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0410	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0420	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0430	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0440	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0450	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0460	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-0470	\$1,845.70	\$1,391.30	\$3,

[illegible]

[illegible]

02-25-27-4016-0001-1830	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-1840	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-1850	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-1870	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-1890	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-1910	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-1930	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-1950	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-1970	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-1990	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-2010	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-2030	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4016-0001-2050	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4018-0001-092R	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4018-0001-094R	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4018-0001-096R	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4018-0001-098R	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4018-0001-100R	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4018-0001-102R	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4018-0001-104R	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4018-0001-106R	\$1,845.70	\$1,391.30	\$3,237.00
02-25-27-4018-0001-108R	\$1,845.70	\$1,391.30	\$3,237.00
<u>02-25-27-4018-0001-110R</u>	\$1,845.70	\$1,391.30	\$3,237.00

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Resolution 2023-08,
Adopting the Annual meeting Schedule for
Fiscal Year 2023-2024

RESOLUTION 2023-08

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF
MAGIC RESERVE COMMUNITY DEVELOPMENT
DISTRICT ADOPTING THE ANNUAL MEETING
SCHEDULE FOR FISCAL YEAR 2023-2024**

WHEREAS, the Magic Reserve Community Development District (the "District") is a local unit of special-purpose government organized and existing in accordance with Chapter 2004-423, Laws of Florida; and

WHEREAS, the District is required by Florida law to prepare an annual schedule of its regular public meetings which designates the date, time and location of the District's meetings; and

WHEREAS, the Board has proposed the Fiscal Year 2023-2024 annual meeting schedule as attached in **Exhibit A**;

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD
OF THE MAGIC RESERVE COMMUNITY
DEVELOPMENT DISTRICT**

1. The Fiscal Year 2023-2024 annual public meeting schedule attached hereto and incorporated by reference herein as **Exhibit A** is hereby approved and will be published in accordance with the requirements of Florida law.

2. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED THIS 7TH DAY OF AUGUST, 2023.

ATTEST:

**MAGIC RESERVE COMMUNITY
DEVELOPMENT DISTRICT**

Secretary/Assistant Secretary

Chairman/Vice Chairman

EXHIBIT “A”

**BOARD OF SUPERVISORS MEETING DATES
MAGIC RESERVE COMMUNITY DEVELOPMENT DISTRICT
FISCAL YEAR 2023-2024**

Monday, October 2, 2023
Monday, November 6, 2023
Monday, December 4, 2023
Monday, January 8, 2024
Monday, February 5, 2024
Monday, March 4, 2024
Monday, April 1, 2024
Monday, May 6, 2024
Monday, June 3, 2024
Monday, July 1, 2024
Monday, August 5, 2024
Monday, September 9, 2024

All meetings are scheduled to be held at 1170 Celebration Boulevard, Ste 106, Celebration, FL 34747 at 10:00 a.m.

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Fiscal Year 2022 Audit Report

**Magic Reserve
Community Development District**

ANNUAL FINANCIAL REPORT

September 30, 2022

Magic Reserve Community Development District

ANNUAL FINANCIAL REPORT

September 30, 2022

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Berger, Toombs, Elam, Gaines & Frank

Certified Public Accountants PL

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Fort Pierce, Florida 34950

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REPORT OF INDEPENDENT AUDITORS

To the Board of Supervisors
Magic Reserve Community Development District
Osceola County, Florida

Report on Audit of the Financial Statements

Opinion

We have audited the financial statements of the governmental activities and each major fund of Magic Reserve Community Development District (the "District"), as of and for the year ended September 30, 2022, and the related notes to financial statements, which collectively comprise the District's basic financial statements as listed in the table of contents.

In our opinion, the accompanying financial statements present fairly, in all material respects, the respective financial position of the governmental activities and each major fund of Magic Reserve Community Development District as of September 30, 2022, and the respective changes in financial position and the budgetary comparison for the General Fund for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Opinion

We conducted our audits in accordance with auditing standards generally accepted in the United States of America (GAAS), and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the District and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audits. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; and for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.



To the Board of Supervisors
Magic Reserve Community Development District

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about the District's ability to continue as a going concern for one year beyond the financial statement date, including currently known information that may raise substantial doubt thereafter.

Auditor's Responsibility for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS and *Government Auditing Standards* will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users made on the basis of these financial statements.

In performing an audit in accordance with GAAS and *Government Auditing Standards*, we:

- Exercise professional judgement and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the District's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgement, there are conditions or events, considered in the aggregate, that raise substantial doubt about the District's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control related matters that we identified during the audit.



To the Board of Supervisors
Magic Reserve Community Development District

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that Management's Discussion and Analysis be presented to supplement the basic financial statements. Such information is the responsibility of management and, although not a part of the basic financial statements, is required by the *Governmental Accounting Standards Board* who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Other Reporting Required by Government Auditing Standards

In accordance with *Government Auditing Standards*, we have also issued a report dated May 31, 2023 on our consideration of the District's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations and contracts.

The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering Magic Reserve Community Development District's internal control over financial reporting and compliance.

*Berger Toombs Elam
Gaines & Frank*

Berger, Toombs, Elam, Gaines & Frank
Certified Public Accountants PL
Fort Pierce, Florida

May 31, 2023

Magic Reserve Community Development District
MANAGEMENT'S DISCUSSION AND ANALYSIS
For the Year Ended September 30, 2022

Management's discussion and analysis of Magic Reserve Community Development District (the "District") financial performance provides an objective and easily readable analysis of the District's financial activities. The analysis provides summary financial information for the District and should be read in conjunction with the District's financial statements.

OVERVIEW OF THE FINANCIAL STATEMENTS

The District's basic financial statements comprise three components; 1) *Government-wide financial statements*, 2) *Fund financial statements*, and 3) *Notes to financial statements*. The *Government-wide financial statements* present an overall picture of the District's financial position and results of operations. The *Fund financial statements* present financial information for the District's major funds. The *Notes to financial statements* provide additional information concerning the District's finances.

The *Government-wide financial statements* are the **statement of net position** and the **statement of activities**. These statements use accounting methods similar to those used by private-sector companies. Emphasis is placed on the net position of governmental activities and the change in net position. Governmental activities are primarily supported by special assessments.

The **statement of net position** presents information on all assets and liabilities of the District, with the difference between assets and liabilities reported as net position. Net position is reported in three categories; 1) net investment in capital assets, 2) restricted, and 3) unrestricted. Assets, liabilities, and net position are reported for all Governmental activities.

The **statement of activities** presents information on all revenues and expenses of the District and the change in net position. Expenses are reported by major function and program revenues relating to those functions are reported, providing the net cost of all functions provided by the District. To assist in understanding the District's operations, expenses have been reported as governmental activities. Governmental activities financed by the District include general government, physical environment and interest and other charges.

Fund financial statements present financial information for governmental funds. These statements provide financial information for the major funds of the District. Governmental fund financial statements provide information on the current assets and liabilities of the funds, changes in current financial resources (revenues and expenditures), and current available resources.

Magic Reserve Community Development District
MANAGEMENT'S DISCUSSION AND ANALYSIS
For the Year Ended September 30, 2022

OVERVIEW OF THE FINANCIAL STATEMENTS (CONTINUED)

Fund financial statements include a **balance sheet** and a **statement of revenues, expenditures and changes in fund balances** for all governmental funds. A **statement of revenues, expenditures, and changes in fund balances – budget and actual** is provided for the District's General Fund. *Fund financial statements* provide more detailed information about the District's activities. Individual funds are established by the District to track revenues that are restricted to certain uses or to comply with legal requirements.

The *government-wide financial statements* and the *fund financial statements* provide different pictures of the District. The *government-wide financial statements* provide an overall picture of the District's financial standing. These statements are comparable to private-sector companies and give a good understanding of the District's overall financial health and how the District paid for the various activities, or functions, provided by the District. All assets of the District, including capital assets are reported in the **statement of net position**. All liabilities, including principal outstanding on bonds are included. The **statement of activities** includes depreciation on all long-lived assets of the District, but transactions between the different functions of the District have been eliminated in order to avoid "doubling up" the revenues and expenses. The *fund financial statements* provide a picture of the major funds of the District. In the case of governmental activities, outlays for long lived assets are reported as expenditures and long-term liabilities, such as general obligation bonds, are not included in the fund financial statements. To provide a link from the *fund financial statements* to the *government-wide financial statements*, reconciliations are provided from the *fund financial statements* to the *government-wide financial statements*.

Notes to financial statements provide additional detail concerning the financial activities and financial balances of the District. Additional information about the accounting practices of the District, investments of the District, capital assets and long-term debt are some of the items included in the *notes to financial statements*.

Financial Highlights

The following are the highlights of financial activity for the year ended September 30, 2022.

- ◆ The District's total assets exceeded total liabilities by \$158,573 (net position). Net investment in capital assets was \$(252,333) and restricted net position was \$218,393. Unrestricted net position was \$192,513.
- ◆ Governmental activities revenues totaled \$499,660 while governmental activities expenses totaled \$625,843.

**Magic Reserve Community Development District
MANAGEMENT'S DISCUSSION AND ANALYSIS
For the Year Ended September 30, 2022**

OVERVIEW OF THE FINANCIAL STATEMENTS (CONTINUED)

Financial Analysis of the District

The following schedule provides a summary of the assets, liabilities and net position of the District and is presented by category for comparison purposes.

Net Position

	Governmental Activities	
	<u>2022</u>	<u>2021</u>
Current assets	\$ 218,899	\$ 327,510
Restricted assets	666,655	655,792
Capital assets	<u>4,218,718</u>	<u>4,371,663</u>
Total Assets	<u>5,104,272</u>	<u>5,354,965</u>
Current liabilities	220,699	250,209
Non-current liabilities	<u>4,725,000</u>	<u>4,820,000</u>
Total Liabilities	<u>4,945,699</u>	<u>5,070,209</u>
Net Position		
Net investment in capital assets	(252,333)	(189,398)
Restricted	218,393	204,862
Unrestricted	<u>192,513</u>	<u>269,292</u>
Total Net Position	<u>\$ 158,573</u>	<u>\$ 284,756</u>

The decrease in current assets was related to expenditures exceeding revenues at the fund level in the current year.

The decrease in capital assets and net investment in capital assets is related to current year depreciation.

The decrease in non-current liabilities is primarily related to the principal payments made on bonds payable in the current year.

**Magic Reserve Community Development District
MANAGEMENT'S DISCUSSION AND ANALYSIS
For the Year Ended September 30, 2022**

OVERVIEW OF THE FINANCIAL STATEMENTS (CONTINUED)

Financial Analysis of the District (Continued)

The following schedule provides a summary of the changes in net position of the District and is presented by category for comparison purposes.

Change In Net Position

	Governmental Activities	
	2022	2021
Program Revenues		
Charges for services	\$ 498,371	\$ 514,637
General Revenues		
Investment earnings	1,288	31
Miscellaneous revenues	1	75
Total Revenues	<u>499,660</u>	<u>514,743</u>
Expenses		
General government	65,312	61,038
Physical environment	313,188	234,154
Interest and other charges	<u>247,343</u>	<u>251,375</u>
Total Expenses	<u>625,843</u>	<u>546,567</u>
Change in Net Position	(126,183)	(31,824)
Net Position - Beginning of Year	<u>284,756</u>	<u>316,580</u>
Net Position - End of Year	<u>\$ 158,573</u>	<u>\$ 284,756</u>

The decrease in charges for services is related to the decrease in special assessments in the current year.

The increase in physical environment is related to the increase in streetlight, irrigation and landscape maintenance expenses in the current year.

**Magic Reserve Community Development District
MANAGEMENT'S DISCUSSION AND ANALYSIS
For the Year Ended September 30, 2022**

OVERVIEW OF THE FINANCIAL STATEMENTS (CONTINUED)

Capital Assets Activity

The following schedule provides a summary of the District's capital assets as of September 30, 2022 and 2021.

	Governmental Activities	
	2022	2021
Infrastructure	\$ 4,588,335	\$ 4,588,335
Accumulated depreciation	(369,617)	(216,672)
Total Capital Assets, net	<u>\$ 4,218,718</u>	<u>\$ 4,371,663</u>

In the current year, depreciation was \$152,945.

General Fund Budgetary Highlights

The actual expenditures were greater than budgeted amounts primarily because streetlight expenditures were more than anticipated.

The September 30, 2022 budget was amended for streetlight and maintenance expenditures that were more than anticipated in the original budget.

Debt Management

Governmental Activities debt includes the following:

- In October 2016, the District issued \$5,160,000 Special Assessment Revenue Bonds, Series 2016. The bonds were issued to finance the acquisition and construction of certain improvements for the benefit of the District. The balance outstanding at September 30, 2022 was \$4,820,000.

**Magic Reserve Community Development District
MANAGEMENT'S DISCUSSION AND ANALYSIS
For the Year Ended September 30, 2022**

OVERVIEW OF THE FINANCIAL STATEMENTS (CONTINUED)

Economic Factors and Next Year's Budget

Magic Reserve Community Development District does not expect any economic factors to have any significant effect on the financial position or results of operations of the District in fiscal year 2023.

Request for Information

The financial report is designed to provide a general overview of Magic Reserve Community Development District's finances for all those with an interest. Questions concerning any of the information provided in this report or requests for additional information should be addressed to the Magic Reserve Community Development District, PFM Group Consulting, LLC, 3501 Quadrangle Boulevard, Suite 270, Orlando, Florida 32817.

Magic Reserve Community Development District
STATEMENT OF NET POSITION
September 30, 2022

	Governmental Activities
ASSETS	
Current Assets	
Cash	\$ 204,086
Special assessments receivable	3,969
Accrued interest receivable	822
Deposits	2,995
Prepaid expenses	7,027
Total Current Assets	<u>218,899</u>
Non-current Assets	
Restricted assets	
Investments, at fair value	666,655
Capital assets, being depreciated	
Infrastructure	4,588,335
Less: accumulated depreciation	<u>(369,617)</u>
Total Non-current Assets	<u>4,885,373</u>
Total Assets	<u>5,104,272</u>
LIABILITIES	
Current Liabilities	
Accounts payable and accrued expenses	22,780
Bonds payable	95,000
Accrued interest	102,919
Total Current Liabilities	<u>220,699</u>
Non-current liabilities	
Bonds payable, net	<u>4,725,000</u>
Total Liabilities	<u>4,945,699</u>
NET POSITION	
Net investment in capital assets	(252,333)
Restricted for debt service	218,393
Unrestricted	192,513
Total Net Position	<u>\$ 158,573</u>

See accompanying notes to financial statements.

Magic Reserve Community Development District
STATEMENT OF ACTIVITIES
For the Year Ended September 30, 2022

Functions/Programs	Expenses	Program Revenues Charges for Services	Net (Expense) Revenues and Changes in Net Position Governmental Activities
Governmental Activities			
General government	\$ (65,312)	\$ 43,080	\$ (22,232)
Physical environment	(313,188)	105,696	(207,492)
Interest and other charges	(247,343)	349,595	102,252
Total Governmental Activities	<u>\$ (625,843)</u>	<u>\$ 498,371</u>	<u>(127,472)</u>
General Revenues			
Investment earnings			1,288
Miscellaneous revenues			<u>1</u>
Total General Revenues			<u>1,289</u>
Change in Net Position			(126,183)
Net Position - October 1, 2021			<u>284,756</u>
Net Position - September 30, 2022			<u><u>\$ 158,573</u></u>

See accompanying notes to financial statements.

Magic Reserve Community Development District
BALANCE SHEET –
GOVERNMENTAL FUNDS
September 30, 2022

	General	Debt Service	Capital Projects	Total Governmental Funds
ASSETS				
Cash	\$ 204,086	\$ -	\$ -	\$ 204,086
Accrued interest receivable	-	816	6	822
Special assessments receivable	1,185	2,784	-	3,969
Prepaid expenses	7,027	-	-	7,027
Deposits	2,995	-	-	2,995
Restricted assets				
Investments, at fair value	-	661,537	5,118	666,655
Total Assets	\$ 215,293	\$ 665,137	\$ 5,124	\$ 885,554
LIABILITIES AND FUND BALANCES				
Liabilities				
Accounts payable and accrued expenses	\$ 22,780	\$ -	\$ -	\$ 22,780
Fund Balances				
Nonspendable - deposits/prepays	10,022	-	-	10,022
Restricted for debt service	-	665,137	-	665,137
Restricted for capital projects	-	-	5,124	5,124
Unassigned	182,491	-	-	182,491
Total Fund Balances	192,513	665,137	5,124	862,774
Total Liabilities and Fund Balances	\$ 215,293	\$ 665,137	\$ 5,124	\$ 885,554

See accompanying notes to financial statements.

Magic Reserve Community Development District
RECONCILIATION OF TOTAL GOVERNMENTAL FUND BALANCES
TO NET POSITION OF GOVERNMENTAL ACTIVITIES
September 30, 2022

Total Governmental Fund Balances	\$ 862,774
Amounts reported for governmental activities in the Statement of Net Position are different because:	
Capital assets being depreciated, infrastructure, \$4,588,335, net of accumulated depreciation, \$(369,617), used in governmental activities are not current financial resources and therefore, are not reported at the fund level.	4,218,718
Long-term liabilities, including bonds payable, are not due and payable in the current period and therefore, are not reported at the fund level.	(4,820,000)
Accrued interest expense for long-term debt is not a current financial use and therefore, is not reported at the fund level.	<u>(102,919)</u>
Net Position of Governmental Activities	<u><u>\$ 158,573</u></u>

See accompanying notes to financial statements.

Magic Reserve Community Development District
STATEMENT OF REVENUES, EXPENDITURES AND CHANGES
IN FUND BALANCES – GOVERNMENTAL FUNDS
For the Year Ended September 30, 2022

	General	Debt Service	Capital Projects	Total Governmental Funds
REVENUES				
Special assessments	\$ 148,776	\$ 349,595	\$ -	\$ 498,371
Interest income	-	1,278	10	1,288
Miscellaneous revenues	1	-	-	1
Total Revenues	<u>148,777</u>	<u>350,873</u>	<u>10</u>	<u>499,660</u>
EXPENDITURES				
Current				
General government	65,312	-	-	65,312
Physical environment	160,243	-	-	160,243
Debt service				
Principal	-	90,000	-	90,000
Interest	-	249,031	-	249,031
Total Expenditures	<u>225,555</u>	<u>339,031</u>	<u>-</u>	<u>564,586</u>
Net Change in Fund Balances	(76,778)	11,842	10	(64,926)
Fund Balances - October 1, 2021	<u>269,291</u>	<u>653,295</u>	<u>5,114</u>	<u>927,700</u>
Fund Balances - September 30, 2022	<u>\$ 192,513</u>	<u>\$ 665,137</u>	<u>\$ 5,124</u>	<u>\$ 862,774</u>

See accompanying notes to financial statements.

Magic Reserve Community Development District
RECONCILIATION OF THE STATEMENT OF REVENUES, EXPENDITURES
AND CHANGES IN FUND BALANCES OF GOVERNMENTAL FUNDS
TO THE STATEMENT OF ACTIVITIES
For the Year Ended September 30, 2022

Net Change in Fund Balances - Total Governmental Funds	\$ (64,926)
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Amounts reported for governmental activities in the Statement of Activities are different because:

Governmental funds report capital outlays as expenditures. However, in the Statement of Activities, the cost of those assets is allocated over their estimated useful lives as depreciation. This is the amount of depreciation in the current period.	(152,945)
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Repayments of bond principal are expenditures in the governmental funds, but the repayments reduce long-term liabilities in the Statement of Net Position.	90,000
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In the Statement of Activities, interest is accrued on outstanding bonds; whereas in governmental funds, interest expenditures are reported when due. This is the net amount between the prior year and current year accruals.	<div style="border-top: 1px solid black; display: inline-block;">1,688</div>
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Change in Net Position of Governmental Activities	<div style="border-top: 1px solid black; border-bottom: 3px double black; display: inline-block;">\$ (126,183)</div>
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See accompanying notes to financial statements.

Magic Reserve Community Development District
STATEMENT OF REVENUES, EXPENDITURES AND CHANGES IN
FUND BALANCES – BUDGET AND ACTUAL – GENERAL FUND
For the Year Ended September 30, 2022

	Original Budget	Final Budget	Actual	Variance with Final Budget Positive (Negative)
Revenues				
Special assessments	\$ 145,650	\$ 145,650	\$ 148,776	\$ 3,126
Miscellaneous revenues	-	-	1	1
Total Revenues	<u>145,650</u>	<u>145,650</u>	<u>148,777</u>	<u>3,127</u>
Expenditures				
Current				
General government	85,679	67,392	65,312	2,080
Physical environment	<u>129,971</u>	<u>155,766</u>	<u>160,243</u>	<u>(4,477)</u>
Total Expenditures	<u>215,650</u>	<u>223,158</u>	<u>225,555</u>	<u>(2,397)</u>
Net Change in Fund Balances	(70,000)	(77,508)	(76,778)	730
Fund Balances - October 1, 2021	<u>70,000</u>	<u>77,508</u>	<u>269,291</u>	<u>191,783</u>
Fund Balances - September 30, 2022	<u>\$ -</u>	<u>\$ -</u>	<u>\$ 192,513</u>	<u>\$ 192,513</u>

See accompanying notes to financial statements.

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE A – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The financial statements of the District have been prepared in conformity with generally accepted accounting principles (GAAP) as applied to governmental units. The Governmental Accounting Standards Board (GASB) is the accepted standard-setting body for establishing governmental accounting and financial reporting principles. The District's more significant accounting policies are described below.

1. Reporting Entity

The District was established on March 23, 2016, pursuant to the Uniform Community Development District Act of 1980, Chapter 190, Florida Statutes, and was adopted as Osceola County Ordinance 2016-28, as a Community Development District. The District was established for the purposes of financing and managing the acquisition, construction, maintenance and operation of the infrastructure necessary for community development within its jurisdiction. The District is authorized to issue bonds for the purpose, among others, of financing, funding, planning, establishing, acquiring, constructing district roads, landscaping, and other basic infrastructure projects within or outside the boundaries of the Magic Reserve Community Development District. The District is governed by a Board of Supervisors who are elected by the owners property within the District. The District operates within the criteria established by Chapter 190, Florida Statutes.

As required by GAAP, these financial statements present the Magic Reserve Community Development District (the primary government) as a stand-alone government. The reporting entity for the District includes all functions of government in which the District's Board exercises oversight responsibility including, but not limited to, financial interdependency, selection of governing authority, designation of management, significant ability to influence operations and accountability for fiscal matters.

Based upon the application of the above-mentioned criteria as set forth by the Governmental Accounting Standards Board, the District has not identified any component units.

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE A – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

2. Measurement Focus and Basis of Accounting

The basic financial statements of the District are composed of the following:

- Government-wide financial statements
- Fund financial statements
- Notes to financial statements

a. Government-wide Financial Statements

The government-wide financial statements are reported using the economic resources measurement focus and the accrual basis of accounting. Government-wide financial statements report all non-fiduciary information about the reporting government as a whole. These statements include all the governmental activities of the primary government. The effect of interfund activity has been removed from these statements.

Governmental activities are supported by contributions and interest. Program revenues are netted with program expenses in the statement of activities to present the net cost of each program.

Amounts paid to acquire capital assets are capitalized as assets, rather than reported as an expenditure. Proceeds of long-term debt are recorded as liabilities in the government-wide financial statements, rather than as an other financing source.

Amounts paid to reduce long-term indebtedness of the reporting government are reported as a reduction of the related liability, rather than as an expenditure.

b. Fund Financial Statements

The underlying accounting system of the District is organized and operated on the basis of separate funds, each of which is considered to be a separate accounting entity. The operations of each fund are accounted for with a separate set of self-balancing accounts that comprise its assets, liabilities, fund equity, revenues and expenditures or expenses, as appropriate. Governmental resources are allocated to and accounted for in individual funds based upon the purposes for which they are to be spent and the means by which spending activities are controlled.

Fund financial statements for the primary government's governmental funds are presented after the government-wide financial statements. These statements display information about major funds individually.

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE A – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

2. Measurement Focus and Basis of Accounting (Continued)

b. Fund Financial Statements (Continued)

Governmental Funds

The District classifies fund balance according to Governmental Accounting Standards Board Statement 54 – *Fund Balance Reporting and Governmental Fund Type Definitions*. The Statement requires the fund balance for governmental funds to be reported in classifications that comprise a hierarchy based primarily on the extent to which the government is bound to honor constraints on the specific purposes for which amounts in those funds can be spent.

The District has various policies governing the fund balance classifications.

Nonspendable Fund Balance – This classification consists of amounts that cannot be spent because they are either not in spendable form or are legally or contractually required to be maintained intact.

Restricted Fund Balance – This classification includes amounts that can be spent only for specific purposes stipulated by constitution, external resource providers, or through enabling legislation.

Assigned Fund Balance – This classification consists of the Board of Supervisors' intent to be used for specific purposes but are neither restricted nor committed. The assigned fund balances can also be assigned by the District's management company.

Unassigned Fund Balance – This classification is the residual classification for the government's general fund and includes all spendable amounts not contained in the other classifications. Unassigned fund balance is considered to be utilized first when an expenditure is incurred for purposes for which amounts in any of those unrestricted fund balance classifications could be used.

Fund Balance Spending Hierarchy – For all governmental funds except special revenue funds, when restricted, committed, assigned, and unassigned fund balances are combined in a fund, qualified expenditures are paid first from restricted or committed fund balance, as appropriate, then assigned and finally unassigned fund balances.

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE A – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

2. Measurement Focus and Basis of Accounting (Continued)

b. Fund Financial Statements (Continued)

Governmental Funds (Continued)

Governmental fund financial statements are reported using the current financial resources measurement focus and the modified accrual basis of accounting. Revenues are considered to be available when they are collected within the current period or soon thereafter to pay liabilities of the current period. For this purpose, the District considers revenues to be available if they are collected within 60 days of the end of the current fiscal period.

Expenditures generally are recorded when a liability is incurred, as under accrual accounting. Interest associated with the current fiscal period is considered to be an accrual item and so has been recognized as revenue of the current fiscal period.

Under the current financial resources measurement focus, only current assets and current liabilities are generally included on the balance sheet. The reported fund balance is considered to be a measure of “available spendable resources”.

Governmental fund operating statements present increases (revenues and other financing sources) and decreases (expenditures and other financing uses) in net current assets. Accordingly, they are said to present a summary of sources and uses of “available spendable resources” during a period.

Because of their spending measurement focus, expenditure recognition for governmental fund types excludes amounts represented by non-current liabilities. Since they do not affect net current assets, such long-term amounts are not recognized as governmental fund type expenditures or fund liabilities.

Amounts expended to acquire capital assets are recorded as expenditures in the year that resources are expended, rather than as fund assets. The proceeds of long-term debt are recorded as an other financing source rather than as a fund liability.

Debt service expenditures are recorded only when payment is due.

3. Basis of Presentation

a. Governmental Major Funds

General Fund – The General Fund is the District’s primary operating fund. It accounts for all financial resources of the general government, except those required to be accounted for in another fund.

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE A – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

3. Basis of Presentation (Continued)

a. Governmental Major Funds (Continued)

Debt Service Funds – Accounts for debt service requirements to retire the special assessment bonds which were used to finance the construction of District infrastructure improvements.

Capital Projects Funds – Accounts for financial resources to be used in the acquisition and construction of infrastructure improvements within the boundaries of the District.

b. Non-current Governmental Assets/Liabilities

GASB Statement 34 requires that non-current governmental assets, such as land and improvements, and non-current governmental liabilities, such as general obligation bonds and due to developer be reported in the governmental activities column in the government-wide Statement of Net Position.

4. Assets, Liabilities, and Net Position or Equity

a. Cash and Investments

Florida Statutes require state and local governmental units to deposit monies with financial institutions classified as "Qualified Public Depositories," a multiple financial institution pool whereby groups of securities pledged by the various financial institutions provide common collateral from their deposits of public funds. This pool is provided as additional insurance to the federal depository insurance and allows for additional assessments against the member institutions, providing full insurance for public deposits.

The District is authorized to invest in those financial instruments as established by Section 218.415, Florida Statutes. The authorized investments consist of:

1. Direct obligations of the United States Treasury;
2. The Local Government Surplus Funds Trust or any intergovernmental investment pool authorized pursuant to the Florida Interlocal Cooperative Act of 1969;
3. Interest-bearing time deposits or savings accounts in authorized qualified public depositories;
4. Securities and Exchange Commission, registered money market funds with the highest credit quality rating from a nationally recognized rating agency.

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE A – SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

4. Assets, Liabilities, and Net Position or Equity (Continued)

b. Restricted Net Position

Certain net position of the District is classified as restricted assets on the statement of net position because their use is limited either by law through constitutional provisions or enabling legislation; or by restrictions imposed externally by creditors. In a fund with both restricted and unrestricted assets, qualified expenses are considered to be paid first from restricted net position and then from unrestricted net position.

c. Capital Assets

Capital assets, which include infrastructure, are reported in the governmental activities column.

The District defines capital assets as assets with an initial, individual cost of \$5,000 or more and an estimated useful life in excess of two years. The valuation basis for all assets is historical cost.

The costs of normal maintenance and repairs that do not add to the value of the asset or materially extend its useful life are not capitalized.

Major outlays for capital assets and improvements are capitalized as projects are constructed.

Depreciation of capital assets is computed and recorded by utilizing the straight-line method. Estimated useful lives of the various classes of depreciable capital assets are as follows:

Infrastructure	30 years
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d. Budgets

Budgets are prepared and adopted after public hearings for the governmental funds, pursuant to Chapter 190, Florida Statutes. The District utilizes the same basis of accounting for budgets as it does for revenues and expenditures in its various funds. The legal level of budgetary control is at the fund level. All budgeted appropriations lapse at year end. Formal budgets are adopted for the general and debt service funds. As a result, deficits in the budget columns of the accompanying financial statements may occur

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE B – RECONCILIATION OF GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS

1. Explanation of Differences Between the Governmental Fund Balance Sheet and the Government-wide Statement of Net Position

“Total fund balances” of the District’s governmental funds, \$862,774, differs from “Net Position” of governmental activities, \$158,573, reported in the Statement of Net Position. This difference primarily results from the long-term economic focus of the Statement of Net Position versus the current financial resources focus of the governmental fund balance sheet. The effect of the differences is illustrated below.

Capital related items

When capital assets (land, buildings and improvements and infrastructure that are to be used in governmental activities) are purchased or constructed, the cost of those assets is reported as expenditures in governmental funds. However, the Statement of Net Position included those capital assets among the assets of the District as a whole.

Infrastructure	\$ 4,588,335
Accumulated depreciation	(369,617)
Total	<u>\$ 4,218,718</u>

Long-term debt transactions

Governmental Activities long-term liabilities are not due and payable in the current period and are not reported as fund liabilities. All liabilities (both current and long-term) are reported in the Statement of Net Position. Balances at September 30, 2022 were:

Bonds payable	<u>\$ (4,820,000)</u>
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Accrued liabilities in the Statement of Net Position differ from the amount reported in governmental funds due to the accrued interest on bonds.

Accrued interest	<u>\$ (102,919)</u>
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Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE B – RECONCILIATION OF GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS (CONTINUED)

2. Explanation of Differences Between the Governmental Fund Operating Statements and the Statement of Activities

The “net change in fund balances” for government funds, \$(64,926), differs from the “change in net position” for governmental activities, \$(126,183), reported in the Statement of Activities. The differences arise primarily from the long-term economic focus of the Statement of Activities versus the current financial resources focus of the governmental funds. The effect of the differences is illustrated as follows.

Capital related items

When capital assets that are to be used in governmental activities are purchased or constructed, the resources expended for those assets are reported as expenditures in governmental funds. However, in the Statement of Activities, the costs of those assets are capitalized and the cost is allocated over their estimated useful lives as depreciation.

Depreciation	\$ <u>(152,945)</u>
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Long-term debt transactions

Repayments of bond principal are reported as an expenditure in the governmental funds and, thus, have the effect of reducing fund balance because current financial resources have been used.

Bond principal payments	\$ <u>90,000</u>
-------------------------	------------------

Accrued interest

Interest is reported at the fund level when paid, however at the government-wide level interest is reported as incurred. This is the change in accrued interest in the current year.

Accrued interest	\$ <u>1,688</u>
------------------	-----------------

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE C – CASH AND INVESTMENTS

All deposits are held in qualified public depositories and are included on the accompanying balance sheet as cash and investments.

Custodial Credit Risk – Deposits

Custodial credit risk is the risk that in the event of a bank failure, the District's deposits may not be returned to it. The District does not have a formal deposit policy for custodial credit risk; however, they follow the provisions of Chapter 280, Florida Statutes regarding deposits and investments. As of September 30, 2022, the District's bank balance was \$311,680 and the carrying value was \$204,086. Exposure to custodial credit risk was as follows. The District maintains all deposits in a qualified public depository in accordance with the provisions of Chapter 280, Florida Statutes, which means that all deposits are fully insured by Federal Depositors Insurance or collateralized under Chapter 280, Florida Statutes.

Investments

As of September 30, 2022, the District had the following investments and maturities:

<u>Investment</u>	<u>Maturities</u>	<u>Fair Value</u>
U S Bank Money Market	N/A	<u>\$ 666,655</u>

The District categorizes its fair value measurements within the fair value hierarchy recently established by generally accepted accounting principles. The fair value is the price that would be received to sell an asset, or paid to transfer a liability, in an orderly transaction between market participants at the measurement date. The hierarchy is based on the valuation inputs used to measure the fair value of the asset. The District uses a market approach in measuring fair value that uses prices and other relevant information generated by market transactions involving identical or similar assets, liabilities, or groups of assets and liabilities.

Assets or liabilities are classified into one of three levels. Level 1 is the most reliable and is based on quoted price for identical assets, or liabilities, in an active market. Level 2 uses significant other observable inputs when obtaining quoted prices for identical or similar assets, or liabilities, in markets that are not active. Level 3 is the least reliable and uses significant unobservable inputs that uses the best information available under the circumstances, which includes the District's own data in measuring unobservable inputs.

Based on the criteria in the preceding paragraph, the investment listed above is a Level 1 asset.

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE C – CASH AND INVESTMENTS (CONTINUED)

Interest Rate Risk

The District does not have a formal investment policy that limits investment maturities as a means of managing its exposure to fair value losses arising from increasing interest rates.

Credit Risk

The District's investments in U S Bank Money Market Accounts are limited by state statutory requirements and bond compliance. The District has no investment policy that would further limit its investment choices. The District's investment in U S Bank Money Market Account was unrated.

Concentration of Credit Risk

The District places no limit on the amount it may invest in any one fund. The investments in U S Bank Money Market Accounts are 100% of the Districts total investments.

The types of deposits and investments and their level of risk exposure as of September 30, 2022 were typical of these items during the fiscal year then ended. The District considers any decline in fair value for certain investments to be temporary.

NOTE D – RELATED PARTIES

The Board of Supervisors is comprised entirely of individuals affiliated with the project.

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE E – CAPITAL ASSETS

Capital asset activity for the year ended September 30, 2022 was as follows:

	Balance October 1, 2021	Additions	Deletions	Balance September 30, 2022
<u>Governmental activities:</u>				
Capital assets				
Infrastructure	\$ 4,588,335	\$ -	\$ -	\$ 4,588,335
Accumulated depreciation	(216,672)	(152,945)	-	(369,617)
Total Capital Assets, net	<u>\$ 4,371,663</u>	<u>\$ (152,945)</u>	<u>\$ -</u>	<u>\$ 4,218,718</u>

Depreciation of \$152,945 was charged to physical environment.

The infrastructure intended to serve the District has been estimated at a total cost of approximately \$10,255,693 ("2016 Project"). The infrastructure will include a master roadway system, a water distribution system, a reclaimed water distribution system, a wastewater collection system, an electrical distribution system, landscaping, hardscaping, signage, recreation facilities, conservation areas, and a stormwater management system. All water and wastewater infrastructure will be constructed by the Magic Reserve CDD, and subsequently dedicated to Toho Water Authority for perpetual operations and maintenance. The Developer has entered into a Completion Agreement that will obligate the Developer to complete the portion of the project not funded from bond proceeds.

NOTE F – LONG-TERM DEBT

The following is a summary of activity in the long-term debt account group of the District for the year ended September 30, 2022:

Long-term debt at October 1, 2021	\$ 4,910,000
Principal payments	<u>(90,000)</u>
Long-term debt at September 30, 2022	<u>\$ 4,820,000</u>

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE F – LONG-TERM DEBT (CONTINUED)

Long-term debt is comprised of the following:

Special Assessment Bonds

\$5,610,000 Series 2016 Special Assessment Revenue Bonds due in annual principal installments beginning in November 2018 through November 2047. Interest from 4.50% to 5.25% due May 1 and November 1 starting in November 2017.

\$ 4,820,000

The annual requirements to amortize the principal and interest of bonded debt outstanding as of September 30, 2022 are as follows:

Year Ending September 30,	Principal	Interest	Total
2023	\$ 95,000	\$ 244,869	\$ 339,869
2024	100,000	240,481	340,481
2025	105,000	235,869	340,869
2026	110,000	231,031	341,031
2027	115,000	225,969	340,969
2028-2032	655,000	1,036,059	1,691,059
2033-2037	835,000	846,434	1,681,434
2038-2042	1,080,000	600,217	1,680,217
2043-2047	1,400,000	276,937	1,676,937
2048	325,000	8,531	333,531
Totals	<u>\$ 4,820,000</u>	<u>\$ 3,946,397</u>	<u>\$ 8,766,397</u>

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE F – LONG-TERM DEBT (CONTINUED)

Significant Bond Provisions

The District levies special assessments pursuant to Section 190.022, Florida Statutes and the assessment rolls are approved by resolutions of the District Board. The collections are to be strictly accounted for and applied to the debt service of the bond series for which they were levied. The District covenants to certify for collection special assessments in annual amounts adequate to provide for payment of principal and interest on the bonds. Payment of principal and interest is dependent on the money available in the debt service fund and the District's ability to collect special assessments levied.

The bonds are subject to redemption at the option of the District prior to their maturity, in whole or in part, at any time, on or after November 1, 2027 at a redemption price equal to the principal amount of the Series 2016 Bonds to be redeemed, together with accrued interest to the date of redemption. The bonds are subject to extraordinary mandatory redemption prior to maturity in the manner determined by the Bond Registrar if certain events occurred as outlined in the Bond Indenture.

The bond resolution and the trust indenture provide for the establishment of certain accounts. The accounts include, among others, a construction, revenue, redemption, reserve, interest and prepayment account and are maintained by a trustee.

The bond indenture provides for Debt Service Reserve Funds, which shall be held by the Trustee separate and apart from all other funds. The following is a schedule of reserve requirements and balances in the reserve accounts at September 30, 2022:

	Reserve Balance	Reserve Requirement
Series 2016 Special Assessments Revenue Bonds	\$ 343,825	\$ 343,825

NOTE G – RISK MANAGEMENT

The District is exposed to various risks of loss related to torts; theft of, damage to and destruction of assets; errors and omissions; and natural disasters. The District maintains commercial insurance coverage to mitigate the risk of loss. Management believes such coverage is sufficient to preclude any significant uninsured losses to the District. The District has not filed any insurance claims in any of the previous three fiscal years.

Magic Reserve Community Development District
NOTES TO FINANCIAL STATEMENTS
September 30, 2022

NOTE H – ECONOMIC DEPENDENCY

The Developer owns a portion of land within the District; therefore, assessment revenues in the General and Debt Service Funds include the assessments levied on those lots owned by the Developer. The District's activities are dependent on the continued involvement of the Developer, the loss of which could have a material adverse effect on the District's operations.



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INDEPENDENT AUDITORS' REPORT ON INTERNAL CONTROL OVER FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

To the Board of Supervisors
Magic Reserve Community Development District
Osceola County, Florida

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements, as listed in the table of contents, of Magic Reserve Community Development District, as of and for the year ended September 30, 2022, and the related notes to the financial statements, which collectively comprise the basic financial statements and have issued our report thereon dated May 31, 2023.

Report on Internal Control Over Financial Reporting

In planning and performing our audit, we considered Magic Reserve Community Development District's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of Magic Reserve Community Development District's internal control. Accordingly, we do not express an opinion on the effectiveness of Magic Reserve Community Development District's internal control.

A *deficiency in internal control* exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A *material weakness* is a deficiency, or combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented or detected and corrected on a timely basis. A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. However, material weaknesses or significant deficiencies may exist that have not been identified.



To the Board of Supervisors
Magic Reserve Community Development District

Report on Compliance and Other Matters

As part of obtaining reasonable assurance about whether Magic Reserve Community Development District's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Berger, Toombs, Elam, Gaines & Frank
Certified Public Accountants PL
Fort Pierce, Florida

May 31, 2023



Berger, Toombs, Elam, Gaines & Frank

Certified Public Accountants PL

600 Citrus Avenue
Suite 200
Fort Pierce, Florida 34950

772/461-6120 // 461-1155
FAX: 772/468-9278

MANAGEMENT LETTER

To the Board of Supervisors
Magic Reserve Community Development District
Osceola County, Florida

Report on the Financial Statements

We have audited the financial statements of the Magic Reserve Community Development District as of and for the year ended September 30, 2022, and have issued our report thereon dated May 31, 2023.

Auditor's Responsibility

We conducted our audit in accordance with auditing standards generally accepted in the United States; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States and Chapter 10.550, Rules of the Florida Auditor General.

Other Reports and Schedule

We have issued our Independent Auditor's Report on Internal Control over Financial Reporting and on Compliance and Other Matters Based on an Audit of Financial Statements Performed in Accordance with *Government Auditing Standards* and our Independent Auditor's Report on an examination conducted in accordance with AICPA Professionals Standards, AT-C Section 315 regarding compliance requirements in accordance with Chapter 10.550, Rules of the Auditor General. Disclosures in that report, which is dated May 31, 2023, should be considered in conjunction with this management letter.

Prior Audit Findings

Section 10.554(1)(i)1., Rules of the Auditor General, requires that we determine whether or not corrective actions have been made to address findings and recommendations made in the preceding financial audit report. There were no findings or recommendations in the preceding financial audit report.

Financial Condition

Section 10.554(1)(i)5.a. and 10.556(7), Rules of the Auditor General, requires us to apply appropriate procedures and communicate the results of our determination as to whether or not Magic Reserve Community Development District has met one or more of the conditions described in Section 218.503(1), Florida Statutes, and to identify the specific conditions met. In connection with our audit, we determined that the Magic Reserve Community Development District did not meet any of the conditions described in Section 218.503(1), Florida Statutes



To the Board of Supervisors
Magic Reserve Community Development District

Pursuant to Sections 10.554(1)(i)5.b. and 10.556(8), Rules of the Auditor General, we applied financial conditions assessment procedures for the Magic Reserve Community Development District. It is management's responsibility to monitor the Magic Reserve Community Development District's financial condition; our financial condition assessment was based in part on the representations made by management and the review of the financial information provided by the same, as of September 30, 2022.

Section 10.554(1)(i)2., Rules of the Auditor General, requires that we communicate any recommendations to improve financial management. In connection with our audit, we did not have any such recommendations.

Specific Information

The information provided below was provided by management and has not been audited; therefore, we do not express an opinion or provide any assurance on the information.

As required by Section 218.39(3)(c), Florida Statutes, and Section 10.554(1)(i)6, Rules of the Auditor General, the Magic Reserve Community Development District reported:

- 1) The total number of district employees compensated in the last pay period of the District's fiscal year: 0
- 2) The total number of independent contractors to whom nonemployee compensation was paid in the last month of the District's fiscal year: 3
- 3) All compensation earned by or awarded to employees, whether paid or accrued, regardless of contingency: \$0.
- 4) All compensation earned by or awarded to nonemployee independent contractors, whether paid or accrued, regardless of contingency: \$42,876.
- 5) Each construction project with a total cost of at least \$65,000 approved by the District that is scheduled to begin on or after October 1, 2021, together with the total expenditures for such project: The District had no construction projects during the year.
- 6) A budget variance based on the budget adopted under Section 189.016(4), Florida Statutes, before the beginning of the fiscal year being reported if the District amends a final adopted budget under Section 189.016(6), Florida Statutes: The budget was amended, see below.

As required by Section 218.39(3)(c), Florida Statutes, and Section 10.554(1)(i)8, Rules of the Auditor General, the Magic Reserve Community Development District reported:

- 1) The rate or rates of non-ad valorem special assessments imposed by the District: General Fund \$794.60 and Debt Service Fund \$1,867.16.
- 2) The amount of special assessments collected by or on behalf of the District: Total special assessments collected was \$498,371.
- 3) The total amount of outstanding bonds issued by the District and the terms of such bonds. Series 2016 Bonds, \$4,820,000 maturing in November 2047.

To the Board of Supervisors
Magic Reserve Community Development District

	Original Budget	Actual	Variance with Original Budget Positive (Negative)
Revenues			
Special assessments	\$ 145,650	\$ 148,776	\$ 3,126
Miscellaneous revenues	-	1	1
Total Revenues	<u>145,650</u>	<u>148,777</u>	<u>3,127</u>
Expenditures			
Current			
General government	85,679	65,312	20,367
Physical environment	<u>129,971</u>	<u>160,243</u>	<u>(30,272)</u>
Total Expenditures	<u>215,650</u>	<u>225,555</u>	<u>(9,905)</u>
Net change in fund balances	<u>(70,000)</u>	<u>(76,778)</u>	<u>(6,778)</u>
Fund Balances - October 1, 2021	<u>70,000</u>	<u>269,291</u>	<u>199,291</u>
Fund Balances - September 30, 2022	<u>\$ -</u>	<u>\$ 192,513</u>	<u>\$ 192,513</u>

Additional Matters

Section 10.554(1)(i)3., Rules of the Auditor General, requires us to communicate noncompliance with provisions of contracts or grant agreements, or abuse, that have occurred, or are likely to have occurred, that have an effect on the financial statements that is less than material but which warrants the attention of those charged with governance. In connection with our audit, we noted no such findings.

Purpose of this Letter

Our management letter is intended solely for the information and use of the Legislative Auditing Committee, members of the Florida Senate and the Florida House of Representatives, the Florida Auditor General, Federal and other granting agencies, the Board of Supervisors, and applicable management, and is not intended to be and should not be used by anyone other than these specified parties.

*Berger Toombs Elam
Gaines & Frank*

Berger, Toombs, Elam, Gaines & Frank
Certified Public Accountants PL
Fort Pierce, Florida

May 31, 2023



**Berger, Toombs, Elam,
Gaines & Frank**

Certified Public Accountants PL

600 Citrus Avenue
Suite 200
Fort Pierce, Florida 34950

772/461-6120 // 461-1155
FAX: 772/468-9278

**INDEPENDENT ACCOUNTANTS' REPORT/COMPLIANCE
WITH SECTION 218.415, FLORIDA STATUTES**

To the Board of Supervisors
Magic Reserve Community Development District
Osceola County, Florida

We have examined Magic Reserve Community Development District's compliance with Section 218.415, Florida Statutes during the year ended September 30, 2022. Management is responsible for Magic Reserve Community Development District's compliance with those requirements. Our responsibility is to express an opinion on Magic Reserve Community Development District's compliance based on our examination.

Our examination was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants and, accordingly, included examining, on a test basis, evidence about Magic Reserve Community Development District's compliance with those requirements and performing such other procedures as we considered necessary in the circumstances. We believe that our examination provides a reasonable basis for our opinion. Our examination does not provide a legal determination on Magic Reserve Community Development District's compliance with the specified requirements.

In our opinion, Magic Reserve Community Development District complied, in all material respects, with the aforementioned requirements during the year ended September 30, 2022.

*Berger Toombs Elam
Gaines & Frank*

Berger, Toombs, Elam, Gaines & Frank
Certified Public Accountants PL
Fort Pierce, Florida

May 31, 2023

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Lighting Agreement



FL01 LIGHTING SERVICE AGREEMENT

Customer Information:

MAGIC RESERVE COM DEV
FREDERICO.GONTIJO@MAGICDEVELOPMENT.COM

..

Project Information:

000 REEDY CREEK BLVD LITE MAGIC VILL PH 2
KISSIMMEE Florida 34747

Account Number:

9100 8183 9953

Work Order Number:

48004851

Duke Energy Representative Contact Info:

Ryan Lucas

This Lighting Service Agreement is hereby entered into this 20th day of February., 2023, between Duke Energy (hereinafter called the "Company") and MAGIC RESERVE COM DEV (hereinafter referred to as the "Customer") for lighting service at the above location(s). The Customer agrees to receive and pay for lighting service from the Company in accordance with the rates, terms and provisions of the Company's Rate Schedule LS1U and Service Regulations, or its successor, as the same is on file with the Florida Public Service Commission (FLORIDA PUBLIC SERVICE COMMISSION) and as may be amended and subsequently filed with the FLORIDA PUBLIC SERVICE COMMISSION.

To the extent there is any conflict between this Agreement and the Lighting Service Rate Schedule, the Lighting Service Rate Schedule shall control. In the event of termination by the Customer during the initial term of this agreement under this rate schedule or upon early termination of service under this schedule, the customer agrees to pay remaining terms of this agreement as delegated by the FLORIDA PUBLIC SERVICE COMMISSION.

The date of *initiation* of service shall be defined as the date the first light(s) is energized or billing is transferred and shall continue hereafter until terminated *by either party upon written notice 3 days prior to termination*. It is further agreed that Duke Energy reserves the right to discontinue service and remove any Duke Energy-owned facilities from the Customers premise if the Customer violates any of the terms of the Service Regulations, Rate Schedule or this Agreement.

Customer Signature _____

Date Signed _____

Duke Energy Representative _____

Date Signed _____



Summary of Estimated Charges				
Minimum Service Term	Initial Monthly Cost	Total One Time Charges	Total Cost for Initial term	Ongoing Monthly Charge post Term
0 Years () Months	0.00	18532.89	18532.89	0.00
10 Years (120) Months	86.80	0.00	10416.00	86.80

Monthly Base Charges							
Service Required	Quantity	Product Description Fixtures and Poles	Equipment Rental**	Maintenance	Energy	Unit Total	Sub-Total
I	008	SPECIAL ORDER: Light Fixture Roadway LED 110W Gray (RAL	5.85	1.39	3.61	10.85	86.80
		Rental, Maintenance, F&E Totals:	\$46.80	\$11.12	\$28.88		
		Estimated Change to Base Monthly Charge Total					\$86.80

One Time Charges			
Quantity Required	One Time Charge Description	Unit Price	Sub-Total
001	CIAC <i>Ex: Includes Construction Costs or possible Early Termination charges for removals</i>	18532.89	18532.89
	Total Estimated One Time Amount		\$18,532.89

DA Note: REMAINING TOTAL COST = (INITIAL TERM) – (# OF MONTHS BILLED) * (INITIAL MONTHLY COST)

**Outdoor lighting Terms and Conditions**

Duke Energy will call for locate of all public facilities. Any customer owned utilities would need to be located and marked at your expense.

If any or all of these lighting facilities will eventually be submitted to a governmental agency for inclusion into a taxing district, MSTU or MSBU special assessment program, please verify that these facilities meet the requirements within that jurisdiction. Should the agency not accept these facilities into their program, the entity who signs the Lighting Service Contract will remain responsible for payment.

Rate per Month:

The monthly charges consist of the items below. These charges may be adjusted subject to review and approval by the Florida Public Service Commission.

Customer Charge	
Pole Charge	
Light Fixture Charge	
Light Fixture Maintenance Charge	
Energy and Demand Charge:	
Non-fuel Energy Charge	
Plus the Cost Recovery Factors listed in	
Rate Schedule BA-1, Billing Adjustments**,	
except the Fuel Cost Recovery Factor and	
Asset Securitization Charge Factor:	See Sheet No. 6.105 and 6.106
Fuel Cost Recovery Factor **:	See Sheet No. 6.105
Asset Securitization Charge Factor:	See Sheet No. 6.105

***Charges are normally revised on an annual basis.*

Additional Charges:

Certain additional charges may also apply to the installation.

Gross Receipts Tax Factor:	See Sheet No. 6.106
Right-of-Way Utilization Fees:	See Sheet No. 6.106
Municipal Tax:	See Sheet No. 6.106
Sales Tax:	See Sheet No. 6.106

THE CUSTOMER AGREES:

1. To purchase from the Company all of the electric energy used for the operation of the Lighting System.
2. To be responsible for paying, when due, all bills rendered by the Company pursuant to the Company's currently effective Lighting Rate Schedule LS-1, or its successor, for facilities and service provided in accordance with this Contract.
3. To be responsible for trimming trees that may either obstruct the light output from fixture(s) or that obstruct maintenance access to the facilities.

IT IS MUTUALLY AGREED THAT:

4. Requests for exchanging facilities, upgrades, relocations, etc. are subject to Section III, paragraph 3.05, of the Company's General Rules and Regulations Governing Electric Service.

THIS IS NOT A BILL. PLEASE DO NOT SEND A PAYMENT IN RESPONSE TO THIS COMMUNICATION.

5. The Company does not guarantee continuous lighting service and will not be liable for damages for any interruption, deficiency or failure of service, and reserves the right to interrupt service at any time for necessary repairs to lines or equipment. Nothing in this Contract is intended to benefit any third party or to impose any obligation on the Company to any such third party.
6. Installation shall be made only when, in the judgment of the Company, the location and the type of the facilities are, and will continue to be, easily and economically accessible to the Company's equipment and personnel for both construction and maintenance. In the event the Customer or its contractor, subcontractor or other agent changes the grading, which requires the Company to move its facilities or otherwise incur costs to ensure compliance with applicable code requirements, Customer shall compensate the Company for all such costs incurred by the Company to comply with any applicable code requirements. In the event Customer fails to pay the Company within 30 days of the completion of such work, Customer shall pay the Company any amounts owing the Company, including interest and any attorneys and other fees and costs the Company incurs to collect any amounts owed to the Company.
7. Modification of the facilities provided by the Company under this Contract may only be made through the execution of a written amendment to this Contract.
8. The Company will, at the request of the Customer, relocate the lighting facilities covered by this Agreement, if provided sufficient rights-of-way or easements to do so. The Customer shall be responsible for the payment of all costs associated with any such Customer-requested relocation of the Company's lighting facilities.
9. The Company may, at any time, substitute for any luminaire/lamp installed hereunder another luminaire/lamp which shall be of at least equal illuminating capacity and efficiency.
10. Customer agrees to take responsibility for the cost incurred to repair or replace any fixture or pole which has been willfully damaged. The Company shall not be required to make such repair or replacement prior to payment by the Customer for damage.
11. The Company will repair or replace malfunctioning lighting fixtures maintained by the Company in accordance with Section 768.1382, Florida Statutes (2005).
12. This Contract shall be for a term of ten (10) years from the date of initiation of service. The date of initiation of service shall be defined as the date the first lights are energized.
13. Should the Customer fail to pay any bills due and rendered pursuant to this Contract or otherwise fail to perform the obligations contained in this Contract, said obligations being material and going to the essence of this Contract, the Company may cease to supply electric energy or service until the Customer has paid the bills due and rendered or has fully cured such other breach of this Contract. Service charges associated with the reconnection of service after disconnection for nonpayment or violation of Company or Commission Rules may be assessed for each lighting installation on an account. Any failure of the Company to exercise its rights hereunder shall not be a waiver of its rights. It is understood, however, that such discontinuance of the supplying of electric energy or service shall not constitute a breach of this Contract by the Company, nor shall it relieve the Customer of the obligation to perform any of the terms and conditions of this Contract.
14. If the Customer no longer wishes to receive service under this schedule, the Customer may terminate the Contract by giving the Company at least sixty (60) days advance written notice to the Company. Upon early termination of service, the Customer shall pay an amount equal to the remaining monthly customer charges, remaining Contribution in Aid of Construction ("CIAC"), if applicable, and remaining pole and fixture lease amounts for the term of the contract. The Customer will be responsible for the cost of removing the facilities.

15. In the event of the sale of the real property upon which the facilities are installed, or if the Customer's obligations under this Contract are to be assigned to a third party, upon the written consent of the Company, this Contract may be assigned by the Customer to the Purchaser or to the third party. No assignment shall relieve the Customer from its obligations hereunder until such obligations have been assumed by the Purchaser or third party and agreed to by the Company.
16. This Contract supersedes all previous contracts or representations, either written, oral or otherwise between the Customer and the Company with respect to the facilities referenced herein and constitutes the entire Contract between the parties. This Contract does not create any rights or provide any remedies to third parties or create any additional duty, obligation or undertakings by the Company to third parties.
17. This Contract shall inure to the benefit of, and be binding upon the successors and assigns of the Customer and the Company.
18. This Contract is subject to the Company's Tariff for Retail Service, or as they may be hereafter revised, amended or supplemented. In the event of any conflict between the terms of this Contract and the provisions of the Company's Tariff for Retail Services, the provisions of the Company's Tariff for Retail Service and FPSC Rules shall control, or as they may be hereafter revised, amended or supplemented.
19. The obligation to furnish or purchase service shall be excused at any time that either party is prevented from complying with this Contract by strikes, lockouts, fires, riots, acts of God, the public enemy, governmental or court actions, lightning, hurricanes, storms, floods, inclement weather that necessitates extraordinary measures and expense to construct facilities and/or maintain operations, or by any other cause or causes not under the control of the party thus prevented from compliance, and the Company shall not have the obligation to furnish service if it is prevented from complying with this Contract by reason of any partial, temporary or entire shut-down of service which, in the sole opinion of the Company, is reasonably necessary for the purpose of repairing or making more efficient all or any part of its generating, transmission, distribution or other electrical equipment.
20. In no event shall the Company, its parent corporation, affiliate corporations, officers, directors, employees, agents, and contractors or subcontractors be liable to the Customer, its employees, agents or representatives, for any incidental, indirect, special, consequential, exemplary, punitive or multiple damages resulting from any claim or cause of action, whether brought in contract, tort (including, but not limited to, negligence or strict liability), or any other legal theory.

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Sod Proposal

Date
5/26/2023



Proposal #
KG-2023-, 10014
Sod

Landscape Installation Proposal

Property Name: Magic Village Resort

Contact Information: Yadira Casiano

Service Address: Courtyard/CDD
Sod

Billing Address:

Submitted By: Keith Gamble
(877) 282-6611
support@paradiselawnsfl.com

Description of Work: This proposal covers the defined material below per plan. Paradise will provide all necessary materials, labor and equipment to perform the jobs as defined. Any Change Orders will be defined and priced accordingly to job specific tasks.

Task	Plant Type	Instructions	Location	Size	Qty	UOM	Unit Price	Total
			This proposal is to replace					\$ -
			existing sod in Courtyards					\$ -
			and CDD areas.					\$ -
								\$ -
								\$ -
								\$ -
								\$ -

Sub Total: \$ -

Task	Plant Type	Instructions	Location	Size	Qty	UOM	Unit Price	Total
			Courtyard 12,13,14,15					\$ -
Installation of	Sod - Zoysia	CDD			18,000	SF	\$ 1.65	\$ 29,700.00
								\$ -
			Courtyard 26,27,28,29					\$ -
Installation of	Sod - Zoysia	CDD			8000	SF	\$ 1.65	\$ 13,200.00
Installation of	Sod - Floratam	CDD			9600	SF	\$ 1.50	\$ 14,400.00
								\$ -

Sub Total: \$ 57,300.00

Task	Plant Type	Instructions	Location	Size	Qty	UOM	Unit Price	Total
			Courtyard 16,17,18,19					\$ -
Installation of	Sod - Floratam	CDD			27600	SF	\$ 1.50	\$ 41,400.00
								\$ -
		Soil - Top Soil	CDD		50	CY	\$ 65.00	\$ 3,250.00
								\$ -
Dumpster Rental		Disposal of Debris			10	EA	\$ 500.00	\$ 5,000.00
								\$ -

Sub Total: \$ 49,650.00

Task	Plant Type	Instructions	Location	Size	Qty	UOM	Unit Price	Total
			Labor/Product to kill existing					\$ -
			sod.		1	EA	\$ 800.00	\$ 800.00
								\$ -
Irrigation Modifications			For all CDD areas listed on					\$ -
			this proposal.		1	EA	\$ 6,000.00	\$ 6,000.00
								\$ -
								\$ -

Sub Total: \$ 6,800.00

Total: \$ 113,750.00



Proposal #
10014

Landscape Installation Proposal

Friday, May 26, 2023

Property Name: Magic Village Resort

Contact Information: Yadir Casiano

Service Address: Courtyard/CDD

Sod

Billing Address: 0

0

0

[0](#)

Submitted By: #REF!

(877) 282-6611

support@paradiselawnsfl.com

Terms of Contract :

Contracted Amount \$ 113,750.00

50% Deposit Required \$ 56,875.00 starting _____

A prorated amount of \$ - will be invoiced for the first month to coincide with services rendered.

Paradise Lawns & Landscaping, Inc. agrees to install the listed material and will perform the services as specified on the proposal page. The length of this agreement is for (30) days from the executed date and will automatically be billed upon completion. Either party may terminate services with a 30 day written notice prior to work beginning. All open balances are considered due should either party terminate the contract. Any litigation costs are at the expense of each party. Paradise is insured for workman's compensation, general liability and automobile liability. Certificates of insurance are available upon request. Paradise Lawns & Landscaping, Inc. assumes no responsibility for damages beyond our control or acts of God. Should any changes be needed please contact us at (877) 282-6611. The attached prices are not subject to change unless both parties agree upon the set amount. Fuel surcharges are enforced should Paradise incur such costs. Paradise uses www.fuelgaugereport.aaa.com to calculate the cost and the invoice will indicate the percentage billed.

Conditions: Any additional trips to the site caused by the customer for reasons uncontrolled by Paradise Lawns & Landscaping will result in a \$85.00 trip charge per event. Any changes made to the Scope of Work will result in additional charges to the purchaser. Transplanted plant material is not covered under any warranty. All material is guaranteed to be as specified on the proposal. Any plant changes or substitutions are an additional cost to the purchaser. All plant material must be watered daily or until the plant acclimates which usually happens in 4-6 weeks. Paradise is not responsible for additional water requirements outside of our initial installation. Paradise is a State Certified Irrigation Contractor and can be hired for additional fees unless noted in the above stated scope of work. Any repairs related to landscape installation will be billed on a time and materials bases. All work is to be completed in a professional manner according to standard Horticulture practices. All agreements are contingent upon strikes, accidents, or other delays beyond our control. Paradise is not responsible for any unmarked underground utilities, any repair costs are at the expense of the owner.

Terms: Payment must be received once the job is completed, unless other arrangements are made. If payment is more than 5 days past its due date, a 2% penalty will be imposed every day after the projected date. Any delinquencies over 30 days are subject to a 5% penalty per month.

Acceptance of Proposal: The above prices, specifications, method of payment, conditions and terms of payment are satisfactory and hereby accepted. Paradise Lawns & Landscaping is authorized to do the work as specified. Paradise or Purchaser may cancel this contract at any time upon giving a 30 day notice or upon customer default of payment terms.

#REF! Date
(877) 282-6611
support@paradiselawnsfl.com

Authorized Approver (Print) Date

Authorized Approver (Signature)

Authorizing Agent (Title)

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Series 2019 Project Completion Certificate
(provided under separate cover)

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Maintenance Agreement
(provided under separate cover)

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Payment Authorization Nos. 146 – 152

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Payment Authorization 146

5/25/2023

Item No.	Payee	Invoice	General Fund FY 2023
1	Cobb Cole District Counsel Through 04/30/23	35767	\$ 52.50
2	Duke Energy (paid online) 5500 W Irlo Bronson Memorial Hwy Lite; 04/11/23-05/08/23	Acct: 9101 2608 7052	\$ 4,270.66
3	Magic Village Resort 2 HOA Revised: Toho Water Acct: 002589694-033115419	302-CR	CREDIT
4	PFM Group Consulting District Management Fee: May 2023	DM-05-2023-29	\$ 2,625.00
TOTAL			\$ 6,948.16

Secretary / Asst. Secretary




Chair / Vice Chairman

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Payment Authorization 147
6/6/2023

Item No.	Payee	Invoice	General Fund FY 2023
1	Aquatic Weed Control Lake Maintenance: Jun 2023	84269	\$ 115.00
2	Osceola News-Gazette (paid online) Legal Advertising on 05/25/23	7BA85DEF-0021	\$ 61.05
Subtotal			\$ 176.05
TOTAL			\$ 176.05

Secretary / Asst. Secretary



Chair / Vice Chairman

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Payment Authorization 148

6/8/2023

Item No.	Payee	Invoice	General Fund FY 2023
1	Berger, Toombs, Elam, Gaines & Frank Audit FYE 09/30/2022	363174	\$ 3,285.00
2	Duke Energy (paid online) 000 Reedy Creek Blvd Lite; 4/22/23-05/22/23	Acct: 9100 8183 9953	\$ 1,476.53
3	PFM Group Consulting Postage: Apr 2023	OE-EXP-05-2023-30	\$ 0.60
4	VGlobalTech Monthly Website Fee: Feb. 2023 Monthly Website Fee: Mar 2023 Monthly Website Fee: Apr 2023 Monthly Website Fee: May 2023 Quarter 3 ADA Audit Quarter 4 ADA Audit Quarter 1 ADA Audit	4774 4856 4981 5056 4326 4497 4877	\$ 110.00 \$ 110.00 \$ 110.00 \$ 110.00 \$ 300.00 \$ 300.00 \$ 300.00
Subtotal			\$ 6,102.13
TOTAL			\$ 6,102.13

Secretary / Asst. Secretary



Chair / Vice Chairman

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Payment Authorization 149
6/15/2023

Item No.	Payee	Invoice	General Fund FY 2023
1	Duke Energy (paid online) 5500 W Irlo Bronson Memorial Hwy Lite; 05/09/23-06/08/23	Acct: 9101 2608 7052	\$ 4,270.76
2	Magic Village Resort 2 HOA Reimbursement: Paradise Lawns 50% Deposit	303	\$ 11,425.00
	Reimbursement: Paradise Lawns 50%Final Payment	304	\$ 11,425.00
3	PFM Group Consulting District Management Fee: Jun 2023	DM-06-2023-30	\$ 2,625.00
	Postage: May 2023	OE-EXP-06-2023-25	\$ 0.60
Subtotal			\$ 29,746.36
TOTAL			\$ 29,746.36

Secretary / Asst. Secretary



Chair / Vice Chairman

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Payment Authorization 150
6/30/2023

Item No.	Payee	Invoice	General Fund FY 2023
1	Cobb Cole District Counsel Through 05/31/23	37142	\$ 454.50
2	Osceola News-Gazette (paid online) Legal Advertising on 06/29/23	7BA85DEF-0022	\$ 62.48
Subtotal			\$ 516.98
TOTAL			\$ 516.98

Secretary / Asst. Secretary



Chair / Vice Chairman

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Payment Authorization 151

7/7/2023

Item No.	Payee	Invoice	General Fund FY 2023
1	Aquatic Weed Control Lake Maintenance: Jul 2023	85339	\$ 115.00
2	Duke Energy (paid online) 000 Reedy Creek Blvd Lite; 05/23/23-06/22/23	Acct: 9100 8183 9953	\$ 1,387.21
Subtotal			\$ 1,502.21
TOTAL			\$ 1,502.21

Secretary / Asst. Secretary

Chair / Vice Chairman

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Payment Authorization 152
7/13/2023

Item No.	Payee	Invoice	General Fund FY 2023
1	PFM Group Consulting Disclosure Fee S2016A: 04/01/23-06/30/23	125980	\$ 1,250.00
Subtotal			\$ 1,250.00
TOTAL			\$ 1,250.00

Secretary / Asst. Secretary



Chair / Vice Chairman

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

District Financial Statements

Magic Reserve CDD
Statement of Financial Position
As of 6/30/2023

	General Fund	Debt Service Fund	Capital Projects Fund	Long Term Debt Group	Total
<u>Assets</u>					
<u>Current Assets</u>					
General Checking Account	\$211,404.45				\$211,404.45
Prepaid Expenses	336.72				336.72
Deposits	2,995.00				2,995.00
Due From Other Funds		\$22,356.60			22,356.60
Debt Service Reserve Series 2016		343,825.00			343,825.00
Revenue Series 2016		312,890.35			312,890.35
Acquisition/Construction Series 2016			\$5,213.95		5,213.95
Total Current Assets	<u>\$214,736.17</u>	<u>\$679,071.95</u>	<u>\$5,213.95</u>	<u>\$0.00</u>	<u>\$899,022.07</u>
<u>Investments</u>					
Amount Available in Debt Service Funds				\$656,715.35	\$656,715.35
Amount To Be Provided				4,068,284.65	4,068,284.65
Total Investments		<u>\$0.00</u>	<u>\$0.00</u>	<u>\$4,725,000.00</u>	<u>\$4,725,000.00</u>
Total Assets	<u><u>\$214,736.17</u></u>	<u><u>\$679,071.95</u></u>	<u><u>\$5,213.95</u></u>	<u><u>\$4,725,000.00</u></u>	<u><u>\$5,624,022.07</u></u>
<u>Liabilities and Net Assets</u>					
<u>Current Liabilities</u>					
Accounts Payable	\$25,930.10				\$25,930.10
Due To Other Funds	22,356.60				22,356.60
Total Current Liabilities	<u>\$48,286.70</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$48,286.70</u>
<u>Long Term Liabilities</u>					
Revenue Bonds Payable - Long-Term				\$4,725,000.00	\$4,725,000.00
Total Long Term Liabilities		<u>\$0.00</u>	<u>\$0.00</u>	<u>\$4,725,000.00</u>	<u>\$4,725,000.00</u>
Total Liabilities	<u><u>\$48,286.70</u></u>	<u><u>\$0.00</u></u>	<u><u>\$0.00</u></u>	<u><u>\$4,725,000.00</u></u>	<u><u>\$4,773,286.70</u></u>

Magic Reserve CDD
Statement of Financial Position
As of 6/30/2023

	General Fund	Debt Service Fund	Capital Projects Fund	Long Term Debt Group	Total
<u>Net Assets</u>					
Net Assets, Unrestricted	(\$10,190.29)				(\$10,190.29)
Net Assets - General Government	202,702.37				202,702.37
Current Year Net Assets - General Government	(26,062.61)				(26,062.61)
Net Assets, Unrestricted		\$665,136.18			665,136.18
Current Year Net Assets, Unrestricted		13,935.77			13,935.77
Net Assets, Unrestricted			\$200,324.37		200,324.37
Current Year Net Assets, Unrestricted			89.58		89.58
Net Assets - General Government			(195,200.00)		(195,200.00)
Total Net Assets	<u>\$166,449.47</u>	<u>\$679,071.95</u>	<u>\$5,213.95</u>	<u>\$0.00</u>	<u>\$850,735.37</u>
Total Liabilities and Net Assets	<u>\$214,736.17</u>	<u>\$679,071.95</u>	<u>\$5,213.95</u>	<u>\$4,725,000.00</u>	<u>\$5,624,022.07</u>

Magic Reserve CDD

Statement of Activities

As of 6/30/2023

	General Fund	Debt Service Fund	Capital Projects Fund	Long Term Debt Group	Total
<u>Revenues</u>					
On-Roll Assessments	\$147,335.38				\$147,335.38
On-Roll Assessments		\$342,231.18			342,231.18
Total Revenues	<u>\$147,335.38</u>	<u>\$342,231.18</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$489,566.56</u>
<u>Expenses</u>					
Public Officials Insurance	\$3,023.00				\$3,023.00
Trustee Services	4,013.69				4,013.69
Management	23,625.00				23,625.00
Engineering	107.50				107.50
Disclosure Agent	2,500.00				2,500.00
District Counsel	666.50				666.50
Assessment Administration	5,000.00				5,000.00
Audit	3,285.00				3,285.00
Legal Advertising	568.14				568.14
Contingency	1,787.68				1,787.68
Web Site Maintenance	1,780.00				1,780.00
Dues, Licenses, and Fees	175.00				175.00
Irrigation	24,674.35				24,674.35
General Liability Insurance	3,694.00				3,694.00
Lake Maintenance	1,035.00				1,035.00
Landscaping Maintenance & Material	49,169.64				49,169.64
Streetlights	48,584.83				48,584.83
Principal Payment		\$95,000.00			95,000.00
Interest Payments		244,868.76			244,868.76
Total Expenses	<u>\$173,689.33</u>	<u>\$339,868.76</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$513,558.09</u>
<u>Other Revenues (Expenses) & Gains (Losses)</u>					
Interest Income	\$291.34				\$291.34
Interest Income		\$11,573.35			11,573.35
Interest Income			\$89.58		89.58
Total Other Revenues (Expenses) & Gains (Losses)	<u>\$291.34</u>	<u>\$11,573.35</u>	<u>\$89.58</u>	<u>\$0.00</u>	<u>\$11,954.27</u>
Change In Net Assets	(\$26,062.61)	\$13,935.77	\$89.58	\$0.00	(\$12,037.26)
Net Assets At Beginning Of Year	<u>\$192,512.08</u>	<u>\$665,136.18</u>	<u>\$5,124.37</u>	<u>\$0.00</u>	<u>\$862,772.63</u>
Net Assets At End Of Year	<u><u>\$166,449.47</u></u>	<u><u>\$679,071.95</u></u>	<u><u>\$5,213.95</u></u>	<u><u>\$0.00</u></u>	<u><u>\$850,735.37</u></u>

Magic Reserve Community Development District

Budget to Actual

For the month ending 6/30/2023

	YTD Actual	YTD Budget	YTD Variance	FY 2023 Adopted Budget
<u>Revenues</u>				
On-Roll Assessments	\$147,335.38	\$109,237.50	\$38,097.88	\$145,650.00
Interest Income	291.34	0.00	291.34	0.00
Carry Forward	76,125.00	76,125.00	0.00	101,500.00
Net Revenues	\$223,751.72	\$185,362.50	\$38,389.22	\$247,150.00
<u>General & Administrative Expenses</u>				
Trustee Services	\$4,013.69	\$3,000.00	\$1,013.69	\$4,000.00
District Management Fees	23,625.00	23,625.00	0.00	31,500.00
Engineering Fees	107.50	7,500.00	(7,392.50)	10,000.00
Disclosure Agent	2,500.00	3,750.00	(1,250.00)	5,000.00
Property Appraiser	0.00	243.75	(243.75)	325.00
District Counsel	666.50	13,500.00	(12,833.50)	18,000.00
Assessment Administration	5,000.00	3,750.00	1,250.00	5,000.00
Re-Amortization Schedule	0.00	187.50	(187.50)	250.00
Arbitrage	0.00	375.00	(375.00)	500.00
Audit	3,285.00	2,475.00	810.00	3,300.00
Legal Advertising	568.14	1,259.25	(691.11)	1,679.00
Contingency	1,787.68	221.25	1,566.43	295.00
Web Site Maintenance	1,780.00	1,935.00	(155.00)	2,580.00
Dues, Licenses & Fees	175.00	131.25	43.75	175.00
Irrigation	24,674.35	60,000.00	(35,325.65)	80,000.00
Public Officials' Liability Insurance	3,023.00	2,437.50	585.50	3,250.00
General Insurance	3,694.00	3,000.00	694.00	4,000.00
Lake Maintenance	1,035.00	2,529.00	(1,494.00)	3,372.00
Landscaping Maintenance and Material	49,169.64	19,443.00	29,726.64	25,924.00
Streetlights	48,584.83	36,000.00	12,584.83	48,000.00
Total General & Administrative Expenses	\$173,689.33	\$185,362.50	\$(11,673.17)	\$247,150.00
Total Expenses	\$173,689.33	\$185,362.50	\$(11,673.17)	\$247,150.00
Net Income (Loss)	\$50,062.39	\$0.00	\$50,062.39	\$0.00

**MAGIC RESERVE
COMMUNITY DEVELOPMENT DISTRICT**

Audit Documents

Magic Reserve Community Development District

3501 Quadrangle Boulevard, Suite 270, Orlando, FL 32817

Phone: 407-723-5900, Fax: 407-723-5901

www.magicreservecdd.com

The meeting of the Audit Selection Committee Meeting for the Magic Reserve Community Development District will be held **10:00 a.m. on August 7, 2023, at 1170 Celebration Boulevard, Ste 106, Celebration, FL 34747**. If you have questions or comments on the Board Meeting, please contact the District Manager's office at (407) 723-5900. A quorum consisting of at least three of the five Board Members will be confirmed prior to the start of the Board Meeting.

For those unable to attend in person, you may participate by telephone:

Call in number: 1-844-621-3956

Passcode: 790 393 986 #

AUDITOR SELECTION COMMITTEE MEETING AGENDA

- Roll Call to Confirm a Quorum
- Review and Approval of Audit Documents
 - Audit RFP Notice
 - Instructions to Proposers
 - Evaluation Criteria – with and without price
- Adjournment

**MAGIC RESERVE COMMUNITY DEVELOPMENT DISTRICT
NOTICE OF AUDIT COMMITTEE MEETING AND REGULAR BOARD OF
SUPERVISORS MEETING**

The Board of Supervisors of the Magic Reserve Community Development District will hold an Audit Committee meeting and regular meeting of the Board of Supervisors on _____ 2023 at 10:00 a.m. at 1170 Celebration Boulevard, Ste 106, Celebration, FL 34747. The regular meeting will take place immediately following the adjournment of the Audit Committee meeting. The Audit Committee will review, discuss and recommend an auditor to provide audit services to the District for Fiscal Year 2023. A copy of the agendas and budget may be obtained at the offices of the District Manager, PFM Group Consulting, LLC, located at 3501 Quadrangle Boulevard, Suite 270, Orlando, FL 32817, (407) 723-5900, during normal business hours.

The public hearing and meetings are open to the public and will be conducted in accordance with the provisions of Florida law. The public hearing and meetings may be continued to a date, time, and place to be specified on the record at the meetings. There may be occasions when Board Supervisors or District Staff may participate by speaker telephone.

Pursuant to the Americans with Disabilities Act, any person requiring special accommodations to participate in these meetings is asked to advise the District Office at (407) 382-3256 at least forty-eight (48) hours prior to the meetings. If you are hearing or speech impaired, please contact the Florida Relay Service by dialing 7-1-1, or 1-800-955-8771 (TTY) / 1-800-955-8770 (Voice), for aid in contacting the District Office.

Any person who decides to appeal any decision made by the Board or the Committee with respect to any matter considered at the meetings is advised that this same 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 such appeal is to be based.

Jane Gaarlandt
District Manager

RUN DATE: _____

MAGIC RESERVE COMMUNITY DEVELOPMENT DISTRICT REQUEST FOR PROPOSALS FOR ANNUAL AUDIT SERVICES

The Magic Reserve Community Development District hereby requests proposals for annual financial auditing services. The proposal must provide for the auditing of the District's financial records for the fiscal year ending September 30, 2023, with an option for two (2) additional annual renewals. The District is a local unit of special-purpose government created under Chapter 190, Florida Statutes, for the purpose of financing, constructing, and maintaining public infrastructure. The District is located in Osceola County and has an operating budget of approximately \$_____. The final contract will require that, among other things, the audit for Fiscal Year 2023 be completed no later than June 1, 2024.

Each auditing entity submitting a proposal must be authorized to do business in Florida; hold all applicable state and federal professional licenses in good standing, including but not limited to a license under Chapter 473, Florida Statutes; and be qualified to conduct audits in accordance with "Government Auditing Standards," as adopted by the Florida Board of Accountancy. Audits shall be conducted in accordance with Florida law and particularly Section 218.39, Florida Statutes, and the rules of the Florida Auditor General.

Proposal packages, which include additional qualification requirements, evaluation criteria and instructions to proposers, are available from the District Manager at the address and telephone number listed below.

Proposers must provide three (3) copies of their proposal to Jane Gaarlandt, District Manager, located at 3501 Quadrangle Boulevard, Suite 270, Orlando, FL 32817 in an envelope marked on the outside "Auditing Services- Magic Reserve Community Development District." Proposals must be received by _____, **2023, at 5:00 p.m.**, at the office of the District Manager. Please direct all questions regarding this Request for Proposals to the District Manager, who can be reached at (407) 723-5900.

Any protest regarding the terms of this Notice, or the proposal packages on file with the District Manager, must be filed in writing at the offices of the District Manager within seventy-two (72) calendar hours (excluding weekends) after publication of this Notice. The formal protest setting forth with particularity the facts and law upon which the protest is based shall be filed within seven (7) calendar days after the initial notice of protest was filed. Failure to timely file a notice of protest or failure to timely file a formal written protest shall constitute a waiver of any right to object or protest with respect to aforesaid Notice or proposal package provisions.

Magic Reserve Community Development District
Jane Gaarlandt, District Manager

RUN DATE: _____

**MAGIC RESERVE COMMUNITY DEVELOPMENT DISTRICT
REQUEST FOR PROPOSALS**

**District Auditing Services for Fiscal Year 2023
Osceola County, Florida**

INSTRUCTIONS TO PROPOSERS

SECTION 1. DUE DATE. Sealed proposals must be received no later than _____, 2023, at 5:00 p.m., at the offices of the District Manager, PFM Group Consulting, LLC., located at 3501 Quadrangle Boulevard, Suite 270, Orlando, FL 32817.

SECTION 2. FAMILIARITY WITH THE LAW. By submitting a proposal, the Proposer is assumed to be familiar with all federal, state, and local laws, ordinances, rules and regulations that in any manner affect the work. Ignorance on the part of the Proposer will in no way relieve it from responsibility to perform the work covered by the proposal in compliance with all such laws, ordinances and regulations.

SECTION 3. QUALIFICATIONS OF PROPOSER. The contract, if awarded, will only be awarded to a responsible Proposer who is qualified by experience and licensing to do the work specified herein. The Proposer shall submit with its proposal satisfactory evidence of experience in similar work and show that it is fully prepared to complete the work to the satisfaction of the District.

SECTION 4. SUBMISSION OF ONLY ONE PROPOSAL. Proposers shall be disqualified and their proposals rejected if the District has reason to believe that collusion may exist among the Proposers, the Proposer has defaulted on any previous contract or is in arrears on any previous or existing contract, or for failure to demonstrate proper licensure and business organization.

SECTION 5. SUBMISSION OF PROPOSAL. Each Proposer shall submit three (3) copies of the Proposal Documents (defined below), and other requested attachments at the time and place indicated herein, which shall be enclosed in an opaque sealed envelope, marked with the title "Auditing Services – Amelia National Community Development District" on the face of it.

SECTION 6. MODIFICATION AND WITHDRAWAL. Proposals may be modified or withdrawn by an appropriate document duly executed and delivered to the place where proposals are to be submitted at any time prior to the time and date the proposals are due. No proposal may be withdrawn after opening for a period of ninety (90) days.

SECTION 7. PROPOSAL DOCUMENTS. The proposal documents shall consist of the notice announcing the request for proposals, these instructions, the evaluation criteria and a proposal with all required documentation pursuant to Section 12 of these instructions (the "Proposal Documents").

SECTION 8. PROPOSAL. In making its proposal, each Proposer represents that it has read and understands the Proposal Documents and that the proposal is made in accordance therewith.

SECTION 9. BASIS OF AWARD/RIGHT TO REJECT. The District reserves the right to reject any and all proposals, make modifications to the work, and waive any informalities or irregularities in proposals as it is deemed in the best interests of the District.

SECTION 10. CONTRACT AWARD. Within fourteen (14) days of receipt of the Notice of Award from the District, the Proposer shall enter into and execute a contract or engagement letter with the District.

SECTION 11. LIMITATION OF LIABILITY. Nothing herein shall be construed as or constitute a waiver of Districts limited waiver of liability contained in section 768.28, Florida Statutes, or any other statute or law.

SECTION 12. CONTENTS OF PROPOSALS. All proposals shall include the following information in addition to any other requirements of the Proposal Documents.

- A.** List position or title of all personnel to perform work on the District audit. Include resumes for each person listed; list years of experience in present position for each party listed and years of related experience.
- B.** Describe proposed staffing levels, including resumes with applicable certifications.
- C.** Provide three (3) references from projects of similar size and scope. The Proposer should include information relating to the work it conducted for each reference as well as a name, address and phone number of a contact person. Identify any work previously conducted for other community development districts.
- D.** The lump sum cost of the provision of the services under the proposal, plus the cost of two (2) annual renewals.

SECTION 13. PROTESTS. In accordance with the District's Rules of Procedure, any protest regarding the Proposal Documents, must be filed in writing, at the offices of the District Manager, within seventy-two (72) hours after the receipt of the proposed contract documents. The formal protest setting forth with particularity the facts and law upon which the protest is based shall be filed within seven (7) calendar days after the initial notice of protest was filed. Failure to timely file a notice of protest or failure to timely file a formal written protest shall constitute a waiver of any right to object or protest with respect to aforesaid contract award.

SECTION 14. EVALUATION OF PROPOSALS. The criteria to be used in the evaluation of proposals are presented in the evaluation criteria, contained within the Proposal Documents.

AUDITOR SELECTION EVALUATION CRITERIA (WITH PRICE)

1. Ability of Personnel. (20 Points)

This includes the geographic locations of the firm's headquarters or permanent office in relation to the project; capabilities and experience of key personnel; present ability to manage this project; evaluation of existing workload; proposed staffing levels, etc.

2. Proposer's Experience. (20 Points)

This includes past record and experience of the Proposer in similar projects; volume of work previously performed by the firm; past performance for other community development districts in other contracts; character, integrity, reputation, of respondent, etc.

3. Understanding of Scope of Work. (20 Points)

Extent to which the proposal demonstrates an understanding of the District's needs for the services requested.

4. Ability to Furnish the Required Services. (20 Points)

Extent to which the proposal demonstrates the adequacy of Proposer's financial resources and stability as a business entity necessary to complete the services required.

5. Price. (20 Points)

Points will be awarded based upon the lowest total bid for rendering the services and the reasonableness of the proposal.

AUDITOR SELECTION EVALUATION CRITERIA (WITHOUT PRICE)

1. Ability of Personnel. (25 Points)

This includes the geographic locations of the firm's headquarters or permanent office in relation to the project; capabilities and experience of key personnel; present ability to manage this project; evaluation of existing workload; proposed staffing levels, etc.

2. Proposer's Experience. (25 Points)

This includes past record and experience of the Proposer in similar projects; volume of work previously performed by the firm; past performance for other community development districts in other contracts; character, integrity, reputation, of respondent, etc.

3. *Understanding of Scope of Work.* (25 Points)

Extent to which the proposal demonstrates an understanding of the District's needs for the services requested.

4. *Ability to Furnish the Required Services.* (25 Points)

Extent to which the proposal demonstrates the adequacy of Proposer's financial resources and stability as a business entity necessary to complete the services required.