

RESOLUTION 2024-12

A RESOLUTION OF THE BOARD OF SUPERVISORS OF HARMONY COMMUNITY DEVELOPMENT DISTRICT ADOPTING POLICIES FOR ACCESS TO THE SECURITY SYSTEM AND ITS DATA; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Harmony Community Development District (“**District**”) is a local unit of special purpose government created and existing pursuant to Chapter 190, Florida Statutes, being situated in Osceola County, Florida (“**County**”); and

WHEREAS, the District owns and operates multiple roadways, stormwater management facilities and other facilities (together, the “**Infrastructure**”); and

WHEREAS, the District desires to provide a security system (“**System**”) to protect the District’s Infrastructure and property and for the benefit of District residents, guests, staff, property and local law enforcement; and

WHEREAS, the Board of Supervisors (“**Board**”) finds that it is in the best interests of the District and necessary for the efficient operation of the District to adopt by resolution an Access Policy, attached hereto as **Exhibit A** and incorporated herein by this reference (“**Access Policy**”), for immediate use and application; and

WHEREAS, pursuant to Sections 119.071(3)(a) and 281.301, Florida Statutes, security system plans including “all records, information, photographs, audio and visual presentations, schematic diagrams . . . or portions thereof relating directly to the physical security of the facility or revealing security systems” are classified as confidential and exempt from the Public Records Act.

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

SECTION 1. The above stated recitals are true and correct and are hereby incorporated herein by reference.

SECTION 2. The attached Access Policy is hereby adopted pursuant to this Resolution as necessary for the conduct of District business. The Access Policy shall stay in full force and effect until such time as the Board may amend it. The Board reserves the right to approve such amendments by motion.

SECTION 3. The District’s System and the data generated by it (“**Security Data**”) are confidential and exempt from disclosure to the public. Consequently, the District will deny any public records requests for such Security Data. However, the District may disclose the Security Data in accordance with the provisions of Section 119.071, Florida Statutes. Finally, the District

will strictly follow this policy since the Public Records Act imposes punishments for violations, which are enforced by Florida’s Criminal Code.

SECTION 4. If any provision of this Resolution is held to be illegal or invalid, the other provisions shall remain in full force and effect.

SECTION 5. This Resolution shall become effective upon its passage and shall remain in effect unless rescinded or repealed.

PASSED AND ADOPTED this 25th day of July, 2024.

ATTEST:

HARMONY COMMUNITY DEVELOPMENT DISTRICT

Secretary

Chairperson, Board of Supervisors

Exhibit A: Access Policy

Exhibit A

HARMONY COMMUNITY DEVELOPMENT DISTRICT ACCESS POLICY

1. Purpose of Security System

This policy sets out the framework within which the Harmony Community Development District (“District”) will use data generated by the security system (“Security Data”). The primary use of the security system is to discourage inappropriate and illegal behavior and to enhance the opportunity to apprehend offenders.

2. Use/Disclosure of Security Data

Security Data is recorded and stored by a third party vendor. Normal retention period for recordings is up to thirty calendar days, per Florida Department of State Record Retention Schedule for Surveillance Recordings. Security Data required for evidence are saved to CD and stored in a secure environment. Such records will be destroyed when no longer required for evidence.

Access to Security Data shall be limited to [REDACTED] with [REDACTED] and his/her successor, who shall only access such records during the course of his/her regular duties to:

- a. Identify the person or persons responsible for District rule or policy violations, criminal activity, or actions considered disruptive to normal District operations.
- b. Assist law enforcement agencies in accordance with applicable state and federal laws.

Any such review of Security Data will be with the knowledge and approval of [REDACTED] and District Counsel, and their successors. Only [REDACTED] and his/her successor shall be authorized to release any Security Data to anyone, including but not limited to, law enforcement personnel, media, patrons and other persons.

3. Public Records Requests

The Security Data is confidential and exempt from disclosure to the public. Consequently, the District will deny any public records requests for District Security Data. However, the District may, but may not be required to, disclose the Security Data to (1) itself; (2) in furtherance of the official duties and responsibilities of the District; (3) to another agency in furtherance of that agency’s official duties and responsibilities; and (4) upon a showing of good cause before a court of competent jurisdiction. The District will also comply with any court orders that require disclosure of Security Data. Finally, the District will strictly follow this policy since the Public Records Act imposes punishments for violations, which are enforced by Florida’s Criminal Code.