Gardens at Hammock Beach Community Development District

Agenda

September 24, 2018

AGENDA

Gardens at Hammock Beach Community Development District

135 W. Central Blvd., Suite 320, Orlando, Florida 32801 Phone: 407-841-5524 – Fax: 407-839-1526

September 17, 2018

Board of Supervisors Gardens at Hammock Beach Community Development District

Dear Board Members:

The regular meeting of the Board of Supervisors of Gardens at Hammock Beach Community Development District will be held Monday, September 24, 2018 at 9:30 AM at City Centré at Palm Coast Town Center, 145 City Place, Suite 300, Palm Coast, FL 32164. Please note the date of the meeting. Following is the advance agenda for the meeting:

- Roll Call
- 2. Public Comment Period
- 3. Organizational Matters
 - A. Acceptance of Resignation of Kenneth Belshe
 - B. Discussion of Appointment of an Individual to Fulfill Board Vacancy
 - C. Administration of Oath of Office to Newly Appointed Board Member
 - D. Consideration of Resolution 2018-03 Electing Officers
- 4. Approval of Minutes of the June 5, 2018 Meeting
- 5. Public Hearing
 - A. Consideration of Resolution 2018-04 Adopting the Fiscal Year 2019 Budget and Relating to the Annual Appropriations
- 6. Consideration of Fiscal Year 2019 Funding Agreement
- 7. Staff Reports
 - A. District Manager's Report
 - i. Balance Sheet and Income Statement
 - ii. Ratification of Fiscal Year 2018 Funding Request #2
 - iii. Approval of Fiscal Year 2019 Meeting Schedule
- 8. Other Business
- 9. Supervisors Requests
- 10. Adjournment

The second order of business is the Public Comment Period where the public has an opportunity to be heard on propositions coming before the Board as reflected on the agenda, and any other items.

The third order of business is Organizational Matters. Section A is the acceptance of the resignation of Kenneth Belshe. Section B is the discussion of appointment of individual to fulfill the Board vacancy. Section C is the administration of the Oath of Office to the newly appointed Board Member and Section D is the consideration of Resolution 2018-03 electing officers. A copy of the Resolution is enclosed for your review.

The fourth order of business is the approval of the minutes of the June 5, 2018 meeting. The minutes are enclosed for your review.

The fifth order of business opens the public hearing. Section A is the consideration of Resolution 2018-04 adopting the Fiscal Year 2019 budget and relating to the annual appropriations. A copy of the Resolution and proposed budget are enclosed for your review.

The sixth order of business is consideration of Fiscal Year 2019 funding agreement. A copy of the agreement is enclosed for your review.

The seventh order of business is staff reports. Section 1 of the District Manager's Report includes the balance sheet and income statement for your review. Section 2 is the ratification of Fiscal Year 2018 funding request #2. A copy of the funding request and supporting invoices are enclosed for your review. Section 3 is the approval of the Fiscal Year 2019 meeting schedule. A sample notice is enclosed for your review.

The balance of the agenda will be discussed at the meeting. In the meantime, if you should have any questions, please do not hesitate to contact me.

Sincerely,

George S. Flint District Manager

CC: Darrin Mossing, GMS

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Enclosures

SECTION III

SECTION A

RESIGNATION

I, KENNETH W. BELSHE, hereby resign from any and all Board of Supervisor positions in GARDENS AT HAMMOCK BEACH COMMUNITY DEVELOPMENT DISTRICT, effective as of June 21, 2018.

KENNETH W. BELSHE

SECTION D

RESOLUTION 2018-03

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE GARDENS AT HAMMOCK BEACH COMMUNITY DEVELOPMENT DISTRICT ELECTING THE OFFICERS OF THE DISTRICT AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Gardens at Hammock Beach Community Development District (the "District") is a local unit of special purpose government created and existing pursuant to Chapter 190, Florida Statutes; and

WHEREAS, the Board of Supervisors of the District ("Board") desires to elect the Officers of the District.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE GARDENS AT HAMMOCK BEACH COMMUNITY DEVELOPMENT DISTRICT:

is elected Chairperson

Section 1.

Section 2.	-	is elected Vice-Chairperson.
Section 3.		is elected Secretary.
Section 4.		is elected Assistant Secretary. is elected Assistant Secretary. is elected Assistant Secretary. is elected Assistant Secretary.
Section 5.	·	is elected Treasurer.
Section 6.		is elected Assistant Treasurer.
Section 7.	This Resolution shall become	ome effective immediately upon its adoption.
PASSED AT	ND ADOPTED this 24th day	y of September, 2018.
ATTEST:		GARDENS AT HAMMOCK BEACH COMMUNITY DEVELOPMENT DISTRICT
Secretary/Assistant S	Secretary	Chairperson/Vice-Chairperson

SECTION IV

MINUTES OF MEETING GARDENS AT HAMMOCK BEACH COMMUNITY DEVELOPMENT DISTRICT

The meeting of the Board of Supervisors of the Gardens at Hammock Beach Community Development District was held on Monday, June 5, 2018 at 9:30 a.m. at City Centré at Palm Coast Town Center, 145 City Place, Suite 300, Palm Coast, Florida.

Present and constituting a quorum were:

Kenneth Belshe Chairman
Clint Smith Vice Chairman
Daniel Baker Assistant Secretary
Carlton Grant Assistant Secretary
William Livingston Assistant Secretary

Also present was:

George Flint District Manager

FIRST ORDER OF BUSINESS Roll Call

Mr. Flint called the meeting to order at 9:00 a.m. Mr. Baker and Mr. Grant were present; however, a resignation was received from Terry Bechtold, which reduced the number of Board Members to two. The rules contemplate that when you have two members, a third person could be appointed for purposes of a quorum.

SECOND ORDER OF BUSINESS Public Comment Period

There being none, the next item followed.

THIRD ORDER OF BUSNESS Organizational Matters

Mr. Flint: Before we accept the resignation of Terry Bechtold, we have three seats open. For purposes of a quorum, the two remaining Board Members need to appoint someone in order to conduct business. Are there any nominations?

Mr. Baker: I nominate Kenneth Belshe to Seat 3.

On MOTION by Mr. Baker, seconded by Mr. Grant, with all in favor, the appointment of Kenneth Belshe to Seat 3, was approved.

Mr. Flint administered the Oath of Office to Mr. Belshe.

Mr. Flint: I will notarize the oath for you. In your Supervisor packet, there is an informational sheet and Form 1, Statement of Financial Interest, which is a financial disclosure form required by the State of Florida, which has to be filed with the Supervisor of Elections in the County that you live in. It is important to file this form within 30 days of today's meeting, because it's tracked by the Commission on Ethics, and you have the potential of being fined \$25 a day, for maximum of \$1,500. Each year, the Supervisor of Elections will mail a renewal to you on June 1, which is due on July 1 of each year. When you leave the Board, you must file Form 1F within 60 days of leaving the Board. We will mail Form 1F to you as a reminder, but we included it in here for your information. As a Board member, under Chapter 190, you are entitled to receive compensation of \$200 per meeting. If you don't choose to accept the compensation, you can waive it. In this case, you would probably be taking it out of one pocket and putting it in the other. It's up to the Board Members on whether you choose to waive it or accept it. If you choose to accept it, W-4 and I-9 Forms are in your packet.

Mr. Belshe: Is the form to waive or accept in here?

Mr. Flint: You would waive it on the record. If you accept it, you can file the W-4 and I-9 Forms with my office, as we process those payments. As a Board Member, you are a public official, so you are subject to the Sunshine and Public Record Laws and other laws that apply to public officials. I'm sure that you are aware of those laws. The Government in the Sunshine Law is the most important one. The basic premise is that you cannot talk to other Board Members about CDD business, outside of a publicly noticed meeting. That goes for texts, emails, verbal communication, that sort of thing. The other important law has to do with public records. Anything you have in your possession that's CDD related, could be subject to a public records request, so we always suggest that you keep it separate from your other business or personal information.

A. Acceptance of Resignation of Terry Bechtold

Mr. Flint: Since we now have three Board Members, the Board can accept the resignation from Mr. Bechtold.

On MOTION by Mr. Baker, seconded by Mr. Grant, with all in favor, the resignation of Terry Bechtold, was accepted.

B. Discussion of Appointment of Individuals to Fulfill Board Vacancies

Mr. Flint: We have two remaining seats. Are there any nominations to fill either of those seats?

Mr. Belshe: I nominate Bill Livingston and Clint Smith.

On MOTION by Mr. Belshe, seconded by Mr. Baker, with all in favor, the appointments of Bill Livingston and Clint Smith to the CDD Board, were approved.

C. Administration of Oath of Office to Newly Appointed Board Members

Mr. Flint being a Notary Public of the State of Florida administered the Oaths of Office to Mr. Livingston and Mr. Smith.

D. Consideration of Resolution 2018-01 Electing Officers

Mr. Flint: Resolution 2018-01 provides for the election of a Chairman, Vice Chairman, Secretary, Assistant Secretary, Treasurer and Assistant Treasurer. The Chairman and Vice Chairman must be Board Members. The other offices do not need to be Board Members. Typically, the Chairman and Vice Chairman are Board Members and the other three Board Members would be Assistant Secretaries, so they can attest the signature if they need to, of the Chairman and Vice Chairman. The District Manager has historically been Secretary and the District Accountant serves as Treasurer. That allows us to administratively handle the bank accounts, sign checks, etc. I request that I be appointed an Assistant Secretary and that the Accountant, Ariel Lovera, be elected Assistant Treasurer.

Mr. Belshe: I think we should do it in the easiest and efficient way.

Mr. Livingston: I propose electing Ken as Chairman, Clint as Vice Chairman, I will be an Assistant Secretary, George will be Secretary and the Accountant as Assistant Treasurer.

On MOTION by Mr. Livingston, seconded by Mr. Smith, with all in favor, Resolution 2018-01 Electing Officers, designating Kenneth Belshe as Chairman, Clint Smith as Vice Chairman, Daniel Baker, Carlton Grant and William Livingston as Assistant Secretaries, George Flint as Secretary and Ariel Lovera as Treasurer, was adopted.

FOURTH ORDER OF BUSINESS

Approval of Minutes of the July 17, 2017 Meeting

Mr. Flint: The minutes were provided in the agenda package.

Mr. Belshe: I assume that the new Board Members don't have to vote, because we weren't in attendance at that meeting.

Mr. Flint: You are required to vote on the minutes. The only time that you cannot vote is if you have a conflict of interest.

On MOTION by Mr. Baker, seconded by Mr. Grant, with all in favor, the minutes of the July 17, 2017 meeting, as presented, was approved.

FIFTH ORDER OF BUSINESS

Consideration of District Consent to Assignment of Developer Funding Agreement

Mr. Flint: In the current fiscal year, the budget was attached to a Developer Funding Agreement, that obligated the Hammock Beach River Club, LLC. to fund the expenses of the District. As part of the transaction, the Funding Agreement was assigned to Palm Coast Intercoastal, LLC., so this consent is consenting to that assignment. There will be a new Funding Agreement in August when you adopt your budget for next year, as this consent expires at the end of the fiscal year.

On MOTION by Mr. Belshe, seconded by Mr. Smith, with all in favor, approving the District's Consent to Assignment of Developer Funding Agreement, was approved.

SIXTH ORDER OF BUSINESS

Consideration of Resolution 2018-02 Approving the Proposed Fiscal Year 2019 Budget and Setting a Public Hearing Mr. Flint: Resolution 2018-02 approves the Proposed Budget and sets the date, place and time of the public hearing for its final consideration. The Board is required to approved a Proposed Budget by June 15th of each year. It's not a binding document, but it is a requirement. There is also a requirement that we send the budget to Flagler County, at least 60 days before the public hearing. They have the ability to comment on it. They don't have any approval authority. We've never received a comment from Flagler County or any other city or county we ever sent one to, but it is a process that we have to go through. The Proposed Budget is not binding on the Board. You can make changes between now and at the public hearing, if the Board chooses to.

Mr. Belshe: You can't increase it though, right?

Mr. Flint: At this point, it's a Developer Funding Agreement for the Operating Budget, so you could increase it. If we imposed assessments, then there are some additional noticing requirements that we would have to go through, if it was going to increase. At this point, this budget could go up or down, because no assessments are associated with it.

Mr. Baker: Just for context, we established the budget in the event that we wanted to activate the development, so it was a placeholder, but we operated efficiently. You may want to take a look at the structure.

Mr. Belshe: The actual is not much.

Mr. Baker: George did a good job and I recommend the continuation of GMS.

Mr. Flint: Obviously, this is not a realistic budget going forward, but you can amend the budget at any time, if you chose to do it later. The bottom line is, because you don't have assessments funding this, you have a lot of flexibility.

Mr. Belshe: What is the actual cost of operation for a year?

Mr. Baker: \$4,000.

Mr. Flint: That is for two meetings and GMS charges \$2,000. There are also bank fees and advertising costs.

Mr. Belshe: You don't have an attorney or engineer.

Mr. Flint: No, so I recommend that you engage District Counsel and a District Engineer. Are there any other questions on the proposed budget? Hearing none, we need a motion to approve the Resolution.

On MOTION by Mr. Belshe, seconded by Mr. Smith, with all in favor, Resolution 2018-02 Approving the Proposed Fiscal Year 2019 Budget and Setting a Public Hearing for August 20, 2018 at 9:30 a.m. at the City Centré at Palm Coast Town Center, 145 City Place, Suite 300, Palm Coast, Florida, was adopted.

SEVENTH ORDER OF BUSINESS Staff Reports

A. District Manager's Report

i. Balance Sheet and Income Statement

Mr. Flint: You have the unaudited financial statements through April 30, 2017. No action is required by the Board. I will note on Page 4, that the schedule needs to be corrected. There are no outstanding funding requests.

Mr. Belshe: You have some money in the bank.

Mr. Baker: \$466.99.

Mr. Flint: Part of that was to cover bank fees.

ii. Ratification of Fiscal Year 2017 Funding Request #5

Mr. Flint: Funding Request #5, in the amount of \$1,110.99, was paid on February 12, 2018. This was for the prior fiscal year. It includes advertising, FedEx and bank fees. It has already been funded, so we are asking for the Board to ratify it.

On MOTION by Mr. Belshe, seconded by Mr. Livingston, with all in favor, ratification of Funding Request #5 for Fiscal Year 2017, was approved.

iii. Presentation of Number of Registered Voters - 0

Mr. Flint: We are required each year to announce the number of registered voters within the District as of April 15th. We included a letter from the Supervisor of Elections, indicating that there are no registered voters within the boundaries of the District. Once you hit 250 registered voters and the District is six years old, two of the five seats transition to General Election, which means you have to live within the District and be a registered voter, to serve on the Board. Each year we track this, as required by the Florida Statutes. There is no action on that.

iv. Designation of November 26, 2018 as Landowners' Meeting Date

Mr. Flint: There is a Landowners' Meeting that needs to be scheduled for this November. It can occur at any time in November. We are suggesting November 26, 2018, which is the Monday after Thanksgiving, but it's not a Board Meeting, it's a Landowner Election. The only one who needs to attend is a landowner or proxyholder that is designated by the landowner and myself. A sample agenda for the Landowner Election is in your agenda package, as well as the form of the landowner proxy.

Mr. Baker: All you have to do is sign a proxy as the landowner or Jerry could sign it.

Mr. Flint: You can make anyone a proxyholder.

Mr. Baker: I never went to one. I always signed a proxy.

Mr. Flint: If you are okay with that date, I would ask for a motion designating November 26, 2018 as the Landowners' Meeting.

On MOTION by Mr. Belshe, seconded by Mr. Smith, with all in favor, designating November 26, 2018 as the Landowners' Meeting, was approved.

EIGHTH ORDER OF BUSINESS

Other Business

Mr. Flint: That's all we have on the agenda. Is there any other business?

Mr. Belshe: How is the District named in the agreement? There was a prohibition on the use of certain names.

Mr. Baker: Correct.

Mr. Belshe: Obviously, this is a standalone legal entity. I don't know how anybody feels about the name of the District.

Mr. Grant: Is there a process to change the name?

Mr. Flint: You have the petition Flagler County to amend it. It's not as easy as you think, to change the name of a Government, and there would be some costs associated with it. You would want to engage in an attorney to prepare a petition to submit to the County.

Mr. Belshe: Daniel, as you understand it, did that prohibition include using this?

Mr. Baker: I thought about it when I saw this agenda. It's not a marketing tool. I can talk to our folks and see if it's a hard and fast process.

Mr. Belshe: If you decide to issue bonds, it would be worth going through the process, because of the confusion of having the CDD called "Gardens at Hammock Beach", when you call the development "Casa_____." In the meantime, it's fine.

Mr. Grant: We will just leave it alone for now.

Mr. Baker: That's fine.

Mr. Flint: Normally the CDD's name is not out front anyway.

Mr. Belshe: Eventually, down the road, there will be elections and people will have signs out in their yard. If you make the decision not to use the CDD for anything, then it should be dissolved, because there's an ongoing cost of having it.

Mr. Flint: We can deal with that later, if you want to. Is there anything else?

Mr. Baker: In terms of my seat on the Board, I appreciate all of your service, George and the opportunity to participate in setting up this CDD, but that service has come to an end, so I am going to formally resign my seat. I will send a formal letter.

Mr. Flint: We need a motion to accept Mr. Baker's resignation.

On MOTION by Mr. Belshe, seconded by Mr. Smith, with all in favor, the resignation of Daniel Baker, was accepted.

Mr. Grant: George, following Daniel's resignation, I would like to formally submit my resignation.

Mr. Flint: We need a motion to accept Mr. Grant's resignation.

On MOTION by Mr. Belshe, seconded by Mr. Smith, with all in favor, the resignation of Carlton Grant, was accepted.

NINTH ORDER OF BUSINESS

Supervisor's Request

Mr. Flint: Is there anything else from the Board?

Mr. Belshe: Yes. Is our next meeting, August 20th?

Mr. Flint: Yes. Its set by Resolution, for the primary purpose of adopting the annual budget. The public hearing was scheduled for August 20, 2018 at 9:30 a.m. at this location.

Mr. Belshe: Could it be held by telephone?

Mr. Flint: You need to have three Board members physically here. They could be on the phone or not attend.

Mr. Belshe: I will not be in the State on August 20th.

Mr. Smith: I may not be here either.

Mr. Flint: Do we want to reconsider the Resolution?

Mr. Belshe: Is there a date certain that the public hearing has to occur before?

Mr. Flint: It must happen before September 30th. If you were doing assessments, the public hearing must occur in August, but since you are not issuing assessments, you can schedule the public hearing all the way up to September 30th, which is the end of the Fiscal Year.

Mr. Belshe: Can we choose that date later or does it need to be done today?

Mr. Flint: It should be set by Resolution, because we need to advertise it.

Mr. Belshe: I would like to go out as far as we can.

Due to a technical issue with the audio recording, the remainder of the meeting was summarized.

On MOTION by Mr. Belshe, seconded by Mr. Smith, with all in favor, amending the adoption of Resolution 2018-02 Approving the Proposed Fiscal Year 2019 Budget, to reschedule the Public Hearing for September 18, 2018 at 9:30 a.m. at the City Centré at Palm Coast Town Center, 145 City Place, Suite 300, Palm Coast, Florida, was approved.

TENTH ORDER OF BUSINESS

Adjournment

On MOTION by Mr	Smith,	, seconded	by Mr.	Livingston,	with a	all
in favor, the meeting	was ad	liourned.				

Secretary / Assistant Secretary	Chairman / Vice Chairman	_

SECTION V

SECTION A

RESOLUTION 2018-04

THE ANNUAL APPROPRIATION RESOLUTION OF THE GARDENS AT HAMMOCK BEACH COMMUNITY DEVELOPMENT DISTRICT (THE "DISTRICT") RELATING TO THE ANNUAL APPROPRIATIONS AND ADOPTING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2018, AND ENDING SEPTEMBER 30, 2019.

WHEREAS, the District Manager has, prior to the fifteenth (15th) day in June, 2018 submitted to the Board of Supervisors (the "Board") a proposed budget for the next ensuing budget year along with an explanatory and complete financial plan for each fund of the Gardens at Hammock Beach Community Development 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 annual budget (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 September 24, 2018, 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 1, of each year, the District 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 GARDENS AT HAMMOCK BEACH COMMUNITY DEVELOPMENT DISTRICT;

Section 1. Budget

a. That the Board of Supervisors has reviewed the District Manager's Proposed Budget, a copy of which is on file with the office of the District Manager and

at the District's Records Office, and hereby approves certain amendments thereto, as shown in Section 2 below.

- b. That the District Manager's Proposed Budget, as amended by the Board, is hereby adopted in accordance with the provisions of Section 190.008(2)(a), Florida Statutes, 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 for Fiscal Year 2018 and/or revised projections for Fiscal Year 2019.
- c. That the adopted budget, as amended, shall be maintained in the office of the District Manager and at the District's Records Office and identified as "The Budget for Gardens at Hammock Beach Community Development District for the Fiscal Year Ending September 30, 2019", as adopted by the Board of Supervisors on September 24, 2018.
- d. The final adopted budget shall be posted by the District Manager on the District's official website within thirty (30) days after adoption.

Section 2. Appropriations

There is hereby appropriated out of	f the revenues of the Gardens at Hammo	ck
Beach Community Development District, for	or the fiscal year beginning October 1, 20	18.
and ending September 30, 2019, the sum of S	\$ to be rais	sed
by the levy of assessments and otherwise	e, which sum is deemed by the Board	of
Supervisors to be necessary to defray all ex	penditures of the District during said budg	get
year, to be divided and appropriated in the fo	ollowing fashion:	
TOTAL GENERAL FUND	S	

Section 3. Budget Amendments

TOTAL ALL FUNDS

Pursuant to Section 189.016, Florida Statutes, the District at any time within the fiscal year or within 60 days following the end of the fiscal year may amend its 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.

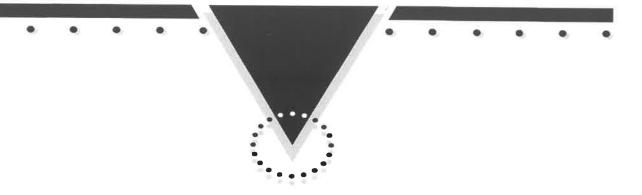
- c. By resolution, the Board may increase any appropriation item and/or fund to reflect receipt of any additional unbudgeted monies and make the corresponding change to appropriations or the unappropriated balance.
- d. Any other budget amendments shall be adopted by resolution and consistent with Florida 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 of the Florida Statutes, among other applicable laws. Among other procedures, the District Manager or Treasurer must ensure that any amendments to budget(s) under subparagraphs c. and d. above are posted on the District's website within 5 days after adoption.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS 24TH DAY OF SEPTEMBER, 2018.

ATTEST:		JPERVISORS OF THE HAMMOCK BEACH DEVELOPMENT
Secretary	By:	
~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~ ~	Its:	



Gardens at Hammock Beach Community Development District

Proposed Budget FY 2019



Gardens at Hammock Beach

Community Development District

Description	Adopted Budget FY2018	Proposed Budget FY2019
Revenues		
Developer Contributions	\$16,975	\$16,975
Total Revenues	\$16,975	\$16,975
Expenditures		
Administrative		
Annual Audit	\$2,500	\$2,500
Engineering	\$5,000	\$5,000
Attorney	\$5,000	\$5,000
Management Fees	\$2,000	\$2,000
Information Technology	\$100	\$100
Telephone	\$100	\$100
Postage	\$250	\$250
Insurance	\$0	\$0
Printing & Binding	\$250	\$250
Legal Advertising	\$500	\$500
Other Current Charges	\$1,000	\$1,000
Office Supplies	\$100	\$100
Dues, Licenses & Subscriptions	\$175	\$175
Total Expenditures	\$16,975	\$16,975
Excess Revenues/(Expenditures)	\$0	\$0

SECTION VI

Gardens at Hammock Beach Community Development District Fiscal Year 2019 Funding Agreement

This Agreement is made and entered into this 24th day of September, 2018, by and between:

Gardens at Hammock Beach Community Development District, a local unit of special-purpose government established pursuant to Chapter 190, Florida Statutes, and located in Flagler County, Florida (hereinafter "District"), and

Palm Coast Intracoastal, LLC, the primary landowner and developer in the District (hereinafter "Developer").

Recitals

WHEREAS, the District was established by Ordinance No. 2006-21 of the Flagler County Florida Board of County Commissioners, for the purpose of planning, financing, constructing, operating and/or maintaining certain infrastructure, including roads, surface water management systems, water and waste water systems, offsite improvements, landscaping, irrigation and other infrastructure; and

WHEREAS, the District, pursuant to Chapter 190, Florida Statutes, is authorized to levy such taxes, special assessments, fees and other charges as may be necessary in furtherance of the District's activities and services; and

WHEREAS, Developer presently owns real property within the District, which property will benefit from the timely construction and acquisition of the District's facilities, activities and services and from the continued operations of the District; and

WHEREAS, the District is adopting its general fund budget for the Fiscal Year 2019, which year commences on October 1, 2018, and concludes on September 30, 2019; and

WHEREAS, the budget, which both parties recognize may be amended from time to time in the sole discretion of the District, is attached hereto and incorporated herein by reference as Exhibit A; and

WHEREAS, the District will need a funding mechanism to enable it to proceed with its operations and services during the Fiscal Year 2019 as described in Exhibit A; and

WHEREAS, the Developer desires to provide such funds as are necessary to allow the District to proceed with its operations for Fiscal Year 2019 as described in Exhibit A, and as may be amended from time to time by the District.

NOW, therefore, based upon good and valuable consideration and the mutual covenants of the parties, the receipt of which and sufficiency of which is hereby acknowledged, the parties agree as follows:

- 1. The Developer agrees to make available to the District the monies necessary for the operation of the District as called for in the budget attached hereto as **Exhibit A** (as finalized and amended from time to time), within thirty (30) days of written request by the District. The funds shall be placed in the District's general checking account. These payments are made by the Developer in lieu of taxes, fees, or assessments which might otherwise be levied or imposed by the District.
- 2. This instrument shall constitute the final and complete expression of the agreement between the parties relating to the subject matter of this Agreement. Amendments to and waivers of the provisions contained in this Agreement may be made only by an instrument in writing which is executed by both of the parties hereto.
- 3. The execution of this Agreement has been duly authorized by the appropriate body or official of all parties hereto, each party has complied with all the requirements of law, and each party has full power and authority to comply with the terms and provisions of this instrument.
- 4. This Agreement may be assigned, in whole or in part, by either party only upon the written consent of the other, which consent shall not be unreasonably withheld.
- 5. A default by either party under this Agreement shall entitle the other to all remedies available at law or in equity, which shall include, but not be limited to, the right of damages, injunctive relief and specific performance and specifically including the ability of the District to enforce any and all payment obligations under this Agreement through the imposition and enforcement of a contractual or other lien on property owned by the Developer.
- 6. In the event that either party is required to enforce this Agreement by court proceedings or otherwise, then the parties agree that the prevailing party shall be entitled to recover from the other all costs incurred, including reasonable attorneys' fees and costs for trial, alternative dispute resolution, or appellate proceedings.
- 7. This Agreement is solely for the benefit of the formal parties herein and no right or cause of action shall accrue upon or by reason hereof, to or for the benefit of any third party not a formal party hereto. Nothing in this Agreement expressed or implied is intended or shall be construed to confer upon any person or corporation other than the parties hereto any right, remedy or claim under or by reason of this Agreement or any provisions or conditions hereof; and all of the provisions, representations, covenants and conditions herein contained shall inure to the sole benefit of and shall be binding upon the parties hereto and their respective representatives, successors and assigns.

- 8. This Agreement and the provisions contained herein shall be construed, interpreted and controlled according to the laws of the State of Florida.
- 9. This Agreement has been negotiated fully between the parties as an arm's length transaction. The parties participated fully in the preparation of this Agreement with the assistance of their respective counsel. In the case of a dispute concerning the interpretation of any provision of this Agreement, the parties are each deemed to have drafted, chosen and selected the language, and the doubtful language will not be interpreted or construed against any party.
 - 10. The Agreement shall take effect as of October 1, 2018.

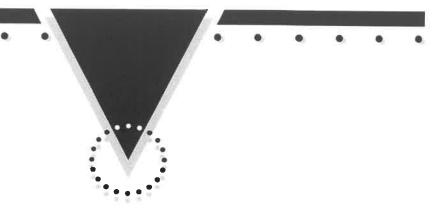
In witness whereof, the parties execute this agreement the day and year first written above.

Attest:	Gardens at Hammock Beach Community Development District
Secretary / Assistant Secretary	Chairman/Vice Chairman
Witnesses:	Palm Coast Intacoastal, LLC
	Ву:
[Print Name]	By:
[Duint Name of	
[Print Name] Exhibit A: Fiscal Year 2019 Budget	

SECTION VII

SECTION A

SECTION 1



Gardens at Hammock Beach Community Development District

Unaudited Financial Reporting

August 31, 2018



Table of Contents

1	Balance Sheet
2	General Fund Income Statement
3	Month to Month
4	Developer Contributions Schedule

Gardens at Hammock Beach

COMMUNITY DEVELOPMENT DISTRICT BALANCE SHEET August 31, 2018

	General
ASSETS:	
CASH	\$1,070
TOTAL ASSETS	\$1,070
LIABILITIES:	
ACCOUNTS PAYABLE	\$0
FUND EQUITY:	
FUND BALANCES:	
UNRESTRICTED	\$1,070
TOTAL LIABILITIES & FUND EQUITY	\$1,070

Gardens at Hammock Beach

Community Development District

GENERAL FUND

Statement of Revenues & Expenditures

For The Period Ending August 31, 2018

PENERAL	BUDGET	PRORATED BUDGET THRU 8/31/18	ACTUAL THRU8/31/18	VARIANCE
REVENUES:				
DEVELOPER CONTRIBUTIONS	\$16,975	\$15,560	\$2,009	(\$13,551)
TOTAL REVENUES	\$16,975	\$15,560	\$2,009	(\$13,551)
EXPENDITURES:				
ADMINISTRATIVE:				
ANNUAL AUDIT	\$2,500	\$2,500	\$0	\$2,500
ENGINEERING	\$5,000	\$4,583	\$0	\$4,583
ATTORNEY	\$5,000	\$4,583	\$0	\$4,583
MANAGEMENT FEES	\$2,000	\$1,000	\$1,000	\$0
INFORMATION TECHNOLOGY	\$100	\$92	\$50	\$42
TELEPHONE	\$100	\$92	\$0	\$92
POSTAGE PRINTING & BINDING	\$250	\$229	\$67	\$162
LEGAL ADVERTISING	\$250	\$229	\$18	\$211
OTHER CURRENT CHARGES	\$500	\$458	\$226	\$232
OFFICE SUPPLIES	\$1,000	\$917	\$130	\$787
DUES, LICENSE, & SUBSCRIPTIONS	\$100	\$92	\$15	\$77
DUES, LICENSE, & SUBSCRIP HUNS	\$175	\$175	\$0	\$175
TOTAL EXPENDITURES	\$16,975	\$14,950	\$1,506	\$13,444
EXCESS REVENUES (EXPENDITURES)	\$0		\$503	
FUND BALANCE - Beginning	\$0		\$566	
FUND BALANCE - Ending	\$0		\$1,070	

Gardens at Hammock Beach Community Development District

	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Total
REVENUES													
DEVELOPER CONTRIBUTIONS	\$700	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$1,309	\$0	\$0	\$0	\$2,009
TOTAL REVENUES	\$700	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$1,309	\$0	\$0	\$0	\$2,009
EXPENDITURES													
AUDIT ENGINEERING	\$0 \$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
ATTORNEY	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0	\$0
MANAGEMENT FEE	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$1,000	\$0	\$0	\$0 \$0	\$0 \$1,000
COMPUTER TIME TELEPHONE	\$0 \$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$50	\$0	\$0	\$0	\$50
POSTAGE	\$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$67	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0 \$0	\$0	\$0
PRINTING & BINDING	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$18	\$0	\$0 \$0	\$0 \$0	\$67 \$18
LEGAL ADVERTISING	\$0	\$0	\$0	\$0	\$0	\$226	\$0	\$0	\$0	\$0	\$0	\$0	\$226
OTHER CURRENT CHARGES	\$40	\$15	\$15	\$1 5	\$15	\$0	\$0	\$0	\$15	\$15	\$0	\$0	\$130
OFFICE SUPPLIES	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$15	\$0	\$0	\$0	\$15
DUES, LICENSE, & SUBSCRIPTIONS	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
TOTAL EXPENDITURES	\$40	\$15	\$15	\$15	\$15	\$293	\$0	\$0	\$1,098	\$15	\$0	\$0	\$1,506
EXCESS REVENUES (EXPENDITURES)	\$660	(\$15)	(\$15)	(\$15)	(\$15)	(\$293)	\$0	\$0	\$211	(\$15)	\$0	\$0	\$503

Gardens at Hammock Beach Community Development District Developer Contributions/Due from Developer

Funding Request #	Date Prepared	Date Payment Received	Check Amount	Total Funding		General Fund	D	General Fund	(:	ver and short)
		Received		 Request	PO	rtion (17)	PC	ortion (18)	Bala	ance Due
5	10/18/17	2/12/18	\$ 1,110.99	\$ 1,110.99	\$	410.99	\$	700.00	\$	_
1	6/25/18	7/9/18	\$ 1,309.32	\$ 1,309.32	\$	-	\$	1,309.32	\$	-
Due from Dev	eloper		\$ 2,420.31	\$ 2,420.31	\$	410.99	\$	2,009.32	\$	-

Total Developer Contributions FY18

\$ 2,009.32

^{*}FY17 column total does not reflect all FY17 funding requests.

SECTION 2

Gardens At Hammock Beach

Community Development District

Funding Request FY18 - #2 September 11, 2018

	Payee	Ger	neral Fund
1	Daytona News-Journal Inv#I02300897-08242018 - Notice of FY19 Budget/BOS Meeting - September 2018	\$	617. <i>7</i> 3
2	Fedex Inv# 6-203-91855 - Delivery - May 2018	\$	66.71
3	GMS-Central Florida, LLC Inv#61 - Management Fees - September 2018	\$	1,014.70

Total: \$ 1,699.14

Please make check payable to:

Gardens at Hammock Beach CDD New Address: 1412 South Narcoossee Rd Saint Cloud FL. 34771 Wire Funds To:

Gardens At Hammock Beach CDD SunTrust Bank, NA ABA#061000104 Acct# 1000049279945 Contact: Kelly Lawler (407) 237-1072

Daytona Beach News-Journal The Sunday News-Journal The Sunday News-Journal Southeast Volusia Edition West Volusia Edition News-Journal Feaus Flagler/Palm Coast News-Tribune Volusia Review Advertising Invoice

Invoice Number : 10230089	7-08942018	
Legal	Upon Receipt	1
Customer Type	Terrors of Payment	Реду
1008098	\$617.73	
Customer Account #	Total Arroyal Ose	
GARDENS AT HAMMOCK BEACH	9/2/2018	
Advertises / Chent Henns	Solding Curie	

GARDENS AT HAMMOCK BEACH GARDENS AT HAMMOCK BEACH CDD ATTN ACCTS PAYABLE 135 W CENTRAL BLVD - STE 320 ORLANDO, FL 32801 Daytona News-Journal

P O Box 919423 Orlando, FL 32891-9423 Phone (866)470-7133

Amount	Paid: \$		• Check # 5		Amo	ount to Pay: \$617.	73
			PLEASE DETACH AND RETURN UPPER PORTIO	N WITH YOUR REMITTANCE			
Start Date	Ad# - Trans#	Pub	Description	P. O. Number	Times	Size/Charge	Amount
8/24/2018	0002300897	NJ	PUBLIC HEARING ON BUDGET AND REGULAR BD MTG	LAUREN VANDERVEER	2	1.00 x 68Lines	\$617.73
						Amount to Pay:	\$617.73



P O Box 919423 Orlando, FL 32891-9423 Phone (866)470-7133

Legal	Upon Receipt	1
Chipmand 1975	Torros of Payment	Page
100B098 Custamer Type	\$617.73	
Customer Account #	Total Amount Due	
GARDENS AT HAMMOCK BEACH	9/2/2018	
Advertiser / Cleant Name	Affing Date	

THANK YOU FOR YOUR BUSINESS TERMS: NET DUE UPON RECEIPT

THE NEWS-JOURNAL

Published Daily and Sunday Daytona Beach, Volusia County, Florida

State of Florida, County of Volusia

Before the undersigned authority personally appeared

Mary Files

who, on oath says that she is

LEGAL COORDINATOR

of The News-Journal, a daily and Sunday newspaper, published at Daytona Beach in Volusia County, Florida; the attached copy of advertisement, being a

PUBLIC NOTICE

L 2300897

in the Court, was published in said newspaper in the issues....

AUGUST 24, 31, 2018

Affiant further says that The News-Journal is a newspaper published at Daytona Beach, in said Volusia County, Florida, and that the said newspaper has heretofore been continuously published in said Volusia County, Florida, each day and Sunday and has been entered as second-class mail matter at the post office in Daytona Beach, in said Volusia County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said pewspaper

Sworn to and subscribed before me

This 31st of AUGUST

GAMUILA (INBULADO)





Invoice Number 6-203-91855

Invoice Date Jun 05, 2018

Account Number 3595-2420-0

Paga 1 of 3



Billing Address:

GARDENS HAMMOCK BEACH CDD 135 W CENTRAL BLVD STE 320 ORLANDO FL 32801-2435

Shipping Address:

GARDENS HAMMOCK BEACH 13574 VILLAGE PARK DR STE 265 ORLANDO FL 32837-7696

internet:

invoice Questions? Contact FedEx Revenue Services Phone: (800) 622-1147

M-F7 AM to 8 PM CST Sa 7 AM to 8 PM CST

Fax: (800) 548-3020

www.fedex.com

Deliney May 29

1-31-513-42

Invoice Summary Jun 05, 2018

FedEx Express Services **Transportation Charges** 59.22 Special Handling Charges 7.49 **Total Charges** USD \$66,71 **TOTAL THIS INVOICE** USD \$66,71

Other discounts may apply.

D F 2018

BY:____

Detailed descriptions of surcharges can be located at fedex.com

Invoice Number	Invoice Date	Account Number	Page
6-203-91855	Jun 05, 2018	3595-2420-0	2 of 3

Adjustment Request Fax to (800) 548-3020

Use this form to fax requests for adjustments due to the reasons indicated below. Requests for adjustments due to other reasons, including service failures, should be submitted by going to www.fedex.com or calling 800.622.1147. Please use multiple forms for additional requests.

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Automation

Invoice Number 6-203-91855

Invoice Date Jun 05, 2018

Account Namber 3595-2420-0

Page 3 of 3

29.61

2.50

2.70

\$35.01

29.61

2.29

FedEx Express Shipment Detail By Payor Type (Original)

White Wester May 20, 2018 Perport Third Party

Cast. Rel.: Serdons of Hemmock Beech Med49:

Rotan:

Recipient

Daniel Baker

Hammock Beach Resort

PALM COAST FL 32137 US

USD

200 Ocean Crest Drive

Fuel Surcharge - Fed Ex has applied a fuel surcharge of 7.75% to this shipment.

Distance Based Pricing, Zone 2

FadEx has audited this shipment for borract packages, weight, and sarvice. Any changes made are reflected in the invoice amount.
 The package weight exceeds the maximum for the packaging type, therefore, FadEx Pak was rated as Customer Packaging.

Sander

George Flint

GMS - CF, LLC

Tracking ID 772345575791 Service Type FedEx Standard Overnight Package Type **Customer Packaging** 02 Zone Packages

INET

Rated Weight 3.0 ibs, 1.4 kgs Delivered May 30, 2018 14:04 Svc Area AS

Signed by D.WHITTERS FedEx Use 0000000000/1283/ Skip Dute: Hey 26, 2016

Transportation Charge Fuel Surcharge

135 W. Central Blvd.

ORLANDO FL 32801 US

DAS Comm Total Charge

RotLife:

Cost, Mal: Serdens at Hammook Begon

Relatic

Fuel Surcharge - FedEx has applied a fuel surcharge of 7.76% to this shipment.

Distance Based Pricing, Zone 2

Payer, Tierd Perty

Automation

FedEx has audited this shipment for correct packages, weight, and service. Any changes made are raffected in the invoice amount.

. The package weight axpeads the meximum for the packaging type, therefore, FedEx Pak was rated as Customer Packaging.

Tracking ID 772345605776 Service Type FedEx Standard Overnight Package Type Customer Packaging Zone Packages

3.0 lbs, 1,4 kgs

Rated Weight Delivered May 30, 2018 10:43 Svc Area A2

Signed by **J.FLORES** 000000000/1283/ FedEx Use

Sender George Flint GMS-CF, LLC 135 W. Central Blvd. ORLANDO FL 32801 US

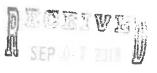
Transportation Charge

Fuel Surcharge

Total Chargo

Becipient Carlton Greet Reunion Resort 7593 Gathering Drive KISSIMMEE FL 34747 US

USD \$31,90 Third Party Subtotal USD \$66.71 Total FedEx Express USD \$65.71



GMS-Central Florida, LLC 1001 Bradford Way Kingston, TN 37763

DW		
DI:	*********	

Invoice

Bill To:

Gardens at Hammock Beach CDD 135 West Central Blvd. Suite 320 Orlando, FL 32801 Invoice #: 61 Invoice Date: 9/4/18 Due Date: 9/4/18 Case:

P.O. Number:

Description	Hours/Qty	Rate	Amount
flanagement Fees - September 2018 copies		1,000.00 14.70	1,000.00 14.70
	Total		\$1,014.70
	Payments/	Credits	\$0.00
	Balance Di	1e	\$1,014.70

SECTION 3

NOTICE OF MEETINGS GARDENS AT HAMMOCK BEACH COMMUNITY DEVELOPMENT DISTRICT Fiscal Year 2019

As required by Chapter 190 Florida Statutes, notice is being given that the Board of Supervisors of the **Gardens at Hammock Beach Community Development**District does not meet on a regular basis but will separately publish notice of meetings at least seven days prior to each Board meeting to include the date, time and location of said meetings. Meetings may be continued to a date, time, and place to be specified on the record at the meeting.

There may be occasions when one or more Supervisors will participate by telephone.

Any person requiring special accommodations at a meeting because of a disability or physical impairment should contact the District Office at (407) 841-5524 at least forty-eight (48) hours prior to the meeting. If you are hearing or speech impaired, please contact the Florida Relay Service 1-800-955-8770, for aid in contacting the District Office.

Each person who decides to appeal any action taken at these meetings is advised that 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.

George S. Flint Governmental Management Services - Central Florida, LLC District Manager