

# BAL HARBOUR

- VILLAGE -

## CERTIFICATION AND DECLARATION OF RESULTS OF THE BAL HARBOUR VILLAGE SPECIAL MUNICIPAL ELECTION HELD ON JANUARY 26, 2021

STATE OF FLORIDA )  
MIAMI-DADE COUNTY )  
BAL HARBOUR VILLAGE )

I, Dwight S. Danie, Village Clerk of Bal Harbour Village, Florida, do hereby certify that all necessary legal steps were taken in connection with the conduct of the Bal Harbour Village Special Municipal Election held on January 26, 2021, including, though not limited to, the following.

- I. Pursuant to Bal Harbour Village Resolution 2020-1326, a Special Municipal Referendum Election was scheduled for January 26, 2021 for the purpose submitting to the electorate a proposed amendment to the Bal Harbour Village Charter to read as follows.

### Sec. 80 Building Height

Building Height allowed on any property shall not exceed the permitted height for that property set forth in the Village's comprehensive plan or municipal code, in effect ~~the date this amendment is approved~~ on November 7, 2006 whichever provisions are most restrictive, except that the height of buildings or structures on property in the Special Business Improvement Area may exceed the permitted height set forth in the Village's comprehensive plan or municipal code subject to the Village Council approval at public hearings. Unless otherwise specified in the comprehensive plan or municipal code in effect ~~the date this amendment is approved~~ on November 7, 2006, each building "story" shall mean 11 feet in height.

- II. On Wednesday, January 20, 2021 commencing at approximately 10:00 a.m., the Miami-Dade Supervisor of Elections conducted a logic and accuracy test of the touch screen and optical scan voting systems to be used for vote-by-mail, and precinct ballots for the ballot question to be voted upon on January 26, 2021 Special Election. The Village Clerk, as a member of the Bal Harbour Village Canvassing Board, compared the test results with the predetermined totals, and pursuant to the requirements established in Section 101.5612, Florida Statutes, observed the performance and results of all required tests, and verified the correctness of the programs and equipment.
- III. On Monday, January 25, 2021, the Miami-Dade County Supervisor of Elections conducted the pre-count logic and accuracy test of the optical scan system used for vote-by-mail and provisional ballots. Additionally, the process of opening vote-by-

# BAL HARBOUR

- V I L L A G E -

mail ballots and the duplication of ballots (as needed) began at 10:00 a.m. These tasks were continued on an as needed basis until Tuesday, January 26, 2021.

- IV. On Tuesday, January 26, 2021 through Friday, January 29, 2021 the Bal Harbour Village Canvassing Board met to canvass presumed invalid vote-by-mail ballots. Per Section 101.048(1), Florida Statutes, persons casting provisional ballots have the right to present written evidence supporting their eligibility to vote to the Supervisor of Elections no later than 5:00 p.m. on the second day following the election. The deadline to provide said evidence was on Thursday, January 28, 2021. On Friday, January 29, 2021, provisional ballots were canvassed by the Bal Harbour Village Canvassing Board.
- V. On Friday, January 29, 2021, the Bal Harbour Village Canvassing Board met to canvass provisional ballots, as needed. After the completion of this task, the tabulation of election results was finalized and the Miami-Dade County Supervisor of Elections presented me with the CERTIFIED OFFICIAL Election Results for the January 26, 2021 Special Referendum Election.
- VI. I further certify and declare that the results of Bal Harbour Village Special Election held on January 26, 2021 are as follows:

	TOTAL VOTES	%	ELECTION DAY	VOTE BY MAIL	PROV
PRECINCTS COUNTED	1				
REGISTERED VOTERS	2,139				
TOTAL BALLOTS CAST	785	100.00	296	489	0
VOTER TURN OUT		36.70			
YES	82	10.45	21	61	0
NO	703	89.55	275	428	0
TOTAL	785		296	489	0
OVER VOTES	0		0	0	0
UNDER VOTES	0		0	0	0

Now therefore, be it hereby confirmed, that I, Dwight S. Danie, serving as the Village Supervisor of Elections, do hereby certify that the aforementioned Bal Harbour Village referendum question was rejected by the electors of the Bal Harbour Village.

WITNESS my hand and the official Seal of the Village of Bal Harbour on the 29th day of January 29, 2020.

Dwight S. Danie, Village Clerk  
Village Supervisor of Elections