

Meyers, Robert (COE)

JAN 10-06

From: Meyers, Robert (COE)
Sent: Monday, January 11, 2010 11:45 AM
To: 'Olin, Jean'
Subject: RE: Ad Hoc Committees and Financial Disclosure

Jean:

I got your message this morning and I understand. If your city has a stricter definition of board membership than the County, then I would not necessarily conclude that the county definition applies to your board. If your definition is essentially identical or if your code is silent on this subject, then I would conclude that members on your municipal ad hoc committees would not have to file financial disclosure forms. Finally, there are no partial exemptions from the ethics ordinance – if you are exempt from one provision, then the other provisions don't apply either.

Hope this helps.

Robert

From: Olin, Jean [mailto:JeanOlin@miamibeachfl.gov]
Sent: Monday, January 11, 2010 8:39 AM
To: Meyers, Robert (COE)
Subject: RE: Ad Hoc Committees and Financial Disclosure

robert-

--first, i left you a voice mail message this am, i'm so sorry but need to cancel lunch today--i'll call you next week to reschedule.

--second, per below, although this definition of board seems restricted to county boards, am i correct in understanding that the ethics commission applies this definition to municipal boards as well, which would result in conclusion that municipal ad hoc board members do not have to file financial disclosure? if this definition excludes such ad hoc boards, then is it your opinion that members of boards of less than one year are totally exempt from all provisions of county ethics code, not just requirement to file financial disclosure forms?
 thanks-

MIAMIBEACH

Jean Olin, *Special Counsel*
 OFFICE OF THE CITY ATTORNEY
 1700 Convention Center Drive – 4th floor, Miami Beach, FL 33139
 Tel: 305-673-7470 or 305-673-7000 x 6485 / Fax: 305-673-7002
 JeanOlin@miamibeachfl.gov

From: Meyers, Robert (COE) [mailto:RMEYERS@miamidade.gov]
Sent: Thursday, January 07, 2010 3:45 PM
To: Olin, Jean
Subject: FW: Ad Hoc Committees and Financial Disclosure

Hi Jean:

Listed below are our thoughts on Ad Hoc Committees and financial disclosure. Call me if you wish to discuss. See you on Monday.

Robert

1/11/2010

From: Frigo, Victoria (COE)
Sent: Thursday, January 07, 2010 3:39 PM
To: Meyers, Robert (COE)
Subject: Ad Hoc Committees and Financial Disclosure

Jean Olin asked if AD HOC COMMITTEE MEMBERS were required to file financial disclosure.

Because the County defines a board as a body that is in existence for more than a year, *see below*, members of committees and boards that are in existence less than a year do not need to file financial disclosure.

Sec. 2-11.36.1. Definition of board.

The term "board" is defined to include every agency, authority, advisory board, regulatory board, quasi judicial board, semiautonomous instrumentality, committee, task force or any other citizens' group created and funded in whole or in part by the Board of County Commissioners. The foregoing notwithstanding, this article shall not apply to citizen groups created for specific advisory purposes where such group's existence is limited to a period of less than one (1) year. Except as otherwise provided, "County boards" and "citizens' advisory groups" may only be created by action of the County Commission, and only the County Commission, as a body, may appoint the members of the such boards and groups.

Accordingly, you advised Willie Ferrer this summer that Miguel De Grandy did not have to file financial disclosure as a member of the Metro Miami Action Plan Trust Oversight Review Board because the board was in existence for less than a year.