

## Diaz-Greco, Gilma M. (COE)

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**From:** Diaz-Greco, Gilma M. (COE)  
**Sent:** Tuesday, December 10, 2013 2:38 PM  
**To:** 'Barbara Herrera (CC)'  
**Subject:** INQ 13-312 RE: Financial Disclosure Requirements - Charter Review Commission - City of Doral  
**Attachments:** CHART 2013 Financial Disclosure.docx

Dear Ms. Herrera:

You inquired whether members of the City of Doral's Charter Review Commission are required to file Financial Disclosure forms. You advise that the Charter Review Commission is appointed to serve from August 2013 until April 2014.

The Ethics Code applies to both the County and Municipalities. *See* 2-11.1(a). Further, Section (i) of the Ethics Code requires advisory board members to file financial disclosure forms. Section 2-11.36(a) of the County Code provides the definition for boards. This section specifically excludes from the definition of boards those advisory groups whose existence is limited to a period of less than one year.

This section reads as follows:

**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 boards and groups.**

Given that the Doral Charter Review Commission is appointed for less than one year, they do not all within the definition of a board, and will therefore not be required to file financial disclosure forms. For future reference, I have attached the Financial Disclosure Chart prepared by this office.

Please do not hesitate to contact me if I may be of further assistance.

Best regards,

Gilma (Mimi) Diaz-Greco  
Staff Attorney



Miami-Dade Commission on Ethics and Public Trust

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**From:** Barbara Herrera (CC) [<mailto:Barbara.Herrera@cityofdoral.com>]  
**Sent:** Monday, December 09, 2013 2:16 PM  
**To:** Diaz-Greco, Gilma M. (COE)  
**Cc:** Connie Diaz (CC); Karina La Rosa (CC); Jenny Laffita (CC); John Herin External  
**Subject:** Financial Disclosure Requirements - Charter Review Commission - City of Doral

Good Afternoon, Ms. Diaz Greco,

I am contacting you regarding the financial disclosure requirements for our newly-appointed Charter Review Commission. The City's Charter Review Commission was appointed in November and will serve through April 2014. The City's Charter (Section 6.02) determines the Commission's responsibilities as follows:

**Section 6.02. Charter revision.**

(a) *Charter Commission.* At its first regular meeting in November, 2008, and every fifth year thereafter, the Council shall appoint and fund a Charter revision commission (the "Charter Commission"). The Charter Commission shall commence its proceedings within 15 days after appointment by the Council. If the Charter Commission determines that a revision is needed, it shall draft such amendments to this Charter as it deems appropriate and submit the same to the Council not later than April 1st of the year following appointment. The Council shall, not less than 60 days or more than 120 days after submission of the proposed amendments to the Council, submit the proposed amendments to the electors of the City in accordance with the provisions of Section 6.01.

(b) *Composition.* The Charter Commission shall consist of five electors residing in the City, one of whom shall have served as a member of the previous Charter Commission. Each Member of the Council shall appoint one elector to the Charter Commission.

As such, are the Commission members required to submit a FORM 1 (or any other financial disclosure form)?

Thank you very much for your time.

Sincerely,

*Barbara Herrera, CMC*  
**City Clerk**

City of Doral

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*"For all the right reasons!"* <sup>SM</sup>

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\*\*\*Please note that the State of Florida's Public Records Laws provide that most written communications to or from the City of Doral regarding government business are public records available to the public upon request. This e-mail communication may therefore be subject to public disclosure.\*\*\*

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