

Diaz-Greco, Gilma M. (COE)

From: Diaz-Greco, Gilma M. (COE)
Sent: Friday, March 21, 2014 2:56 PM
To: Carolina Montealegre (cmontealegre@villageofelportal.org)
Subject: FW: Ethics Inquiry INQ 14-61

From: Diaz-Greco, Gilma M. (COE)
Sent: Tuesday, March 18, 2014 10:05 AM
To: Centorino, Joseph (COE)
Subject: RE: Ethics Inquiry INQ 14-61

The County Code reads less than one year. A review of our opinions with respect to this indicates that at 365 days it is no longer less than one year, therefore Financial Disclosure is required.

Mimi

From: Centorino, Joseph (COE)
Sent: Tuesday, March 18, 2014 9:24 AM
To: Diaz-Greco, Gilma M. (COE)
Subject: RE: Ethics Inquiry INQ 14-61

Do we agree that it applies if it is exactly a year it is not required, or is that not clear.

From: Diaz-Greco, Gilma M. (COE)
Sent: Friday, March 14, 2014 8:57 AM
To: 'Carolina Montealegre'
Cc: Centorino, Joseph (COE); Lopez, Carolina D. (Elections); Bofill, Carmen (Elections)
Subject: Ethics Inquiry INQ 14-61

Dear Ms. Montealegre:

You inquired whether members of the Village of El Portal's Charter Review Commission are required to file Financial Disclosure forms. The answer depends on the length of time that the Charter Review Commission is created for.

The Ethics Code applies to both the County and Municipalities. See 2-11.1(a). 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.

Consequently, under the County Code at Section 2-11.36(a), if the Village of El Portal's Charter Review Commission is created to serve for less than one (1) year, its members would not fall within the definition of a "board" and they would not be required to file Financial Disclosure forms. On the other hand, if the Charter Review Commission is created for a period of more than one (1) year, it would fall within the definition described in Section 2-11.36(a), and its members would be required to file Financial Disclosure forms.

For future reference, I have attached the current 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

From: Carolina Montealegre [<mailto:cmontealegre@villageofelportal.org>]
Sent: Wednesday, March 12, 2014 6:39 PM
To: Lopez, Carolina D. (Elections); Diaz-Greco, Gilma M. (COE)
Cc: Bofill, Carmen (Elections)
Subject: RE: Financial Disclosure and Outside Employment Filing Requirements to Municipal Clerks (2013 Tax Year)

Thank you for getting back to me Carolina. I understand it's an election year and the County's spread thin. I will ask Ms. Diaz-Greco to give me her opinion as well. Again, thank you for your time.

Regards,
Carolina Montealegre
Assistant to Village Manager | Interim Village Clerk

VILLAGE OF EL PORTAL
500 NE 87TH STREET
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www.ElPortalVillage.com

THINK GREEN: Please consider the environment before printing this e-mail

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From: Lopez, Carolina D. (Elections) [<mailto:LOPEZC@miamidade.gov>]
Sent: Wednesday, March 12, 2014 6:23 PM
To: Carolina Montealegre
Cc: Bofill, Carmen (Elections)
Subject: RE: Financial Disclosure and Outside Employment Filing Requirements to Municipal Clerks (2013 Tax Year)

I have to apologize for not responding earlier, it has been a hectic couple of weeks. If my memory serves me correct, I recall that the Miami-Dade Commission on Ethics and Public Trust opined that if a board was organized for a year or longer, then they would be subject to financial disclosure. To be on the safe side, I would recommend that you contact

Gilma (Mimi) Diaz-Greco, Staff Attorney with the Miami-Dade Commission on Ethics and Public Trust, to get an opinion. She may be reached by phone at (305) 579-2594 or via email at gdiazgr@miamidade.gov. Again, my apologies for the delayed response and please feel free to contact me or Carmen Bofill, Financial Disclosure Coordinator for Miami-Dade, who has been copied in this email. Thank you

Regards,
Carolina D. Lopez
Deputy Supervisor of Elections
Governmental Affairs Division
Miami-Dade County Elections Department
2700 NW 87th Avenue
Miami, Florida 33172
305-499-8409 Office
305-495-7557 Mobile
<http://www.miamidade.gov/elections>
"Delivering Excellence Every Day"

From: Carolina Montealegre [<mailto:cmontealegre@villageofelportal.org>]
Sent: Thursday, February 20, 2014 10:07 AM
To: Lopez, Carolina D. (Elections)
Subject: RE: Financial Disclosure and Outside Employment Filing Requirements to Municipal Clerks (2013 Tax Year)

Good morning Carolina:

I have a quick question. I went into the online system that asks for updated information on who is required to file and completed it, but I remembered afterwards that we have a Charter Review Committee that was formed last year and they were appointed and sworn in.

Do they also have to disclose?

Sorry to bother you, but I just wanted to make sure with you before I send that email request/reminder and I start editing the names in the State system.

Thank you,
Carolina Montealegre
Assistant to Village Manager | Interim Village Clerk

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From: Lopez, Carolina D. (Elections) [<mailto:LOPEZC@miamidade.gov>]
Sent: Friday, January 03, 2014 5:20 PM
To: Annery Gonzalez; Al Davis; Barbara Herrera; Carmen J. Garcia, CMC, Deputy City Clerk; Carolina Montealegre; Conchita H. Alvarez, CMC; Debra E. Eastman, MMC; Dwight S. Danie, MSL; Elizabeth Sewell, CMC; Ellisa L. Horvath, MMC; Guido H. Inguanzo, CMC; Herlina Taboada; Jacqie Vieira, CMC, CBTO; Jane A. Hines; Jennifer A. Evelyn; Joanna Flores, CMC; Lissette Perez; Magalí Valls, CMC; Marbelys Rubio; Maria C. Camara; Maria L. Joffee; Maria M. Menendez,

CMC, FCRM; Marie O. "Val" Schmidt, CMC; Marilane R. Lima; Maritza Fernandez; Marjorie Tejeda-Castillo, CMC; Marlene Marante; Meighan J. Alexander, CMC; Pamela L. Latimore, CMC; Rafael E. Granado; Ronetta Taylor, MMC; Sandra Novoa, CMC; Teresa M. Soroka, MMC; Todd B. Hannon; Todd Hannon; Walter J. Foeman; Yvonne P. Hamilton
Cc: Gimenez, Carlos A. (Office of the Mayor); Sosa, Rebeca (Office of the Chair); Board of County Commissioners (MetroNet); Hudak, Alina T. (Office of the Mayor); Centorino, Joseph (COE); Liu, Patra (OIG); Townsley, Penelope (Elections); White, Christina (Elections); Financial Disclosures (Elections); Crespi, Christina (Office of the Mayor)
Subject: Financial Disclosure and Outside Employment Filing Requirements to Municipal Clerks (2013 Tax Year)

Good afternoon Municipal Clerks,

Please find attached a memorandum from Miami-Dade Supervisor of Elections Penelope Townsley, along with a Financial Disclosure Chart prepared by the Miami-Dade County Commission on Ethics and Public Trust. We hope this information will assist your municipal personnel in fulfilling their state and/or county financial disclosure filing requirements for the 2013 Tax Year (filed in 2014).

If we may be of any further assistance, please feel free to contact our office at 305-499-8413 or via email at financial.disclosures@miamidade.gov. Thank you

Regards,

Carolina D. Lopez
Deputy Supervisor of Elections
Governmental Affairs Division
Miami-Dade County Elections Department
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Miami, Florida 33172
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