| 1                    | RESOLUTION NO. R2025-57   |
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| 2 3                  | A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL   |
| 4<br>5               | IMPLEMENTING THE PROVISIONS OF SECTION 106.07(2)(A)2, FLORIDA STATUTES, REQUIRING   |
| 6                    | 106.07(2)(A)2, FLORIDA STATUTES, REQUIRING<br>SUBMISSION OF CAMPAIGN FINANCE REPORTS  |
| 7<br>8               | THROUGH AN ELECTRONIC FILING SYSTEM; ESTABLISHING REQUIREMENTS FOR THE SYSTEM;  |
| 9                    | ESTABLISHING REQUIREMENTS FOR SYSTEM ACCESS   |
| 10<br>11             | AND USAGE; DESCRIBING APPLICABLE EXEMPTIONS FROM PUBLIC RECORDS LAW; AUTHORIZING THE  |
| 12<br>13             | WELLINGTON CLERK TO PROMULGATE RULES AND OTHER GUIDANCE RELATED TO THE SYSTEM; AND  |
| 14                   | PROVIDING AN EFFECTIVE DATE.  |
|                      |   |
| 15<br>16             | <b>WHEREAS</b> , Chapter 106, Florida Statutes governs campaign financing for election to public officers; and  |
| 17<br>18<br>19       | <b>WHEREAS,</b> section 106.07(2)(a)2, Florida Statutes, authorizes Wellington to impose electronic filing requirements upon candidates for its elected officials that are not in conflict with section 106.0705, Florida Statutes; and   |
| 20<br>21<br>22<br>23 | <b>WHEREAS</b> , section 106.07(3), Florida Statutes, requires that the campaigr finance reports of political committees registered with Wellington in accordance with section 106.03(3), Florida Statutes be subject to the same filing conditions as established for the campaign finance reports for candidates; and |
| 24<br>25<br>26       | <b>WHEREAS</b> , Wellington believes that electronic filing of campaign finance reports by candidates and political committees will promote accuracy, efficiency, and transparency.   |
| 27<br>28<br>29       | NOW, THEREFORE, BE IT RESOLVED BY WELLINGTON, FLORIDA'S COUNCIL that:   |
| 30<br>31<br>32       | <b>SECTION 1. Definitions:</b> The following definitions apply for purposes of this resolution:   |
| 33<br>34<br>35       | "Campaign" means the campaign of a person seeking elective office within Wellington who is required by law to file a Report.  |
| 36                   | "Committee" means a political committee that is required by law to file a Report.   |
| 37<br>38<br>39<br>40 | "Report" means a report of campaign finance activity that must be filed with Wellington pursuant to chapter 106, Florida Statutes.  |
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"System" means the Internet-based system established by Wellington for recording and reporting campaign finance activity in accordance with this Resolution.

<u>SECTION 2.</u> Requirement to File Electronically: Unless an alternative filing procedure has been authorized by the Wellington Clerk in accordance with section 7, each Report must be filed with the Wellington Clerk through the System before midnight at the end of the applicable due date.

**SECTION 3.** System Requirements: At all times, the System must comply with applicable provisions of federal, state, and local law, including section 106.0705(5), Florida Statutes and provisions of Florida law regarding public records.

<u>SECTION 4.</u> Access to System: The Wellington Clerk is responsible for administering the credentials through which each user securely accesses the System, which may consist of a username, password, PIN, digital certificate, or other industry-standard authentication factor (generally, "Credentials").

**SECTION 5.** Usage Requirements: Each person who uses the System is subject to the following requirements:

- (A) Credentials are approved on an individual basis and may not be shared—even with members of the same Campaign or Committee. Each user who is approved for Credentials is responsible for protecting those Credentials from disclosure or compromise. Once Credentials have been approved for a user, that user is deemed responsible for every Report filed using those Credentials until such time as the Wellington Clerk is notified of disclosure or compromise of those Credentials.
- (B) By filing a Report through the System, a person (i) is deemed to have electronically signed the Report under oath and to have certified the correctness of the Report in accordance with applicable law; (ii) is responsible for the accuracy and veracity of the Report; and (iii) is deemed to have committed a criminal act by certifying a Report that is known to be incorrect, false, or incomplete.

<u>SECTION 6.</u> Public Records: Information used to authenticate a user and Credentials approved for a user are confidential and exempt from disclosure. Information entered into the System for purposes filing a Report is exempt from disclosure until the Report has been filed, at which point the filed Report becomes a public record.

**SECTION 7. Implementation:** The Wellington Clerk is authorized to promulgate rules, forms, procedures, or other guidance needed to give full effect to this resolution. At a minimum, the Wellington Clerk shall provide alternate filing procedures to be used (i) in the event that the System is temporarily unavailable and (ii) to the extent required by the Americans with Disabilities Act of or other applicable law.

| PASSED AND ADOPTED this 12th day of August, 2025.  ATTEST:  By: Chevelle D. Hall, Village Clerk  APPROVED AS TO FORM AND LEGAL SUFFICIENCY  By: Laurie Cohen, Village Attorney  Laurie Cohen, Village Attorney | 1        | <b>SECTION 8.</b> This Resolution shall become effective immediately upon adoption |                                    |  |
|--|----------|--|------------------------------------|--|
| 5 ATTEST:  6 7 8 By:   | 2 3      | PASSED AND ADOPTED this 12th day of August, 2025.                                  |                                    |  |
| 8 By: By: By: By: Michael J. Napoleone, Mayor 10 11 APPROVED AS TO FORM AND LEGAL SUFFICIENCY 13 14 15 By: Laurie Cohen, Village Attorney  | 5        | ATTEST:  | WELLINGTON                         |  |
| 10 11 APPROVED AS TO FORM 12 AND LEGAL SUFFICIENCY 13 14 15 By:  | 6<br>7   |  |                                    |  |
| 10 11 APPROVED AS TO FORM 12 AND LEGAL SUFFICIENCY 13 14 15 By:  |          | By:<br>Chevelle D. Hall. Village Clerk   | By:<br>Michael J. Napoleone, Mayor |  |
| 12 AND LEGAL SUFFICIENCY 13 14 15 By: Laurie Cohen, Village Attorney   |          |  |                                    |  |
| 14 15 By: 16 Laurie Cohen, Village Attorney  | 12       |  |                                    |  |
| Laurie Cohen, Village Attorney   | 14       |  |                                    |  |
| 17<br>18   |          | By:<br>Laurie Cohen, Village Attorney  |                                    |  |
|  | 17<br>18 |  |                                    |  |