# PALM BEACH COUNTY BOARD of COUNTY COMMISSIONERS BOARD APPOINTMENT SUMMARY

Meeting Date:

October 19, 2021

Department:

Internal Auditor's Office

Advisory Board:

Internal Audit Committee

# I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to:

A. Appoint the following individuals to the Internal Audit Committee:

	9					
Seat	Nominee	Seat Requirement	Term	Nominated by:		
1	David Herst, PhD.	Not seat specific	Expires 9/30/2022	Commissioners McKinlay and Bernard		
4	John Gilbert	Not seat specific	Expires 9/30/2024	Commissioners McKinlay and Bernard		
Alternate	Donna Wisneski, CPA	Not seat specific	Expires 9/30/2023	Commissioners McKinlay and Bernard		

B. Reappoint the following individual to the Internal Audit Committee.

Seat	Nominee	Seat Requirement	Term	Nominated by:
3	Michael Kohner, CPA	Not seat specific	Expires 9/30/2024	Vice Mayor Weinroth

All members of the Internal Audit Committee are required to be citizens of the County, independent of County operations and officials, with experience in business or finance; government accounting, auditing, operations or financial management; or other relevant experience.

Summary: Seat 1 became vacant when in previous incumbent, Raquel Sjomeling, resigned in July 2021. Dr. Herst, if appointed, would serve the remaining balance of the current term for Seat 1. The alternate member seat on the Internal Audit Committee became vacant in October 2020 when the previous incumbent, Michael Kohner, was appointed to fill a vacancy in Seat 3. Ms. Wisneski, if appointed, would serve the remaining balance of the current term for the alternate member seat. The Internal Audit Committee at its June 2021 meeting voted unanimously to recommend Mr. Kohner for reappointment. The audit committee has five full member seats and one alternate member seat. Following these appointments and reappointment, the five full-member seats and the alternate member seat will be filled. Diversity count will be Caucasian: six (100%). The gender ratio (male: female) will be 5:1. Dr. Herst, Mr. Gilbert, and Mr. Kohner are Caucasian males. Ms. Wisneski is a Caucasian female. Countywide (DB)

Background and Justification, and Attachments are listed on page 2.

Recommended by:	Joseph + Beywon County Internal Auditor	24 September 202 Date
Legal Sufficiency:	5	
	Assistant County Attorney	Date

**Background and Justification:** The Board of County Commissioners established the Audit Committee in August 1987 by resolution R-87-1226. Ordinance 2010-006, adopted March 23, 2010 established a new five-member audit committee consisting of individuals who are independent of the County organization and have experience in business or finance; government accounting, auditing, operations or financial management; or other relevant experience. Ordinance 2013-030, adopted November 19, 2013, added an alternate member.

As set forth in Chapter 2, Article V, Division 9 of the Palm Beach County Code, the purpose of the Internal Audit Committee is to assist the Board in fulfilling its oversight and governance responsibilities of County operations and providing advice and recommendations to the County Internal Auditor.

#### **Attachments:**

- 1. Boards/Committees Applications with resumes of David Herst, John Gilbert, Donna Wisneski, and Michael Kohner
- 2. Audit committee background and current membership list
- 3. Memos to Commissioners regarding vacancies

The information provided on this form will be used in considering your nomination. Please COMPLETE SECTION II IN FULL. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.

Section I (Department): (Please Print)								
Board Name: Internal Au	dit Committee				Advisory [	X J No	t Advisory [ ]	
[X] At Large Appoi	intment	or	[	] District	Appointment	/District #	:	
Term of Appointment:	3 Years.	From:	10.1.201	9	To:	-30-	2022	
Seat Requirement: Citize	en of Palm Beach Cour	ity familiar wit				1_		
[ ]*Reappointment		or	New Ap	pointme	nt			
or [X] to complete the term of RAQUEL STOMELING Due to: [X] resignation [] other Completion of term to expire on: 9.30.2022								
*When a person is being con term shall be considered by				ıs disclos	ed voting con	flicts duri	ng the previous	
Section II (Applicant): (Plea APPLICANT, UNLESS EXE	ase Print)							
Name: Herst		David		E	van		<del></del>	
Last Occupation/Affiliation:	Senior Instructor, F	First Iorida Atlantic	: University		Middle			
	Owner [ ]		Employee [X]		Offic	cer [ ]		
Business Name:	Florida Atlantic Uni	versity	·					
Business Address:	777 Glades Road						**	
City & State	Boca Raton, Florida	a	2	Zip Code:	_334	31		
Residence Address:	953 Hansen Street							
City & State	West Pallm Beach,	FI.	2	Zip Code:	334	05		
Home Phone:	) N/A	Bus	iness Phone:	661)	297-3763	Ext.		
Cell Phone: (81:	3 767-2098	Fax	3	()				
Email Address: Da	vid.Herst@gmail.cor	n						
Mailing Address Preference: [ ] Business [X] Residence								
Have you ever been convicted of a felony: Yes No _X  If Yes, state the court, nature of offense, disposition of case and date:								
Minority Identification Cod			Female   Asian-America	an [].	African-Amer	ican [ X	Caucasian	

Page 1 of 2

#### Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

Contract/Transaction No.	Department/Division	<b>Description of Services</b>	<u>Term</u>
Example: (R#XX-XX/PO XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100
		-	
	(Attach Additiona	ol Sheet(s), if necessary) OR	<del></del>
NONE	X	NOT APPLICABLE/ (Governmental Entity)	
of Ethics, and read the State Gui	ide to the Sunshine Amendment countyethics.com/training.htr	and complete training on Article XII t. Article XIII, and the training rec n. Ethics training is on-going, and	quirement can be found on the
		nderstand, and agree to abide by ed Ethics training (in the manner cl	
X By wa	atching the training program on cending a live presentation given	the Web, DVD or VHS on <u>08/17</u> on, 20	20_21
	AND	•	
By signing below I ack Amendment & State of I		understand and agree to abide b	y the Guide to the Sunshine
*Applicant's Signature:	Jovid Hest Print	ed Name: David Herst	Date: 08/17/2021
		Beach County Code of Ethics, please il at ethics@palmbeachcountyethics.c	
	Joseph Bergeron,	this FORM to: County Internal Auditor West Palm Beach, Fl 33411	
Section III (Commissioner, if a Appointment to be mad Commissioner's Signature:	e at BCC Meeting on:	Date: 9/14/2	U21
Pursuant to Florida's Public Records Lav	w, this document may be reviewed and p	photocopied by members of the public.	Revised 01/14/2014

Page 2 of 2

# DAVID HERST, Ph.D.

Tel: (813) 767-2098 David.Herst@gmail.com

#### **EDUCATION**

Graduated 2003 UNIVERSITY OF SOUTH FLORIDA, Tampa, FL

Masters and Doctoral Degree, Industrial/Organizational Psychology

Graduated 1995

UNIVERSITY OF WYOMING, Laramie, Wyoming.

Bachelors of Science, Psychology

Magna Cum Laude

#### **CURRENT EMPLOYMENT**

Aug. 2004 – Present FORIDA ATLANTIC UNIVERSITY

Senior Instructor

Management Programs - College of Business

Instructor for undergraduate and graduate business classes, including:

> Organizational Behavior, Human Resource Management, Leadership, Cross-cultural Communication, and International Business Negotiations.

#### ADDITIONAL PROFESSIONAL EXPERIENCE

2010 to present SCITRAIN

Leadership Development Specialist

Leadership development for executives of Fortune 500 companies.

2011 to 2014 **PEOPLEWISI** 

Senior Consultant, Leadership Development and Training Specialist

Leadership development and training for executives of Fortune 500 companies.

May – June 2004 PERSONEL DECISIONS INTERNATIONAL

Manama, Bahrain Assessment Specialist

Assessment of Saudi Aramco executives for development and promotion.

Jan. 2001 – Jan. 2003 TMP WORLDWIDE, Inc. (now Monster, Inc.)

Tampa, Florida Research Associate

Aided in the design and implementation of three employee assessment tools: Personality, Organizational Culture, and Work Context. Worked with Monster.com to introduce the measures as a system for career development, dubbed the Monster

Career Fit Indicator (CFI).

#### **SKILLS**

- Published author in major academic journals, including Leadership Quarterly, Journal of Occupational Health Psychology, Public Management Review, Journal of Public Administration, Research, and Theory, and Asian Business Review.
- Executive Leadership development.
- Negotiation, dispute, and conflict resolution.
- Development of discrimination, equity, and inclusion (DEI) programs.
- Development and implementation of selection and performance assessment systems.

David Herst, 04/02/2021

The information provided on this form will be used in considering your nomination. Please COMPLETE SECTION II IN FULL. Answer "none" or "not applicable" where appropriate. Please attack a biography or résumé to this form.

Section I (Department): (Please Print)

Board Name: Internal Audit Committee		S. S. San Barras and Michigan Co., Sci. 1997, 10. 1986, 1	Advisory [X]	Not Advisory [ ]
X At Large Appointment	or	[ ] Distric	t Appointment /Distri	ct #:
Term of Appointment: 3 Years.	From:	10.19.2021	To: 9 · 30	.2024
Seat Requirement: Citizen of Palm Beach County	y familiar with	business or auditing	Seat #: 4	
[ ]*Reappointment or	r	New Appointme	nt	
or [ ] to complete the term of  Completion of term to expire on:		Due to: [ ]	resignation [	] other
*When a person is being considered for reappointmeterm shall be considered by the Board of County Co			ed voting conflicts d	uring the previous
Section II (Applicant): (Please Print)  APPLICANT, UNLESS EXEMPTED, MUST BE A C	OUNTY RESI	DENT		
Name: GILbest  Last  Occupation/Affiliation: Retice	John First		Thomas Middle	
Occupation/Affiliation: - Retice	3			
Owner [ ]		nployee [ ]	Officer [ ]	1
Business Name:				
Business Address:	men menga dan mengangganggan gapan dan pemenan yang pendibi Distribit dan dalah dan	:		
City & State		Zip Code		
Residence Address: C517 E25  City & State W57 P2 CM Be  Home Phone.  Cell Phone: 677-777-342  Email Address: J7h om \$260  Mailing Address Preference: [] Business MReside  Have you ever been convicted of a felony: Yes_  If Yes, state the court, nature of offense, disposition of	DE Fax.  MAIL • C  ence  No V	( )	ST :: 33418 Ext.	

Minority Identification Code: [/] Male [ ] Female [ ] Native-American [ ] Hispanic-American [ ] African-American [ ] Caucasian

#### Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII. Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

Contract/Transaction No.	Department/Division	<b>Description of Services</b>	<u>Term</u>
Example: (R#XX-XX/PO XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100
	(Attach Additiona	al Sheet(s), if necessary)	
NONE		NOT APPLICABLE/ (Governmental Entity)	
Ethics, and read the State Guide at: http://www.palmbeachcourequired before appointment,	to the Sunshine Amendment, Antyethics.com/training.htm. Eand upon reappointment.	and complete training on Article XIII rticle XIII, and the training require thics training is on-going, and proceedings and proceedings.	ement can be found on the web oursuant to PPM CW-P-80 is
By signing below I ack County Code of Ethics,	mowiedge that I have read, u and I have received the require	inderstand, and agree to abide by ed Ethics training (in the manner c	Article XIII, the Palm Beach hecked below):
By w By at	ratching the training program on ttending a live presentation giver	the Web, DVD or VHS on, 20	20
	AND		
Amendment & State of  *Applicant's Signature:  Any questions and/or concerns	Florida Code of Ethics:  Print regarding Article XIII, the Palm	understand and agree to abide it ded Name: Sold Gilla Beach County Code of Ethics, please it at ethics@palmbeachcountyethics.	er Date: 8/17 (202) visit the Commission on Ethics
	Joseph Bergeron,	this FORM to: County Internal Auditor . West Palm Beach, Fl 33411	
Section III (Commissioner, if:	applicable):		
Appointment to be made	le at BCC Meeting on:	AMERICAN CONTRACTOR OF THE CON	and the second s
Commissioner's Signature:	machens De	Date: 3/14/201	21
Pursuant to Florida's Public Records La	w, this document may be reviewed and p	photocopied by members of the public.	Revised 01/14/2014

Page 3 of 3

# John Gilbert

6517 Eastpointe Pines Street, West Palm Beach, Fl 33418

Resident of Eastpointe for 11 years Legal Counsel for the Golf and Racquet club for two years

# **EXPERIENCE**

Massachusetts Department of Revenue

Litigator, Deputy Chief Litigation Bureau, Chief of Litigation Bureau
Litigated tax cases, supervised a staff of 10-15 attorneys, established training programs and managed a caseload of over a thousand cases.

PriceWaterhouseCoopers Manager, Senior Manager, Director, Partner

Partner in charge of tax controversies for the northeast region, managed a staff of 8-10 attorneys, reviewed tax planning strategies and worked with several significant clients for the firm.

Zoning Board of Appeals for Town of Lexington Associate member for several years.

The information provided on this form will be used in considering your nomination. Please COMPLETE SECTION II IN FULL. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.

Section I (Department): (Please Print)							
Board Name: Internal Audit Committee	Advisory [X] Not Advisory [ ]						
[X] At Large Appointment or	[ ] District Appointment /District #:						
Term of Appointment: 3 Years. From: 10	-1-2020 To: 9-30 -2023						
Seat Requirement: Citizen of Palm Beach County familiar with bus	iness or auditing Seat #: Alternate						
[ ]*Reappointment or [	] New Appointment						
or $[X]$ to complete the term of YACANT  Completion of term to expire on: $9-30-2023$	_ Due to: [ ] resignation [X] other						
*When a person is being considered for reappointment, the number term shall be considered by the Board of County Commissioners:	of previous disclosed voting conflicts during the previous						
Section II (Applicant): (Please Print)  APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDE	ENT						
Name: Wisneski DONNA	M.						
Occupation/Affiliation: Ceptified Public Accury	text (CPA) Middle Practice						
Owner [ ] Emplo	yee 🔀 Officer [ ]						
Business Name: Wisneski, Spars, & Slee	per, D. A						
Business Address: 810 Saturn Street Su	ute 30						
City & State Jupiter, A.	Zip Code: <u>33477</u>						
Residence Address: 4163 Hugcirth Carle So	oth						
City & State Beach Gardens, F	7 Zip Code: 33410						
Home Phone: ( ) Business	Phone: 628 747-2772Ext.						
Cell Phone: 44 762-2042 Fax:	( )						
Email Address: dmwisneski @ aol. Essa							
Mailing Address Preference: [ ] Business   Residence							
Have you ever been convicted of a felony: Yes No	-						
Minority Identification Code: [ ] Male Fem. [ ] Native-American [ ] Hispanic-American [ ] Asia	ale n-American [] African-American X Caucasian						

Page 1 of 2

#### Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

Contract/Transaction No.	<b>Department/Division</b>	<b>Description of Services</b>	<u>Term</u>
Example: (R#XX-XX/PO XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100
NONE	(Attach Additiona	NOT APPLICABLE/ (Governmental Entity)	
	ide to the Sunshine Amendment	and complete training on Article XII t. Article XIII, and the training rec . Ethics training is on-going, and	uirement can be found on the
By signing below I acknowledge County Code of Ethics, a	nowledge that I have read, u and I have received the require	nderstand, and agree to abide by ed Ethics training (in the manner cl	Article XIII, the Palm Beach necked below):
By wa	atching the training program on ending a live presentation given	the Web, DVD or VHS on Argust	12021
5.7	AND		
*Applicant's Signature:	Clorida Gode of Ethics: A	understand and agree to abide by the same: White M. Wisnes please all at	Date: Hary 21
	Joseph Bergeron, C	this FORM to: County Internal Auditor West Palm Beach, Fl 33411	
Section III (Commissioner, if a Appointment to be made			
Commissioner's Signature:	machina be	Date: 9/14/202	1
Pursuant to Florida's Public Records Lav	w, this document may be reviewed and p	photocopied by members of the public.	Revised 01/14/2014

Page 2 of 2

#### Donna M. Wisneski, CPA

#### Palm Beach Gardens, Florida

#### **Summary**

A Certified Public Accountant with over 25 years of experience auditing and working within governmental entities, not for profit organizations and corporations

Core competencies include:

Strong knowledge of accounting practices and auditing procedures
Knowledge and application of Generally Accepted Government Auditing Standards
Knowledge and application of principles and practices of internal auditing
Accounting policies, procedures and internal controls, development and establishment
Financial Statement and Management Reporting

# **Professional Experience**

Inspector General – Auditor III Palm Beach County, Florida February 2013 to December 28, 2018

Auditor/supervisor for audits of local governmental units utilizing Governmental Auditing Standards

Performed performance audits of records, reports, operations

Supervised and trained audit staff

Developed a formal audit follow up system and managed the quarterly process

Provided valued research and knowledge for other Office audits, additionally developing procedures to identify risk factors and audit objectives

Lead representative on exit conferences and auditee meetings

Performed the division risk assessment and preparation of the Annual Audit Plan

Corporate Controller (Interim) Precision Contracting Services, Inc. Jupiter, Florida July 2011 to January 2012

Managed and performed the Company's accounting and finance functions Implement accounting and internal control procedures

# Donna M. Wisneski, CPA

Consultant Various Certified Public Accounting Firms May 2010 to June 2011

Performed audits, reviews and compilations
Performed the supervisory review function on engagements
Created audit programs for special project reports and internal control reports
Assist in each firms PEER review process

Chief Financial Officer Alzheimer's Community Care, Inc. West Palm Beach, Florida October 2009 to April 2010

Directed the Finance Department staff in providing guidelines for establishing and implementing procedures and systems to maintain proper records, adequate controls for efficiency and effectiveness

Created, developed, organized and evaluated the financial programs and supporting information systems as well as their performance to include budgeting, real estate and conservation of assets.

Analyzed budgets, financial reports and financial trends Reviewed contracts for fulfillment of compliance requirements and deliverables

Senior Audit Manager Caler, Donten, Levine, Cohen, Porter, & Veil, PA. West Palm Beach. Florida November 1993 to September 30, 2009

Managed multiple auditing and accounting projects and client engagements simultaneously and supervised staff and coordinated engagement workflow Skilled at preparing complex client correspondence including recommendations, improvements in internal controls and accounting procedures, and proposals Created audit programs with a risk based approach for compliance requirements with Federal, state and local contracts

Lead auditor on all Federal and State Single Audits for the firm Prepared management letters for inclusion in the audit and well as oral presentations Chair of the Managers and Supervisors Group, 14 members

#### Donna M. Wisneski, CPA

#### **Professional Credentials**

Certified Public Accountant – Licensed in the State of Florida Also licensed in the State of Mississippi Certified Government Financial Manager Certificate #8694

#### **Education**

Bachelor of Science in Accounting Belhaven College, Jackson, Mississippi Bachelor of Arts in the History and Criticism of Art Florida State University, Tallahassee, Florida

Continuing Professional Education – Includes courses in Forensic Accounting, GASB Updates, Reporting on Local Governments in Florida, Debt Management, Construction Accounting, Fraud Awareness Auditing and Internal Control in Government Engagements, and Environmental Disclosures.

#### **Professional and Civic Affiliations**

Member of the American Institute of Certified Public Accountants Member of the Florida Institute of Public Accountants Member of the Florida Government Finance Officers Association Member of the Forum Club of the Palm Beaches

Previous Trustee on the Palm Beach Gardens Fire Fighters Pension Board

The information provided on this form will be used in considering your nomination. Please COMPLETE SECTION II IN FULL. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.

Board Name:	Internal A	Audit Committee			, ]	Advisory [X]	Not Advisory
[X ] At	Large Appo	intment	or	[][	ristrict A	ppointment /Dis	strict #:
Term of Appoint	ment:	Years.	From:	10/19/2021		To: <u>9/30/24</u>	
Seat Requiremen	it: <u>Cit</u>	zen of Palm Beach C	County familiar wi	th business or aud	iting	Seat #: _ 3	
[ X ]*Rea	appointmen	t	or	[ ] New Appo	intment	t	
or [ ] to o		e term ofe		Due to:		resignation	[ ] other
	sidered by	nsidered for reappor the Board of Count case Print)			isclosed	l voting conflict	ts during the previ
		EMPTEĎ, MUST BI	E A COUNTY RE	SIDENT			
Name:	Kohner		Michael			L.	
O	Last	CPA	First			Middle	
Occupation/Affi	Hauon:	Owner [X]		Employee [ ]		Officer	[]
Business Name:	<b>:</b>	HBK CPAs and (	Consultants			_	
Business Addre	:ss:	360 S. Rosemary	Avenue, Suite 10	10			
City & State		West Palm Beach	ı, Fl.	Zi	p Code:	33401	
Residence Add	****	12530 Sunnydale	Drive				
City & State	1622.	Wellington, Fl.			p Code:	33414	
Home Phone:	(	561) 790-2308			_	469-5492	Ext. 3210
Cell Phone:		661 ) 762-0344				) 469-9494	
Email Address:	-	kohner@hbkcpa.con					
Mailing Address	Preference:	[X] Business [	Residence		_		
Have you ever be	en convicte	d of a felony: Yes_ of offense, disposition	No				
Minority Identif	ication Co		E 4	Female Asian-American	[ ] At	frican-American	[X ] Caucasian

Page 1 of 2

#### Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

Contract/Transaction No.	Department/Division	<u>Description of Services</u>	<u>Term</u>
Example: (R#XX-XX/PO XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100
	(Attach Addition	al Sheet(s), if necessary) OR	
NONE	X	NOT APPLICABLE/ (Governmental Entity)	
Ethics, and read the State Guide at: <a href="http://www.palmbeachcoungequired">http://www.palmbeachcoungequired</a> before appointment, a	to the Sunshine Amendment, Antyethics.com/training.htm. I and upon reappointment.	and complete training on Article XIII, the Article XIII, and the training requirem Ethics training is on-going, and purerstand, and agree to abide by Article	nent can be found on the web rsuant to PPM CW-P-80 is
Code of Ethics, and I have	ve received the required Ethio	cs training (in the manner checked bel	low);
By wa	atching the training program on ending a live presentation give	the Web, DVD or VHS on <u>17</u> n on, 20	2021
	AND		
By signing below I acknow & State of Florida Code		erstand and agree to abide by the Guide	e to the Sunshine Amendment
*Applicant's Signature: 11.1	12 Kohn Prin	tted Name: <u>Michael L. Kohner</u> Dat	e: 9/8/21
		Beach County Code of Ethics, please vi ail at ethics@palmbeachcountyethics.com	
	Joseph Bergeron,	this FORM to: County Internal Auditor , West Palm Beach, Fl 33411	
Section III (Commissioner, if a	pulioable):		
Appointment to be mad	e at south fering on:		
Commissioner's Signature:		Date	
Pursuant to Florida's Public Records Lav	y, this document may be reviewed and	photocopied by members of the public.	Revised 01/14/2014
Page 2 of 2		/	



# Professionals & Consultants



MICHAEL L. KOHNER, CPA, AEP®, CAP®

ADDRESS

525 Okeechobee Boulevard Suite 1140 West Palm Beach, FL 33401

CONTACT

(561) 469-5492 Fax: **(561)** 469-5494 mkohner@hbkcpa.com

Michael L. Kohner, CPA, AEP®, CAP®

PRINCIPAL-IN-CHARGE, WEST PALM BEACH | WEST PALM BEACH, FLORIDA

After 25 years of combined service at Arthur Andersen and Andersen Tax, Michael L. Kohner has retired from the firm to help launch the West Palm Beach office of HBK CPAs & Consultants. Michael has more than 30 years of experience servicing clients and was a founding member of Andersen Tax. As Office Managing Director of Andersen Tax's Florida practice, he coordinated the activities of tax, accounting, financial planning, and valuation professionals in serving public companies, closely held businesses, venture capital firms, high net wealth families, and corporate executives. Michael also served as the Head of the Andersen Tax firm's Corporate Team and was the firm's expert on the tax ramifications related to corporate aircraft and use of yachts. Michael has extensive experience servicing complex high net worth families and their companies in the real estate, technology, media and entertainment, distribution, and

venture capital industries. He consults with his clients with respect to issues such as federal and state income tax planning, income tax provisions, financial analysis, deal structuring, mergers and acquisitions, family wealth, and charitable gift planning. Before co-founding Andersen Tax, Michael was a Tax Partner at Arthur Andersen, where he was in charge of the West Palm Beach tax department and the real estate tax group for Florida. In addition, he served as a member of the firm-wide technical advisory groups for both corporations and pass-through entities. Michael has been a frequent speaker at the University of Florida, the Florida Institute of CPAs, Palm Beach County Estate Planning Council, and the Planned Giving Council. He is also an author of several articles on the tax ramifications of the personal use of corporate aircraft, tax issues associated with establishing residency, and several charitable giving strategies.

#### Education

- Masters degree in Accounting, University of Florida
- Bachelor of Science in Accounting, University of Florida

# Professional/Civic Associations

- Co-Founder and Past-President, Palm Beach Philanthropy Tank
- President, Advisors for Philanthropic Impact
- Advisory Board, University of Florida Fisher School of Accounting
- Leadership Gifts Council, University of Florida Foundation
- Treasurer, Palm Beach Economic Council
- Board of Trustees, Florida Tax Watch
- Investment Committee, School District of Palm Beach County
- Executive Board of Directors, Past Treasurer, Investment Committee, Jewish Federation of Palm Beach County
- Past Chair, Education Foundation of Palm Beach County
- American Institute of Certified Public Accountants Member
- Florida Institute of Certified Public Accountants Member

# PALM BEACH COUNTY INTERNAL AUDIT COMMITTEE

#### BOARD APPOINTMENT APPLICATION BACKGROUND INFORMATION

The Committee was established by Ordinance 2010-006 adopted March 23, 2010 and revised by Ordinance 2012-011 adopted June 19, 2012, Ordinance 2013-030 adopted November 19, 2013, Ordinance 2017-020 adopted June 20, 2017, and Ordinance 2018-008 adopted May 15, 2018.

<u>Section 4 – Composition</u> of the Ordinance establishes the membership requirements and composition of the Committee. The Section reads as follows:

- A. The Internal Audit Committee shall be composed of five members and one alternate member appointed by the BCC and shall not include any county commissioners as members. The alternate member may only participate and vote when another member is absent
- B. All members shall be citizens of Palm Beach County, independent of elected and appointed county officials and employees, and not employed in any capacity by the BCC or by an entity subject to audit by the County Internal Auditor.
- C. Membership of the Internal Audit Committee will be to the greatest extent possible representative of the community-at-large and reflect the racial, gender and ethnic make-up of the community.
- D. The members' terms shall be three years and staggered so that the Internal Audit Committee annually includes a new member and members with one and two years of service. Members terms will begin on October 1 and end on September 30.
- E. Each member shall serve no more than three consecutive full terms.
- F. Committee members shall have experience in business or finance; government accounting, auditing, operations or financial management; or other relevant experience.
- G. The chair of the Internal Audit Committee will be elected by the members of the Internal Audit Committee to serve a single two year term.
- H. The committee is subject to the uniform policies and procedures established by the BCC as set forth in Resolution R-2013-0193 and amendments thereto (if any).

Current composition of the Committee is:

Seat 1: Vacant, term expires 9/30/2022.

Seat 2: Mark Feldmesser, CPA, Caucasian, male, term expires 9/30/2022.

Seat 3: Michael Kohner, Caucasian, male, term expires 9/30/2021

Seat 4: Nam Nguyen, CPA, Vice-Chair, Asian-American, male, term expires

9/30/2021

Seat 5: Marc Cohn, Caucasian, male, term expires 9/30/2023.

Alternate: Vacant, term expires 9/30/2023

**Diversity Summary:** 

Caucasian: 3 (75%), Asian American: 1 (25%), African American: 0 (0%), Hispanic: 0 (0%). The gender ratio (male: female) is 4:0.

# Committee meeting schedule:

The Ordinance requires the Committee to meet at least quarterly.

The Committee currently meets on the third Wednesday of March, June, and September.

The December meeting is the second Wednesday of the month. Additional meetings are scheduled as necessary.

#### Conflict Memoranda:

None have been filed by any member since establishment of the Committee in August 2010.



#### **Internal Auditor's Office**

2300 North Jog Road

West Palm Beach, FL 33411

(561) 681-4480

FAX: (561) 681-4490

www.pbcgov.com/internalauditor

#### Palm Beach County Board of County Commissioners

Dave Kerner, Mayor

Robert S. Weinroth, Vice Mayor

Maria G. Marino

Gregg K. Weiss

Maria Sachs

Melissa McKinlay

Mack Bernard

#### **County Administrator**

Verdenia C. Baker

"An Equal Opportunity
Affirmative Action Employer"

Official Electronic Letterhead

#### **Interoffice Memo**

Date: September 8, 2021

To: Dave Kerner, Mayor and Members of the Board of

**County Commissioners** 

From: Joseph Bergeron

County Internal Auditor

Re: Request for Support for Reappointment to the

**Internal Audit Committee** 

The Internal Audit Committee consists of five regular members and one alternate member. All seats on the Committee are At-Large seats. The term for the incumbent, Michael L. Kohner, in Seat 3 expires September 30, 2021. Mr. Kohner is eligible for reappointment and is willing to continue to serve. The Internal Audit Committee unanimously recommended Mr. Kohner for reappointment to the committee at its June 16, 2021 meeting.

Background information on the Internal Audit Committee, including the Committee's enabling legislation, its current composition and diversity, and its meeting schedule, is attached to this memo.

The Boards/Committees Application form for Mr. Kohner is attached for your convenience. If you wish to support this candidate, please sign the candidate's attached application and return to me no later than September 24, 2021. An agenda item is being prepared for the October 19, 2021 BCC meeting.

Thank you.

# Attachments:

Prospective member information package Background information on the Internal Audit Committee



#### Internal Auditor's Office

2300 North Jog Road West Palm Beach, FL 33411 (561) 681-4480 FAX: (561) 681-4490 www.pbcgov.com/internalauditor

#### Palm Beach County Board of County Commissioners

Dave Kerner, Mayor

Robert S. Weinroth, Vice Mayor

Maria G. Marino

Gregg K. Weiss

Maria Sachs

Melissa McKinlav

Mack Bernard

#### **County Administrator**

Verdenia C. Baker

"An Equal Opportunity Affirmative Action Employer"

Official Electronic Letterhead

# Interoffice Memo

Date:

September 8, 2021

To:

Dave Kerner, Mayor and Members of the Board of

**County Commissioners** 

From:

Joseph Bergeron JJJ County Internal Auditor

Re:

Request for Support for Three Appointments to the

**Internal Audit Committee** 

The Internal Audit Committee consists of five regular members and one alternate member. All seats on the Committee are At-Large seats. Seat 1 became vacant when the incumbent, Raquel Sjomeling, resigned. Seat 4 will become vacant September 30, 2021 when the incumbent, Nam Nguyen, leaves the Seat due to term limits. The Alternate Member Seat has been vacant since Michael Kohner, the previous incumbent, was appointed to fill the remaining term in Seat 3 when the previous incumbent resigned.

Applications from the following three individuals have been received. David Herst, Caucasian male, for Seat 1;
John Gilbert, Caucasian male, for Seat 4;and
Donna Wisneski, Caucasian female, for the Alternate Seat.

Background information on the Internal Audit Committee, including the Committee's enabling legislation, its current composition and diversity, and its meeting schedule, is attached to this memo.

Boards/Committees Application forms for each candidate are attached for your convenience. If you wish to support these candidates, please sign the candidate's attached application and return to me no later than September 24, 2021. An agenda item is being prepared for the October 19, 2021 BCC meeting.

Thank you.

#### Attachments:

Prospective member information packages Background information on the Internal Audit Committee