

Sanchez, Rodzandra (COE)

From: Diaz-Greco, Gilma M. (COE)
Sent: Wednesday, December 21, 2016 2:56 PM
To: Sanchez, Rodzandra (COE)
Subject: Robert Meyers, Esq., Weiss Serota Helfman Cole Bierman P.L. (Voting Conflict) INQ 16-286

INQ 16-286 Meyers

From: Centorino, Joseph (COE)
Sent: Wednesday, December 21, 2016 1:09 PM
To: Turay, Radia (COE) <Radia.Turay@miamidade.gov>; Perez, Martha D. (COE) <perezmd@miamidade.gov>; Diaz-Greco, Gilma M. (COE) <Gilma.Diaz-Greco@miamidade.gov>
Subject: INQ 16-286 Robert Meyers, Esq., Weiss Serota Helfman Cole Bierman P.L. (Voting Conflict)

Robert Meyers, Esq., of Weiss Serota Helfman Cole Bierman, P.L., attorneys for various municipalities in Miami-Dade County, inquired concerning whether a City Commissioner, who had a voting conflict on one item out of ten items on the municipality's legislative program, could vote or would need to recuse himself under Section 2-11.1(d) of the County Ethics Code when the vote came up on the entire legislative package. Mr. Meyers did not disclose the nature of the conflict, but said it was not a contested point that there was a voting conflict. The only issue being inquired about was the need to recuse. The Commissioner in question did recuse himself from the discussion of the issue during a workshop session of the Commission. The items were expected to be included in a consent agenda item which, if not pulled off that agenda by a Commissioner, would be subject to one all-inclusive vote to approve the consent agenda.

I informed Mr. Meyers that, insofar as there was an uncontested voting conflict and the official in question had already recused himself from the workshop discussion on the item, then the official should also recuse himself from any vote that would include that item. Therefore, I recommended that the official pull the legislative program from the consent agenda and ask that separate votes be taken first on the item on which there was a conflict, and then on the other nine items together, in which case the official need only recuse himself or herself from the single item on which a conflict exists.

Joseph M. Centorino

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