

Meyers, Robert (COE)

INQ 06-175

From: Meyers, Robert (COE)
Sent: Friday, December 15, 2006 11:11 AM
To: 'jgarciacc5@bellsouth.net'
Subject: RE: Question

Mr. Garcia,

Serving on Community Council #5 and sitting on the board of directors of your homeowner's association would not necessarily create a conflict of interest. Please realize, however, that whenever the Association makes a presentation before the Community Council and a vote will be taken, you must leave the room and not participate in the discussion. Also, if the Association regularly appears, I would recommend that you resign from the Association's board. Under state law, a person with a frequently recurring conflict must take action to cure the conflict or can be forced from his/her public position.

If you wish to discuss the above, please do not hesitate to contact me at your convenience.

Sincerely,

Robert Meyers, Executive Director
 Miami-Dade Commission on Ethics and Public Trust
 (305) 350-0613

From: Juan A. Garcia [mailto:jgarciacc5@bellsouth.net]
Sent: Thursday, December 14, 2006 9:40 AM
To: Meyers, Robert (COE)
Subject: RE: Question

Mr. Meyers,

As follow up to the below email, the elections did not take place and have been postponed to the next board meeting on January 10th 2007. I still would like to know your opinion regarding this matter to ensure if in fact I am nominated I will know what to do.

Thanks again for your attention to this matter.

Juan Garcia
 Council Member CC5

From: Juan Garcia [mailto:juan_garcia@bellsouth.net]
Sent: Wednesday, December 13, 2006 5:27 PM
To: rmeyers@miamidade.gov
Cc: jgarciacc5@bellsouth.net
Subject: Question

Mr. Meyers,

I attended the orientation yesterday for the new and existing Community Council members. I have a question I need your direction or opinion on. My Home Owners Association is having the annual meeting this evening to elect or re-elect board members to serve for the coming year. I was just informed by one of the existing members, that one of the current members may be resigning and I may be nominated to serve on the board. It is my understanding it will not be an officer level position such president, treasurer, vp....etc. If I am in fact nominated

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and elected to the HOA board will that be in conflict with my current duties a Community Council Member?

Thanks for your time and I look forward to hearing from you soon.

Juan Garcia
jgariacc5@bellsouth.net