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MIAMI-DADE COUNTY, FLA.
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MIAMI-DADE
COMMISSION ON ETHICS & PUBLIC TRUST

In re:

Frank Guyamier

_____ /

C 18-01-01

C18-05-01

C18-07-01

PUBLIC REPORT AND FINAL ORDER

Three individuals filed separate complaints against Frank Guyamier, Deputy Director of the Miami-Dade County Department of Transportation and Public Works (DTPW). Complainants alleged that Guyamier was biased in his determination to recommend the construction of a bridge on SW 87th Avenue near 164th Street in Palmetto Bay because he resides in close proximity to the proposed construction.

The Ethics Commission concluded that Guyamier had no conflict of interest under the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance based on the fact that he resides near where the proposed bridge is possibly to be constructed.

Generally, the COE has utilized a standard similar to that applied by the Florida Commission on Ethics in analyzing whether an individual is uniquely or directly affected depending on the size of the affected class. The threshold of 1-2% of the size of the class, generally finding a conflict where the individual's interests exceed that amount is used as a guideline in analyzing conflict issues. *See* RQO10-20, RQO 15-04; *See also* Florida Ethics Commission Opinions 93-10, 04-10 and 92-37.

C18-01-01

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Final Order

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Additionally, on January 25, 2018, the Miami-Dade County's Transportation Planning Organization voted unanimously against the proposed bridge essentially rendering the matter moot.

On February 14, 2018 the Ethics Commission accepted the Advocate's recommendation of No Probable Cause and dismissed all three complaints.

Wherefore it is:

ORDERED AND ADJUDGED that complaints C18-01-01, C18-05-01 and C18-07-01 are hereby dismissed.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session on this 14th day of February, 2018.

MIAMI-DADE COUNTY COMMISSION ON ETHICS
& PUBLIC TRUST

By:



H. Jeffrey Cutler

Chairman

Signed on : 02/22/2018

Cc: Complainants
Respondent

C18-01-01
C18-05-01
C18-07-01

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