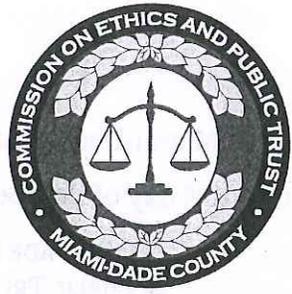


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**MIAMI-DADE
COMMISSION ON ETHICS & PUBLIC TRUST**

C 18-33-09

**In re:
Thomas Pepe**

_____ /

PUBLIC REPORT AND FINAL ORDER

Complainant, Lee Jacobs (Jacobs), filed this complaint against City of South Miami Attorney Thomas Pepe (Pepe).

The complaint failed to specifically allege any matter within the jurisdiction of the Miami-Dade County Commission on Ethics and Public Trust.

Jacobs stated that "a resident pointed out that we have an amendment to our comprehensive plan based on a stipulated settlement." The issue, according to the City of South Miami Planning Director, is that Jacobs misapprehends how the pertinent planning & zoning requirements have evolved over the past 20 years, and her conclusion that stipulated agreement as to affordable housing no longer applies. She said the City Attorney mistakenly told Jacobs the stipulated requirements still applied.

Jacobs complains that the Planning Board is not being given correct information about the housing inventory in the City and is being asked to vote on a large scale apartment project without consideration of this affordable housing component.

Jacobs' allegations appear to be related to his dissatisfaction with the City Attorney's performance. The competency of the City Attorney is not a matter within the jurisdiction of the Ethics Commission.

On October 10, 2018 the Ethics Commission agreed with the recommendation of the Advocate that the complaint was Not Legally sufficient and dismissed the complaint.

Wherefore it is:

ORDERED AND ADJUDGED that COMPLAINT C18-33-09 against Thomas Pepe is dismissed.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session on this 10th day of October, 2018.

MIAMI-DADE COUNTY COMMISSION ON ETHICS
& PUBLIC TRUST

By:



H. Jeffrey Cutler

Chairman

Signed on 10-15-2018