

**Meyers, Robert (COE)**

**From:** Meyers, Robert (COE)  
**Sent:** Tuesday, March 27, 2007 4:28 PM  
**To:** Iglesias, Genaro 'Chip' (DIST7)  
**Subject:** RE: Comm Gimenez

JMG 07-418

Dear Mr. Iglesias,

Thank you for your request for opinion. I have had the opportunity to discuss this matter with the County Attorney and he concurs with opinion. Given the fact this question is being presented to me on an expedited basis, I have not shared it with the Miami-Dade Commission on Ethics for its consideration.

Based on the information you have provided me, I understand that County Commissioner Carlos Gimenez's son, Carlos J. Gimenez, is an associate at the law firm of Bilzin Sumberg Baena Price Axelrod LLP and two of the firm's partners were joined by Carlos J. Gimenez in presenting Application #6 to the Planning Advisory Board at its March 12, 2007 meeting. Your e-mail identifies Mr. Gimenez as a member of the firm's team, but it does not appear that he played a lead role concerning this application. Nonetheless, once Mr. Gimenez was mentioned as a team member to the Planning Advisory Board, a voting conflict would be created for County Commissioner Gimenez, preventing him from participating in or voting on Application #6. Therefore, despite the fact the applicant's property is located in District 7, Commissioner Gimenez should recuse himself when the application is presented at the March 28, 2007 meeting of the Board of County Commissioners. The conflict exists because the Commissioner's son was part of the team presenting this application. Had the law firm presented Application #6 without any involvement by Mr. Gimenez, a conflict of interest would not currently exist for County Commissioner Gimenez.

If you wish to discuss, 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:** Iglesias, Genaro 'Chip' (DIST7)  
**Sent:** Tuesday, March 27, 2007 2:47 PM  
**To:** Meyers, Robert (COE)  
**Cc:** Hincapie, Nelson (DIST7)  
**Subject:** Comm Gimenez

Mr. Meyers,

On March 20, 2007 Commissioner Gimenez sent a memorandum to County Attorney Murray Greenberg regarding a legal opinion on a possible conflict situation for the CDMP meeting for March 28<sup>th</sup>, 2007. As conflict opinions fall under your purview, we are seeking the opinion from your office.

#### Background

We became aware that at the March 12, 2007 Planning Advisory Board meeting regarding the Comprehensive Development Master Plan April 2006 Amendment Cycle, Commissioner Gimenez's son, Carlos J. Gimenez, an associate at the law firm of Bilzin Sumberg Baena Price Axelrod LLP, was a member of a team, led by Stanley Price and Al Dotson, Jr., presenting Application #6. This applicant's subject property is located in District 7. This application will be heard tomorrow March 28<sup>th</sup>, 2007.

3/27/2007

Thank you for your assistance.

Genaro "Chip" Iglesias

Chief of Staff

Office of Miami-Dade County Commissioner Carlos A. Gimenez