

**2-11.1(d) VOTING CONFLICTS FOR COUNTY COMMISSIONERS
INQ SUMMARY**

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
11-09	(d)	Lourdes Alfonsin, Acting City Attorney, Coral Gables	A city commissioner who made a contribution to a museum in the city may vote on a matter involving the museum because he has no prohibited relationship with the museum and will not be uniquely benefitted by the vote.
11-64	(d)	Rebeca Sosa, Miami-Dade County, Commissioner	A Co. Commissioner who is employed by the School Board does not have a voting conflict regarding the <i>County's Head Start program</i> because she will not be directly or indirectly affected by the vote and her employer is only remotely connected to the issue.
11-71	(d)	Boniski, Nina, North Bay Village, City Attorney	A city mayor has no conflict to vote on reducing tuition for all city residents who participate in a summer camp program because the mayor is not affected in a manner distinct from the public generally. The mayor's children and her brother's children may participate in the summer camp.
11-82	(d)	André L. Williams, Councilman, City of Miami Gardens	A city councilmember may not vote on the sale of city property to a person who has employed the councilman's title agency as a consultant on the subject property.
11-85	(d)	Rebeca Sosa, Co. Commissioner, District 6	A Co. Commissioner whose daughter is employed by Miami Children's Hospital as an Emergency Room nurse may sponsor and vote on legislation regarding the Children's Hospital because the Commissioner does not have a prohibited relationship with the Hospital <i>nor</i> will she or her daughter receive a special benefit through the legislation.
11-101	(d) RQO 07-54 INQ 07-170	Marcos San Martin, Legislative Director, Commissioner Rebeca Sosa	Comm. Sosa, who is employed by the Board of Ed, has no conflict to vote on a BCC resolution urging the St. legislature to award diplomas to home schooled students.
11-118	(d) RQO 07-54 INQ 07-170	Marcos San Martin, Chief of Staff, District 6, Co. Commissioner Rebeca Sosa's Office	A Co. Commissioner may not vote on matters affecting the adult education center that employs her.

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11-123	(d) RQO 08-24 RQO 07-54 INQ 07-170	Rebeca Sosa, Co. Commissioner, District 6	A Co. Commissioner employed as a curriculum specialist for an adult education center may vote on matters regarding Head Start Programs because she is not affected by the vote and has no prohibited relationship with Head Start Programs.
11-136	(d) RQO 05-108 RQO 05-24	Robert H. Yaffe, Councilmember, Bay Harbor Islands	A councilmember may vote on an issue involving a condominium association because he has no prohibited relationship with the entity and would not be affected by the vote in a manner distinct from the public generally. In 2010, the councilmember provided legal services to the association. His services have been concluded, and his firm has been paid in full.
11-190	(d) RQO 07-12	Jean Monestime, Co. Commissioner	A potential voting conflict involving the landlord of a Co. Commissioner has been referred to the Ethics Commission meeting in public session.
12-34 <i>renumbered</i>	(b), (d) RQO 07-12	Bob Welsh, South Miami City Commissioner	A City Commissioner has no voting conflict on matters brought by a person who has a business relationship with the Commissioner's brother.
12-42	(d) RQO 06-64	Andre Williams, Miami Gardens Councilmember	An elected official may not vote on a matter involving a property owner whom he represented on a different issue because the current vote could indirectly benefit the elected official.
12-67	(d) RQO 06-64	Rebeca Sosa, County Commissioner, District 6	A County Commissioner who is an employee of the School Board may vote on matters related to the School Board because the outcome of the vote does not directly or indirectly affect the Commissioner, her district, her school department or program.
12-99	(d) RQO 07-54	Rebeca Sosa, County Commissioner, District 6	A County Commissioner employed by the public schools system may vote on a matter involving the public schools because she is employed in a school division that has no involvement with the program and she will not benefit from or be enhanced by the program. Additionally, the program will have no fiscal impact on the County and will be run outside of the district the Commissioner represents.
12-100	(d) RQO 06-64	Eve Boutsis, Village Attorney, Palmetto Bay	Village Council members who are also members of a garden club who volunteer at the village parks may vote to allocate funds to improve the parks because the garden club is not seeking the funding and will have no control over how the public funds are spent.

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12-106	(d) RQO 06-64	Eve Boutsis, Village Attorney, Palmetto Bay, on behalf of Shelley Stanczyk, Mayor, Palmetto Bay	A village mayor who serves on a state education advisory committee has no voting conflicts related to matters brought before her by a village education advisory committee because the responsibilities of the state committee do not conflict with the proposed efforts of the village committee, the mayor has no prohibited relationships with village committee members and she would not profit
12-144	(d) RQO 10-20	Jimmy Morales, City Attorney, Doral	A city councilman must abstain from introducing legislation and voting on a matter that would affect him and a relatively small group of homeowners. <i>See also</i> INQ 12-147.
12-147	(d) RQO 10-20	Luigi Boria, Councilman, City of Doral	A city councilman must abstain from introducing legislation and voting on a matter that would affect him and a relatively small group of homeowners. <i>See also</i> INQ 12-144.
12-165	(d) RQO 07-54	Rebeca Sosa, County Commissioner, District 6	A County Commissioner who is employed by the Miami-Dade School Board may vote on a resolution to provide educational classes to juveniles in the custody of the Corrections Dept. because she will not profit or be enhanced by the vote.
12-168	(d) RQO 07-12	Jimmie Williams, III, Homestead City Commissioner	A city commissioner must recuse himself from voting to choose a contractor to build a new city hall because the commissioner has a creditor-debtor relationship with one of the bidders.
12-173	(d) RQO 07-54	Rebeca Sosa, County Commissioner, District 6	A County Commissioner who is employed by the Miami-Dade School Board may vote to support a school bond issue that will appear on the ballot because she will not be affected by the vote in a way distinct from the public generally.
12-174	(d) RQO 07-54	Rebeca Sosa, County Commissioner, District 6	A County Commissioner who is employed by the Miami-Dade School Board may vote on an interlocal agreement with the School Board to make a sewer connection at a school because she will not profit or be enhanced by the vote.
12-178	(d), (p) RQO 07-49 RQO 09-14	Lynn Dannheisser, Town Attorney, Surfside	A town advisory board member who is a bank executive may vote on a matter affecting a bank customer because the board member will not profit, directly or indirectly, by the vote. The board member may not make a recommendation of any services to assist a person with a matter before the town.
12-185	(d) RQO 07-54	Rebeca Sosa, County Commissioner, District #6	A County Commissioner who is employed by the School Board may vote on an interlocal agreement with the School Board for a Drivers' Education program because the Commissioner will not profit or be affected uniquely by the vote.

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12-198	(d) RQO 10-11	Cynthia Johnson Stacks, Assistant County Attorney, on behalf of a County Commissioner	A County Commissioner may vote on an agreement with the South Florida Workforce where the Commissioner's sister is employed by the Workforce because "sister" is not included within the County Code definition of immediate family. Additionally, no appearance issues are created, since neither the Commissioner nor the sister would benefit in any way from the vote.
12-205	(d) RQO 10-20	Isaac Salver, Mayor, Bay Harbor Islands	The mayor cannot vote on paying off city bonds that were obtained through a League of Cities Trust Fund, where the mayor serves as the Chair of the Board of Directors of the Trust.
13-09	(d) RQO 06-64 RQO 07-12	Juan Zapata, County Commissioner, District #11	A County Commissioner is prohibited from appointing his business partner, Julio Robaina, to the Miami-Dade County Expressway Authority because "partner" is one of the relationships identified in the ethics code that creates a <i>per se</i> voting conflict.
13-12	(d) RQO 06-64	Francis Suarez, Commissioner, City of Miami	A city commissioner may vote on hiring outside counsel to represent the mayor, when the commissioner is planning to oppose the mayor in the upcoming city election. The commissioner has no prohibited relationships related to the matter and would not personally benefit or be enhanced from the vote. Being a political adversary, in and of itself, does not create a prohibited conflict.
13-16	(d) RQO 06-64	Dennis Moss, County Commissioner, District #	A County Commissioner who is Executive Director of the Richmond Perrine Optimist Club, a non-profit organization that receives funding from the School Board, may vote on school board matters because none of the matters coming before the BCC involve funding for the nonprofit and the Commissioner's compensation is not affected by the funding the nonprofit receives from the School Board.
13-23	(d) RQO 06-64	Francis Suarez, Commissioner, City of Miami	A city commissioner may vote to advance legal fees to the mayor who is the defendant in a lawsuit, when the commissioner is planning to oppose the mayor in the upcoming city election. The commissioner has no prohibited relationships related to the matter and would not benefit from the vote.
13-37	(d) RQO 11-27	Martin Packer, Councilman, Bal Harbour	A councilman is not prohibited from voting on a matter affecting real property adjacent to the condominium building in which he resides because he has no prohibited relationship with the entity coming before the council and, as one of several hundred adjacent residents, he will not be uniquely affected by the vote.

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13-40	(d) & § 20-45 RQO 11-27	Maurice Garcia, Member, Community Council #2	A community council member is not prohibited from voting on a matter affecting real property adjacent to a condominium that he is to inherit because he has no prohibited relationship with the entity coming before the council and, as one of several hundred adjacent residents, he will not be uniquely affected by the vote.
13-50	(d) RQO 11-27	Bruno Barreiro, County Commissioner, District # 5	A County Commissioner may vote to issue revenue bonds that will help finance construction at a private school where his daughter is one of approximately 800 students because neither the Commissioner nor his daughter is uniquely affected by the vote.
13-64	(d) RQO 11-27	Rebeca Sosa, County Commissioner, District # 6	A County Commissioner who is employed by the School Board may vote on a matter affecting land owned by the School Board and leased to the County because the Commissioner's position with the School Board is not connected to the land transaction, the Commissioner will not be affected in a manner distinct from the public generally by the vote, and she will not, directly or indirectly, profit or be enhanced by the vote.
13-64	(d) RQO 11-27	Rebeca Sosa, County Commissioner, District # 6	A County Commissioner who is employed by the School Board may vote on a matter affecting land owned by the School Board and leased to the County because the Commissioner's position with the School Board is not connected to the land transaction, the Commissioner will not be affected in a manner distinct from the public generally by the vote, and she will not, directly or indirectly, profit or be enhanced by the vote.
13-80	(d) RQO 07-54	Rebeca Sosa, County Commissioner, District # 6	A County Commissioner who is employed by the Miami-Dade School Board may vote to dissolve the Homestead Educational Facilities Benefit District, which funds educational facilities in the Homestead area, because she will not be affected by the vote in a way distinct from the public generally.
13-87	(d) RQO 11-27	Rebeca Sosa, County Commissioner, District #9	A County Commissioner who is employed by the School Board may vote on a lease agreement between the School Board and the County because the Commissioner will not be affected in a manner distinct from the public generally and she will not, directly or indirectly, profit or be enhanced by the vote.

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13-92	(d) RQO 06-64	Susan Guasch, Councilperson, Medley	A councilperson must not vote on a proposed alternative code enforcement system in her town when her spouse, who is the town's Director of Code Enforcement, will be directly affected by the vote.
13-115	(d) RQO 11-27	Rebeca Sosa, County Commissioner, District #9	A County Commissioner who is employed by the School Board may vote on a lease agreement between the School Board and the County to permit walkway improvements on land owned by the School Board and located within the Commissioner's district because the Commissioner will not be affected in a manner distinct from the public generally and she will not, directly or indirectly, profit or be enhanced by the vote.
13-124	(d) RQO 06-64	Rebeca Sosa, County Commissioner, District 6	A County Commissioner who is an employee of the School Board may vote on matters related to changes to the Community Development Master Plan Educational Element because the outcome of the vote does not directly or indirectly affect the Commissioner, her district, her school department, or program.
13-134	(d) RQO 06-64	Rebeca Sosa, County Commissioner, District 6	A County Commissioner who is an employee of the School Board may vote on a resolution to partner with the public schools to include animal education as part of the elementary school curriculum because the outcome of the vote does not directly or indirectly affect the Commissioner, her district, her school department, or program.
13-148	(d), (g) RQO 06-64 RQO 11-18	Regine Monestine, City Attorney, North Miami	A city mayor, formerly employed by Oleta Partners (OP), does not have a <i>per se</i> conflict to vote on matters related to OP because the mayor has no current business relationship with OP. However, in order to avoid an appearance of impropriety and preserve the public trust, the mayor should abstain from voting on matters involving OP.
13-162	(d) RQO 07-54	Rebeca Sosa, County Commissioner, District 6	A County Commissioner employed by the School Board may vote on matters involving public school students (specifically, programs to prevent childhood obesity and foster talent development) because the Commissioner will not, directly or indirectly, benefit from or be enhanced by the programs.

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13-165	(d) RQO 07-10	Thomas Pepe, City Attorney, South Miami	A member of a CRA that is within the jurisdiction of the County Ethics Commission cannot vote to fund a nonprofit organization where she serves as an officer because the “officer” relationship creates a <i>per se</i> voting conflict.
13-168	(d) RQO 07-54	Rebeca Sosa, County Commissioner, District 6	A County Commissioner employed by the School Board may vote on matters involving a partnership with the County to develop magnet schools because she will not, directly or indirectly, benefit from or be enhanced by the partnership arrangement.
13-186	(d) RQO 06-64 RQO 07-12	Nelson Hernandez, Councilman, Miami Lakes	A councilman may participate and vote on awarding a city contract to a former business associate whom he has not had a business relationship with for over 1 year, as long as he will not, directly or indirectly, profit or be enhanced by the vote.
13-200	(d) RQO 06-64 RQO 07-12	Kelly Reid, Councilwoman, Bay Harbor Islands	A councilwoman whose town council also sits as a Planning & Zoning Board will have a voting conflict if she has a certain relationship with the person or entity bringing the matter before the council (<i>i.e.</i> , officer, director, partner, of counsel, consultant, employee, fiduciary, beneficiary, stockholder, bondholder, debtor, or creditor) or if she would, directly or indirectly, profit or be enhanced by the vote.
13-201	(u), (f), (w), (d) RQO 06-64 RQO 05- 110 RQO 00-13	Connie Leon Kreps, Mayor, North Bay Village	A village mayor may accept employment with an affiliate of an insurance company that provides an insurance policy to the village, where the mayor’s work with the affiliate and the affiliate itself have no connection to the village, as long as the mayor’s employment contract is made at arm’s length and disclosed. However, the mayor cannot vote on matters affecting the insurance company and its affiliate nor can she accept travel expenses from the insurance company and its affiliate.
13-202	(d) RQO 06-64	Antoaneta Apostolakos, Contracts & Grants Manager, M-D Dept. of Management & Budget (OMB)	A County Commissioner’s loans to the Richmond-Perrine Optimist Club, a nonprofit organization that receives County grants and employs the Commissioner, does not violate any provisions of the County Ethics Code. However, the Commissioner may not vote on any matters directly related to his employer.

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13-203	(d), (m)(1) RQO 11-27	Bruno Barreiro, County Commissioner, District # 5	Since the company's relationship will not differ from other similarly situated consumers of the County's water & sewer services, no prohibited conflict of interest is created for a County Commissioner when IUSA Group, a company that the Commissioner has a business association with, establishes an account with the M-D Water & Sewer Dept., as long as the Commissioner does not vote on matters or appear on behalf of IUSA.
13-205	(d) RQO 11-27	Rebeca Sosa, County Commissioner, District # 9	A County Commissioner who is employed by the School Board may vote on an agreement between the School Board and the County to provide Inspector General Services by the County to the School Board because the Commissioner will not be affected in a manner distinct from the public generally and she will not, directly or indirectly, profit or be enhanced by the vote.
13-210	(d) RQO 11-27	Juan C. Zapata, County Commissioner, District # 11	A County Commissioner cannot vote on a wastewater system solicitation because the Commissioner has a prohibited "consultant" relationship with a subcontractor to one of the bidders.
13-211	(d) RQO 11-27	Xavier Suarez, County Commissioner, District # 7	A County Commissioner may vote on the designation of historic status to the Fontainebleau Hotel when his brother is an employee of a company that shares some common ownership with the Fontainebleau Hotel but has no financial ownership interests in the company. A brother is not considered an "immediate family member" under the County Code, and the Commissioner would not personally benefit or be enhanced by the vote.
13-214	(d) RQO 11-27	Rebeca Sosa, County Commissioner, District # 9	A County Commissioner who is employed by the School Board may vote on an agreement to grant approximately \$2.5 million of County funds to the School Board to expand the driver's education program because the Commissioner will not be affected in a manner distinct from the public generally and she will not, directly or indirectly, profit or be enhanced by the vote.

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13-219	(d) RQO 06-64	Rebeca Sosa, County Commissioner, District # 6	A County Commissioner employed by the School Board may vote on an agreement with the School Board related to educational classes for juveniles in the custody of the County Corrections Department because the Commissioner's position with the School Board is not connected to the educational program, she will not be affected in a manner distinct from the public generally by the vote, and she will not, directly or indirectly, profit or be enhanced by the vote.
13-219	(d) RQO 06-64	Rebeca Sosa, County Commissioner, District # 6	A County Commissioner employed by the School Board may vote on an agreement with the School Board related to educational classes for juveniles in the custody of the County Corrections Department because the Commissioner's position with the School Board is not connected to the educational program, she will not be affected in a manner distinct from the public generally by the vote, and she will not, directly or indirectly, profit or be enhanced by the vote.
13-230	(d) RQO 13-08	John Herin, Jr., City Attorney, City of Doral	The Ethics Commission has determined that the Mayor of Doral has voting conflicts regarding all matters connected to The Grand Floridian development due to his family and business connections with the developer. However, members of the Doral City Council do not have prohibited voting conflicts related to The Grand Floridian as long as they, their families, and business associates have no financial connection to The Grand Floridian and the development it plans in the city.
13-235	(d) RQO 06-64	Robert Yaffe, Mayor, Bay Harbor Islands	The mayor may appoint an individual to a vacancy on the Town Council when the mayor subleases office space for his private law practice from the individual because the mayor has none of the prohibited relationships with the individual and the mayor will not be affected by the vote in a manner distinct from the public generally. The mayor was cautioned that were he to obtain a preferred discounted rent not available to others or if he were to become a debtor to his landlord, a voting conflict would be created.
13-246	(d) RQO 10-18	Griselia Digiacomu, Vice Mayor, Town of Medley	A vice-mayor may serve as a voluntary member of the Board of Directors for the Town of Medley Chamber of Commerce, but her relationship with the Chamber will create an ongoing <i>per se</i> voting conflict for her whenever matters involving the Chamber come before the Town Council.

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13-251	(d) RQO 11-27	Jean Monestime, County Commissioner, District 2	A County Commissioner whose wife is employed by Waste Management, Inc., a County contractor, does not have a <i>per se</i> voting conflict involving County issues concerning Waste Management. The Commissioner does not have any of the enumerated relationships with the company that would prohibit him from voting. Additionally, and in light of the large number of people employed by the company and the non-managerial position his wife holds, the Commissioner and his wife would not be uniquely affected by the award of a County contract to Waste Management. However, the Commissioner should consider abstaining from votes on Waste Management issues to avoid an appearance of impropriety.
13-259	(d), (g) RQO 10-18	Tony De Filippo, Councilman, City of North Miami Beach	A North Miami Beach councilman does not have a prohibited conflict of interest to be employed as president of the North Miami Beach Chamber of Commerce as long as he does not use his official authority to benefit the Chamber. However, he cannot vote on any matters related to his employer.
13-262	(d) RQO 11-27	Jose “Pepe” Diaz, County Commissioner, District 12	A County Commissioner cannot vote on or participate in any matters directly or indirectly affecting him or his employer, Coastland Construction, but his employer may be hired as a subcontractor by a County contractor, where the Commissioner has no ownership interest in the company.
13-268	(d), (j) RQO 12-07	Enbar Cohen, City Commissioner, City of Aventura	A City Commissioner may accept a paid or unpaid law school internship while serving as an Aventura City Commissioner as long as the arrangement does not induce her to place her personal or financial interests ahead of the public’s interests. Additionally, the Commissioner may not vote on any matters affecting her business and/or professional associates.
13-275	(d) RQO 11-27	Rebeca Sosa, County Commissioner, District #9	A County Commissioner who is employed by the School Board may vote on a resolution authorizing the Mayor to enter into agreements with the School Board for the provision of adult education classes with the M-D Community Action and Human Services Dept. because the Commissioner will not be affected in a manner distinct from the public generally and she will not, directly or indirectly, profit or be enhanced by the vote.

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13-280	(d) RQO 11-27	Rebeca Sosa, County Commissioner, District #9	A County Commissioner who is employed by the School Board may vote on a resolution directing the Mayor to work with the School Board to conduct a feasibility study to provide library and media center access to the community because the Commissioner will not be affected in a manner distinct from the public generally and she will not, directly or indirectly, profit or be enhanced by the vote.
13-284	(d) RQO 06-64	Esteban Bovo, County Commissioner, District # 13	A County Commissioner employed as an independent regulatory consultant by Hialeah Race Track, which operates slot machines and is a licensed pari-mutuel facility in the County, has a prohibited conflict of interest in voting on or participating in the BCC's consideration of a resolution directing the mayor to provide a report to the board regarding existing slot machine agreements with pari-mutuels in Miami-Dade county, because his employer could be affected by the vote.
13-300	(d) <i>directed to</i> Fla. Stat. 112.3143	Thomas F. Pepe City Attorney City of South Miami	Whether a commissioner has a voting conflict to vote for or against her own censure depends on the consequences of the censure. A voting conflict would exist if the commissioner might, directly or indirectly, suffer a serious personal consequence unique to her as a result of the censure.
13-311	(d) RQO 11-27	Marc Sarnoff, City of Miami Commissioner, District 2	City of Miami Commissioner Sarnoff who is the Director of Sarnoff Foundation, Inc. (SFI) a nonprofit corporation, is prohibited by the Ethics Code from voting on resolutions before the city Commission regarding SFI. The resolutions involve acceptance by the City Commission of a \$36,000 donation from SFI to be used to pay the rent for a building in the Commissioner's district to house a Miami Police sub-station, and another resolution authorizing the City Manager to enter into a two-year lease for the rental of the Police sub-station building. Although the Commissioner does not have a financial interest in SFI, he would likely benefit indirectly from the vote by receiving favorable public recognition and substantial donor support for a foundation to which he is personally connected.

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14-03	(e), (d)	Thomas F. Pepe, City Attorney, City of South Miami	No prohibited voting conflict exists under the Ethics Code for an elected official to vote on a resolution concerning a municipal officer who has contributed to the elected official's campaign. The Ethics Code addresses voting conflicts with respect to certain relationships such as director, partner, employee, stockholder or bondholder, among others, but does not address campaign contributions.
14-72	(d), <i>directed to</i> Fla. Stat. 112.3143(3)	Gerald Sanchez, Assistant County Attorney, Miami-Dade County	A County Commissioner, with a conflict of interest on an item, is not required by (d) to take any further action if he or she does not attend the meeting where the item is discussed, and does not participate or vote on the matter. However, state law may require the official to file a disclosure of conflict form.
14-74	(d) RQO 07-54	Rebeca Sosa, County Commissioner, District # 6	A County Commissioner who is employed by the School Board may vote on the execution of a Memorandum of Understanding with Miami-Dade County Public Schools and other entities to develop and implement the "Kids Aspire Program" in coordination with the Miami-Dade County Office of Community Advocacy because the Commissioner will not be affected in a manner distinct from the public generally by the vote, and she will not, directly or indirectly, profit or be enhanced by the vote.
14-79	(d) RQO 07-54	Philip Stoddard, Mayor of South Miami	A City Mayor who is employed by FIU may participate and vote on a matter regarding FIU where he will not be affected in a manner distinct from the public generally by the vote, and he will not, directly or indirectly, profit or be enhanced by the vote.
14-86	(d) <i>directed to</i> Fla. Stat. 112.3143	Griselia Digiacomu, Vice-Mayor, Town of Medley	An elected official of the Town of Medley is not prohibited from voting on a matter affecting the sale of a mobile home park in which she resides because the elected official will not be affected in a manner distinct from the public generally given that the population of Medley is centered, to an unusual degree, in the mobile home parks in the Town.

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14-100	(d),(u) <i>directed to</i> Fla. Stats. 112.3143 and 112.313(7)	Jeff Porter, Mayor, City of Homestead	A Mayor who votes on the City Council and has a business relationship with a city vendor that has previously sold a security system to the city and who currently lobbies the city cannot vote on matters affecting the security system company. The Ethics Code requires not only that the mayor refrain from voting or discussing the issue, but also that the mayor leave the chamber during any discussion or vote. Additionally, Fla. Stat. at Sec. 112.3143 requires that the mayor announce the conflict publicly prior to the discussion, and that he file the State Conflict Disclosure form (Form 8B) with the Clerk's office within 15 days after the vote.
14-111	(d) RQO 07-49	Eli Tourgeman, Vice Mayor, Town of Surfside	The County Ethics Code does not prohibit the Vice Mayor (VM) of the Town of Surfside from voting on the expansion of a local synagogue, because the VM has never been a member or director of The Shul and does not stand to profit, directly or indirectly, or be enhanced by any action.
14-118	(d) RQO 06-64 RQO 07-12	Barry Cohen, Commissioner, Town of Surfside	A Commissioner of the Town of Surfside has a prohibited conflict that precludes him from voting on the matter of the expansion of The Shul Synagogue, because a financial relationship is created as a result of the Commissioner's outstanding debt of unpaid membership fees he owes The Shul.
14-130	(d) RQO 11-27	Rebeca Sosa, Chairwoman, BCC	Chairwoman Sosa, a full-time employee of Miami-Dade Public Schools, is not prohibited from participating or voting on Item No. 141003, a resolution that would authorize a County program involving Miami-Dade Public Schools, because the program will not affect Commissioner Sosa's employment with the schools, she would not directly be involved in the program or any decision concerning its administration on behalf of the school district, she would not profit or be enhanced personally by the program, and does not have a prohibited relationship that would create a voting conflict.

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14-140	(d) RQO 06-64	Richard Weiss, Attorney, Village of Bal Harbour	A Village of Bal Harbour council member would have an automatic prohibited conflict in voting on the Village's reimbursement to the condominium building in which she resides for damage done to condo landscaping as a result of a Village street project, if she were a member of the condominium board. Even if she is not a member of the condominium board, the council member should still not vote on the matter because, she might, directly or indirectly, profit or be enhanced by the council vote.
14-161	(d) RQO 07-54 RQO 08-24 INQ 07-170	Rebeca Sosa, County Commissioner, District # 6	A County Commissioner who is employed by the School Board may vote on a resolution authorizing the County Mayor or Mayor's designee to execute inter-local agreement between Miami-Dade County, Miami-Dade Public Schools and Miami-Dade College to share small business vendor information because the Commissioner's position with the School Board is not connected to this agreement, the Commissioner will not be affected in a manner distinct from the public generally by the vote, and she will not, directly or indirectly, profit or be enhanced by the vote.
14-162	(d) RQO 08-24	Richard Jay Weiss, Attorney for Village of Bal Harbour, on behalf of a member of the Bal Harbour Council	A Bal Harbour Councilmember is prohibited from voting on an issue before the Council involving a major expansion of the Bal Harbour Shops (Shops) where the Councilmember is the manager of Neiman Marcus, one of the two largest tenants located in the Shops because as a result of his position in Neiman Marcus he may, directly or indirectly, profit or be enhanced by the action.
14-165	(d) RQO 07-54 RQO 08-24 INQ 07-170	Rebeca Sosa, County Commissioner, District # 6	A County Commissioner who is employed by the School Board does not have a prohibited voting conflict in connection with a resolution authorizing an affiliating agreement with the MDCPS for the provision of educational services for juveniles in the County's Corrections and Rehabilitation department, and authorizing the County Mayor or his designee to exercise the renewal and cancellation provisions contained therein because the Chairwoman does not have a relationship with a business entity that would be affected by the item nor stands to profit or be personally enhanced, directly or indirectly, by action on the item.

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14-170	(d), (j) RQO 06-64	Bianca Caviglia, Legislative Assistant, Commissioner Juan Zapata	A legislative assistant for a County Commissioner does not have a prohibited conflict of interest when she is also serving as an Executive Director of a non-profit organization (Guitars Over Guns) that is applying for County funding through a Youth Arts Enrichment Program grant administered through the County's Cultural Affairs department, because the voting conflict provision of the Code does not apply to those on the Commissioner's staff or those who do not have a financial interest in a matter. Nevertheless, the employee should completely disengage herself from any participation or discussion on this item while it is being considered.
14-180	(d)	Stephen Shelley, Vice Mayor, City of Homestead	Homestead Vice Mayor and Councilman Shelley would not have a prohibited voting conflict of interest were he to vote on the matter of selling the City-owned bowling alley to a lobbyist and interested party who has listed the Councilman's wife as a beneficiary and secondary Personal Representative under his will, because the Councilman's wife executed an irrevocable Disclaimer of Interest in the will which has effectively negated any possibility that the Councilman might profit or be enhanced by the vote on the proposed sale.
14-181	(d)	David Wolpin, Attorney on behalf of Judy Waldman, Councilwoman, City of Homestead	Homestead Councilwoman Waldman would not have a prohibited voting conflict of interest were she to vote on the matter of selling the City-owned bowling alley to a lobbyist and interested party because there is no prohibited relationship with the interested entities or any likelihood that the Councilwoman would profit or be enhanced by the vote.
14-196	(d) RQO 11-27	Rebeca Sosa, County Commissioner, District # 6	A County Commissioner who is employed by the School Board may vote on a resolution and proposed Interlocal Agreement between the Miami-Dade County School Board and the County's Animal Services Dept. (ASD) because the Commissioner's position with the School Board is not connected to the Interlocal Agreement, the Commissioner will not be affected in a manner distinct from the public generally by the vote, and she will not, directly or indirectly, profit or be enhanced by the vote.

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INQ SUMMARY**

14-200	(d) RQO 07-39	Haydee Sera, Assistant Town Attorney, Town of Miami Lakes	Mayor Slaton of the town of Miami Lakes would be prohibited from voting on a matter concerning the Town's legal position on a law suit filed by the previous Mayor, Michael Pizzi (suspended from office by the Governor due to a Federal Bribery case and subsequently acquitted) to regain his position, because he could stand to profit or be enhanced, directly or indirectly, by whatever action is taken by the Council.
14-206	(d) RQO 11-27	Rebeca Sosa, Chair County Commission, District #6	A County Commissioner employed by the School Board's Lindsey Hopkins Technical Education Center (Lindsey Hopkins) may not vote on a resolution authorizing execution of an inter-local agreement between the County Corrections Department and the School Board stipulating that Lindsey Hopkins would provide academic and career/technical education for inmates of County Corrections Department. The Commissioner should recuse herself from voting because the program is targeted for Lindsey Hopkins, the school where she is employed, and this could indirectly enhance or benefit the personnel at the school.
14-212	(d) RQO 06-64	Dennis Moss, Commissioner, District 9	A County Commissioner who is Executive Director of the Richmond Perrine Optimist Club, a non-profit organization that receives funding from the County, may not vote or participate in any matter that directly affects the Richmond-Perrine Optimist Club.
14-214	(d) RQO 11-27	Rebeca Sosa, Chair, County Commission, District # 6	A County Commissioner who is employed by the School Board may vote on an agreement between the School Board and the County to provide County funding for Driver's Education Programs at 37 high schools, because the Commissioner will not be affected in a manner distinct from the public generally and she will not, directly or indirectly, profit or be enhanced by the vote where the school facility she is employed by is not a participant in the program.

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14-216	(c)(2), (d), (m)(1) RQO 00-13	Richard Trujillo, Sergeant, Co. Police Dept.	A County employee may contract with the County through his privately owned online retail sales company, but he may not contract with the department that employs him and he may not lobby the County for the contract.
14-217	(d)	John Shubin, Attorney, for, Javier Holtz, Council Member of Indian Creek Village.	An elected Village of Indian Creek official may not vote on a proposed ordinance involving raising the permissible height of hedges in the Village where the issue underlying the proposal arose as a result of a dispute between the elected official and one of his neighbors and the vote could benefit the elected official in connection with the dispute.
14-222	(d) RQO 11-27	Esteban Bovo, County Commissioner Dist. # 13	A County Commissioner who is employed as a consultant to Miami Children's Hospital (MCH), which is a provider under the County's AvMed health plan, may vote on the County budget as a whole because the Commissioner's position with MCH is unrelated to the hospital's arrangement with AvMed or to any issue coming before the Commission regarding the budget; the Commissioner will not be affected in a manner distinct from the public generally by the vote; and he will not, directly or indirectly, profit or be enhanced by the vote.
14-224	(d) Miami Code at Sec. 2- 654 <i>directed to</i> Fla. Stat. 112	Wilbur Bell, County Community Council 14, for Wilbur Rowe, Chair, County Community Council 14	Mr. Bell, a Community Council member, may not vote on a matter involving the Application for Comprehensive Master Plan Land Use Change for a property listed in a trust of which Mr. Bell is the only named trustee because of his fiduciary relationship to the trust and because the vote could directly or indirectly benefit him.
14-232	(d) RQO 06-64	Victoria Méndez, City Attorney, City of Miami	A Commissioner is not prohibited from voting at a City Commission meeting on a project, where the Commissioner's spouse is a licensed Sales Associate, with a real estate company in the City of Miami that presently has no contractual relationship with the project.
14-248	(d) RQO 06-64	Gabriel Edmond, Commissioner, City of South Miami	A South Miami Commissioner may not vote on matters involving granting a discounted rate for the use of the City's facilities to his employer, South West High school, because a prohibited voting conflict is created where the Commissioner, directly or indirectly, could profit or be enhanced by an action of the City which would create a financial benefit for his employer.

**2-11.1(d) VOTING CONFLICTS FOR COUNTY COMMISSIONERS
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14-257	(d) RQO 06-64 RQO 07-12	Edward Tobin, Commissioner City of Miami Beach	A City of Miami Beach Commissioner may not vote on or participate in an item regarding providing a waiver pursuant to Section 2-462 of the Miami Beach Code, permitting the Commissioner to apply for a position in the Miami Beach Police Department because he would stand to profit or be enhanced by the vote.
14-262	(d) RQO 11-27	Rebeca Sosa, County Commissioner, District # 6	A County Commissioner who is employed by the School Board may vote on a matter regarding an Interlocal Agreement between the County and the School Board to hold movie nights at School board sites located within County Commission Districts because the Commissioner's position with the School Board is not connected to the Interlocal Agreement; the Commissioner will not be affected in a manner distinct from the public generally by the vote; and she will not, directly or indirectly, profit or be enhanced by the vote.
14-267	(d), (g),(j), (m),(n) RQO 11-28 RQO 12-07 RQO 07-39	Jose "Pepe" Diaz, County Commissioner, District 12	A County Commissioner is not prohibited from accepting employment with West Gables Rehabilitation Hospital (WGRH), which is not directly a County vendor, and whose status as a provider under the County's workers compensation and health insurance programs is not subject to approval by the County Commission. The Commissioner's work at WGRH is not likely to impair his independence of judgment in the performance of his public duties because his employment duties and responsibilities would not require him to solicit or lobby the County or any of its departments, including Jackson Health Services (JHS), on behalf of the company. However, the Commissioner would be prohibited from voting on any matters involving WGRH, he may not appear before any County board on behalf of WGRH, and he may not use his official position to secure special privileges or exemptions for WGRH.
15-12	(d) RQO 11-27 RQO 07-54	Rebeca Sosa, County Commissioner, District #9	A County Commissioner who is employed by the School Board may vote on a matter related to Value Adjustment Board Proceedings concerning the overall funding provided to the School District from Miami-Dade County tax revenues because there is no direct correlation between her position with the school district and this item. The school district is a vast enterprise and any change in funding to the overall district from this measure would have no perceptible effect on the Commissioner or her position with the School Board.

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15-15	(d) RQO 06-64 RQO 07-12	Matt Haber, Assistant City Attorney, City of Miami	A City of Miami Commissioner is prohibited from appointing his business partner to a public board on which the Commissioner also sits because “partner” is one of the relationships identified in the County Ethics Code that creates a <i>per se</i> voting conflict.
15-23	(d) RQO 07-54	Chris Agrippa, Clerk of the Board, Miami- Dade County Commission	A County Commissioner who, as a private citizen, submits paperwork for a citizen referendum item to be placed on a ballot may participate and vote on the matter when it comes before the County Commission because the Commissioner does not have a prohibited relationship related to the matter, he will not directly or indirectly profit or be enhanced by the vote, and the vote will not affect him any differently than it would affect the general public.
15-40	(d) RQO 06-64	Vivian Castro, Legislative Director, Office of Miami-Dade County Commissioner Rebeca Sosa,	A County Commissioner who is an employee of the School Board may vote on matters related to the School Board because the outcome of the vote does not directly or indirectly affect the Commissioner, her district, her school department, or her program.
15-67	S. Miami Code at Sec. 8A- 1(b), (d), (f), (l), (v)	Thomas Pepe, City Attorney, City of South Miami	A City of South Miami Planning Board member may serve on the board at the same time that his employer has a contract with the city as long as the board member has less than a 10% financial interest in the company; he will not appear before the city on behalf of his employer; he will not vote on matters directly affecting his employer; and he discloses his business relationship on a sworn statement filed with the Board Clerk.