

Meyers, Robert (COE)

From: Meyers, Robert (COE)
Sent: Wednesday, July 21, 2004 4:37 PM
To: 'Tara L. Gould'
Subject: RE: Section 2-11.39.2, Miami-Dade County Code

ING 04-93

I agree with your conclusion that municipalities may exempt specific municipal advisory boards from the County's Conflict of Interest and Code of Ethics Ordinance. If this course of action is pursued by any of the municipalities your firm represents, please provide us the resolution that identifies the exempt boards and the responsibilities of these boards.

Thanks,

Robert Meyers

-----Original Message-----

From: Tara L. Gould [mailto:Tgould@wsh-law.com]
Sent: Wednesday, July 21, 2004 3:15 PM
To: Meyers, Robert (COE)
Cc: David M. Wolpin
Subject: Section 2-11.39.2, Miami-Dade County Code

Hello Mr. Meyers -

David Wolpin suggested that I seek confirmation from you as to whether pursuant to Section 2-11.1(a), Miami-Dade County Code, the exemption provision under Sec. 2-11.39.2, Miami-Dade County Code, is interpreted as applying to municipalities. The question arises as to whether a City Council may utilize Sec. 2-11.39.2 as enabling authority to grant an exemption to a specific municipal advisory board. We recognize the express language of the provision addresses only county boards (however, it could be argued that it would be patently unfair and accordingly not intended for the County to impose stricter provisions on municipal boards than are imposed on the county's own boards).

Any assistance or guidance you could provide would be greatly appreciated.

Thank you very much -

Tara L. Gould, Esq.

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