

Frigo, Victoria (COE)

From: Frigo, Victoria (COE)
Sent: Monday, May 12, 2008 3:24 PM
To: 'Eve Boutsis'
Subject: INQ 08-82 Two year rule exception for educational institutions

Hello Eve,

I've conferred with Robert Meyers regarding your question, and we concur that a former village manager of Palmetto Bay who becomes director of the Trinity School, a private educational institution, may lobby and appear before the village on behalf of the school. This is the law as it currently stands, but a move to change the law is underway.

The basis for our opinion is the exception carved out of the two-year rule at Sec. 2-11.1 (q)(2), which presently states that the two-year ban on appearances before one's former government does not apply to "officials, departmental personnel or employees who become employed by governmental entities, 501(c)(3) nonprofit entities or educational institutions or entities and who lobby on behalf of such entities in their official capacities."

Please be advised, however, the Ethics Task Force has recommended removing these exceptions to the two-year rule. The changes could possibly take effect within the current year.

If you have further questions, please do not hesitate to contact us.

Best regards,

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

From: Eve Boutsis [mailto:eboutsis@ngf-law.com]
Sent: Monday, May 12, 2008 8:22 AM
To: Meyers, Robert (COE); Frigo, Victoria (COE)
Subject:

Robert and Victoria:

Hope all is well.

As usual, I have a question:

The former village manager of Palmetto Bay has been asked to be a director of Palmer Trinity private school. The school may be involved with village re: zoning (discussions regarding same, perhaps a

public hearing at some point - there was recently a zoning public hearing, which may be litigated, the former manager was not involved in that matter). Were he to become a director of PT, would he be precluded from dealing with village staff?

I tentatively said I thought so -- first as there is a two year prohibition on him coming before village after leaving the municipality. I think there is less than a year left on this prohibition. So, at least for remainder of this year he would be precluded, yes?

I just wanted to confirm my understanding.

Thanks.

Eve

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