

Frigo, Victoria (COE)

From: Frigo, Victoria (COE)
Sent: Wednesday, November 28, 2012 2:38 PM
To: 'info@salver.com'
Cc: Centorino, Joseph (COE)
Subject: INQ 12-205 Conflicting responsibilities

Mayor Salver,

As Mayor of Bay Harbor Islands, you asked if you may sign documents on behalf of Bay Harbor Islands to pay off loans the town obtained through the Florida Municipal Loan Council. As the Chairman of the Board of Directors of the Florida Municipal Loan Council, you would typically be required to sign and execute the same payoff documents.

The Florida Municipal Loan Council is a trust that coordinates the issuance of bonds to municipal and county members of the Florida League of Cities. The President of the Florida League of Cities appoints elected public officials to serve on the Loan Council's Board of Directors.

We understand that you receive a \$200 honorarium for each Loan Council Board meeting that you attend. However, you would not benefit in any way as Mayor or as Chair of the Board through this specific payoff transaction.

As we discussed, to avoid the appearance of impropriety, it would be prudent for you to delegate your mayoral authority *or* your Board authority to another to sign the payoff documents.

Additionally, in the future, if the situation were to arise, you should refrain from voting on or participating in matters involving the Florida Municipal Loan Council as long as you serve on the Board of Directors of the Council. *See* Miami-Dade County Code at Sec. 2-11.1 (d).

If you have further questions, please feel free to contact me.

Sincerely,

VICTORIA FRIGO, STAFF ATTORNEY

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From: Isaac Salver [<mailto:info@salver.com>]
Sent: Tuesday, November 27, 2012 1:22 PM
To: Rosario, Kennedy (COE)
Subject: Question

Mr. Rosario:

How are you? I have a question regarding two positions I hold, and execution of documents. Bay Harbor Islands is refinancing some bonds which were issued by the Florida League of Cities -Municipal Loan Council. I currently sit as Chair of the Florida Municipal Loan Council, and as you are aware I am sitting as Mayor of Bay Harbor Islands as well. I will be asked by the town to sign documents on behalf of the Town, and the FMLC will ask me to sign on behalf of the organization FMLC. I have no vested interest on either side of the equation, but I wanted an opinion from the ethics commission on this matter.

Thank you in advance for your help.

Isaac Salver, Mayor