

Frigo, Victoria (COE)

From: Frigo, Victoria (COE)
Sent: Thursday, May 17, 2012 4:44 PM
To: 'Nunez, Enrique'
Cc: Garcia, Francisco; Prince, Catherine (SPEE); Centorino, Joseph (COE); Coller, Craig (CAO)
Subject: Shoreline Meeting (INQ 12-90)

Dear Mr. Nuez,

I have discussed your question with our Executive Director, Joe Centorino, and we have concluded that you may present findings regarding the Virginia Key Master Plan at a meeting of the County Shoreline Development Review Committee on May 31, 2012.

Your presentation does not violate Sec. 2-11.1 (m)(2) of the County Code because the Master Plan is conceptual in nature, and, consequently, you will not be seeking its implementation or other actions on behalf of the City of Miami.

Furthermore, you may vote on matters related to the Master Plan in the future as long as you do not benefit directly by any actions the Shoreline Committee may take regarding the Master Plan. Sec. 2-11.1 (v) of the County Code prohibits you from voting *only if both* of the following elements are met, *i.e.*, you are an employee of the entity appearing before the board *and* you will be directly affected by the vote.

This opinion applies to the specific facts of your case alone. Other members of the Shoreline Committee who believe their circumstances are similar to yours will be required to obtain individual ethics opinions from our office.

Sincerely,

VICTORIA FRIGO, STAFF ATTORNEY

Phone: 305 350-0601

Fax: 305 579-0273



19 West Flagler St., Suite 820
Miami, FL 33130

Miami-Dade County is a public entity subject to Chapter 119 of the Florida Statutes concerning public records. E-mail messages are covered under such laws and thus subject to disclosure.

From: Nunez, Enrique [<mailto:ENunez@ci.miami.fl.us>]
Sent: Wednesday, May 16, 2012 3:41 PM
To: Frigo, Victoria (COE)
Cc: Garcia, Francisco; Prince, Catherine (SPEE)
Subject: FW: Shoreline Meeting
Importance: High

Dear Victoria,

As per our conversation this afternoon, I am a City of Miami employee and also a member of the County Shoreline Development Review Committee. On May 31, 2012, I am scheduled to present project findings of the Virginia Key Master Plan to the Shoreline Committee. The master plan is conceptual in nature and does not implement any development actions.

Do you foresee any conflict of interest for me to present the application to the board and vote on it later?

Please provide your recommendations and share your comments with Catherine Prince. Catherine's contact information is in the email below.

Thank you for your time and assistance.

Regards,

Enrique D. Nuñez, RLA
Chief of Urban Design
City of Miami Planning & Zoning Department
(305)416-1419 office
(305)416-2156 fax

From: Prince, Catherine (SPEE) [<mailto:princec@miamidade.gov>]
Sent: Tuesday, May 15, 2012 4:59 PM
To: Nunez, Enrique
Subject: RE: Shoreline Meeting
Importance: High

Hi Enrique,

Thank you for accepting the invite.

Please call the M-D County, Commission on Ethics (305-579-2594) to check if there would be a conflict of interest for you to present the application to the board and vote on it later. Please let me know what they have to say.

Also, please update us on the status of the application fee.

Regards,

Catherine Prince LEED AP BD&C,

Miami-Dade County Sustainability, Planning and Economic Enhancement Department

Community Design

111 NW 1st Street, 12th floor, Miami, Florida 33128

Ph: (305) 375-2842, Fax: (305) 375-2560

http://www.miamidade.gov/planzone/planning_comm.asp

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Frigo, Victoria (COE)

From: Frigo, Victoria (COE)
Sent: Tuesday, May 22, 2012 2:50 PM
To: 'Nunez, Enrique'
Cc: Centorino, Joseph (COE); Prince, Catherine (SPEE); Collier, Craig (CAO)
Subject: RE: Shoreline Meeting (INQ 12-90)

Mr. Nunez,

This email supplements a previous ethics opinion you received regarding a presentation to be made on May 31, 2012, to the County Shoreline Development Review Committee regarding the Virginia Key Master Plan.

Your current question relates to the Museum Park Miami Master Plan, which will be presented at the same meeting by staff from the City of Miami's Department of Capital Improvements.

The Shoreline Committee will confirm that the Museum Plan comports with certain criteria. You have worked closely on the Museum project but in no way would be directly affected by a vote of the Shoreline Committee.

Consequently, although you are employed by the City of Miami, the County Code at Sec. 2-11.1 (v) allows you to vote on this plan because you will not be directly affected by the vote.

Sincerely,

VICTORIA FRIGO, STAFF ATTORNEY

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From: Nunez, Enrique [mailto:ENunez@ci.miami.fl.us]
Sent: Friday, May 18, 2012 2:44 PM
To: Frigo, Victoria (COE)
Cc: Collier, Craig (CAO); Garcia, Francisco; Sanchez, Carmen; Prince, Catherine (SPEE)
Subject: RE: Shoreline Meeting

Victoria,

As the Chief of Urban Design within the City of Miami Planning Department, I managed the team of design consultants headed by Cooper Robertson and Partners of New York, which designed the Museum Park Miami Master Plan. The master plan was also a conceptual design plan that included a comprehensive public participation process ending with approval and adoption by the City of Miami Commission on March 13, 2008.

Following the approval of the master plan by the City Commission, the project was handed over to the City's implementation department, the City of Miami Capital Improvements Program department (CIP), in order to take the conceptual master plan into design development and construction documents. I participate in monthly Coordination

Committee meetings managed by City CIP staff and attended by staff from different agencies and consultants. My role in the committee is to try to assure that construction documents comply with the approved conceptual master plan.

Please call me if you have any questions.

Regards,

Enrique D. Nuñez, RLA
Chief of Urban Design
City of Miami Planning & Zoning Department
(305)416-1419 office
(305)416-2156 fax

From: Prince, Catherine (SPEE) [<mailto:princec@miamidade.gov>]
Sent: Friday, May 18, 2012 1:23 PM
To: Frigo, Victoria (COE)
Cc: Coller, Craig (CAO); Nunez, Enrique
Subject: RE: Shoreline Meeting

Victoria,
Thank you for verifying that there is no conflict of interest.

We would like another clarification for Enrique at the same meeting on May 31st (attd agenda). The other project is the *Miami Art Museum, Miami Science Museum and Museum Park Bay walk*, a City of Miami, Capital Improvements project. I will let Enrique elaborate his relationship to this project and do appreciate your opinion on this as well.

Regards,
Catherine Prince LEED AP BD&C,
Miami-Dade County Sustainability, Planning and Economic Enhancement Department
Community Design
111 NW 1st Street, 12th floor, Miami, Florida 33128
Ph: (305) 375-2842, Fax: (305) 375-2560
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Enrique D. Nuñez, RLA

Chief of Urban Design

City of Miami Planning & Zoning Department

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Miami-Dade County Sustainability, Planning and Economic Enhancement Department

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