The Village of Biscayne Park
600 NE 114th St., Biscayne Park, FL 33161
Telephone: 305 899 8000 Facsimile: 305 891 7241

MINUTES

Special Virtual Commission Meeting
Biscayne Park, FL
Friday, August 21, 2020 at 6:30 pm
Meeting ID: 912 3623 0914

1 Call to Order

Mayor O'Halpin called the meeting to order at 6:32 pm

2 Roll Call

Mayor O'Halpin - present
Vice Mayor Kennedy- present
Commissioner Ross - present
Commissioner Samaria - present
Commissioner Tudor - present

Staff present:
Recording/Technical Support: Cesar Hernandez

3 Pledge of Allegiance

5 Presentations and Interviews - Attorneys candidates to the position of Village Attorney

5.a Nabors, Giblin & Nickerson P.A.

Edward Dion and Valerie Vicente

5.b Rafael Suarez-Rivas

5.c Fox Rothschild

John R. Herin Jr.

4 Public Comments Related to Agenda Items

The following person spoke on the records:
Chuck Ross

6 Commission comments and recommendations

6.a Mayor O'Halpin
6.b Vice-Mayor Kennedy
6.c Commissioner Ross
6.d Commissioner Samaria
6.e Commissioner Tudor

Commissioner Ross motioned to select a Village Attorney on the upcoming Regular Commission meeting of September 01, 2020. Mayor O'Halpin seconded. **Motion passed 5 - 0.**

9 Adjournment

Vice-Mayor Kennedy motioned to adjourn. Commissioner Samaria seconded.

The meeting adjourned at 10:06 pm.

Commission approved on Special Commission Meeting of September 8, 2020.

Attest:

Virginia O'Halpin, Mayor Roseann Prado, Village Clerk

FORM 8B MEMORANDUM OF VOTING CONFLICT FOR COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME TUDOR, WILLIAM	NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY, OR COMMITTEE Commission
MAILING ADDRESS 725 NE 113 St Miami-Dade	THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF: ☒ CITY ☐ COUNTY ☐ OTHER LOCAL AGENCY
CITY Biscayne Park COUNTY	NAME OF POLITICAL SUBDIVISION: Village of Biscayne Park
DATE ON WHICH VOTE OCCURRED No Vote taken - discussion only	MY POSITION IS: ☒ ELECTIVE ☐ APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office MUST ABSTAIN from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also MUST ABSTAIN from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, coowner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

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ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; *and*

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

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APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, William Tudor, hereby disclose that on August 13, 20 20 :

(a) A measure came or will come before my agency which (check one or more)

___ inured to my special private gain or loss;

X inured to the special gain or loss of my business associate, Securities & Exchange Commission ;

___ inured to the special gain or loss of my relative, ___ ;

___ inured to the special gain or loss of ___, by whom I am retained; or

___ inured to the special gain or loss of ___, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Commission had discussions regarding pending legal matter against the Village Attorney (Fox Rothschild). The pending legal matter was brought against the Attorney by the Securities & Exchange Commission. I am employed by the Securities & Exchange Commission. Due to the potential conflict of interest, I excused myself from any discussions regarding the pending legal matter.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

8/21/2020
Date Filed

Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED $10,000.