



To: Walter Foeman

From: Craig E. Leen, City Attorney for the City of Coral Gables

A handwritten signature in blue ink, appearing to be "C. Leen", is written over the "From:" line.

RE: Legal Opinion Regarding Board Appointments Are Administrative Acts

Date: May 9, 2011

I have received your request for a legal opinion regarding whether Board appointments are administrative acts. I have reviewed the relevant provisions of the City Charter and City Code, as well as section 166.041 of the Florida Statutes. It is the opinion of this office that the appointment of an individual to serve on a board is an administrative act, and not a legislative one. Thus, appointments should be done by resolution. I would like to discuss with you further your proposal for how the City Commission could act through such a resolution on multiple appointments at once.

Osle, Zilma

From: Leen, Craig
Sent: Monday, May 09, 2011 3:49 PM
To: Osle, Zilma
Subject: FW: Opinion Re: Board Appointments

Please create an opinion file.

Craig E. Leen
City Attorney
City of Coral Gables
405 Biltmore Way
Coral Gables, Florida 33134
Phone: (305) 460-5218
Fax: (305) 460-5264
Email: cleen@coralgables.com

From: Leen, Craig
Sent: Monday, May 09, 2011 3:49 PM
To: Foeman, Walter
Cc: Alfonsin, Lourdes; Osle, Zilma
Subject: Opinion Re: Board Appointments

Walter,

I have received your request for a legal opinion regarding whether Board appointments are administrative acts. I have reviewed the relevant provisions of the City Charter and City Code, as well as section 166.041 of the Florida Statutes. It is the opinion of this office that the appointment of an individual to serve on a board is an administrative act, and not a legislative one. Thus, appointments should be done by resolution. I would like to discuss with you further your proposal for how the City Commission could act through such a resolution on multiple appointments at once.

Please call me at your convenience.

Craig

Craig E. Leen
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