

073-366—October 1, 1973

SUNSHINE LAW

**APPLICABILITY TO BOARD OF GOVERNORS OF
MUNICIPAL COUNTRY CLUB**

To: Thomas H. Anderson, Miami Shores Village Attorney, Miami

Prepared by: Jan Dunn, Assistant Attorney General

QUESTION:

Is the board of governors of a municipal country club subject to the Sunshine Law?

SUMMARY:

The board of governors of a municipal country club is subject to the Sunshine Law.

Your question is answered in the affirmative.

According to your letter, the charter of Miami Shores Village provides that the village shall have the power to do certain specified things, including the building of a golf course. Under this authority the village built a country club which is managed by a manager who acts under the village manager and the village council. The council now wishes to create a board of governors for the country club in order to more efficiently transact the business of the club.

Section 286.011, F. S., the Sunshine Law, requires that:

(1) All meetings of any board or commission of any state agency or authority or of any agency or authority of any county, municipal corporation or any political subdivision, except as otherwise provided in the constitution, at which official acts are to be taken are declared to be public meetings open to the public at all times, and no resolution, rule, regulation or formal action shall be considered binding except as taken or made at such meeting.

Both the village council and the board of governors are covered under this definition since they are both boards of a municipal corporation. The council has final control over all village business—including the country club. By creating a board of governors, the council would essentially be delegating its duty of running the club to the board. It is axiomatic that a body cannot do indirectly that which it cannot do directly.

073-367—October 2, 1973

POLICE OFFICERS

**PROPRIETY OF ACCEPTING REWARD FROM BONDING COMPANY
FOR TURNING IN BOND JUMPERS**

To: Orlando P. Nastri, Chief of Police, Pembroke Pines

Prepared by: Wallace E. Allbritton, Assistant Attorney General

QUESTION:

Is it unlawful for a police officer to receive a reward for turning in bond jumpers to bonding companies?

SUMMARY:

Neither §648.44, F. S., nor the decisional case law of this state