



## MIAMI-DADE COMMISSION ON ETHICS AND PUBLIC TRUST

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### MEMORANDUM

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**SUBJECT: INQ Summaries** (January 1, 2022, to December 31, 2022)

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INQs are informal ethics opinions provided by the legal staff after review and approval by the Executive Director. INQs deal with opinions previously addressed in public session by the Commission on Ethics or within the plain meaning of the County Conflict of Interest and Code of Ethics Ordinance (“County Ethics Code”).

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester   | Holding  |
|-------|--|---|--|
| 22-01 | (d)<br>RQO 19-06<br>RQO 03-06                            | Juana Leon -<br>Administrative<br>Services<br>Manager, The<br>Children’s<br>Trust | <p>It is recommended that two board members of The Children’s Trust Board (TCT) refrain from voting or participating in funding matters directly or indirectly affecting the ELC and United Way where, respectively, they have automatic conflicts of interests as officers within those entities; the entities’ funding does not meet the “minor allocation” exception in RQO 19-04; and, recusal is in accordance with COE opinions as well as the heightened appearance of impropriety standard in TCT Policy and Bylaws.</p> <p>However, the remaining board member who is an employee of Miami-Dade College (MDC), which does not receive direct funding from this Resolution but may receive an indirect contribution through one of the educator scholarships, may participate and vote on the Resolution because she has no oversight and reaps no personal benefit from the program; she would not profit or be enhanced by this vote; nor would a special benefit come to her as a result of her vote on this item. (LF)</p> |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted  | Requester  | Holding  |
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| 22-02 | (j)<br>RQO 16-02<br>RQO 00-10<br>INQ 13-28<br>INQ 21-135<br>INQ 15-115<br>INQ 15-49<br><br><i>directed to</i><br>AO 7-1 | Douglas Houhton<br>Associate Chief of Clinical Operations,<br>Jackson Memorial Hospital<br>Jackson Health System/Public Health Trust | The Ethics Code does not prohibit an employee of the Jackson Health System (“JHS”), from engaging in outside employment as a consultant for Koninklijke Philips N.V. (“Philips”), a JHS vendor that supplies intensive-care monitoring equipment to all JHS intensive care units because the employee has no role or responsibility related to Phillips’ contract with JHS, nor does he have any authority or input regarding the brand or manufacturer of intensive-care monitoring equipment used by JHS. (NAB)  |
| 22-03 | (g)<br><br>INQ 17-131<br>INQ 12-180<br>INQ 16-76  | Mario Morlote,<br>Assistant Director,<br>Administrative Division, RER  | The Conflict of Interest and Code of Ethics ordinance does not prohibit the appointment of an interim Assistant Director position in the County’s Department of Regulatory and Economic Resources (RER) because of his impending familial relationship with an administrative secretary in the same Division. While the future interaction between the Int. Asst. Dir. and his future sister-in-law does not raise any significant conflict-of-interest concerns as their interaction is limited to purely clerical and administrative tasks, his role in the review of personnel actions and approval of performance evaluations and ratings affecting promotions or advancements of all employees under his supervision, including his future sister-in-law, merits careful consideration in light of state nepotism laws and County policies. (MDP) |
| 22-04 | (c)(3) & (d)<br><br>RQO 07-39<br>RQO 07-12  | Charesse Chester,<br>Northwest 7 <sup>th</sup> Avenue<br>Community Redevelopment Agency  | A board member for the Northwest 7th Avenue Community Redevelopment Agency (CRA) has no conflict of interest that would preclude her private company, Creativision, from submitting a bid in response to an Invitation to Quote (“ITQ”) from the Miami-Dade County Public Housing and Community Development (PHCD), as the CRA does not oversee, regulate, administer, manage, set policy, or make quasi-judicial decisions  |

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|       |   |  | regarding PHCD. However, the board member was advised to adhere to the limitations found in the County Ethics Code. (LF)  |
| 22-05 | (c)<br><br>INQ 19-54  | Pasco “Pat” Santangelo<br>Vice President for Public Relations Little Haiti FC, Inc.  | A member of the Bayfront Park Management Trust (an autonomous municipal entity of the City of Miami) who also acts as Vice President of the Little Haiti FC, Inc. (“LHFC”), does not have a prohibited conflict of interest entering into a contract between LHFC and the City of Miami for use of Little Haiti Soccer Park by virtue of being one of LHFC’s corporate officers because the contract will never come before the Bayfront Park Management Trust for review or enforcement, and the City of Miami’s Conflict of Interest Ordinance does not prohibit such a transaction where the Bayfront Park Management Trust member is only affiliated with the entity contracting with the City. (NAB) |
| 22-06 | (c)<br><br>H-INQ 16-82  | Norma Mims<br>Immediate Family Member of Robin Mims, Special Projects Administrator 2 of the Department of Transportation and Public Works | An immediate family member of a County employee may contract with the County with the Public Housing and Community Development Department (“PHCD”) as a vendor/landlord under the Emergency Rental Assistance Program (“ERAP”) because the employee works for the County’s Department of Transportation and Public Works, which does not administer the ERAP. (NAB)   |
| 22-07 | (j), (k)<br><br>RQO 16-02<br>RQO 12-07<br>RQO 04-168<br>RQO 00-10 | Janie Salane,<br>Stewardship Manager,<br>Miami-Dade Parks, Recreation and Open Spaces  | A Stewardship Manager with Miami-Dade Parks, Recreation, and Open Spaces Department (“PROS”) does not have a conflict of interest regarding her employment as a Recreation Aide for the City of Miami Gardens because her outside employment would not impair her independence of judgment in the performance of her County duties as she will not use County time or resources   |

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|       | <i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1   |   | in her outside employment; she will not assist the same clients in both positions; nor will she have any oversight or authority over City or municipal parks in her County position. (LF)  |
| 22-08 | (c), (j)<br><br>RQO 16-02<br>RQO 00-10   | Diana Narcisse,<br>County<br>Commission<br>Clerk 2, Miami-<br>Dade Clerk of<br>the Courts | A County Commission Clerk 2 may contract with the County through her personally owned company – Baked to Lashed, LLC – to participate in the Mom and Pop Small Business Grant program because her outside employment with Baked to Lashed, LLC is unlikely to give rise to a prohibited conflict of interest, and because the Clerk of the Court is not involved in processing or administering the grant. (NAB)   |
| 22-09 | (c), (d), (f), (g),<br>(h)<br><br>RQO 15-06<br>INQ 20-132<br>INQ 20-127<br><br><i>directed to Fla.</i><br><i>Stat.</i><br>§ 112.313(3) | Loren Para,<br>Senior Director<br>of Comms,<br>Office of the<br>Mayor                     | The County Mayor’s Senior Director of Communications is considered “departmental personnel” as defined in the County Ethics Code. Thus, when she marries an executive officer of Brightline Florida (“Brightline”), that executive may no longer contract or transact business with the County individually or through a company in which he has a controlling financial interest. Because the executive in question does not have a controlling financial interest in Brightline, Brightline may still contract with the County. However, the Brightline executive must file with the Clerk of Courts a notice disclosing his employment with Brightline. Additionally, the Senior Director of Communications should recuse herself from involvement in any communications involving Brightline. (JA) |
| 22-10 | (c), (j)<br><br>RQO 16-02<br>RQO 12-07<br>RQO 10-01<br>RQO 09-16<br>RQO 04-173   | Lieutenant<br>Richard<br>Gonzalez,<br>Miami-Dade<br>Fire Rescue                           | A licensed paramedic lieutenant working for the Miami-Dade Fire Rescue Department (“MDFR”) may engage in outside employment as partial owner of Braxton College – a for-profit college offering educational programs in allied health, emergency medical, and fire service professions – and act as its Vice President of Admissions and   |

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|       | RQO 00-10<br>INQ 17-232<br>INQ 16-13<br><br><i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1  | Chief Danny<br>Crespo, Miami-<br>Dade Fire<br>Rescue  | Compliance without giving rise to a prohibited conflict of interest because the College does not contract with the County or any municipality within the County. However, the College may not contract with MDFR; the MDFR lieutenant may not have any oversight over MDFR training vendors; the MDFR lieutenant may not recruit or solicit MDFR employees to attend the College; and, in the event that MDFR staff attend the College, their attendance may not have any effect on their County assessments or promotions. (EA)         |
| 22-11 | (d)<br><br>RQO 15-04<br>INQ 18-251<br><br><i>directed to</i><br>Fla. Stat.<br>§ 112.3143<br>(1)(d)  | Lorenzo<br>Cobiella, Esq.,<br>Gastesi, Lopez<br>& Mestre,<br>PLLC   | A Councilman of the Town of Miami Lakes does not have a voting conflict with respect to a salary increase for the Town Manager where his wife works for the municipality as a Community Engagement and Outreach Director because she does not directly report to the Town Manager; rather, she reports to the Deputy Town Manager, who also is responsible for her day-to-day work assignments and scheduling, her performance evaluations, her eligibility for compensation increases, promotions, and discipline (as applicable). (JA) |
| 22-12 |   |   | *No Opinion Issued*  |
| 22-13 | (v)<br><br>INQ 20-16<br>INQ 18-258<br>INQ 17-214<br>INQ 17-131<br><br><i>directed to</i><br>Miami-Dade<br>County<br>Resolution No.<br>R-449-14;<br>Miami-Dade | Julie Whiteside,<br>Selection<br>Committee<br>Coordinator,<br>Internal<br>Services<br>Department<br><br>Sade Chaney,<br>Research<br>Manager,<br>Office of the | An employee of the Miami-Dade Aviation Department (“MDAD”) who serves as a member of a Seaport Department Selection Committee does not have a prohibited conflict of interest under the County Ethics Code regarding a respondent to a solicitation due to the respondent’s employment of the selection committee member’s second cousin as a manager, regardless of the committee member’s expressed close familial ties with the cousin.<br><br>However, the Procurement Division imposes stricter standards on selection committee    |

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|       | County Code § 2-1067   | Commission Auditor   | members, and COE legal staff have historically recommended that County employees not serve on selection committees where the employee has a familial connection with an owner of one of the responding firms. Thus, the MDAD employee should not serve on the selection committee given the presence of a close familial tie with a high-level employee of the respondent firm, and the paramount importance of integrity and fairness in the procurement process. (MDP)  |
| 22-14 | (c), (j)<br>INQ 11-162<br><i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1                       | Jerome Weldon,<br>Firefighter,<br>Miami-Dade<br>Fire Rescue<br><br>Danny Cardeso,<br>Fire Division<br>Chief, Miami-<br>Dade Fire<br>Rescue | A firefighter working for the Miami-Dade Fire Rescue Department (“MDFR”) may engage in outside employment as the owner and operator of Jobs Wel-Done 1 LLC (“Jobs”), which provides cleaning services, without giving rise to a prohibited conflict of interest.<br><br>Additionally, Jobs may contract with the County. However, Jobs may not contract with MDFR, nor may the firefighter/business owner lobby the County to influence a decision regarding any County contract Jobs secures. (EA)   |
| 22-15 | (d)-vote, (g), (j)<br>RQO 12-03<br><i>directed to</i><br>Miami-Dade<br>County Code<br>§§ 2-1068,<br>2-1074 | Anthony F. DeFillipo,<br>Mayor of the<br>City of North<br>Miami Beach  | As a general matter, a municipal mayor may engage in outside employment as a real estate broker and be compensated even if a property’s sale is contingent on subsequent municipal approval of development. However, the mayor may not engage in the outside employment to the extent that any retainer as a broker impedes the full and faithful execution of his public duties. The mayor must abstain from voting on any item that would impact a developer with whom he had a recent business relationship, and the mayor must not influence any matter between his recent real estate clients and the municipality. (JA) |

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| 22-16 | (j), (k)<br><br>RQO 16-02<br>RQO 04-173<br>RQO 00-10<br><br><i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1 | Sakinah Nelson,<br>Secretary,<br>Internal<br>Services<br>Department<br><br>Keith Westin,<br>Manager,<br>Internal<br>Services<br>Department | A secretary for the Office of Risk Management and Safety, of the Internal Services Department, may engage in outside employment as a real estate agent for Keller Williams Realty because her outside employment would not impair her independence of judgment in the performance of her County duties. (LF)  |
| 22-17 | (e)<br><br>RQO 99-28<br>INQ 13-55  | Shelly-Ann Davidson,<br>Human<br>Resources<br>Manager, Water<br>and Sewer<br>Department  | Employees of Miami-Dade Water and Sewer Department may receive and use a promotional offer from “Monstertruckz.com” for one free child’s ticket with the purchase of one adult ticket to a monster truck show because the promotional offer is available to the general public, and so does not constitute a gift; rather, its general availability indicates a sales or marketing strategy. (NAB)                              |
| 22-18 | (c), (j)<br><br><i>directed to</i><br>Miami-Dade<br>County AO 7-1  | Marc Starkey,<br>Correctional<br>Counselor 1,<br>Miami-Dade<br>Corrections and<br>Rehabilitation<br>Department                             | A County employee may accept a Mom & Pop grant for his privately-owned company as long as his department is not involved in any way in processing or administering the grant, and the employee does not lobby for the grant. (LF)   |
| 22-19 | (v), (x)<br><br><i>directed to</i><br>Miami-Dade<br>Code § 2-1067  | Julie Whiteside,<br>Selection<br>Committee<br>Coordinator,<br>Internal<br>Services<br>Department   | A member of a County selection committee for a Seaport Department project, does not have a voting conflict even though his former employer, Burns & McDonnell Engineering Company, Inc. (“BMEC”), is a respondent to the solicitation on this project, because he will not be directly affected by the vote, he does not have an enumerated relationship with any entity affected by the vote, he has not worked for BMEC since |

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|       |   | Sade Chaney, Research Manager, Office of the Commission Auditor   | 1997, he does not have any ownership or other financial interest in BMEC, and he has not maintained any business, close social, or other relationship with current BMEC employees. (LF)  |
| 22-20 | (v), (x)<br><br><i>directed to</i><br>Miami-Dade<br>Code § 2-1067 | Julie Whiteside, Selection Committee Coordinator, Internal Services Department<br><br>Sade Chaney, Research Manager, Office of the Commission Auditor | A member of a County selection committee for a Seaport Department project, does not have a voting conflict even though his former employer, Burns & McDonnell Engineering Company, Inc. (“BMEC”), is a member of the responding team on this project, because he will not be directly affected by the vote, he does not have an enumerated relationship with any entity affected by the vote, he has not worked for BMEC since 1997, he does not have any ownership or other financial interest in BMEC, and he has not maintained any business, close social, or other relationship with current BMEC employees. (LF) |
| 22-21 | (c), (j)  | Shirlyon McWhorter, Board Member, Domestic Violence Oversight Board   | A member of the Miami-Dade Domestic Violence Oversight Board (“DVOB”), which is a part of the Office of Community Advocacy (“OCA”), may contract with the County through her personally owned law firm – McWhorter Law, PLLC, – to participate in the Mom and Pop Small Business Grant program because her outside employment is unlikely to give rise to a prohibited conflict of interest, and because the DVOB and the OCA are not involved in processing or administering the grant. (JA)  |
| 22-22 | (c), (j)<br><br>RQO 07-18<br><br><i>directed to</i><br>Miami-Dade | Rodrick Billue, Firefighter, Miami-Dade Fire Rescue   | A firefighter working for the Miami-Dade Fire Rescue Department (“MDFR”) may engage in outside employment as the owner and operator of Grill on Wheelz BBQ & Catering LLC (“GW BBQ”), a food truck and catering service, without giving rise to a prohibited conflict of interest.   |

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|       | County AOs<br>5-5, 7-1   | Danny Cardeso,<br>Fire Division<br>Chief, Miami-<br>Dade Fire<br>Rescue  | Additionally, GW BBQ may contract with the County. However, GW BBQ may not contract with MDRF, nor may the firefighter/business owner lobby the County to influence a decision regarding any County contract GW BBQ secures. (EA)  |
| 22-23 | (j)<br><br>RQO 00-10<br>RQO 16-02<br>RQO 17-01<br><br>INQ 11-194<br><br><i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1 | Mark Watson,<br>Firefighter,<br>Miami-Dade<br>Fire Rescue<br><br>Danny Cardeso,<br>Fire Division<br>Chief, Miami-<br>Dade Fire<br>Rescue | A firefighter working for the Miami-Dade Fire Rescue Department (“MDRF”) may engage in outside employment as the owner and operator of Gulfstream Petroleum Services, Inc., (“GPS”), a company that installs and maintains large fuel tanks and fueling stations, without giving rise to a prohibited conflict of interest.<br><br>Additionally, it is noted that COE legal staff previously opined in INQ 11-194 that GPS may contract with the County, but not with MDRF. The firefighter also may not lobby the County to influence a decision regarding any County contract GPS secures. (NAB) |
| 22-24 | (c), (j)   | Ashley Randle,<br>Correctional<br>Counselor 1,<br>Miami-Dade<br>Corrections and<br>Rehabilitation<br>Department                          | A County employee may accept a Mom & Pop grant for her privately-owned company as long as her department is not involved in any way in processing or administering the grant, and the employee does not lobby for the grant. (LF)  |
| 22-25 | (c), (j)   | Joyce Johnson<br>Green, Bus<br>Traffic<br>Controller,<br>Department of<br>Transportation<br>and Public<br>Works                          | A County employee may accept a Mom & Pop grant for her privately-owned company as long as her department is not involved in any way in processing or administering the grant, and the employee does not lobby for the grant. (LF)  |

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| 22-26 | (j), (k)<br>RQO 16-02<br>RQO 12-07<br>RQO 00-10<br>RQO 04-168<br>RQO 10-01<br><i>directed to AO 7-1</i> | Eric Somoano, Elevator Inspector, Internal Services Department (ISD)               | An Elevator Inspector for ISD has a conflict of interest regarding his County employment and his outside employment as an Elevator Inspector for a private company which is within the regulatory authority of the employee's County department due to the regulatory nature of his County position, and the potential that he or his department would have regulatory authority over the private company, which may impair the employee's independence of judgment in his public capacity. (LF) |
| 22-27 | (j)<br>RQO 17-03<br>RQO 04-173<br><br><i>directed to AO 5-5; AO 7-1</i>                                 | Josenrique Cueto, Deputy Director, Department of Regulatory and Economic Resources | The Deputy Director for the Department of Regulatory and Economic Resources (RER) may serve on the Miami-Dade Expressway Authority Board; however, he must abide by certain limitations and recusals on matters relating to WASD projects requiring RER permitting, due to his spouse's employment with WASD, and any matter that involves an MDX project impacting an abutting County road or when an expressway project may have an environmental impact such that DERM is involved. (JA)      |
| 22-28 | (c)   | Ingrid Gibson, Corrections Technician, Miami-Dade Corrections and Rehabilitation   | A County employee may accept a Mom & Pop grant for her privately-owned company as long as her department is not involved in any way in processing or administering the grant, and the employee does not lobby for the grant. (LF)  |
| 22-29 | (c)   | Nicole Dukes, HR Compensation and Job Analyst, Miami-Dade Human                    | A County employee may accept a Mom & Pop grant for her privately-owned company as long as her department is not involved in any way in processing or administering the grant, and the employee does not lobby for the grant. (NAB)   |

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|       |  | Resources Department   |  |
| 22-30 | (c)<br>RQO 09-22   | Makeba Gassant, Member, Small Business Enterprise Goods and Services Advisory Board      | A County advisory board member may submit a bid in response to and execute a contract with the County's Internal Services Department (ISD) as long as the board on which she serves does not oversee the contract; she does not make presentations or seek any benefits for herself or others from her board; and she does not vote on any matter where she would be directly affected by the vote while having an enumerated relationship with the entity appearing before the board on which she serves. (EA)  |
| 22-31 | (j), (k)<br>RQO 16-02<br>RQO 00-10<br>RQO 04-168<br>RWO 12-07<br>RQO 10-01<br><br><i>directed to</i><br>AO 7-1 | Sauveur Benz Joseph, Parking Attendant Assistant Supervisor, Internal Service Department | A Parking Attendant Assistant Supervisor does not have a conflict of interest regarding his employment at the County and his outside employment as a municipal Parking Enforcement Officer, because his outside employment would not impair his independence of judgment in the performance of his public duties, as he will not assist the same clients or use the same resources in both positions; his work for the City would be performed outside of his County hours; he will not interact with County employees in his outside position; and he has no involvement, oversight, supervision, or authority over the City, its staff, or its traffic enforcement operations in his County position. (LF) |
| 22-32 | (s)  | Mirza Lane, Executive Director, KFT International  | A County vendor's submission of a bid or proposal, by itself, is not considered a procurement activity requiring lobbyist registration because the County developed the terms (specs) and price of the contract and approached the vendor for a quote; vendor submitted a quote; the quote was accepted by the County; and there has been no attempt to change or modify the substantive terms of the proposed transaction by the vendor. (MDP)  |

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| 22-33 | (d)<br><br>RQO 15-04<br>RQO 12-03                        | Lorenzo Cobiella, Esq., Gastesi, Lopez & Mestre, PLLC                        | Councilman for the Town of Miami Lakes should abstain from voting on a settlement agreement between the Town of Miami Lakes and the City of Hialeah settling ongoing litigation over right of way jurisdiction on two Town roads, as the Councilman’s employment agreement is approved by the Hialeah Mayor and Councilmembers sitting as the governing board for his employer and they have the authority to cancel his employment; and, the City of Hialeah is an entity that will be affected by the vote, then the Councilman might, directly or indirectly, profit or be enhanced by the action of the voting body and may give rise to the appearance of impropriety. (JA) |
| 22-34 | (e)<br><br>RQO 19-06                                     | Patricia Leal, Program Manager, The Children’s Trust Read to Learn Book Club | The Children’s Trust Read to Learn Book Club Program Manager’s receipt of unsolicited items from an author likely seeking to be included in the Book Club partly constitutes a gift. The custom sweater and mask are considered a gift which must be reported according to the County Ethics Code, but the book is considered an advertisement, not a gift. (EA)   |
| 22-35 | (c)  | Desantant Joseph, Heavy Equipment Technician, Internal Services Department   | A County employee is not prohibited from participating in the federally funded Emergency Rental Assistant Program (“ERAP”) administered by the Miami-Dade County Public Housing and Community Development department (“PHCD”), because her County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (EA)   |
| 22-36 | (s)<br>RQO 04-33<br><i>directed to Section</i>           | Jorge Ubieta, Supervisor, Development Services Division,                     | The act of submitting a request or application to RER for extensions of time for tentative plat approvals from a developer or its representative, which is automatically granted by the government entity and not subject to review, negotiation, or   |

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|       | 252.363(1)(a) and 252.36(6-12) Florida Statutes; State of Florida Executive Orders 22-27 and 22-28 | Department of Regulatory & Economic Resources (RER)          | further discussion between the applicant and County personnel, does not constitute lobbying because such activity is akin to a ministerial act rather than lobbying, thereby dispensing with registration. However, if during the process, a permit holder's representative is engaged in an attempt to influence or persuade County personnel to take a particular course of action or make some determination related to the subject property, then the individual may have to register as a lobbyist per the County Ethics Code. (MDP)  |
| 22-37 | (v)<br><br>RQO 17-04<br>RQO 10-05<br><i>directed to</i><br>Miami-Dade<br>County Code §<br>2-1067   | Franklin Gutierrez,<br>Selection<br>Committee<br>Coordinator | <p>A member of a selection committee for a Miami-Dade County Aviation project, who previously worked for Burns &amp; McDonnell Engineering Company, Inc. ("BMEC"), a subconsultant to a respondent to this solicitation, may serve on the committee because the business relationship ended amicably decades ago, he has no current ownership interest or other financial interest in the company and he also does not have any business, close social, or other relationship with any current employee at the company.</p> <p>However, another selection committee member for this project should be excused from service due to an appearance of impropriety because she and her husband maintain a long-standing friendship with the owner of 300 Engineering Group, P.A. ("300 EG"), a subconsultant to of a respondent to this solicitation, and she believes their personal friendship <i>would</i> impair her ability to be fair and impartial when evaluating the respondents to this project. (NAB)</p> |
| 22-38 |  |  | *No Opinion Issued*  |
| 22-39 | (v)<br><br>RQO 17-04   | Jorge Vital,<br>Selection<br>Committee                       | A member of the selection committee for a Miami-Dade County Aviation project, does not have a voting conflict even though his former   |

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|       | RQO 10-05<br><i>directed to</i><br>Miami-Dade<br>County Code §<br>2-1067                                      | Coordinator,<br>Internal<br>Services<br>Department   | employer, T.Y. Lin International (hereinafter “T.Y. Lin”), is a subconsultant to a respondent in the solicitation, because his employment with T.Y. Lin ended over three years ago; he has no current financial or other relationship with his former employer or fellow employees; and there is no appearance of impropriety created by his service on this committee. (LF)   |
| 22-40 | (j), (k)<br><br>RQO 16-02<br>RQO 12-07<br>RQO 00-10<br><br><i>directed to</i> AO<br>7-1                       | Humberto<br>Aubi, Fire<br>Lieutenant,<br>Miami-Dade<br>Fire Rescue<br>Department   | A Fire Lieutenant does not have a conflict of interest regarding his employment at the County and his role as trustee of the H.A. Trust and I.A. Trust because his role as trustee would not impair his independence of judgment in the performance of his County duties. However, as he is seeking to contract with the County through the Trust, he was advised that he may not contract with the County Fire Rescue Department that employs him, and he may not lobby the County for the contract. (LF) |
| 22-41 | (c)<br><br><i>directed to</i><br>Section 2-612<br>(a), City of<br>Miami Code                                  | Olga Bello,<br>Administrative<br>Aide, Office of<br>Commissioner<br>Manolo Reyes   | A City employee is not prohibited from participating in the City of Miami’s Single Family Rehabilitation Program (SFRP), in a program administered and funded by the City of Miami, Department of Housing and Community Development, because her City job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the SFRP program. (LF)   |
| 22-42 | (j), (k)<br><br>RQO 16-02<br>RQO 00-10<br>RQO 17-01<br>RQO 04-173<br><br><i>directed to</i> AO<br>7-1; AO 5-5 | Gina Green,<br>Pre-trial<br>Services Officer<br>2, Miami-Dade<br>County<br>Corrections and<br>Rehabilitation<br>Department | A County employee does not have a conflict of interest regarding her employment at the County and her work as an Instructor for Metro Traffic School (“MTS”), because her outside employment would not impair her independence of judgment in the performance of her County duties. (NAB)  |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester  | Holding   |
|-------|--|--|---|
| 22-43 | (c)  | Martha Garofolo, Procurement Contracting Officer, Miami-Dade County Internal Services Department | No conflict of interest arises out of Corcel Corp.'s bid on a solicitation from the Internal Services Department (ISD) in relation to two Corcel corporate officers serving, respectively, on the Miami-Dade County Living Wage Commission and the Miami-Dade Small Business Enterprise Advisory Board – Goods and Services because those boards would have no occasion to review or consider this solicitation. (NAB)  |
| 22-44 | (k)<br>RQO 17-03   | Sandra L. Jackson, Human Resources Manager, Miami-Dade County Aviation Department                | A County employee's volunteer activities as Treasurer for Wish Foundation, Inc., a not-for-profit entity, do not constitute outside employment under the County Ethics Code because she did not found Wish Foundation, Inc.; she serves as Treasurer,; she is not responsible for Wish Foundation, Inc.'s day-to-day functioning or activities; she does not receive any form of compensation for her service as Treasurer to the organization; and she does not have significant time commitments as part of her service as the organization's Treasurer. (NAB)  |
| 22-45 | (w), (g), (e)  | Honorable Jose "Pepe" Diaz, Chairperson of the Board of County Commissioners, District 12        | The Commissioner and his staff, who are travelling to Spain on a County outbound international trade promotion trip, may allow costs associated with air travel, ground transportation, room and board, and meals to be funded by CAMACOL, as CAMACOL is not a County contractor, vendor, service provider, bidder, or proposer; the purpose for the travel to Spain is a public purpose (i.e. to establish contacts with the host nation with the goal of identifying areas where the host nation and the County can partner in trade and business relationships); and the Commissioner and his staff will be engaged in their official capacities. (JA) |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester   | Holding  |
|-------|--|---|--|
| 22-46 | (c)  | Julia Pagey,<br>Electronic System Technician,<br>Miami-Dade Department of Transportation and Public Works         | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because her County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (NAB)  |
| 22-47 | (j), (k)<br><br>RQO 16-02<br>RQO 00-10<br>RQO 17-01<br>RQO 04-173<br><br><i>directed to AO 7-1; AO 5-5</i> | Anthony Goordeen,<br>Train Control Supervisor,<br>Miami-Dade County Department of Transportation and Public Works | A County employee does not have a conflict of interest regarding his employment at the County and his work as part-time vocational instructor with Broward County Public Schools (“BCPS”), because his outside employment would not impair his independence of judgment in the performance of his County duties. (NAB)   |
| 22-48 | (i), (k), (l)<br><br>RQO 13-01<br>RQO 08-36  | Keith Carswell,<br>Senior Advisor to City Manager for Economic Development and Venture Miami, City of Miami       | A Senior Advisor employed with the City of Miami may invest with online-only financial technology (“fintech”) companies known as neobanks so long as those neobanks do not do business with the City of Miami. These investments do not constitute outside employment because as he will not collect a salary from the neobanks, nor will he perform any services for these companies that would be similar to the services provided by an employee. However, he may be required to file an annual financial disclosure in light of his executive-level position with the City of Miami. (NAB) |
| 22-49 | (d)<br><br>RQO 12-03   | Victoria Mendez, Esq.,<br>City Attorney on behalf of  | A Commissioner does not have a voting conflict that would prohibit her consideration and vote on grant funding, space rental, or space lease measures relating to her recent and former  |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted         | Requester  | Holding  |
|-------|--|--|--|
|       | <i>directed to</i> Section 2-612 (b), Code of the City of Miami  | Commissioner Christine King  | employer, The Martin Luther King Economic Development Corporation (MLK EDC), a Florida non-profit involved in revitalization of commercial and residential areas within a specific target zone in the City of Miami. However, in an abundance of caution, and because of her family members' connections to MLK EDC, the Commissioner is urged consider whether sponsoring and voting on these measures, at this time, may create an appearance of impropriety. (JA)   |
| 22-50 | (v)<br><i>directed to</i> Section 2-1067, Miami-Dade County Code | Justin Espangol, Selection Committee Coordinator, Miami-Dade County Internal Services Department | A member of a County selection committee for a Miami-Dade County Parks, Recreation and Open Spaces Department project does not have a conflict of interest under the County Ethics Code because he does not have a current employment or a financial, personal, or business relationship with two respondents to this solicitation; nor does he have any personal interest in the contract itself. The fact that a selection committee member has supervisory authority over respondents to a competitive procurement does not create any legal voting conflict of interest for that member nor does his service present any appearance of impropriety. (EA) |
| 22-51 | (c)<br><i>directed to</i> Section 2-612 (a), City of Miami Code  | María Carolina Trujillo Díaz, Special Aide, Office of Commissioner Carollo, City of Miami        | Pursuant to County Ethics Code Section (c) (5)(5) and City of Miami Code Section 2-612(a), a City employee working in the Office of a City Commissioner may participate in the First Time Homebuyer Program ("FTH") administered by the City of Miami Department of Housing and Community Development because the City employee's duties will not require her to be involved in any way in the selection, administration, or enforcement of the FTH. (MDP)   |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester  | Holding  |
|-------|--|--|--|
| 22-52 | (v)<br>RQO 17-04<br>RQO 10-05<br><br><i>directed to</i><br>Miami-Dade<br>County Code §<br>2-1067   | Cristina Amores,<br>Selection<br>Committee<br>Coordinator,<br>Internal<br>Services<br>Department | <p>In an inquiry regarding two members of the selection committee for a Miami-Dade County Department of Transportation and Public Works project, one member has no prohibited conflict to serve on the selection committee; the other member is advised to be excused from this selection committee due to an appearance of impropriety.</p> <p>One selection committee member whose spouse previously worked for CH Perez &amp; Associates (CHPA), may serve on the committee, because CHPA is not a current proposer to this project and no other factors exist indicating that she would be directly affected by the vote, and she does not currently have any of the enumerated relationships with any entity affected by the vote.</p> <p>The other selection committee member maintains close personal friendships with the principal owner of BCC Engineering, LLC (“BCC”), and another individual who is a five-percent owner of BCC, a subconsultant to a respondent firm. Consequently, it is recommended that this member be excused from this selection committee due to an appearance of impropriety. (NAB)</p> |
| 22-53 | (g), (w), (e)<br>RQO 15-02<br><br><i>Directed to</i><br>Sections<br>112.3148 (3),<br>(4), (7), Florida<br>Statutes,<br>prohibiting<br>gifts from<br>vendors and<br>their<br>representatives. | Honorable<br>Daniella Levine<br>Cava, County<br>Mayor  | <p>The Mayor and her staff, who are travelling to Israel to establish contacts with the host nation with the goal of identifying areas where the host nation and the County can partner in trade and business relationships, are doing so consistent with a public purpose and in their official capacities, paid for by the County; and, therefore, the trip is not prohibited by the County Ethics Code. Also, the County contractor funded local event at the airport is not a prohibited travel expense and does not violate the County Ethics Code. Lastly, events or functions occurring in Israel and funded by County vendors may be constitute prohibited travel expenses if these are actually travel related meals. If not, they may constitute permissible and reportable gifts to the</p>   |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester   | Holding   |
|-------|--|---|---|
|       |  |   | County Mayor, Commissioners, and staff under the County Ethics Code. (JA)   |
| 22-54 | (c)  | Henry A. Flores, ITD Enterprise Portfolio Manager   | A County employee's spouse is not prohibited from participating in the Small Business Enterprise (SBE) certification program administered by the Internal Services Department (ISD), because his County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the SBE program. (LF)   |
| 22-55 | (g)  | Heidi Nichols Sr. Forensic Photographer Medical Examiner Department   | The Miami-Dade County Ethics Code does not prevent a County employee from renting a room in her home to another County employee or any other person. However, the employee was advised not to use her County position to benefit herself as a landlord of her tenant, and vice versa, not to leverage her position as a landlord to secure a benefit in her County position. (LF)   |
| 22-56 | (j), (k), (c), (g)<br><i>directed to AO 7-1</i>          | S. Donna Palmer – Special Projects Administrator, Small Business Initiatives (SBI) Section, Miami Dade Water and Sewer Department | A County employee may use the Miami-Dade Public Library facilities for her private enterprise activities (selling books she authored and promoting her speaking services) as long as she uses the standard procedure required by the general public involving space reservation including any forms or fees. The employee is permitted to contract with the County through her private business, but she may not contract with the Miami-Dade County Water & Sewer Department that employs her; she may not lobby the County for the contract; she may not be involved in the contract in any way. (EA) |
| 22-58 | (j), (k), (e)<br>RQO 17-03                               | Michelle Johnson  | Requester is the Mayor's Faith and Community Leadership Liaison, which includes working with community-based organizations (CBO's), and was previously employed by Concerned African  |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester   | Holding  |
|-------|--|---|--|
|       |  | Faith and Community Leadership Liaison<br><br>Mayor's Office  | Women, Inc. (CAW) a Florida nonprofit entity and CBO. Ms. Johnson wishes to serve as a voluntary, unpaid director of CAW. The CAW position is not considered conflicting outside employment. But to avoid the appearance of impropriety, Ms. Johnson should not be involved in any aspects of the county grant process with CAW and should avoid direct, targeted solicitations of County vendors and lobbyists on behalf of CAW in order to prevent a County vendor or contractor's contribution to CAW in exchange for a perceived benefit from the County. (JA) |
| 22-59 | (k), (m), (g), (h)                                       | Bassam Moubayed, Chief, Construction Division, MDC Department of Transportation and Public Works (DTPW) | A County division chief working at DTPW is not engaged in outside employment as an unpaid member of the board of directors for the Florida Stormwater Association (FSA), a 501(c)(4) nonprofit corporation serving professionals in stormwater management and finance by providing training, technical assistance, advocacy, and legislative relations. (MDP)  |
| 22-60 | (v), (n)<br><br>RQO 11-11                                | Franklin Gutierrez Selection Committee Coordinator Internal Services Department                         | An alternate Selection Committee member for a Miami-Dade County solicitation whose husband and son are employed by a subconsultant to one of the respondents to the solicitation has a conflict serving in the committee because the committee's recommendation may affect the subcontracting firm in which her husband has a financial interest. Further, there is an appearance of impropriety created given her close familial relationship with two employees of the respondent's subcontractor team. (MDP)  |
| 22-61 | (q)<br><br>RQO 04-33, RQO 02-139                         | Dr. Erica Unz, Veterinarian, Meows & Purrs  | A former employee of Miami-Dade County Animal Services Department ("ASD"), who is currently self-employed as a veterinarian and owner/operator of the Florida corporation Meows  |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester   | Holding  |
|-------|--|---|--|
|       | RQO 12-09  | <p>Feline Hospital, LLC</p> <p>Enkelejda Plasari<br/>Procurement Contracting Officer 1<br/>Miami Dade County Internal Services Department</p>         | <p>&amp; Purrs Feline Hospital, LLC (“M&amp;P”), may submit a response to a County solicitation for the provision of veterinary services without violating the Two-Year Rule. However, the Two-Year Rule prohibits her from corresponding with any County officer or employee regarding M&amp;P’s response beyond routine administrative inquiries and prohibits her from negotiating with any County personnel regarding the terms of any contract for the provision of veterinary services resulting from her response to said solicitation. (NAB)</p>   |
| 22-62 | (e), (w)<br>RQO 02-70<br>RQO 06-05                       | <p>Honorable Jose “Pepe” Diaz<br/>Chairman<br/>Miami Dade Board of County Commissioners</p>   | <p>The Chairman of the BCC may lead a County effort to solicit charitable contributions for people in and affected by the war in Ukraine pursuant to subsections 2-11.1 (e)(2)(f) and (2)(g) but solicitations of donations from private businesses should be broad based. The Chairman’s travel and lodging costs associated with his plans to travel to Poland in his official capacity may be covered by the County or third-party funds, as long as the third-party is not a person or party transacting or seeking to transact with the County. (JA)</p>  |
| 22-63 | (j), (k)<br>RQO 16-02;<br>RQO 00-10                      | <p>Cynthis Linder<br/>Pre-Trial Services Officer 2<br/>Sherea Blackman<br/>Administrative Officer 3<br/>Miami Dade Corrections and Rehabilitation</p> | <p>A Pretrial Services Officer 2 with Miami-Dade Department of Corrections and Rehabilitation does not have a conflict of interest regarding her employment as the owner of Clean-Living Janitorial Team, LLC. because her outside employment would not impair her independence of judgment in the performance of her County duties as there is no overlap between her public duties and outside employment; she will not assist the same clients; she will not use the same resources; her outside employment does not require her to interact with other County employees; and the work would be performed outside your County hours. (LF)</p> |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester   | Holding  |
|-------|--|---|--|
| 22-64 |  |   | *No Opinion Issued*  |
| 22-65 |  |   | *No Opinion Issued*  |
| 22-66 | (e)<br>RQO 02-70<br>RQO 05-119                           | Julian R. Manduley<br>IT Contracts & Procurement Manager<br>Miami Dade County Information and Technology Department   | The Miami-Dade County Information Technology Department (“ITD”) may accept an offer from Broadcom Corporation, a County vendor, to provide free training to one County employee of ITD’s choosing in Broadcom’s Mainframe Vitality Program, because the training received will be in furtherance of the County’s official business, and because there is no <i>quid pro quo</i> activity taking place or anticipated by the provision of the free training. Further, because the no-cost provision of the Mainframe Vitality Program is not a “gift” as defined by the County Ethics Code, no disclosure is required under the County Ethics Code. (NAB) |
| 22-67 | (c)  | Willi Gudat, Jr.<br>Immediate family member of Claudia Gudat<br>Police Officer<br>Miami Dade County Police Department | The father of a County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because the County employee’s job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (NAB)   |
| 22-68 | (c), (j), (k)<br>RQO 16-02;<br>RQO 12-07;<br>RQO 00-10;  | Eliacin Erland<br>Enrollment Specialist<br>Jackson Health System  | A County employee’s management of rental property owned by the County employee’s family member from which the County employee receives income and is memorialized by a property management contract is considered outside employment. A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant   |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester   | Holding  |
|-------|--|---|--|
|       |  |   | Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because her County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (EA)  |
| 22-69 | (d)<br>RQO 15-04   | Ralph Ventura, Esq.<br>City Attorney<br>City of Sweetwater  | There is no broad voting conflict that would prohibit a Sweetwater City Commission member’s participation or vote on a proposed ordinance that would require all new construction of a larger size and density to have vehicle charging stations. The member of the Sweetwater Commission is employed by a publicly traded company that is engaged in the business of electric vehicle charging stations. The member is not a company manager or executive. The passage of the ordinance would not affect the employer in an immediate or substantial manner and would rather have a more speculative effect. (JA) |
| 22-70 | (c)  | Miguel Hechavarria,<br>Husband of Teresa Hechavarria,<br>Quality Assurance Coordinator,<br>CareerSource South Florida | A County employee’s spouse is not prohibited from contracting with the County through his privately-owned business, Fiesta Carousel, Inc. (Fiesta), because his wife’s job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the contract. (LF)  |
| 22-71 | (c)  | Rose E. Phara<br>Certified Nursing Assistant<br>Jackson Health System   | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because her County job duties do not involve any administration,  |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester  | Holding  |
|-------|--|--|--|
|       |  |  | oversight, selection, or enforcement of any aspect of the ERAP program (LF).   |
| 22-72 | (c)  | Eric Chong<br>Father of<br>Robert Chong<br>Range<br>Attendant<br>Miami Dade<br>County Parks,<br>Recreation, and<br>Open Spaces   | The father of a County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because his son’s County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (EA)   |
| 22-73 | (d)<br><br>RQO 15-04<br>RQO 10-20                        | Lorena Bravo,<br>Esq., City<br>Attorney, City<br>of Hialeah<br><br>David Jove,<br>Esq., Assistant<br>City Attorney,<br>City of Hialeah                                     | There is no voting conflict that would prohibit a Hialeah Councilmember’s participation or vote on a proposed zoning variance sought by the behavioral health hospital, to increase its size when the Councilmember lives in a townhouse development that is just west of the hospital. The Councilmember’s interest did not reach the threshold of 1% of the size of the class that would generally create a voting conflict. It does not appear that the variance will significantly change the character of the official’s neighborhood. The hospital is located alongside the Palmetto Expressway. Any financial impact to the member would be remote or speculative. (JA) |
| 22-74 | (s)(2), (g)  | Katy Sorenson<br>Former Miami-<br>Dade County<br>Commissioner<br>for District 8<br>Advisory Board<br>Member and<br>Chairperson of<br>the Building<br>Better<br>Communities | Exceptions in Section 2-11.1(s) of the County Ethics Code allow a citizen to appear before the Board of County Commissioners in self-representation to express opposition to the expansion of the current urban develop boundary line, without registering as a lobbyist. It is recommended that she clarify in her presentation that she is speaking on her own behalf and not on behalf of any organization or group. (JA)   |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester   | Holding  |
|-------|--|---|--|
|       |  | Bond Program's Citizens' Advisory Committee (CAC) Founder, President and CEO of the Good Government Initiative at the University of Miami |  |
| 22-75 | (g)<br>RQO 05-06   | Honorable Roberto Martell Mayor of the Town of Medley   | The County Ethics Code does not prohibit the Mayor of the Town of Medley from endorsing the candidacy of another person for County Court Judge and he may use his official title as Mayor as long he does not use any municipal resources in the endorsement. (JA)   |
| 22-76 | (k)<br>RQO 17-03   | Harry Elden, Accountant II, Miami-Dade Port of Miami (Seaport)  | An Accountant II for the Miami-Dade Port of Miami (Seaport) is not engaged in outside employment by volunteering as Treasurer for Ballet Etudes of South Florida, Inc. ("Ballet Etudes"), a not-for-profit corporation founded by his spouse and currently operated by his daughter, because he is not responsible for Ballet Etudes' day-to-day functioning or activities, does not receive compensation for his services, and does not have significant time commitments as part of his service as Treasurer. (LF) |
| 22-77 | (d)<br>RQO 19-06<br>RQO 15-04                            | Juana Leon, Administrative Services Manager, The Children's Trust   | Board members of The Children's Trust ("TCT") did not have a voting conflict concerning a resolution to authorize the negotiation and execution of a final contract renewal with Miami-Dade College ("MDC") for The Children's Trust Books for Free program because the TCT board  |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester  | Holding  |
|-------|--|--|--|
|       |  |  | members did not have an enumerated relationship with any entity affected by the resolution, nor would any of the board members profit from, be enhanced by, or receive any special benefit from the vote. (LF)   |
| 22-78 | (j), (k)<br>RQO 17-01<br>RQO 16-02<br>RQO 09-16<br>RQO 04-173<br>RQO 00-10<br><br><i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1 | Luis Requejo,<br>Airport<br>Operations<br>Agent, Miami-<br>Dade Aviation<br>Department<br><br>Jonathan<br>Spicer, Airport<br>Operations<br>Supervisor,<br>Miami-Dade<br>Aviation<br>Department | An Airport Operations Agent for the Miami-Dade Aviation Department may engage in outside employment as a cardiopulmonary resuscitation (“CPR”) and First Aid instructor for his privately owned and operated company because his outside employment would not impair his independence of judgment in the performance of his County duties. (NAB) |
| 22-79 | (j), (k)<br><br>RQO 16-02<br>RQO 00-10<br><br><i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1                                     | Elizabeth<br>Lubin,<br>Treatment Plant<br>Operator 1,<br>Miami-Dade<br>Water and<br>Sewer Dept<br><br>Oman Lopez,<br>Treatment Plant<br>Supervisor,<br>Miami-Dade<br>Water and<br>Sewer Dept   | A Treatment Plant Operator 1 for the Water and Sewer Department may engage in outside employment as a baker for her privately owned and operated company because her outside employment would not impair her independence of judgment in the performance of her County duties. (LF)  |
| 22-80 | (v), (x)   | Amado<br>Gonzalez,<br>Selection<br>Committee   | Members of a County selection committee for a Miami-Dade Aviation Department project do not have a voting conflict, even though their respective former employers are subconsultants   |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester   | Holding   |
|-------|--|---|---|
|       | <i>directed to</i><br>Miami-Dade<br>Code § 2-1067  | Coordinator,<br>Internal<br>Services<br>Department<br><br>Sade Chaney,<br>Research<br>Manager,<br>Office of the<br>Commission<br>Auditor  | of a respondent to the solicitation because the selection committee members will not be directly affected by the vote, they each do not have an enumerated relationship with an entity affected by the vote, and they have not maintained any business, close social, or other relationships with their respective former employers. Additionally, the Reverse Two-Year Rule would not apply to either selection committee member because they left their respective former employment more than two years ago. (MDP)   |
| 22-81 | (j), (k)<br><br>RQO 17-01<br>RQO 16-02<br>RQO 12-07<br>RQO 04-173<br>RQO 04-168<br>RQO 00-10<br><br><i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1 | Alejandra<br>Longa,<br>Veterinary<br>Technician,<br>Miami-Dade<br>Animal<br>Services Dept<br><br>Susan Marazita,<br>Administrative<br>Officer 2,<br>Miami-Dade<br>Animal<br>Services Dept | A Veterinary Technician for the Miami-Dade Animal Services Department (“ASD”) may engage in outside employment as a Relief Veterinary Technician for Meows and Purrs Feline Hospital, LLC (“M&P”), a County vendor, because there will be no overlap between her public duties and outside employment: the outside employment will take place at a different facility; her outside employment will not require her to interact with ASD staff; M&P will provide its own veterinary supplies and will use different medications, protocols, and database software; her outside employment will be performed outside of her County work hours; ASD and M&P serve different pet populations and so typically provide different types of services; and the County employee will not have any authority to enforce, oversee, or administer any contracts between ASD and M&P, nor will she supervise anyone with said authority. (NAB) |
| 22-82 | (j), (k)<br><br>RQO 16-02<br>RQO 12-11<br>RQO 08-31<br>RQO 05-15<br>RQO 00-10  | Daniel<br>Rotenberg, Real<br>Estate Division<br>Director,<br>Miami-Dade<br>Internal<br>Services Dept  | A Real Estate Development Division Director for the Miami-Dade Internal Services Department may engage in outside employment as co-owner and operator of his privately owned and operated real estate investment firm. Because he will not use his Florida real estate license to engage in this outside employment and all of the firm’s currently owned properties are outside of Miami-Dade  |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted          | Requester  | Holding   |
|-------|---|--|---|
|       | <i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1        | Veronica<br>Brown,<br>Assistant<br>Director,<br>Miami-Dade<br>Internal<br>Services Dept  | County, his outside employment would not impair his independence of judgment in the performance of his County duties. (EA)  |
| 22-83 | (k)<br><br>RQO 17-03  | Ronald Tookes,<br>Police Officer,<br>Miami-Dade<br>Police<br>Department  | A Miami-Dade County Police Officer is not engaged in outside employment when he serves as the President of the Richmond-Perrine Optimist Club, a not-for-profit entity, because: he did not found the organization; he does not have a significant managerial role in the organization; the organization has a separate executive director responsible for its day-to-day operations; he serves on a volunteer basis with no monetary compensation; and, he does not have significant time commitments as part of his service as President beyond attending a monthly board meeting. Because he is not engaged in outside employment, he is not required to annually report his activities as outside employment or seek annual supervisor approval. (LF) |
| 22-84 | (v), (x)<br><br><i>directed to</i><br>Miami-Dade<br>Code § 2-1067 | Jorge Vital,<br>Selection<br>Committee<br>Coordinator,<br>Internal<br>Services<br>Department<br><br>Sade Chaney,<br>Research<br>Manager,<br>Office of the<br>Commission<br>Auditor | An alternate member of a County selection committee for a Miami-Dade Department of Transportation and Public Works project does not have a voting conflict, even though his former employer is a subconsultant of a respondent to the solicitation, because the alternate selection committee member will not be directly affected by the vote, he does not have an enumerated relationship with an entity affected by the vote, and he has not maintained any business, close social, or other relationship with his former employer. Additionally, the Reverse Two-Year Rule would not apply to the alternate selection committee member because he left his former employment more than two years ago. (MDP)   |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted  | Requester  | Holding  |
|-------|---|--|--|
| 22-85 | (c)   | Jeffery Heredia,<br>Bus Operator,<br>Miami-Dade<br>County<br>Department of<br>Transportation<br>and Public<br>Works  | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistance Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because the County employee’s job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP. (NAB)  |
| 22-86 | (j), (k)<br><br>RQO 17-01<br>RQO 16-02<br>RQO 00-10<br><br><i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1 | Luis Robainas,<br>Cashier 1,<br>Miami-Dade<br>Water and<br>Sewer<br>Department<br><br>Cristobal<br>Andrades,<br>Accountant 3,<br>Miami-Dade<br>Water and<br>Sewer<br>Department    | A Cashier 1 for the Miami-Dade Water and Sewer Department may engage in outside employment as a Part-Time Head Cashier at The Home Depot because his outside employment would not impair his independence of judgment in the performance of his County duties. (EA)  |
| 22-87 | (v), (x)<br><br><i>directed to</i><br>Miami-Dade<br>Code § 2-1067   | Saba Musleh,<br>Selection<br>Committee<br>Coordinator,<br>Internal<br>Services<br>Department<br><br>Sade Chaney,<br>Research<br>Manager,<br>Office of the<br>Commission<br>Auditor | A member and an alternate member/technical advisor of a County selection committee for multiple Miami-Dade County Departments Requesting Proposals for Maintenance and Repair Services do not have voting conflicts, even though the member managed a County Project involving a Respondent to the solicitation, and a former employer of the alternate member/technical advisor is a respondent to the solicitation, because neither the member nor the alternate member/technical advisor will be directly affected by the vote, nor do they have an enumerated relationship with an entity affected by the vote, and they have not maintained any business, close social, or other relationships with |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted  | Requester  | Holding   |
|-------|---|--|---|
|       |   |  | <p>the Respondent in question. The Reverse Two-Year Rule would not apply to the alternate selection committee member because he left his former employment more than two years ago.</p> <p>Finally, however, due to the sensitivity of the procurement process and the expressed concern and apprehension of the selection committee member in remaining fair and impartial, it was recommended that he be excused from service as a member of the selection committee. (MDP)</p>   |
| 22-88 | <p>(e), (w)</p> <p><i>directed to</i><br/>Florida Statutes § 112.3148</p>   | <p>Gabriel Paez,<br/>Community Advocacy Program Officer 1,<br/>Miami-Dade County Board of County Commissioners</p> | <p>A Community Advocacy Program Officer 1 for the Miami-Dade County LGBTQ Advisory Board may accept a prize/gift of a two-night hotel stay that he won at virtual event that he attended as part of his County work because the entity sponsoring the prize/gift was not a County vendor, the prize/gift was not awarded to him in exchange for any official duty or act performed by him in relation to his official duties, the prize/gift was equally available to all event attendees, and he did not garner any advantage in winning the prize/gift due to his County position. However, because the value of the prize/gift is over \$100.00, he must file a gift disclosure with the Clerk of the Board. (NAB)</p> |
| 22-89 | <p>(g)</p> <p>RQO 99-24</p> <p><i>directed to</i><br/>County Manager's Memorandum of June 11, 2007; Fla. Stat. § 112.3135</p> | <p>Jimmy Morales,<br/>Chief Operations Officer, Miami-Dade County</p>  | <p>The County Ethics Code does not prohibit a husband and wife from serving as two of the four Deputy Directors for the Miami-Dade Water and Sewer Department because they have different work assignments that do not overlap and neither is in a position to supervise or evaluate the other's work product.</p> <p>However, the requestor was directed to the County's administrative policies regarding nepotism. (JA)</p>  |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester  | Holding   |
|-------|--|--|---|
| 22-90 | (e), (g), (w)  | Mayor Danielle Levine Cava, Miami-Dade County  | <p>The County Mayor may travel to Qatar at the invitation and expense of the Qatari government in order to meet with government, business, and cultural officials about their hosting of the 2022 World Cup with an eye toward this jurisdiction's bid to host the 2026 World Cup without giving rise to a conflict of interest because the proposed travel is done in the County Mayor's official capacity for a public purpose, and because the Qatari government is not a County contractor.</p> <p>Furthermore, because the travel is undertaken in the County Mayor's official capacity in the performance of a public duty, the payment of the travel costs by the Qatari government do not constitute a reportable gift, although the Ethics Commission encourages reporting said costs to promote transparency and disclosure. (JA)</p> |
| 22-91 | (j), (k)<br>RQO 16-02<br>RQO 04-173<br>RQO 00-10<br><i>directed to</i><br>Miami-Dade<br>County AOs<br>5-5, 7-1 | Carolina Castrillon, Manager of PROS Capital Improvement, Miami-Dade Parks, Recreation, and Open Spaces Department | A Manager of Capital Improvement for the Miami-Dade County Parks, Recreation, and Open Spaces Department ("PROS") may engage in outside employment as President of Castina Construction, Inc., her privately owned business that provides general contractor and construction management for residential projects, because her outside employment would not impair her independence of judgment in the performance of her County duties. (LF)   |
| 22-92 | (d)<br>RQO 19-06<br>RQO 19-04<br>RQO 15-04<br><i>directed to</i> The<br>Children's                             | Juana Leon, Administrative Services Manager, The Children's Trust  | Three board members of The Children's Trust ("TCT") have an automatic prohibited voting conflict concerning a TCT Resolution to fund Family Neighborhood Support Partnerships ("FNSP"), which offer support for children, youth, and their families experiencing challenges that limit their health, social, educational, and economic potential, because the TCT board   |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted  | Requester   | Holding   |
|-------|---|---|---|
|       | Trust (“TCT”) Conflict of Interest and Code of Ethics § III(A)(1) and TCT Bylaws, Art. VI, § 3  |   | <p>members each have an enumerated relationship (officer and/or director) with an entity receiving funds under the Resolution.</p> <p>The remaining TCT board members do not have a voting conflict concerning the FNSP Resolution because, although they are affiliated with in-kind partners of the FNSP, they do not have an enumerated relationship with any entity receiving funding from or directly affected by the Resolution, nor would any of the board members profit from, be enhanced by, or receive any special benefit from the vote. (LF)</p> |
| 22-93 | (d)<br>RQO 19-06<br>RQO 15-04<br><br><i>directed to</i> The Children’s Trust (“TCT”) Conflict of Interest and Code of Ethics § III(A)(1) and TCT Bylaws, Art. VI, § 3 | Juana Leon, Administrative Services Manager, The Children’s Trust | Three board members of The Children’s Trust (“TCT”) each have an automatic prohibited voting conflict concerning a TCT Resolution to fund innovative services to pilot or test new ideas or methods that have the potential to advance TCT’s mission, because each of the three TCT board members has an enumerated relationship (officer and/or director) with an entity receiving funds under the Resolution. (NAB)   |
| 22-94 | (d)<br>RQO 19-06<br>RQO 15-04<br><br><i>directed to</i> Children’s Trust Conflict of Interest and Code of Ethics § III (D)  | Juana Leon, Administrative Services Manager, The Children’s Trust | Two board members of The Children’s Trust (“TCT”) have an automatic prohibited voting conflict concerning a TCT Resolution to fund the Evidence2Success Initiative, which utilizes data to improve the well-being and development of children and youth, because the TCT board members each have an enumerated relationship, as members of the Board of Directors, with an entity receiving funds under the Resolution. (EA)  |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester   | Holding  |
|-------|--|---|--|
| 22-95 | (j), (k), (g), (h), (m), (g), (p)<br><br>RQO 00-10<br>RQO 12-11<br>RQO 16-02<br>RQO 12-07<br>RQO 04-168<br>RQO 17-01<br><br><i>directed to</i><br>AO 7-1 and<br>AO 5-5 | Teleachelar Cannon,<br>Recreation Leader,<br>Miami-Dade County Parks, Recreation, and Open Spaces Department (PROS)                   | A Recreation Leader for PROS does not have a conflict of interest regarding her employment at the County and her outside employment as a driver for a private transportation company because her outside employment would not impair her independence of judgment in the performance of her County duties. (NAB)   |
| 22-96 | (q)<br><br>RQO 12-09<br>RQO 13-07<br>RQO 02-139<br>RQO 04-33<br>RQO 04-34  | Carl Harrison<br>Former Principal Planner,<br>Development Services Division,<br>Department of Regulatory and Economic Resources (RER) | Under the Two-Year Rule, the former Principal Planner for the Development Services Division for RER may work as a consultant for his privately-owned business, as it appears that he will only engage in ministerial acts and impart institutional knowledge to his clients. However, he is prohibited from lobbying the County for a two-year period following his separation from the County. Additionally, pursuant to Section 2-11.1(h), he may not disclose confidential information acquired as a result of his County employment and may not use such information directly or indirectly for his personal benefit. (LF) |
| 22-97 | (j), (k), (g), (h)<br><br>RQO 00-10<br>RQO 02-98<br>RQO 16-02<br>RQO 17-01<br>RQO 04-173<br><br><i>directed to</i><br>AO 7-1 and<br>5-5                                | Nadezda Mashinskaya,<br>Title Analyst,<br>Miami-Dade County Department of Transportation and Public Works                             | A Title Analyst in the County Department of Transportation and Public Works does not have a conflict of interest regarding her employment at the County and her outside employment as the owner of her privately-owned soap company, because her outside employment would not impair her independence of judgment in the performance of her County duties. Additionally, she may continue her outside employment while on parental leave with the County, as there is no explicit County policy prohibiting County   |

| INQ # | County Code at Sec. 2-11.1, Precedent, or other as noted  | Requester  | Holding   |
|-------|---|--|---|
|       | Miami-Dade County Leave Manual § 30.01.00, 30.02.00 and 30.04.01; Miami-Dade County Code § 11A-80; 29 U.S.C. § 2601; 29 C.F.R. § 825.216(e) |  | employees from engaging in outside employment while on parental leave. (NAB)  |
| 22-98 | (j), (u), (c), (d)<br><br>RQO 17-03<br>RQO 21-01<br>RQO 12-05<br><br><i>directed to</i><br>Section 112.313(7), Florida Statutes             | Darvin E. Williams, Esq.,<br>Interim City Manager,<br>City of Opa-Locka  | The Interim City Manager for the City of Opa-Locka has a conflict of interest regarding his employment with the City and his outside employment as the founder and President of Wellspring Community Resources, Inc. (WCR), a Florida nonprofit, tasked with developing, remodeling, and/or constructing a medical office complex and senior affordable housing facility complex and accompanying public works improvements in the City of Opa-locka because there is too much overlap between his public role as the Interim City Manager and his private role with WRC while that entity is engaged in varying degrees of the project and abutting public works improvements worth millions of dollars in the City of Opa-Locka. (JA) |
| 22-99 | (j), (k), (g), (h), (m), (g), (p)<br><br>RQO 00-10<br>RQO 12-11<br>RQO 16-02<br>RQO 12-07<br>RQO 04-168<br>RQO 17-01                        | Johnson Louis,<br>Accountant II,<br>Miami-Dade County Seaport Department | An Accountant II for PortMiami does not have a conflict of interest regarding his employment at the County and his outside employment as a Tax Professional with AJK Multiservice, LLC (“AJK”), a private tax preparation company, because his outside employment would not impair his independence of judgment in the performance of his County duties. (NAB)  |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester  | Holding  |
|--------|--|--|--|
|        | <i>directed to</i><br>AO 7-1 and<br>AO 5-5   |  |  |
| 22-100 | (v), (x)<br><br>RQO 17-04<br>RQO 10-05<br><br><i>directed to</i><br>Section 2-1067, Miami-Dade County Code, and 2.1(b) of the COE Rules of Procedure | Victoria Mallette,<br>Selection Committee Chairperson<br>Executive Director,<br>Homeless Trust | A non-voting member (technical advisor) of the selection committee for a Public Housing and Community Development project, does not have a voting conflict even though his former employer, Citrus Health Network, Inc. (CHN), is a respondent to this solicitation, because his employment with CHN ended over two years ago; he has no current financial or other relationship with his former employer or fellow employees; and there is no appearance of impropriety created by his service on this committee. (NAB) |
| 22-101 | (j), (c), (d), (e)<br><br>RQO 17-03<br><br><i>directed to</i><br>Sec. 26-33(a), Hialeah Code of Ethics   | Oscar R. Amuz,<br>Executive Assistant to the Mayor,<br>City of Hialeah                         | A mayoral executive assistant's uncompensated volunteer service with Hope for Autism United for Soccer, Inc. (HAUS), a Florida nonprofit, which includes coaching and fundraising, does not constitute prohibited conflicting employment because of the absence of any administrative duties; the charitable nature of the nonprofit; and because his service will occur outside of his municipal work hours and would be performed using personal and HAUS resources. (JA)  |
| 22-102 | (c)  | Ginger Clarke,<br>Firefighter,<br>Miami Dade Fire Rescue Department                            | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program ("ERAP"), administered by the Miami-Dade County Public Housing and Community Development Department ("PHCD"), because her County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (EA)   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester  | Holding  |
|--------|--|--|--|
| 22-103 | (d)  | Honorable Jose “Pepe” Diaz, Chairperson and District 12 Commissioner, Miami-Dade Board of County Commissioners (BCC) | The Commissioner does not have a voting conflict on a Resolution before the BCC to approve a special permit and agreement authorizing the construction of a linear park for pedestrians and cyclists on Miami-Dade Expressway Authority (MDX) owned property even though he serves as a Director for MDX, a government or public entity, as he will not benefit personally or professionally from the Resolution. (JA)   |
| 22-104 | (s)<br>RQO 14-04   | Laura Munilla, Board Member, Vizcaya Museum and Gardens Trust (VMGT)   | A Board Member for VMGTI, a non-profit organization, may meet with Commissioners on an annual basis for an informational meeting regarding the operation and management of Vizcaya Museum and Gardens without registering as a lobbyist, as such actions do not constitute lobbying activity. (LF)   |
| 22-105 | (q)  | Maria V. Ayala, former municipal employee  | Under the Two-Year Rule, a former Code Compliance Officer with the Town of Medley may be employed as the owner and operator of her privately-owned company Emjay Consulting, LLC (“Emjay”), which prepares applications for local business tax receipts and submits those applications with the relevant municipal authority on behalf of its clients, because she will only engage in ministerial acts. However, she is prohibited from lobbying the Town for a two-year period following her separation. Additionally, pursuant to Section 2-11.1(h), she may not disclose confidential information acquired as a result of her municipal employment and may not use such information directly or indirectly for her personal benefit. (NAB) |
| 22-106 | (k), (j), (g)<br>RQO 16-02                               | William Elgar, Director, Zoo Miami, Miami  | The Zoo Miami Communications and Media Relations Director and Zoo Goodwill Ambassador does not have a conflict of interest   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester  | Holding   |
|--------|--|--|---|
|        | RQO 00-10<br>RQO 15-03<br>RQO 07-36<br>RQO 05-06<br><br><i>directed to</i><br>AO 7-1 and<br>AO 5-5 | Dade<br>Department of<br>Parks,<br>Recreation, and<br>Open Spaces  | regarding his many wildlife- related outside endeavors including leading wildlife-based tours to various parts of the world, publishing images captured and stories about said wildlife expeditions, hosting the nationally televised wildlife documentary television series, etc., because his outside employment would not impair his independence of judgment in the performance of his County duties. Additionally, there is no indication that his position at Zoo Miami is used to garner special privileges and/or exemptions, especially since his own education and experience have provided the opportunities he has obtained. (EA) |
| 22-107 | (c)  | Belinda<br>Bractley,<br>Contracts<br>Officer,<br>Miami-Dade<br>Fire Rescue<br>Department                 | Board members on the Miami-Dade County Living Wage Commission and the Miami-Dade Small Business Enterprise Advisory Board for Goods and Services, which serve as corporate officers for a private company have no conflict of interest arising out of their company’s bid on an Invitation to Quote (ITQ) from the Miami-Dade Fire Rescue Department (MDFR) because those boards would have no involvement in the review or recommendation of this bid or the contract. (LF)  |
| 22-108 | (c), (m), (v)<br><br>RQO 09-22<br>RQO 07-39  | Makeba<br>Gassant,<br>Member,<br>Small Business<br>Enterprise<br>Goods and<br>Services<br>Advisory Board | A County advisory board member may submit a bid in response to and execute a contract with the County’s Internal Services Department (ISD) as long as the board on which she serves does not oversee the contract; she does not make presentations or seek any benefits for herself or others from her board; and she does not vote on any matter where she would be directly affected by the vote while having an enumerated relationship with the entity appearing before the board on which she serves. (EA)   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted              | Requester   | Holding  |
|--------|---|---|--|
| 22-109 | (d), (g), (w)   | Honorable Linda Julien, Miami Gardens Councilmember                               | A Miami Gardens Councilmember is not prohibited from considering or voting on the Mayor's designation enabling the Councilmember to travel to Paris as the City's representative and authorizing the expenditure of municipal travel funds as reimbursement for travel costs, because the international travel, as Miami Gardens' designate, serves a public purpose, involves another governmental entity, and may be paid for with public funds. Additionally, the Councilmember's vote on the matter would a benefit to her personally or professionally apart from her public role. (JA) |
| 22-110 | (q)<br>RQO 12-09<br>RQO 13-07<br>RQO 02-139<br>RQO 04-34<br>RQO 01-38 | Juan Jaramillo, Procurement Manager, Jackson Health System (JHS)                  | Under the Two-Year Rule, a former Procurement Manager for JHS may work as a medical device sales representative with Anthrex/Southern Edge Orthopedics, a JHS vendor, provided his actions consist of imparting institutional knowledge to his new employer or working in a technical capacity on existing JHS contracts. However, he is cautioned against engaging in any action that might be perceived as advocating, encouraging or seeking to influence PHT-JHS officials or procurement personnel as this this would be a violation of the County's Two-Year Rule. (MDP)               |
| 22-111 | (c)   | Eric Leaks, Trash Truck Driver 1, Miami Dade Department of Solid Waste Management | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program ("ERAP"), administered by the Miami-Dade County Public Housing and Community Development Department ("PHCD"), because his County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (EA)   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester  | Holding  |
|--------|--|--|--|
| 22-112 | (g) (j) (k)<br>RQO 00-10<br>RQO 16-02<br>RQO 17-01<br>RQO 17-03<br><br><i>directed to</i><br>AO 7-1        | Sauveur Benz Joseph, Parking Lot Attendant Supervisor Miami-Dade County Internal Services Department | A Parking Lot Attendant Supervisor working for the Miami-Dade County Internal Services Department (“ISD”) would not have a conflict of interest created by owning and operating a tax filing business, or in purchasing advertising space for his business at County parking facilities because a third-party County contractor oversees the parking facility advertising space and ISD does not oversee that contract. In addition, during his County working hours, he may not promote his business or otherwise discuss his private company as this would likely constitute an exploitation of his official position. (NAB) |
| 22-113 | (j)(k)<br>RQO 00-10<br>RQO 06-27<br>RQO 04-173<br>RQO 16-02<br>RQO 17-03<br><br>Administrative Order 7-1   | Rolando Valdes, Trash Truck Driver 2, Department of Solid Waste Management                           | A Trash Truck Driver 2 for the Department of Solid Waste Management does not have a conflict of interest regarding his outside employment as a Vice President for the American Federation of State, County and Municipal Employees (AFSCME) Florida Council 79 Executive Board, because his outside employment would not impair his independence of judgment in the performance of his County duties. However, it is advised that he follow prescribed limitations to prevent a conflict of interest. (LF)   |
| 22-114 | (j) (k)<br>RQO 00-10<br>RQO 04-168<br>RQO 04-173<br>RQO 16-02<br>RQO 12-07<br><br>Administrative Order 7-1 | Shiham Colegial Lorenzo, Construction Manager 2, Miami Dade Public Library System                    | A Construction Manager 2 for the Miami Dade Public Library System does not have a conflict of interest regarding his outside employment as the owner of a private architectural design company, because his outside employment would not impair his independence of judgment in the performance of her County duties. However, it is advised that he follow prescribed limitations to prevent a conflict of interest. (LF)   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted                           | Requester   | Holding  |
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| 22-115 | (q)<br>RQO 01-38<br>RQO 02-139<br>RQO 04-33<br>RQO 04-34<br>RQO 12-09<br>RQO 13-07 | Claudia Miro,<br>Former<br>Marketing<br>Specialist,<br>Miami Dade<br>Public Library<br>System   | Under the Two-Year Rule, the former Marketing Specialist for the Miami Dade Public Library System is prohibited from lobbying by attempting to persuade County staff to take a particular course of action, and making presentations before County selection committees, boards and agencies, the Board of County Commissioners and its and committees and subcommittees on behalf of her new employer for a two-year period following her separation from the County. Additionally, pursuant to Section 2-11.1(h), she may not disclose confidential information acquired as a result of her County employment and may not use such information directly or indirectly for her personal benefit. (LF) |
| 22-116 | (d)<br>RQO 15-04   | The Honorable<br>Joe Martinez<br>District 11<br>Commissioner<br>Miami Dade<br>Board of<br>County<br>Commissioners   | The Commissioner does not have a conflict voting on a Resolution to approve a contract with Motorola Solutions, Inc. (Motorola) for replacement of radios, maintenance and improvements to public safety communications systems, and a helicopter air-to-ground video streaming system for the County Police and Fire Rescue Departments, as he will not benefit personally or professionally from the Resolution. (JA)  |
| 22-117 | (c)<br>RQO 09-22   | Michael G.<br>Fresco, Sr.<br>Member<br>Miami-Dade<br>County<br>Community<br>Action Agency<br>Board<br><br>Michael G.<br>Fresco, Jr.<br>Commission<br>Aide | A Board Member of the Miami-Dade County Community Action Agency Board, who is also President of a private company, does not have a conflict of interest arising out of the company's bid response to a Request to Qualify (RTQ) for a pool of vendors for future services to be utilized by multiple County departments because that Board would have no occasion to review or consider this bid or the contract. In addition, although the Board Member is an immediate family member of a County employee, said County employee's job responsibilities do not include any aspect of the bid or contract.   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester   | Holding  |
|--------|--|---|--|
|        |  | Miami-Dade County Board of County Commissioners   | However, the County employee should recuse himself if the bid or contract were to intersect his job activities with the Board of County Commissioners. (NAB)   |
| 22-118 | (c) (j) (q)<br>RQO 00-10<br>RQO 04-33<br>RQO 02-139<br>RQO 16-02<br><br>Administrative Order 7-1 | Lawrence E. Gunn, Sr.,<br>Bus Operator<br>Miami-Dade County<br>Department of Transportation and Public Works<br><br>Jeffrey Townsley, Sr.,<br>Former Employee<br>Miami-Dade County<br>Department of Transportation and Public Works | A Bus Operator for Department of Transportation and Public Works (DTPW) does not have a conflict of interest regarding his employment at the County and his outside employment as the part owner of a car cleaning and detailing services business, because his outside employment would not impair his independence of judgment in the performance of his County duties.<br><br>There is no conflict of interest prohibiting a company owned by a retired Miami Dade County employee and a Bus Operator for DTPW from applying for and accepting a Target Urban Area Small Business Capitalization Program grant from the Miami-Dade Economic Advocacy Trust. (NAB) |
| 22-119 | (c)  | Harrold Perry, Jr.,<br>Customer Service Supervisor 1,<br>Miami-Dade County Animal Services Department   | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because his County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (NAB)  |
| 22-120 | (j)<br><br>RQO 10-01<br>RQO 04-173   | Juan Huerta,<br>Senior Personnel Specialist,  | A Senior Personnel Specialist for Miami Dade Elections does not have a conflict of interest regarding his employment at the County and his outside employment as a freelance human   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted                              | Requester  | Holding  |
|--------|---|--|--|
|        | RQO 16-02<br>RQO 12-07<br>RQO 00-10<br><br><i>directed to</i><br>AO 7-1 and<br>AO 5-5 | Miami Dade Elections   | resources business consultant for a family-owned private management company, because his outside employment would not impair his independence of judgment in the performance of his County duties. (EA)  |
| 22-121 | (v), (x)<br><br><i>directed to</i><br>Miami-Dade<br>Code § 2-1067                     | Manuel Jimenez<br>Selection Committee<br>Coordinator<br>Internal Services<br>Department<br><br>Tangie White<br>Community Development<br>Division Chief<br>for Miami Dade<br>County Public<br>Housing and<br>Community<br>Development<br>Department | A member of the selection committee for a Public Housing and Community Development project, does not have a voting conflict even though a non-profit organization that she was a board member for, Tacolcy Economic Development Corp. (TED), is a respondent to this solicitation, because her involvement with TED ended over three years ago; she has no current financial or other relationship with TED or its current Board of Directors. However, there may be an appearance of impropriety created by her service on this committee and it is recommended that she be excused from service. (MDP) |
| 22-122 | (s)   | Hector Camps, Founder and President of PHI Cubed, Inc.   | A technical expert must register as a lobbyist in order to participate in meetings with various County departments to discuss a private company's services, if the purpose of their presentation is to influence a subsequent County procurement decision, as such action constitutes lobbying activity. (LF)  |
| 22-123 | (c)<br><br>RQO 09-22<br>RQO 07-39   | Makeba Gassant, Member,  | A County advisory board member may submit a bid in response to and execute a contract with the County's Internal Services Department (ISD) as long as the board on which she serves does not   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester   | Holding  |
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|        | RQO 07-12<br>RQO 07-39<br>RQO 09-22<br><br><i>directed to</i><br>Miami-Dade<br>County Code<br>§ 2-8.1.1.1.1<br>(3)(g)(9) | Small Business<br>Enterprise<br>Goods and<br>Services<br>Advisory Board   | oversee the contract; she does not make presentations or seek any benefits for herself or others from her board; and she does not vote on any matter where she would be directly affected by the vote while having an enumerated relationship with the entity appearing before the board on which she serves. (EA)   |
| 22-124 | (c)  | Orby Nwadike,<br>Clinical Staff<br>Nurse, Jackson<br>Health<br>System/Miami-<br>Dade County<br>Public Health<br>Trust                     | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because her County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (EA)     |
| 22-125 | (c)  | Shenee Murray,<br>Advance<br>Practice<br>Registered<br>Nurse, Jackson<br>Health<br>System/Miami-<br>Dade County<br>Public Health<br>Trust | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistance Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because the County employee’s job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP. (EA) |
| 22-126 | (d)<br><br>RQO 13-06<br>RQO 19-04  | Jose “Pepe”<br>Diaz,<br>Chairperson &<br>Commissioner,<br>Miami-Dade<br>County Board<br>of County<br>Commissioners                        | A County Commissioner is not prohibited from participating and voting on funding for a not-for-profit military support organization for which said Commissioner simultaneously serves as director because the Commissioner’s position as director of the not-for-profit is non-voting, he does not receive any remuneration for his services, and he   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted    | Requester   | Holding   |
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|        |   |   | is not responsible for or involved in the management of the not-for-profit. (JA)  |
| 22-127 | (d)<br>RQO 12-03<br><i>directed to Fla. Stat. § 218.391</i> | Jose “Pepe” Diaz,<br>Chairperson & Commissioner,<br>Miami-Dade County Board of County Commissioners | A County Commissioner is not prohibited from participating and voting on the appointment of an individual to the Miami-Dade County Auditor Selection Committee while that individual is also retained as said Commissioner’s personal accountant so long as there is no evidence that the vote might provide the Commissioner with some financial, professional, or social benefit, advantage, or enhancement. Appearance of impropriety issues are left to the Commissioner’s judgment. (JA) |
| 22-128 | (e)<br><i>directed to Fla. Stat. § 112.3148</i>             | Jose “Pepe” Diaz,<br>Chairperson & Commissioner,<br>Miami-Dade County Board of County Commissioners | The Chairperson of the Miami-Dade County Board of County Commissioners may accept a boat donated to the County by an organization that does not currently conduct business with the County where the boat is being donated to one of the County’s first-responder uniformed service departments in the discharge of that department’s official duties. (JA)   |
| 22-129 | (c)   | Gloria Henry,<br>Court Support Specialist 1,<br>Miami-Dade County Police Department                 | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistance Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because the County employee’s job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP. (EA)  |
| 22-130 | (q)   | Jorge E. Corzo,<br>Former Town Engineer and Director of Capital Projects                            | Under the Two-Year Rule, a former Town Engineer and Director of Capital Projects and Economic Development for the Town of Medley, may create and operate an engineering consulting company that will help draft master plans for  |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester  | Holding  |
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|        |  | and Economic Development, Town of Medley   | South Florida developments, assess the municipal infrastructure impacts of said proposed projects, and work with surveyors and other ancillary services (like utility-related permitting) because these activities are either ministerial in nature or do not involve prohibited lobbying. However, insofar as he may participate in submitting responses to municipal solicitations (e.g., RFPs, RFQs, RTBs, or ITBs) on behalf of his clients, he is prohibited from lobbying the Town for a two-year period following his separation. (NAB)   |
| 22-131 | (d)<br><i>directed to</i><br>Miami-Dade County Code § 20-45<br><br><i>directed to</i><br>Florida Statutes §§ 112.236 & 286.012 | Frank Jimenez, Board Member, Country Club of Miami Community Council Zoning Appeals Board    | A Community Council Zoning Appeals Board Member who is also the Director of Grants and Special Projects for a charter school group does not have a prohibited conflict of interest on a vote concerning a zoning application for the expansion of a daycare facility to include a kindergarten through 5 <sup>th</sup> grade school because the Board Member does not have any specified relationship with the daycare company making the zoning application and any potential benefit or detriment to the Board Member resulting from his vote on the matter is too remote and speculative to give rise to a prohibited conflict of interest. (LF)      |
| 22-132 | (d)<br><i>directed to</i><br>Miami-Dade County Code § 20-45<br><br><i>directed to</i><br>Florida Statutes § 286.012            | Vanessa Fabricio, Board Member, Country Club of Miami Community Council Zoning Appeals Board | A Community Council Zoning Appeals Board Member who owns property that she is upgrading for use as a private elementary school should recuse herself, pursuant to Florida statute 286.012, from voting on a zoning application for the expansion of a daycare facility to include a kindergarten through 5 <sup>th</sup> grade school to avoid the appearance of impropriety because while she may not have a prohibited conflict of interest on the vote, the Board Member's upgraded property is located within two blocks of the zoning applicant's planned charter school, and the two schools will arguably be competing for clients/students. (JA) |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted                           | Requester  | Holding   |
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| 22-133 | (c)<br><i>directed to</i><br>Section 25A-1<br>of the Miami-<br>Dade County<br>Code | Jackie Denise<br>Bryant-<br>Marrero,<br>Medical<br>Assistant,<br>Jackson Health<br>System<br>(JHS)/Miami-<br>Dade County<br>Public Health<br>Trust | A JHS employee may contract with the County as a vendor/landlord in the Emergency Rental Assistance Program (“ERAP”), administered by the Department of Public Housing and Community Development (“PHCD”), because her employer, JHS, does not oversee or administer the ERAP. (NAB)  |
| 22-134 | (e)<br><br>RQO 02-70<br>RQO 05-119<br>RQO 06-05                                    | Kenneth D.<br>Hutchins, M.D.<br>Chief Medical<br>Examiner<br>Miami-Dade<br>County Medical<br>Examiner  | The County Ethics Code does not prohibit the Medical Examiner’s (ME’s) proposed collaboration with DNASolves -- a third-party company that will, at no cost to the County, raise funds for and perform genetic testing of the unidentified remains of individuals recovered in Miami-Dade County -- because the services received from DNASolves will be in furtherance of the ME’s official business and there is no <i>quid pro quo</i> activity anticipated in providing fundraising and genetic testing services. Further, because DNASolves’ proposed services are not considered a gift as defined by the County Ethics Code, no gift disclosure is required. (NAB) |
| 22-135 | (v)<br><br><i>directed to</i><br>Section<br>286.012,<br>Florida<br>Statutes        | Denise Galvez<br>Turros,<br>Member<br>City of Miami<br>Historic and<br>Environmental<br>Preservation<br>Board (HEPB)                               | A member of the City of Miami HEPB who leases office space from a principal of the applicant seeking to declare certain signs as historical does not have a voting conflict because she would not be directly affected by the vote, nor does she have an enumerated relationship with the principal/applicant. However, the board member may wish to consider the appearance of impropriety that may arise if she votes on a matter that will directly affect an individual who is the principal of an entity that is her private business office landlord. (JA)  |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted                          | Requester  | Holding   |
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| 22-136 | (w)   | William Texidor, Field Test Engineer, Department of Transportation and Public Works (DTPW)   | A Field Test Engineer for DTPW is not prohibited from attending the CONNECT2022 conference held by County vendor Clever Devices where transit experts discuss important topics facing the transit industry, and the events offered as part of conference registration (i.e. the golf tournament), which are costs related to the conference, are paid by County funds and there is a legitimate public purpose for the trip. (LF)   |
| 22-137 | (e)<br>RQO 06-05<br><br><i>directed to § 112.3148(3); 112.3148(4), Fla. Stat.</i> | Stephen Martell, President and CEO, North American Vehicle Rescue Association (NAVRA) and Captain, Miami Dade Fire Rescue Department | The President of NAVRA, a non-profit organization which provides a platform for rescue personnel to share and advance rescue science and technology, may utilize the Miami-Dade Fire Rescue vendor list to solicit and accept event sponsorship funds for its event because the training and education provided at the event to rescue professionals provide a benefit to the public and the list is a publicly available list. However, the President is cautioned against direct, targeted solicitations of County vendors to avoid the appearance of impropriety and is encouraged to solicit the community as a whole. (EA) |
| 22-138 | (c)   | Mirda Merisier, Advanced Practice Registered Nurse Inpatient, Jackson Health System/Miami-Dade County Public Health Trust            | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because her County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (NAB)   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted  | Requester  | Holding  |
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| 22-139 | (g)<br>RQO 01-78<br>RQO 99-24<br><br><i>directed to Fla. Stat. § 112.3135 and County Manager's Memorandum dated June 11, 2007</i> | Vivian Guzman, Senior Chief, General Maintenance Division, Miami-Dade County Water and Sewer Department (WASD) | A Water/Wastewater Operations Manager for WASD would not have an explicitly prohibited conflict of interest in serving as the ultimate supervisor to his nephew, a Structural Maintenance Worker, because there is no indication that he has used his position to garner his nephew any special benefit or favor, but he should recuse himself from personnel actions or decisions affecting his nephew to avoid an appearance of impropriety. It is further strongly recommended that WASD review the matter with the County Human Resources Department or County Attorney's Office in light of Florida law and the County's Nepotism Policy. (NAB) |
| 22-140 | (s)<br>RQO 10-09<br>RQO 08-04<br>RQO 06-04<br>RQO 08-41   | Carla Byrd, Senior Manager of Sales Administration, Bristol Myers Squibb                                       | A third party cannot be listed as the principal for another company, in this case a pharmaceutical company, for the purpose of lobbyist registration in Miami- Dade County. A principal is defined as the president, owner, chief shareholder, or employee of a corporation designated with the apparent authority to make final decisions on behalf of the corporate entity. The principal must also register as a lobbyist. Additionally, a pharmaceutical representative who only serves a training and technical support function and does not perform any sales function does not have to register as a lobbyist. (EA)                          |
| 22-141 | (j)<br>RQO 17-03  | Keith Carswell, Senior Advisor to Miami City Manager   | A City of Miami employee may continue to serve as the uncompensated president of a not-for-profit homeowner's association as the community served by the association is not within the City of Miami and there is no overlap between the homeowners' association's activities and his municipal employment duties. The same City of Miami employee may also serve as the founder and chairperson of a Florida political committee as the committee will not be engaged in supporting or opposing candidates for City of  |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted                           | Requester   | Holding   |
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|        |  |   | Miami public office and will likely not be involved in any matters occurring within the jurisdictional boundaries of the City of Miami. Moreover, the employee may not use his official position as a City of Miami executive employee to coerce subordinates, or persons and entities that transact with the City of Miami, to make contributions to the political committee. (JA)   |
| 22-142 | (q)<br><br>RQO 12-09<br>RQO 13-07<br>RQO 02-139<br>RQO 04-34<br>(citing RQO 01-38) | Honorable Jose “Pepe” Diaz<br><br>District 12<br>Miami Dade County<br>Commissioner and Chair<br>Board of County Commissioners | A former elected County official is prohibited by the “Two-Year Rule” of the Miami-Dade County Ethics Code from “lobbying” the County for a period of two years following separation. The prohibition includes attempts to persuade any County elected official, departmental personnel, or employee, whether in person or by written communication, to take a particular course of action in any transaction, as well as any activity where the former elected County official would be publicly identified as part of a lobbying team. The former elected County official may share institutional knowledge regarding County procedures and may meet with County personnel as long as there is no advocacy involved in the interactions, the former elected County official does not seek to influence County personnel, and is not part of a lobbying team. (JA) |
| 22-143 | (j), (k)<br><br>RQO 11-67  | Roxanna Barba<br><br>Cultural Projects Administrator,<br>Miami Dade County<br>Department of Cultural Affairs                  | A Cultural Projects Administrator with Miami-Dade County Department of Cultural Affairs (“DOCA”) does not have a conflict of interest regarding her outside employment as a choreographer and co-presenter of an upcoming performance with FUNDarte for because her outside employment would not impair her independence of judgment in the performance of her County duties as FUNDarte has no current applications pending in her department, although it has received funding in the past and she is not responsible for the selection of funding recipients   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted  | Requester   | Holding  |
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|        |   |   | nor charged with the administration or oversight of the grant agreement. (LF)  |
| 22-144 | (d)<br><br>RQO 19-06<br>RQO 15-04   | Juana Leon,<br>Administrative<br>Services<br>Manager, The<br>Children's<br>Trust  | A Children's Trust (TCT) board member, who is an officer of a non-profit entity, which is one of the entities assisting with implementation of Miami Connected, an initiative aimed at supporting outreach to families and providing technical assistance to ensure full adoption of internet service opportunities, may participate and vote on a TCT Resolution authorizing the renewal of a funder collaboration contract with The Miami Foundation, as the fiscal agent for Miami Connected, because her non-profit would not profit or be enhanced by this vote; nor would a special benefit come to her as a result of her vote on this item. (LF)   |
| 22-145 | (j)<br><br>RQO 07-02<br>RQO 07-39<br>RQO 12-03<br><br><i>directed to</i><br>Fla. Stat.<br>§§ 286.012,<br>112.313(7)(a),<br>112.3134(3)(a) | Honorable<br>Erica G. Ávila,<br>Council<br>Member for the<br>City of<br>Homestead | An elected member of a City Council and member of the City's Community Redevelopment Agency (CRA) may work as a construction project manager and mortgage originator in the city in which she is a council member of. However, the councilperson should seek further guidance if a conflict of interest arises. The Council member may not appear before the City Council or the CRA board to make a presentation on behalf of either employer or those companies' clients, must not lobby or try to influence the City or CRA staff for the benefit of the companies or clients, may not receive compensation from a person seeking a benefit from the City or CRA, and may not vote on any matter that comes before the council that may affect either outside employer or those entities' clients. (JA) |
| 22-146 | (c)   | Sonya King,<br>Police Officer,  | A County employee may contract with the County as a participant in the Disadvantage Business Enterprise (DBE) certification program, administered by the Small Business Development  |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted  | Requester  | Holding  |
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|        |   | Miami Dade County Police Department  | (SBD) division of the Internal Services Department (ISD), because her County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the DBE program. (LF)   |
| 22-147 | (v)<br><i>directed to</i><br>Miami-Dade County Resolution No. R-449-14; Miami-Dade County Code § 2-1067       | Jorge Vital, Selection Committee Coordinator, Internal Services Department.<br><br>Sade Chaney, Research Manager, Office of the Commission Auditor | Two (2) selection committee members for a County project do not have a voting conflict even though they manage projects that include respondents to the solicitation because, absent some other factor, mere interactions with the respondents in the performance of County duties does not create an appearance of impropriety. However, the selection committee members were reminded of their obligations under the County's Cone of Silence ordinance and are prohibited from communicating with any responding entity regarding the pending solicitation. (LF)  |
| 22-148 | (c), (e), (j)<br><br>RQO 11-29<br>RQO 00-32<br>RQO 17-03<br>RQO 17-01<br>RQO 16-02<br>RQO 00-10<br>RQO 05-119 | Dennis Medina, Police Officer, Miami Dade Police Department  | A County employee and his private company may not contract with MDPD, the County agency that employs him, because such a contract would give rise to a prohibited conflict of interest. However, the County employee and his private company may contract with others County departments, as well as with other municipal law enforcement entities that operate in Miami-Dade County, so long as those other departments or entities do not employ him, and his duties do not concern them. Moreover, the County employee's private business does not appear to impair his independence of judgment in the performance of his County duties. Lastly, the County employee and his private company may gift his product to MDPD, but only so long as there is no expectation on the part of the County employee or his company that the provision of his product for free would result in official County action directly or |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester  | Holding  |
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|        |  |  | indirectly benefitting him, such as future business or a promotion. (NAB)  |
| 22-149 | (g)<br><br>RQO 05-06<br><br><i>directed to</i><br>Fla. Stat.<br>§§ 99.012(3),<br>112.313(6),<br>104.31 | Ruamen de la Rua, Police Officer, City of Miami Police Department                    | Neither the County nor City of Miami Ethics Codes prohibit a municipal employee from engaging in political activities outside the workplace or from running for elected office. A City of Miami employee that is running for a position outside of the City of Miami does not need to take a leave of absence, however any political campaigning must occur outside of working hours. Moreover, a municipal employee may not use his or her public position or any city resources, in any way, in support of the campaign and city employees are prohibited from directly or indirectly using their county or municipal positions to intimidate or coerce others into supporting either their own candidacy or to make political contributions. (JA) |
| 22-150 | (c), (g), (m)  | Daniela Corvalan, Nurse, Jackson Health System/Miami-Dade County Public Health Trust | A County employee may contract with the County as a vendor/landlord in the Condominium Special Assessments Program (“CSAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because the County employee’s job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the CSAP. (LF)  |
| 22-151 | (v), (x)<br><br><i>directed to</i><br>Miami-Dade Code § 2-1067   | Amado Gonzalez, Selection Committee Coordinator, Strategic Procurement Department    | A member of the County Selection Committee for a Miami-Dade County Department of Solid Waste Management solicitation does not have a voting conflict, even though his former employer is a subconsultant to a respondent to the solicitation, because the Selection Committee member will not: be directly affected by the vote; does not have an enumerated relationship with an entity affected by the vote; and, has not maintained any business, close social, or other relationship with his former   |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester   | Holding  |
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|        |  | Sade Chaney, Research Manager, Office of the Commission Auditor                       | employer. Additionally, the County's Reverse Two-Year Rule would not apply to the Selection Committee member because he left his former employment more than two years ago. (LF)   |
| 22-152 | (v), (j), (m), (g)<br><br>RQO 17-03<br>RQO 07-49<br>RQO 07-42<br><br><i>directed to</i><br>Miami-Dade<br>Code § 2-1068 | Elizabeth Martinez, Board Member, Miami-Dade County Library Advisory Board            | <p>A County Library Advisory Board member may concurrently serve on the Board of Trustees of the Friends of the Miami-Dade Public Library, Inc. ("Friends"), a non-profit corporation supporting the Miami-Dade Public Library System, because her service as a member of the Friends' Board of Trustees does not constitute outside employment and would not otherwise impair her independence of judgment in the performance of her County board service. Furthermore, she may vote on matters concerning Friends that are presented to the Library Advisory Board because, as an uncompensated volunteer member of the Friends' Board of Trustees, she will not be directly affected by the Library Advisory Board actions.</p> <p>However, as a Library Advisory Board Member, she is prohibited from appearing before or lobbying the Library Advisory Board on behalf of Friends, and she is prohibited from using her Board position to secure any special privileges or exceptions for the benefit of Friends. (NAB)</p> |
| 22-153 | (v), (x)<br><br><i>directed to</i><br>Miami-Dade<br>Code § 2-1067  | Franklin Gutierrez, Selection Committee Coordinator, Strategic Procurement Department | Members of the County Selection Committee for a Miami-Dade Transportation Planning Organization's solicitation do not have a voting conflict, even though each of their former employers are respondents or subconsultants to respondents to the solicitation, because the Selection Committee members will not: be directly affected by the vote; do not have an enumerated relationship with an entity affected by the vote; and, have not maintained any business,  |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester   | Holding   |
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|        |  | Sade Chaney, Research Manager, Office of the Commission Auditor   | close social, or other relationship with their respective former employers. Additionally, the County's Reverse Two-Year Rule would not apply to the Selection Committee members because they left their former employment more than two years ago. (LF)   |
| 22-154 | (c), (g), (m)  | Alexander Osuna, Firefighter, Miami-Dade Fire Rescue Department & Clinical Staff Nurse, Jackson Health System                                       | A County employee may contract with the County as a vendor/landlord in the Emergency Rental Assistance Program ("ERAP"), administered by the Miami-Dade County Public Housing and Community Development Department ("PHCD"), because the County employee's job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP. (EA)   |
| 22-155 | (v)<br><i>directed to</i><br>Miami-Dade<br>Code § 2-1067 | Jesus Lee, Selection Committee Coordinator, Strategic Procurement Department<br><br>Sade Chaney, Research Manager, Office of the Commission Auditor | Members of the County Selection Committee for a Miami-Dade County Information Technology Department solicitation do not have a voting conflict because the Selection Committee members: will not be directly affected by the vote; do not have an enumerated relationship with an entity affected by the vote; and, have not maintained any business, close social, or other relationship with the respondents beyond professional interactions as part of their County duties.<br><br>Additionally, there is no appearance of impropriety where the son of a Selection Committee member interned with one of the respondents three years ago due to the low-level and transitory nature of the son's prior work for that respondent. (NAB) |
| 22-156 | (j), (g)<br><i>directed to</i><br>Miami-Dade             | Major Carlos D. Gonzalez, Miami-Dade  | A Police Major who also serves as the Director of the Miami-Dade Public Safety Training Institute – the Florida Department of Law Enforcement's regional training center – may engage in outside  |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester   | Holding   |
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|        | County A.O. 7-1  | Police Department   | employment by owning and operating a private business that provides consultation services related to police policies and practices, such as police use of force, and he may do so without giving rise to a prohibited conflict of interest because he will not accept retainer for matters occurring in Miami-Dade County, nor in any criminal matters where police have been accused of illegal use of force. However, he must abide by certain limitations, such as refraining from using any County resources in support of his outside employment. (JA) |
| 22-157 | (c)  | Yosmel Milian, Chief of Seaport Terminal Development, Port of Miami | A private business that employs a County employee as its director and general contractor is not prohibited from participating in the Miami-Dade County Small Business Enterprise (“SBE”) Certification Program administered by the Internal Services Department, because the County employee does not, as part of his County duties, have any involvement in the administration, oversight, selection, or enforcement of any aspect of the SBE Certification Program. (LF)  |
| 22-158 | (j), (d), (g), (e), (m)<br><br>RQO 08-24<br>RQO 21-01<br>RQO 12-05<br>RQO 15-04<br>RQO 19-04<br><br><i>directed to</i><br>§112.313(3);<br>112.313(15);<br>112.313(7)(a);<br>112.3143 of<br>the Florida<br>Statutes | Honorable Marleine Bastien, County Commissioner for District 2      | A Commissioner may serve as the compensated Executive Director of Family Action Network Movement, Inc. (“FANM”), a County grant recipient and Florida not-for-profit corporation that serves as an advocate for lower income and marginalized residents that provides a myriad of services to this community, provided she abides by the significant limitations imposed by County Ethics Code. (JA)  |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted                  | Requester   | Holding  |
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| 22-159 | (c)   | Shana McPherson, Juvenile Assessment Counselor, Miami-Dade County Juvenile Services Department  | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because her County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (LF)   |
| 22-160 | (c)   | Kesha Seymour Jenkins, Administrative Support Specialist, Miami-Dade County Parks, Recreation, and Open Spaces  | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because her County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (LF)   |
| 22-161 | (v)<br>RQO 10-01<br><i>directed to</i><br>Miami-Dade County Code § 2-1067 | Saba Musleh, CPPB, Procurement Contracting Officer III Selection Committee Coordinator Miami-Dade County Strategic Procurement Department<br><br>Sade Chaney, Research Manager Office of the Commission Auditor (OCA) | A member of the selection committee for a Transit and Public Works project, does not have a voting conflict that would prevent his service on the committee even though his former employer, ThyssenKrupp Elevator Company (TKEC), responded to the solicitation, because his employment with their former employers ended amicably, over two years ago; and he has no current employment or financial relationship with his former employer or fellow employees.<br><br>Further, a second member of the selection committee for the same project does not have a voting conflict even though his former employers, ThyssenKrupp Elevator Company (TKEC) and Schindler Elevator Company (SEC), are both respondents to this solicitation, because his involvement with both companies ended over two years ago and he has no current financial or other relationship with either company. However, due |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted   | Requester   | Holding  |
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|        |  |   | to his close social relationship with an individual that works for SEC that has been identified by the proposal as serving in a defined role that would require appearances and participation in presentations before the selection committee, should this contract be awarded to SEC, an appearance of impropriety is created by his service on this committee, and it is recommended that he be excused from service. (EA)   |
| 22-162 | (c), (j)<br><br>RQO 17-03<br>RQO 16-01<br>RQO 16-02<br>RQO 00-10<br><br><i>directed to</i><br>Miami-Dade<br>County AO 7-1;<br>Section 112.313(7)(a),<br>Florida Statutes | Michael Edwards,<br>Chief Fire Officer,<br>Miami-Dade County Fire Rescue Department | A private company owned and operated by a County Chief Fire Officer is not prohibited from participating in the Small Business Enterprise (SBE) certification program because his County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the SBE program. Additionally, the company's anticipated business with a County contractor does give rise to any prohibited conflict of interest as long as the Chief is not involved in the negotiation, enforcement, or oversight of the contract between the County and County contractor. (NAB)   |
| 22-163 | (w), (g), (e)<br><br><i>directed to</i><br>Chapter 112 of the Florida Statutes   | Honorable Keon Hardemon,<br>District 3 Commissioner                                 | A Commissioner may accept travel costs to Israel from a third-party, specifically the American Israel Education Foundation (AIEF), a charitable and educational 501 (c)(3) organization, to inform himself on Israel, the issues facing that nation and the greater region to foster greater and more informed cultural, academic, and economic relationships between Israel and Miami-Dade County, a laudable public purpose, because AIEF is not a County contractor, vendor, service provider, bidder, or proposer nor is it a County lobbyist or principal engaging in lobbying activities with the County. However, the Commissioner is subject to gift disclosure requirements. (JA) |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester   | Holding  |
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| 22-164 | (j), (m), (g)<br>RQO 17-03                               | Gabriel Paez<br>Community Advocacy Program, Officer 1, Miami-Dade County Board of County Commissioners (BCC)  | A Community Advocacy Program Officer who serves as the Program Director of the County LGBTQ Advisory Board is not prohibited from participating in the Leadership Team of the Miami LGBTQIA+ Social Determinants of Health Plan, a public-private partnership between the City of Miami and the non-profit Urban Health Partnerships, because, insofar as it is outside of his County employment, his participation in the Leadership Team would be considered most akin to voluntary service with a non-profit and not considered outside employment. (NAB) |
| 22-165 | (c)<br>RQO 09-22<br>RQO 07-12<br>RQO 07-39               | Makeba Gassant,<br>Member of the Internal Services Department Small Business Enterprise Advisory Board - Goods and Services<br><br>Shari Francis, Enkelejda Plasari, and David Leyte-Vidal,<br>Procurement Contracting Officers, Strategic Procurement Department | A County advisory board member may submit a bid in response to and execute a contract with the County's Strategic Procurement Department as long as the board on which she serves does not oversee the contract; she does not make presentations or seek any benefits for herself or others from her board; and she does not vote on any matter where she would be directly affected by the vote while having an enumerated relationship with the entity appearing before the board on which she serves. (EA)  |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted  | Requester   | Holding  |
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| 22-166 | (c)   | Casey Simpkins, Associate Auditor, Miami-Dade County Audit and Management Services  | A County employee may contract with the County as a vendor/landlord in the federally funded Emergency Rental Assistant Program (“ERAP”), administered by the Miami-Dade County Public Housing and Community Development Department (“PHCD”), because his County job duties do not involve any administration, oversight, selection, or enforcement of any aspect of the ERAP program. (LF)   |
| 22-167 | (q)<br>RQO 12-09<br>RQO 13-07<br>RQO 04-34<br>RQO 01-38<br>RQO 02-139<br><br><i>directed to Sections 112.313(14) and 112.3121 of the Florida Statutes</i> | Honorable Javier Souto  | A Former County Commissioner is not prohibited by the Ethics Code from sharing insights regarding County processes and practices with foreign private business owners and leaders and encouraging them to utilize PortMiami as their point for importation for their products as well as other activities in support of the expansion of seaport’s cargo business more generally. However, he is prohibited from engaging in any action that might be perceived as advocating or seeking to influence County elected officials, board members, or personnel, nor should he be part of, or identified as part of, a team that is lobbying the County, as this this would be a violation of the County’s Two-Year rule. (JA) |
| 22-168 | (c)<br><br>RQO 09-22<br>RQO 07-39<br>RQO 07-12  | Makeba Gassant, Member of the Internal Services Department, Small Business Enterprise Advisory Board - Goods and Services | A County advisory board member may submit a bid in response to and execute a contract with the County’s Internal Services Department (ISD) as long as the board on which she serves does not oversee the contract; she does not make presentations or seek any benefits for herself or others from her board; and she does not vote on any matter where she would be directly affected by the vote while having an enumerated relationship with the entity appearing before the board on which she serves. (EA)  |

| INQ #  | County Code at Sec. 2-11.1, Precedent, or other as noted | Requester  | Holding   |
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| 22-169 | (c), (j)<br>RQO 16-02<br>RQO 00-10                       | Anthony Hightower,<br>Bus Operator,<br>Miami-Dade<br>County Transit<br>and Public<br>Works | A County employee may accept a Mom & Pop grant for his privately-owned company as long as his department is not involved in any way in processing or administering the grant, and the employee does not lobby for the grant. (EA) |