

**MIAMI-DADE COMMISSION ON ETHICS AND PUBLIC TRUST  
MEETING SUMMARY  
MARCH 22, 2007  
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Complaints

04-53: The Commission on Ethics approved the Advocate's recommendation to find no probable cause in a complaint against Respondent Osvaldo Ojito, who was alleged to have exploited his official position as Town Engineer, Project Manager, Lead Design Professional and Special Inspector for the Town of Surfside.

06-28: The Commission on Ethics ratified the proposed settlement agreement between the Office of the Advocate and Respondent Enrique de la Pezuela, a registered lobbyist in the City of Miami Beach, for his failure to timely file the required Lobbyist Expenditure Statement. The Respondent stipulated to legal sufficiency and probable cause and no fine was assessed due to his extenuating circumstances.

07-01: The Commission on Ethics approved the Advocate's recommendation to find no probable cause in a complaint against County Commissioner Jose "Pepe" Diaz, who was alleged to have exploited his position by pressuring a county department into hiring a particular consultant and to secure a project for his district.

07-02: The Commission on Ethics approved the Advocate's recommendation to voluntarily dismiss the complaint against Traci Boyd, contract officer with the Department of Human Services, for allegedly misusing her official position by violating internal departmental work rules and being paid for hours the Respondent did not work.

07-03: The Commission on Ethics approved the proposed settlement agreement between the Office of the Advocate and Respondent Jimmy Morales, a candidate for County Mayor in 2004, for failure to adequately document campaign expenditures. Respondent stipulated to legal sufficiency and probable cause and agreed to pay a fine of \$250.

07-05: The Commission on Ethics found no legal sufficiency in a complaint filed against Miami Lake Councilwoman Nancy Simon, who allegedly violated the Miami Lakes Citizens' Bill of Rights by furnishing inaccurate information at a town meeting.

Opinions

07-04: The Commission on Ethics opined that the former chief of the Transit Development Division of Miami-Dade County Transit would not be in violation of the two year ban on lobbying if he works for governmental entities and private corporations on Transit matters after his retirement. The former County employee may lobby the County on behalf of governmental entities, but he is prohibited from lobbying county officials and personnel on behalf of private firms.

07-06: The Commission on Ethics opined that Cherokee Enterprises Inc., a company that participated in the evaluation of the Coral Way Bus Wash construction contract and is currently the engineer of record for this project, may not simultaneously perform construction oversight for C.G. Chase Construction Company and perform as a subcontractor to CG Chase on another project.

07-08: The Commission on Ethics opined that a conflict of interest is created under the Miami Beach City Code for a Miami Beach City Commissioner to lobby the City either directly or through an associate due to the fact the Commissioner is employed by his law firm as an associate and the law firm regularly appears in front of city boards and committees.