
INQ 16-132 Adams

From: Diaz-Greco, Gilma M. (COE)

Sent: Thursday, May 05, 2016 11:31 AM

To: Adams, Richard D. <rdadams@mdpd.com>; 'slimrich64@gmail.com' <slimrich64@gmail.com>

Subject: Richard Adams, Police Officer, MDPD (Limitations on Doing Business with the County) INQ 16-132

Dear Officer Adams:

Attached is the Limitations on Doing Business with the County Ethics Opinion. Please note that it indicates that you **may** enter contracts with Miami-Dade County, but not with the **Miami-Dade Police Department**. Further, you are required to **request permission for outside employment and file an Outside Employment Statement annually**, and you **may not lobby for the contract**. (See the County Ethics Code at Secs. 2-11.1 (c) and (m)(1).).

Please print a copy and provide it to the Procurement Department, you may also print a copy for your records.

Please do not hesitate to contact me if you have further questions.

Sincerely,

Gilma (Mimi) Diaz-Greco
Staff Attorney

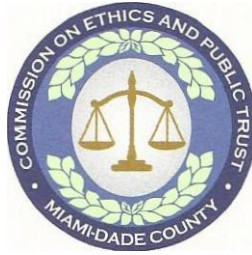


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Via email at: rdadams@mdpd.com
and slimrich64@gmail.com

May 5, 2016

Officer Richard Adams
Miami-Dade Police Department
(Address withheld
Pursuant to Chapter 119,
Florida Statutes)

*Please submit this letter to
the Procurement
Department. The Ethics
Commission does not
submit this letter on your*

Re: INQ 16-132, Limitations on Doing Business with the County

Dear Officer Adams:

On February 29, 2016, you asked about limitations in doing business with the County through your privately owned company Adams Diverse Digital Corporation (ADDC). You are employed as a Police Officer with the Miami-Dade Police Department (MDPD).

Adams Diverse Digital Corporation., may enter into contracts with Miami-Dade County but not with the Miami-Dade Police Department. This opinion is based on the following facts and legal analysis:

OUTSIDE EMPLOYMENT

Work conducted for your privately owned company constitutes outside employment. The Ethics Code prohibits County employees from engaging in conflicting outside employment. You will be required to obtain permission to engage in outside employment annually from your supervisor and file related financial disclosure forms every year. Conflicting employment is sometimes created when a County employee comes in contact with the same or similar people or entities in both his outside employment and in his County job or when he uses the same or similar resources in his outside employment as he uses in his County work. See the County Code at Secs. 2-11.1 (g) and (j).

Please note that this letter does not grant you permission to engage in outside employment. You must obtain permission to engage in outside employment annually from your supervisor and file related financial disclosure forms every year.

CONTRACTING WITH THE COUNTY

Once you have been granted permission to engage in outside employment, you may enter into a County contract through your privately owned company, ADDC, as long as the contract does not interfere with the full and faithful discharge of your duties to the County. *See* the County Ethics Code at Secs. 2-11.1 (c)(2) and (d).

This includes the condition that you may not participate in determining the contract requirements or in awarding the contract. Additionally, none of your job responsibilities and job descriptions may require you to be involved in the contract in any way including, but not limited to, its enforcement, oversight, administration, amendment, extension, termination or forbearance. Finally, you may **not** work in any County department that would enforce, oversee or administer this contract. Consequently, ADDC may not enter into contracts with the Miami-Dade Police Department.

LOBBYING

Additionally, you may not lobby the County. In this case, you may not contact anyone within the County in an attempt to influence a decision about any contract ADDC is seeking. *See* the County Ethics Code at Sec. 2-11.1 (m)(1).

This opinion construes the Miami-Dade County Ethics Code as it applies to County employee-vendors at Secs. 2-11.1 (c)(1) and (m)(1) only. It is not applicable to any conflicts under other sections of the County Code or to issues related to state or federal laws.

If any of the facts you have presented change or if you have further questions, please feel free to contact me at 305 350-0638.

Sincerely,



Gilma Diaz-Greco
Staff Attorney

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