
INQ 16-159 Larmond-Holmes

From: Diaz-Greco, Gilma M. (COE)
Sent: Thursday, June 16, 2016 2:09 PM
To: Larmond-Holmes, Rachel (MDCR) <JTM56@miamidade.gov>
Subject: Limitations on Doing Business with the County Ethics Opinion INQ16-159

Dear Mr. Larmond-Holmes:

It was a pleasure speaking with you. 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 Corrections and Rehabilitation Department**. Further, you are required to **request permission for outside employment annually**, and you may not **lobby** for any contract between your business and Miami-Dade County. (See the County Ethics Code at Secs. 2-11.1 (c) and (m)(1).).

I will send you the original letter via regular mail. Please do not hesitate to contact me if you have further questions.

Sincerely,

Gilma (Mimi) Diaz-Greco
Staff Attorney

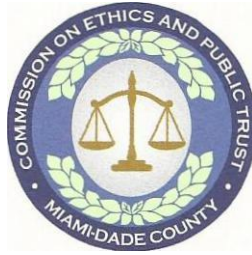


Miami-Dade Commission on Ethics and Public Trust
19 W. Flagler Street, Suite 820
Miami, FL 33130
Tel: (305) 579-2594
Fax: (305) 579-0273
gdiazgr@miamidade.gov
www.facebook.com/MiamiDadeEthics

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ADVOCATE

Via email at: JTM56@miamidade.gov
and HolmesRachel34@gmail.com

June 15, 2016

Rachel Larmond-Holmes
P.O. Box 470297
Miami, FL 33247

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

Re: INQ 16-159, Limitations on Doing Business with the County

Dear Mrs. Larmond-Holmes:

On June 13, 2016, you asked about limitations in doing business with the County through your privately owned business, Sprinkles R Licious/Pink Zebra (SLPZ). You are employed as a Corrections Technician with the Miami-Dade Corrections & Rehabilitation Department (MDCR).

SLPZ may enter into contracts with Miami-Dade County but not with the Miami-Dade Corrections & Rehabilitation Department. This opinion is based on the following facts and legal analysis:

OUTSIDE EMPLOYMENT

Work conducted for your privately owned business 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 business, SLPZ, 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, SLPZ may not enter into contracts with the MDCR.

LOBBYING

Additionally, you may not lobby the County. In this case, while you not contact anyone within the County in an attempt to **influence** a decision about any contract SLPZ 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),(d) 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

INQ 16-159
Larmond-Holmes

June 15, 2016
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County Employees Wishing to Register as County Vendors

Please submit the following information by mail, fax, **or** email to—

Gilma Diaz-Greco, Staff Attorney
The Commission on Ethics & Public Trust
19 West Flagler St., Suite 820
Miami, FL 33130


Phone: (305) 350-0638
Fax: (305) 579-0273
Email: gdiazgr@miamidade.gov

Employee's Name	Rachel Larmann-Holmes
Employee's Dept.	Corrections & Rehabilitation
Employee's Title	Corrections Technician
Business Name	Sprinkles Delicious / Pink Zebra
Type of Business	Candles & Accessories
Employee's Mailing Address	P.O. Box 470297, Miami, FL 33247
Employee's Daytime Phone	(786) 541-5493
Employee's Preferred Email	holmesrachel34@gmail.com
Immediate Family Members	Martina Larmann-Holmes, Teacher, Miami-Dade Public Schools (Please list the names, titles, and departments of any immediate family members currently employed by Miami-Dade Co.)

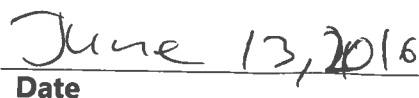
The Miami-Dade County Conflict of Interest & Code of Ethics at § 2-11.1 (c)(2) allows County employees to contract with the County in certain circumstances and if the following criteria are met. Please confirm that you will meet all of these criteria:

1. Entering into a contract with the County will not interfere with the full and faithful discharge of my duties to the County.
2. I will not participate in determining the contract requirements.
3. I will not participate in awarding the contract.
4. My job responsibilities and job description will not require me to be involved in the contract in any way including, but not limited to, its enforcement, oversight, administration, amendment, extension, termination, or forbearance.
5. I will not be working in the County department that enforces, oversees, or administers the contract.

I have read these requirements and pledge to abide by them.



Signature



Date

Your ethics opinion will be sent to you by first class mail and email, unless you request another type of delivery.

COE 11/2013

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My BlueBook Profile

Search for County Employee

Select Department

Select Department ▼

Last Name

First Name

Office Number (305-xxx-xxxx)

Larmond

Rachel

☐ Exact Match[Locate](#)[Clear](#)[My Blue Book Info](#)

Results

This is 1 out of 1 pages of results.

First Name	Last Name	Position	Division	Department	Email Address	Phone Number	Office Location
RACHEL	LARMOND-HOLMES	COREC TECH	STABLE HOUSING DIVISION	CORRECTIONS & REHABILITATION	JTM56@miamidade.gov	786-263-5100	13850 NW 41ST ST Doral FL 33178

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