

## Sanchez, Rodzandra (COE)

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**From:** Diaz-Greco, Gilma M. (COE)  
**Sent:** Friday, December 09, 2016 1:47 PM  
**To:** Sanchez, Rodzandra (COE)  
**Subject:** Gerald Sanchez, Assistant County Attorney, Miami-Dade County (Cone of Silence) INQ 16-274

INQ 16-274 Sanchez

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**From:** Centorino, Joseph (COE)  
**Sent:** Friday, December 09, 2016 1:02 PM  
**To:** Turay, Radia (COE) <Radia.Turay@miamidade.gov>; Perez, Martha D. (COE) <perezmd@miamidade.gov>; Diaz-Greco, Gilma M. (COE) <Gilma.Diaz-Greco@miamidade.gov>  
**Subject:** INQ 16-274 Gerald Sanchez, Assistant County Attorney, Miami-Dade County (Cone of Silence)

Gerald Sanchez, Assistant County Attorney, Miami-Dade County inquired concerning whether a County Commissioner may communicate with County procurement staff to express concern over the length of time consumed by the selection process on a County procurement matter, during the time that the Cone of Silence is in place. I discussed with Mr. Sanchez that there are three ways in which such a communication could occur without violating the County Cone of Silence, Section 2-11.1(t).

First, inasmuch as the inquiry appears to relate to a process or procedural matter (See Subsection 2-11.1(t)1.(a) the communication would be permissible provided that the communication relate only to the length of the procedure and does not mention any of the competing applicants or relate to anything other than a strict reference to process or procedure.

Second, in the event that the communication is made in writing to a County employee (See Subsection 2-11.1(t)1.(c)(i)) it would be permissible provided such a communication is not prohibited by the bid documents and it is filed with the Clerk of the board and made a county record.

Third, if the communication with County staff is made during a public meeting, such as a meeting of the Board of County Commissioners, then the communication would be permissible. (See Subsection (t)1.(c)(i)).

### *Joseph M. Centorino*

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