

## Sanchez, Rodzandra (COE)

---

**From:** Diaz-Greco, Gilma M. (COE)  
**Sent:** Thursday, November 02, 2017 3:24 PM  
**To:** Sanchez, Rodzandra (COE)  
**Subject:** FW: Joseph Kelly, Senior Telecommunications Technician, Miami-Dade Information Technology Department, (Limitations On Contracting with the County, Immediate Family members) INQ 17-253

INQ 17-253 Kelly

---

**From:** Diaz-Greco, Gilma M. (COE)  
**Sent:** Thursday, November 02, 2017 3:13 PM  
**To:** Kelly, Joseph (ITD) <Joseph.Kelly@miamidade.gov>  
**Cc:** Centorino, Joseph (COE) <Joseph.Centorino@miamidade.gov>; Murawski, Michael P. (COE) <Michael.Murawski@miamidade.gov>; Perez, Martha D. (COE) <Martha.Perez2@miamidade.gov>; Turay, Radia (COE) <Radia.Turay@miamidade.gov>  
**Subject:** Joseph Kelly, Senior Telecommunications Technician, Miami-Dade Information Technology Department, (Limitations On Contracting with the County, Immediate Family members) INQ 17-253

Dear Mr. Kelly,

It was a pleasure to speak with you over the phone. This email will serve to memorialize our phone conversation.

You inquired regarding the definition of the term “immediate family” under County Ethics Code Section 2-11.1(b)(9) and the application of this term to limitations on doing business with the County under Sections 2-11.1(c) and (d). We previously provided an opinion to your spouse (INQ 17-225) regarding her limitations on transacting business with the county through her privately owned company, G Kelly’s Enterprises LLC. In that opinion, the Ethics Commission advised Ms. Kelly that because of your employment with the County’s Information Technology Department (“ITD”), Kelly Enterprises LLC would be prohibited from doing business with ITD.

You inquired whether the limitations on transacting business with the County set out in the County Ethics Code would also apply to your father-in-law, aunt, uncle, or cousins. These relatives would not be covered by Sections 2-11.1(c) and (d) because Section (b)(9) of the Ethics Code defines the term “immediate family” as “the spouse, domestic partner, parents, stepparents, children and stepchildren of the person involved. “

Nevertheless, Section 2-11.1 (g) of the County Ethics code must always be considered. This section prohibits County employees from using their official position to secure special privileges or exemptions for himself or herself or others except as may be specifically permitted by other County ordinances and resolutions.

Please contact me if you have any further questions.

Cordially,

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](mailto:gdiazgr@miamidade.gov)  
[www.facebook.com/MiamiDadeEthics](http://www.facebook.com/MiamiDadeEthics)

---

**From:** Kelly, Joseph (ITD)  
**Sent:** Friday, September 22, 2017 1:08 PM  
**To:** Diaz-Greco, Gilma M. (COE) <[Gilma.Diaz-Greco@miamidade.gov](mailto:Gilma.Diaz-Greco@miamidade.gov)>  
**Subject:** RE: Gloria Kelly, G Kellys Enterprises, LLC (Limitations on contracting with the County) INQ 17-225

Dear Ms. Gilma Diaz-Greco,

Thank you for the Opinion letter. Can you tell me who is considered immediate family? I know that I am considered immediate family but is my father in law, uncle, aunt or cousins considered immediate family?  
Please feel free to call me at (305) 297-2142.

Best regards,  
Joseph J. Kelly

---

**From:** Diaz-Greco, Gilma M. (COE)  
**Sent:** Wednesday, September 06, 2017 3:04 PM  
**To:** [GKellysEnterprisesLLC@gmail.com](mailto:GKellysEnterprisesLLC@gmail.com)  
**Cc:** Kelly, Joseph (ITD)  
**Subject:** Gloria Kelly, G Kellys Enterprises, LLC (Limitations on contracting with the County) INQ 17-225

Dear Ms. Kelly:

Attached is the Limitations on Doing Business with the County Ethics Opinion letter. Please note that it indicates that G Kellys Enterprises, LLC, your privately owned company, may enter into contracts with Miami-Dade County, but not with the Miami-Dade Information Technology Department.

You may submit a copy of this letter to the procurement department and print a copy of it for your records.

Please contact me if you have any further questions.

Cordially,

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](mailto:gdiazgr@miamidade.gov)  
[www.facebook.com/MiamiDadeEthics](http://www.facebook.com/MiamiDadeEthics)