

Meyers, Robert (COE)

INV 05-29

From: Meyers, Robert (COE)
Sent: Thursday, March 03, 2005 4:31 PM
To: Lugo, Edgar (DERM)
Subject: RE: Outside Employment

Mr. Lugo,

Sorry I haven't responded sooner. I am assuming that your County responsibilities will not overlap with your work as a General Contractor in any way. In other words, you must not be involved in the oversight of any projects that you work on as General Contractor. As long as this is the case, I find nothing under the County's Conflict of Interest and Code of Ethics Ordinance that bars you from activating your GC license and contracting for small construction projects. As you have pointed out in your memo to me, such outside employment activities are not permitted during working hours, County resources cannot be utilized to further these activities and there can be no interaction with County staff on behalf of your third-party clients, with the exception of performing routine administrative functions for them. Finally, income that you earn from these outside activities must be disclosed by July 1, 2006.

If you have any additional questions, please feel free to contact me at your convenience.

Sincerely,

Robert Meyers

-----Original Message-----

From: Lugo, Edgar (DERM)
Sent: Monday, February 28, 2005 3:58 PM
To: Meyers, Robert (COE)
Cc: Voight, Paul (DERM)
Subject: Outside Employment

Robert,

On 2/10/05 I sent you an e-mail asking for an opinion/inquiry in reference to my outside employment request. As of today 2/28/05 I have not heard from you. Please confirm that you received my request and let me know by when can I have a response. Attached please find the e-mail from 2/10/05, just in case.

<< File: Outside Employment.rtf >>

Thanks

Edgar Lugo, G.C., Environmental Resources Project Supervisor
Miami-Dade County Department of Environmental Resources Management (DERM)
305-372-6885
www.miamidade.gov
"Delivering Excellence Every Day"

From: Lugo, Edgar (DERM)
Sent: Thursday, February 10, 2005 1:53 PM
To: Meyers, Robert (COE)
Cc: Voight, Paul (DERM)
Subject: Outside Employment
Mr. Meyers,

I hereby ask for an opinion/inquiry on my outside employment request. My name is Edgar Lugo, I was hired by the Miami-Dade County in September 1990. I presently work for the Department of Environmental Resources Management (DERM) Airports and Contracts Section as Environmental Resources Project Supervisor (ERPS). I want to activate my General Contractor license with the State of Florida and do contracting for small construction projects (i.e., renovations, additions, etc.). I have no intention of contracting any project with the Miami-Dade County or any individual and/or company that may cause a conflict of interest with my employment at DERM. I have no intention of doing any environmental project. It is well understood that outside employment can't create conflict of interest and will not interfere with county work responsibilities, specifically, the following conditions:

1) No activities of any kind that relate in any way to this outside employment shall occur during working hours, including phone calls or any other communications. No use of any county equipment (including, but not limited to, phones, copiers, computers, and fax machines) shall occur in connection with outside employment, even after work.

2) No employee may conduct business with a County Agency or Board while engaging in outside employment, being compensated directly or indirectly.

3) No marketing, solicitation, or transaction related to outside employment shall occur on DERM premises or between supervisors and supervisees.

Be advised that I will take the project(s) after plans have been approved by the Building and Zoning Department, if approval is required. Therefore, I will not be involved in the plans approval process. I am not a Professional Engineer (P.E.) or Professional Architect (P.A.) to sign and seal plans. In any case the P.E. or P.A. is the one to meet with the county employees for any problems with the plans approval. As a general contractor, I will have to fill out and sign the application for the construction permit. I don't have to be present to pull this permit. I don't have to appear before any County board or meet with County employees. My responsibility is to make sure that construction is done safely and as per approved plans.

Let me know if you see any ethics violation or problem on pursuing this outside employment.

Feel free to contact me with any questions.

Thank you

Edgar Lugo, G.C., Environmental Resources Project Supervisor
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