



ETHICS COMMISSIONERS

Kerry E. Rosenthal, CHAIRPERSON
Gail A. Dotson, VICE CHAIRPERSON
Seymour Gelber
Dawn E. Addy
Brenda Rivera

ROBERT A. MEYERS
EXECUTIVE DIRECTOR

MICHAEL P. MURAWSKI
ADVOCATE

ARDYTH WALKER
STAFF GENERAL COUNSEL

VIA FACSIMILE (305) 679-6554
AND ELECTRONIC MAIL

March 9, 2006

Cynthia Curry
19301 W. St. Andrews Drive
Miami, FL 33015

RE: INQUIRY 06-32

Dear Mrs. Curry:

I received your request for an advisory opinion regarding whether your spouse's firm may be certified as a Community Small Business Enterprise (CSBE) by the Miami-Dade County Department of Business Development.

In a prior request (RQO 06-03), you advised the Ethics Commission that you were recently appointed to serve as an Assistant County Manager. Subsequent to your appointment, your husband's firm (CWC and Associates), sought to renew the company's certification as a CSBE firm. One of the questions on the renewal application asked if the applicant had an interest in any other business entity. Your husband's response stated that he had a 50% ownership interest in Kym-Penn, L.L.C. The application stated that you owned the other fifty percent of the corporation. Kym-Penn is not seeking certification as a CSBE.

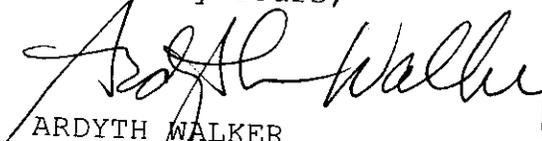
The Conflict of Interest and Code of Ethics ordinance permits CWC and Associates to become re-certified as a CSBE firm. As you are aware, Section 2-11.1(c) only prohibits CWC and Associates from contracting with the county. The Ethics Commission has consistently held that, notwithstanding any

contracting prohibition, county employees and their immediate families may receive CSBE certification by the Department of Business Development.

Therefore, the Conflict of Interest and Code of Ethics ordinance permits CWC and Associates to become certified as a CSBE firm.

Please contact the undersigned at (305) 350-0616 or Robert Meyers, Executive Director at (305) 579-2594 if you have any questions regarding this opinion.

Sincerely Yours,

A handwritten signature in cursive script, appearing to read "Ardyth Walker".

ARDYTH WALKER
Staff General Counsel

hp officejet 7130
printer/fax/scanner/copier

Fax-History Report for
Commission On Ethics
(305)373-3791
Mar 09 2006 4:14pm

Last Transaction

<u>Date</u>	<u>Time</u>	<u>Type</u>	<u>Identification</u>	<u>Duration</u>	<u>Pages</u>	<u>Result</u>
Mar 9	4:13pm	Fax Sent	3056797554	0:56	3	OK

MIAMI-DADE COUNTY COMMISSION ON ETHICS AND
PUBLIC TRUST

FACSIMILE TRANSMITTAL SHEET

TO:
Cynthia Curry

FROM:
Ardyth Walker

COMPANY:
County Manager's Office

DATE:
3/9/2006

FAX NUMBER:
(305) 679-7554

TOTAL NO. OF PAGES INCLUDING COVER:
3

PHONE NUMBER:

SENDER'S REFERENCE NUMBER:

RE:
Inquiry 06-30

YOUR REFERENCE NUMBER:

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

NOTES/COMMENTS:

Please call me at (305) 350-0616 or email me at awalker@miamidade.gov if you have any questions or I can provide any further assistance.