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**Commission on Ethics &  
Public Trust  
Miami-Dade County**

# Memorandum

To: Michael Murawski, Advocate

From: Breno Penichet, Investigator

Date: September 27, 2012

Re: K12-159

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On September 24, 2012 Mr. Peter Torocsik (Torocsik) came to our office (COE) in order to file a complaint against City of Miami Commissioner Wilfredo Gort (Gort). Torocsik advised that he responded to an RFP issued by the City to provide concessionaire service for the Miami Riverside Center (MRC) and the Miami Police Department (MPD). After several proposals were evaluated by the City's administration, Torocsik's company, Ultimate Catering LLC, was top-ranked by a panel of local food experts and recommended for the contracts.

Torocsik advised that when the issue came up for a vote in front of the Miami Commission on November 17, 2011, under resolution CA.7 and CA.8, Gort took up the cause and with the help of several police officers present was able to have the items moved to the December 15, 2011 commission meeting.

Torocsik stated that in the second meeting he was awarded the contract for the MRC and not the MPD cafeteria. Torocsik advised that Gort argued and was able to convince the commission to allow the company providing services at the MPD to continue on a month to month basis until a new RFP could be sent out. Torocsik also advised that the company providing services at the MPD, Lopetegui's Corp., was not paying any rent or profits to the City. Also, he claimed Lopetegui's Corp. was a health hazard. Torocsik advised that the cafeteria was cited by the Health Department with twenty three (23) "critical" violations, along with fines for mislabeling fish and failure to pay overdue license fees.

Torocsik advised that even with all those problems the Commission headed by Gort decided to keep the company on until a new RFP is issued and the process begins again. Her

feels the residents of the City are being cheated and the City officials are not doing the job they were elected to do.

Torocsik was advised that if he felt that he did not get fair treatment he could file civil action or not accept the contract for the MRC only, and wait for the new RFP to be announced. He advised that he accepted the contract for the MRC cafeteria hoping that he could at a later date is able to take over the Police cafeteria as well.

Torocsik was advised that as to the information he provided concerning the cafeteria at the MPD, would be referred to Theodore Guba, Independent Auditor General City of Miami.

All the above information was discussed with Advocate M. Murawski; he advised that no further action is to be taken. Case Closed.