

INQ SUMMARY 2018

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-01	(v), (n) RQO 09-42	Kimberly Brown, Supervisor, Planning Division, Miami-Dade County Regulatory and Economic Resources (RER)	Members of the Urban Expansion Area Task Force created by the County Mayor with the purpose of providing recommendations for consideration by the Planning Advisory Board and the Board of County Commission are not subject to the County Ethics Code because the Task Force will be in existence for less than one year. However, they are probably still covered by the State Ethics Code unless their recommendations are made individually and not as a board.
18-02	(q), (h) RQO 06-54 <i>directed to</i> City of Miami Code Sec. 2-612	Melissa Fernandez-Stiers, Esq., Lobbyist, Akerman LLP	A former City of Miami employee, within the two-year period after leaving City of Miami public service, may not lobby City of Miami employees or officials on behalf of a non-profit 501(c)(3) entity.
18-03	(s)(3)(b)	Joanna Flores, Business Manager, LEAD Engineering Contractors	Under the County lobbyist ordinance, a person designated by a corporation as a Principal, who lobbies on behalf of his or her organization, is required to register as a lobbyist and take the ethics course but is exempt from the registration fee.
18-04	(j), (k) <i>directed to</i> Article II, Section 5(a) of the Florida Constitution	Carlos M. Diaz, Officer, Miami-Dade Police Department (MDPD)	Pursuant to Sections (j) and (k) of the Ethics Code, an officer at MDPD does not have a conflict of interest between his employment at the County and his work as a network administrator for Indian Creek Village, because his outside employment would not impair his independence of judgment in the performance of his public duties and it will not conflict with his County employment hours.
18-05	(j), (k)	Desi R. Daniels, Lieutenant, Miami-Dade Corrections and Rehabilitation Department (MDCR)	Pursuant to Sections (j) and (k) of the Ethics Code, a lieutenant at the County Corrections Department does not have a conflict of interest between her County employment and her private work as a real estate associate for The Keyes Company, a County vendor, because her outside employment would not impair her independence of judgment in the performance of her public duties; the employee has no involvement in the vendor's contract with the County; and her outside employment will not conflict with her County work hours.

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18-06	(j), (k), (p), (g), (h), (m), (c)(2), (d)	Shirley Plantin, Community Advocacy Program Officer 2, Miami-Dade Community Relations Board (CRB)	Pursuant to Sections (j) and (k) of the Ethics Code, a County employee does not have a conflict of interest between her County employment and her work as the owner and executive consultant for U-turn Youth Consultancy, LLC, because her outside employment would not impair her independence of judgment in the performance of her public duties. Further, the employee's LLC may contract with the County, but it may not contract with the department that employs its owner; and the County employee/owner may not lobby the County for the contract.
18-07	(q), (h) RQO 12-09 RQO 11-24 RQO 08-18 RQO 01-38 RQO 00-145	Aaron McKinney, Legislative Aide, Miami-Dade County Commissioner Barbara Jordan	A former County employee may work for a County vendor, but pursuant to the "two-year rule" he is prohibited from lobbying the County for two years following his County employment. Further, as a former County employee he remains subject to Section 2-11.1(h) of the County Ethics Code, which prohibits him from ever disclosing confidential information he acquired through his official position, or from ever using such information, directly or indirectly, for his personal gain or benefit.
18-08	(i) RQO 13-01	Keith Knowles, Senior County Commission Clerk, Miami-Dade Clerk of the Board	The designee of a member of the Affordable Housing Trust Fund Board, empowered to act with the full duty and responsibility of the board member, falls within the definition of "advisory personnel" under the County Ethics Code and is required to file financial disclosure forms for the years during which he or she is authorized to participate.
18-09	(c), (d), (k), (m)(1)	Franklin Adams, Timehri Networks, LLC	A County employee in the Water and Sewer Department may contract with other County departments through his privately-owned company, but he may not contract with the department that employs him.
18-10	(g)	Thomas Pepe, City Attorney, City of South Miami	Use of the public participation provision at official City meetings to provide a forum for partisan political speech could violate Section 2-11.1(g) of the Ethics Code, Exploitation of Official Position.
18-11	(e)	Esther Caravia-Abolila, Chief of Staff to Carlos A. Migoya, President and CEO, Jackson Memorial Hospital	The County Ethics Code does not prohibit County employees from accepting tickets to an upcoming gala fundraising event provided by the sponsor, Jackson Health Foundation, a not-for-profit organization, as long as the tickets are not provided in connection with any County decision or action that may be taken by the recipient. The gift must be reported if its value exceeds \$100.

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18-12	<i>directed to</i> Fla. Stat. 106.143	Guillermo Olmedillo, Town Manager, Town of Surfside	Campaign advertisements that are paid for by a candidate should include a proper disclaimer indicating who paid and approved of the message.
18-13	(m), (h), (g)	Marie Woodson, Manager, Miami-Dade WASD	A County employee may serve on the board of directors of a non-profit organization that is a County vendor, as long as she does not appear in front of any County board or agency to make a presentation seeking any benefit on behalf of the non-profit organization or, in any other way, exploit her official position with the County to benefit the non-profit.
18-14	(e), (g), (u)	Rokeishanik, Dabney, Contract Certification Specialist II, Miami-Dade Internal Services Department (ISD)	A County employee is not prohibited from purchasing products from a company which she certified as a County vendor through her County employment and would not be considered to have received any gift, because the items will be set at a price and upon terms available to similarly situated members of the general public. Further, all purchases from the company must be conducted at “arms-length” and “in the ordinary course of business.”
18-15	(d)	Robert Yaffe, Council Member, Town of Bay Harbor Islands	A Council member who has a conflict of interest and recuses himself from voting on an upcoming item before the Town Council to approve a contract to sell Transferable Development Rights to the member’s legal client, does not have a further ethical issue where his name appears on the paperwork before the Town Council identifying him as the attorney for the seller in the transaction.
18-16	(v), (b)	Thomas B. Davis, Esq, Director of Policy and Legislation Division, OCA	A member of the selection committee for a County Aviation project, does not have a voting conflict even though his former employer is a respondent for the project, because his employment with the company ended over 20 years ago and he has no current employment or other relationship with his former employer or fellow employees.
18-17	<i>directed to</i> Miami-Dade County Code §2-1074(y) Town of Surfside Code Sec. 29	Christopher Durante, Commission Candidate, Town of Surfside	Section 2-1074(y) of the Miami-Dade County Code limits the issuance of advisory opinions to a person who will be affected by the interpretation of any provision within the Ethics Commission’s jurisdiction. Therefore, the COE is not in a position to interpret Section 29 of the Surfside Code, which prohibits immediate family members of Town Commissioners from salaried Town positions, but which may have been repealed by State law. The issue was referred to the Town Attorney.

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18-18	(c)(3), (g), (h), (m)(2), (n), (v)	Craig Emmanuel, Board Member, Miami-Dade Economic Advocacy Trust (MDEAT)	A member of the MDEAT, a County board, may serve as a realtor for the seller in a real-estate transaction, in which the buyer of the property will utilize the Down Payment Assistance program administered through MDEAT, because he is not himself seeking to contract with MDEAT; he will not appear before the MDEAT Board of Directors or County personnel to make a presentation on behalf of himself or others; the MDEAT Board of Directors has no input, oversight, or management over the operations of the program; and he will not participate in any official action affecting the buyer's application for funding.
18-19	(m)(1), (h), (g)	Jon Ingraham, Special Projects Administrator, Miami-Dade Community Action and Human Services Department (CAHSD)	A CAHSD employee does not have a prohibited conflict of interest where he serves on the board of directors of Center for Family and Child Enrichment (CFCE), a non-profit organization, seeking to rent space at one of the centers administered by CAHSD, because he does not oversee or manage the center housing the rental space; and all final decisions regarding the rental of spaces are made by the CAHSD Department Director.
18-20	(v) INQ 17-195	Jie Bian, Principal Planner, Miami-Dade County Department of Transportation and Public Works (DTPW)	A Village of Palmetto Bay Councilman may participate in the Project Advisory Group (PAG) on South Corridor Rapid Transit Project formed by the Miami-Dade County Department of Transportation and Public Works (DTPW) even though he is an employee of the Berkowitz Development Group, which leases Dadeland Station property to DTPW, because members of the PAG are not subject to the Ethics Code since there is no County Ordinance or Resolution mandating its formation; it has no official decision-making authority; and it will not take any votes making recommendations to the decision-makers on the project.
18-21	(v)	Thomas B. Davis, Esq., Director of Policy and Legislation Division, Office of Commission Auditor (OCA)	A County employee serving as a member of the selection committee for a County Aviation project does not have a voting conflict that would prevent her from serving on the committee even though her nephew previously worked for one respondent and she also previously had supervisory oversight and authority in her previous County employment over County contracts with two respondents on the project, because she has no current prohibited relationship with the respondent corporations, nor would she be personally or directly affected by the procurement decision.

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18-22	(q) <i>directed to</i> City of Miami City Attorney Opinion #06-008	Melissa Fernandez-Stiers, Esq., Lobbyist	A former City of Miami employee is not prohibited from engaging in lobbying activities before the City of Miami's community redevelopment agencies (CRAs) by the County's "Two-Year Rule," because the CRAs are considered state rather than municipal boards.
18-23	(c)	Tara C. Smith, Director, Miami-Dade County Internal Services Department (ISD)	Miami-Dade Corrections Department may enforce, oversee, and administer the County's contract with polygraph examination services companies, as long as MDCR does not employ any immediate family member of the owners of the companies providing polygraph examination services.
18-24	(j), (k) RQO 12-07 RQO 00-10	Mario Morlote, Chief, Intergovernmental and External Affairs, Miami-Dade County RER	It is recommended that RER include in its revised Outside Employment Policy, County Procedure 403, which stipulates that both full-time and part-time County employees file a request for outside employment on a yearly basis; and include language indicating that an ethics opinion should be requested if an employee's outside employer is a County vendor.
18-25	(c)(3), (m)(2)	Paul Imbrone, Board Member, Miami-Dade Homeless Trust	A board member of the Homeless Trust may enter into contracts with Miami-Dade County through his company PHI Ventures, LLC, but he may not enter into contracts that are overseen or administered by the Homeless Trust, the board on which he serves.
18-26	(i)	Margarita Olano, Administrative Board Officer, Miami-Dade Homeless Trust	A former County employee who served during a portion of 2017 in a position for which the filing of financial disclosure forms is required, should file the County "Source of Income Statement," by July 1 st , 2018.
18-27	(j), (k)	Ursula Harris, Library Assistant II, Miami-Dade Public Library System	A Library Assistant in the County Public Library System does not have a conflict of interest between her County employment and her private work as a parenting registrar for the Center for Family and Child Enrichment, Inc., a County vendor, because her outside employment would not impair her independence of judgment in the performance of her public duties; the employee has no involvement in her employer's contract with the County; and her outside employment will not conflict with her County work hours.

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18-28	(g), (s)(3)	Dennis Moss, Miami-Dade County Commissioner, District #9	A County Commissioner may use his official position to promote a proposed jazz festival event at Miami Bayfront Park because he has no financial or other personal interest in promoting the event; and the proposed cultural event would serve a public purpose within the County. Because the County Ethics Code exempts a public officer, employee, or appointee who appears in his official capacity from the lobbyist registration requirements, the Commissioner may meet with City of Miami officials in pursuance of the event without registering as a lobbyist.
18-29	(s) <i>directed to</i> City of Miami Code §2-655	Hilary Metz, Associate General Counsel, Resorts World Bimini	A lobbyist registered in the City of Miami who has no expenditures for the calendar year 2017, is required to file a lobbyist expenditure report because the City of Miami's recently revised lobbyist ordinance, which does not require the filing of an expenditure report under these circumstances, is prospective.
18-30	(j), (k)	Frantz Angrand, Lieutenant, Miami-Dade Corrections and Rehabilitation Department (MDCR)	A Lieutenant at the County Corrections Department does not have a conflict of interest between his County employment and his private work as a reserve police officer for the Opa-locka Police Department, a County contractor, because the Corrections Department requires him to report any serious incident occurring during his outside employment and arrangements could be made for an Opa-locka inmate arrested by him to be transferred from his chain of command; the employee has no involvement in his employer's contract with the County; and his outside employment will not conflict with his County work hours.
18-31	(e)	Darren Caprara, Director of Operations, Miami-Dade County Office of the Medical Examiner	The Miami-Dade Medical Examiner (ME) office's acceptance of a donation that includes a pedestal, palm trees and catering, from a County vendor, for the purpose of honoring the late Dr. Bruce Hyma, the longtime director of the ME's office, does not violate the Ethics Code because the donation will be used solely by and for the benefit of the County; and the donation will not, in any way, personally benefit a County employee.
18-32	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item concerning the demolition of the Medvin Apartments, the site of which is expected to be transferred to the School District, because her employment is with a government entity; and she will not profit or be enhanced by the vote.

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18-33	(d)	Manny Cid, Mayor, Town of Miami Lakes	The Mayor of the Town of Miami Lakes may vote on an application before the Town Council to construct an office building, where one of the owners of applicant company is a client of the Mayor's private employer, because neither he nor his employer will profit or be enhanced by the vote; and he does not have any of the enumerated relationships with the entity appearing before the Council.
18-34	(g) <i>directed to</i> Fla. Stat. §§ 104.31, 106.113	Thomas Pepe, City Attorney, City of South Miami	Elected officials may participate in political campaign activities for other candidates, but they may not use the authority or resources of their office to further any political campaign activities.
18-35	(t)	Maria Llevano Cruz, Florida East Coast Industries, LLC	Even though the unsolicited proposal presented by FECI to develop a new downtown courthouse, by itself, does not trigger the application of the Cone of Silence, in this case Section 2-11.1(t) of the Ethics Code would prohibit oral communications between FECI's representative and County officials regarding FECI's unsolicited proposal because the issues regarding the unsolicited proposal are inextricably intertwined with the County's RFP for the construction of a downtown courthouse which triggered the Cone of Silence when it was advertised.
18-36	(e)	Jose Villalobos, Esq., City Attorney, City of West Miami	Municipal contractors are not prohibited from making campaign contributions to candidates at municipalities where they do business because political contributions are not considered gifts under the County Ethics Ordinance and are permitted as long as there is no <i>quid pro quo</i> arrangement intended to influence any official action.
18-37	(q), (g), (h) RQO 12-09 RQO 11-24 RQO 06-54 RQO 01-38 RQO 00-145	Manuel Bazzani, Special Project Administrator, Miami-Dade Aviation Department (MDAD)	Under the two-year rule, the County Ethics Code would not prohibit a County employee following retirement from working for a County vendor whose work he oversaw while in County employment. However, the former employee would be prohibited from lobbying for any contract on behalf of his new employer for two years, and, prior to his retirement, he should refrain from negotiating any future employment with any of the individuals or entities that he currently oversees at MDAD, and immediately recuse himself from oversight of the contract of an entity that has offered him future employment, so as to avoid an appearance of exploitation of his official County position.

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18-38	(s)(2)(d)	Robert Meyers, Esq.,	Section 2-11.1(s)(2)(d) of the Ethics Code, which established the ethics training requirement for lobbyists, is only applicable to the County and municipalities that have specifically adopted the requirement.
18-39	(s)	Ryan Parrent, Senior Counsel, Atos	A Principal who lobbies on behalf of his company, as well as employees or consultants lobbying on behalf of the company, must all register as lobbyists in the County.
18-40	<i>directed to</i> Children's Trust Conflict of Interest and Code of Ethics § III (D)	Imran Ali, Chief of Staff, Miami-Dade County Children's Trust	Section III (D) of the Trust's Conflict of Interest and Code of Ethics Policy, titled "Appearance of Impropriety," provides a heightened standard of ethics, which would prohibit members of the Trust's Board from voting on a resolution that would enable the organizations that they represent to compete for and potentially receive funding directly from the Board.
18-41	(c), (m)(1)	David A Gray, Bus Operator, Miami-Dade DTPW	A County employee may accept a Mom & Pop grant for his privately-owned company, David A. Gray, as long as neither he nor the County Department of Transportation and Public Works, which employs him, are not involved in any way in processing or administering the grant.
18-42	(e)(4) <i>directed to</i> Fla. COE R. 34-13.510 CEO 08-19	Sandra Novoa, Town Clerk, Town of Surfside	County and municipal employees required to file the County Quarterly Gift Disclosure Form must report any gift, or series of gifts from any one person or entity that has a value in excess of \$100. However, all local elected officials and other designated officials that are required to file Annual Financial Disclosure with the State of Florida must disclose a gift in excess of \$100 received from multiple donors, even where no individual donor has provided in excess of \$100 for the disclosed gift.
18-43	(c), (g), (n)	Myya Passmore, Board Member, Miami-Dade Millennial Task Force	A board member on the Millennial Task Force may accept a Mom & Pop grant for his privately-owned company, AYYM Holdings LLC, d/b/a Culture 44, as long as the board on which she serves is not involved in any way in processing or administering the grant and the board member does not lobby for the grant.
18-44	(e)(4), (w) <i>directed to</i> Fla. Stat. § 112.3148	Cynthia Garrote, Ethics Officer, Miami-Dade ISD	The County Ethics Code does not prohibit County employees from attending a meeting, at which lunch will be provided by a County vendor, Lloyds of London, because it was not solicited by the County employees; it is being provided in connection with the County's official business, rather than for the personal benefit of any staff member.

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18-45	<i>directed to</i> Sunshine Law, Fla. Stat. § 286.011 AGO 89-23	Stephen Alvarez, Member, Miami-Dade County Homeless Trust	Members of a County board may not have private, oral or written, communication among themselves about matters that may foreseeably come before the board. However, members of a County board may communicate with other board members in writing as long as the written communication is provided to the Clerk of the Board and made a public record, and no board member responds directly to such a communication from another board member.
18-46	(d)	Jean Olin, Special Counsel, City of Miami Beach	The City of Miami Beach Mayor Dan Gelber and Commissioner Micky Steinberg may vote on an upcoming item by which former Commissioner Joy Malakoff would be hired by the City of Miami Beach as an independent contractor, even though Ms. Malakoff made contributions to their political campaigns, because Ms. Malakoff does not have any of the enumerated relationships with either of the two elected officials that would create an automatic voting conflict; and making contributions to an elected official's political campaign does not create any reasonable possibility that the elected officials would directly or indirectly profit or be enhanced by voting on the item.
18-47	(v)	Thomas Davis, Esq., Director of Policy and Legislation Division, Office of the Commission Auditor (OCA)	A County employee may serve as a member of a selection committee for a County Aviation project even though he has supervisory oversight and authority in his County employment over County contracts with one of the respondents on the project, because he has no current prohibited relationship with the respondent corporation, nor would he be personally or directly affected by the procurement decision.
18-48	<i>directed to</i> Sunshine Law, Fla. Stat. § 286.011 AGO 92-79	Rebeca Sosa, Miami-Dade County Commissioner, District # 6	Under the Sunshine Law, a County Commissioner may not attend the speaking portion of a luncheon at which a fellow Commissioner who sits on the same board is a featured speaker and is expected to speak on issues which may foreseeably come before the Commission as a whole.
18-49	(e)(1)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	The County Ethics Code does not require a County Commissioner to disclose a performance by Mariachi singers sent to her at her office by the Miami-Dade Firefighters Union on Valentine's Day, because it was not solicited by the Commissioner; it was not provided for any inappropriate purpose, but rather to honor her, and there was no reasonable likelihood that she could have declined it.

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18-50	(s)(2)(d)	Steve Shiver, Executive Director, Miami-Dade County PBA	The Executive Director of the PBA should register as a lobbyist for appearances before the County Commission or other contacts with County officials in situations that would be considered lobbying, but he would not be required to pay the lobbyist registration fee pursuant to the County lobbying ordinance.
18-51	(j), (k), (f), (g), (h)	Jawara Sturup, Corrections Technician, Miami-Dade Corrections and Rehabilitation Department (MDCR)	A Corrections Technician in the County Corrections Department does not have a conflict of interest between his County employment and his private work as a director for Junkanoo Shakers, a County vendor, because his outside employment would not impair his independence of judgment in the performance of his public duties; the employee has no involvement in his employer's contract with the County; and his outside employment will not conflict with his County work hours.
18-52	(t)	Leigh Kobrinski, Assistant County Attorney, Miami-Dade County Attorney's Office (CAO)	The Children's Trust (TCT) board members that serve on its Finance Committee may not also serve and vote on the TCT's Audit Committee because it would violate the Cone of Silence which restricts communications between Audit Committee Members, who also serve as a selection committee for TCT procurement, and TCT Board members who make the ultimate decisions on procurement.
18-53	<i>directed to Miami Dade Resolution 189-05</i>	Daniel L. Howe, Vice President/Fair Lending Initiative Director, HOPE, Inc.	A former County employee who was appointed to the Affordable Housing Trust Fund Advisory Board must complete the advisory board ethics training provided by the Ethics Commission.
18-54	(j), (k)	Suzanna Lowe, 911 Communications Manager, Miami-Dade Police Department (MDPD)	Pursuant to sections (j) and (k) of the County Ethics Code, an Emergency Medical Dispatch Quality Assurance Specialist for the County's Police Department, upon approval by his department director, may evaluate quality assurance employees for non-County agencies through his private work for Medical Priority Consultants, a County vendor, provided neither he nor any other County employee under his supervision, has any involvement with his employer's contract with the County; he does not disclose confidential information acquired by reason of his County position; and his outside employment will not conflict with his County work hours.

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18-55	(e) RQO 99-60	Fabian Escobar, Security Systems Engineer, Miami-Dade County ITD	The Ethics Code does not prohibit a County employee from applying for and receiving a scholarship from a County vendor as long as the County employee does not improperly use his or her County employment to gain advantage over other applicants in the process and the employee does not oversee, supervise, or administer any of the County vendor's projects with the County.
18-56	(c), (d), (k), (m)(1)	Mirta Santarossa, Court Records Specialist, Miami-Dade COC	A County employee in the Clerk of Courts Department may contract with other County departments through her privately-owned company, but she may not contract with the department that employs her.
18-57	(q), (s), (h) RQO 12-09 RQO 11-24 RQO 06-54 RQO 00-145	David Brown, Former County Employee, Miami-Dade Water and Sewer Department (WASD)	A former County employee may work for a County vendor, but pursuant to the "two-year rule" he is prohibited from lobbying the County for two years following his County employment. Further, as a former County employee he may not disclose confidential information he acquired through his official position or use such information for his personal benefit.
18-58	(g), (n), (f)	Francisco Martinez, Assistant Director, Miami Dade WASD	A County engineer whose spouse is a shareholder at Hazen & Sawyer (HS), a County Contractor, should have no involvement in the HS contract with the County and should appoint or delegate the responsibility and authority over the HS contract to another WASD employee.
18-59	(i)	Carmen Bofill, Financial Disclosure and Outside Employment Coordinator, Miami-Dade Elections Department	Members of the Vizcaya Museum and Garden Trust should continue to file financial disclosure statements as required by the County Ethics Code until the time that the Trust is sunset as a County Board, when it will be superseded by the newly created Vizcaya Museum and Garden Trust, Inc., whose members will not be subject to the County Ethics Code, but will be required to file financial disclosure statements on a yearly basis pursuant to its operating agreement with the County.
18-60	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item urging Miami-Dade County Public Schools to modify the current comprehensive sex education curriculum to include HIV and sexually transmitted diseases as part of the curriculum, because her employment is with a government entity and will not be affected by the vote; and she will not profit or be enhanced by the issue.

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18-61	(i) <i>directed to Miami Dade Resolution 189-05</i>	Christopher Angell, Assistant County Attorney, Miami-Dade CAO	Pursuant to Miami-Dade County Resolution, all County advisory board members, including County judges appointed to County advisory boards, must complete the advisory board ethics training provided by the Ethics Commission. Advisory board members must also file financial disclosure, which may be satisfied by compliance with the disclosure requirements under Chapter 112.
18-62	<i>directed to Miami Dade Code §§20-41(c) and 33-307.1(B)</i>	Mary Waters, Miami-Dade Community Council #14	Miami Dade Code Sections 20-41(c) and 33-307.1(B) prohibit Community Council members from appearing at public hearings concerning a zoning application that was heard by, or that could reasonably be expected to be heard by, any Community Council.
18-63	(c), (d), (g), (m)(1)	Luz Helena Guerrero, Luna Interior Solutions, Inc.	The mother of a County employee may contract with Miami-Dade County, but she may not contract with the Miami-Dade Parks, Recreation, and Open Spaces department that employs her son; the son, County employee, may not lobby the County for the contract; he can have no involvement in determining the contract requirements; and none of his job responsibilities and job descriptions shall require him to be involved in the contract in any way.
18-64	(g)	Chris Ferreira, Staff of Miami-Dade County Commission Chair, Esteban Bovo	The Ethics Code does not prohibit a County Commission staff member from attending a Community Council meeting to speak regarding a matter of personal interest or concern, as long as he does not mention his County employment during the meeting, but rather identifies himself only as a citizen speaking on a matter of personal interest.
18-65	(s)	Shekeria Brown, Executive Director, SFCDC	An employee of a non-profit organization who lobbies the County on matters other than grant funding, must register to lobby, but is not required to pay the lobbyist registration fee. The person must take the lobbyist ethics training course within 60 days of registering and pay the \$100 course fee.
18-66	RQO 17-02	Evelyn Campos, Division Director, Professional Compliance Division, MDAD	The measures implemented by the County Aviation Department (MDAD) to address organizational conflicts for a project in which several subcontractors included in the prime applicant's proposed team were simultaneously under separate contract at MDAD, and would have had oversight authority over their own work if permitted to remain on the team, were deemed to be sufficient to eliminate the conflict if the subcontractors were excluded from the project as long as they had ongoing MDAD oversight responsibilities for the same program.

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18-67	(v), (g), (h), (j), (i)	James McCall, Principal Planner, Public Housing and Community Development Department (PHCD)	A County employee may serve on a County board but would be prohibited from using his official position to secure special privileges or benefits; disclosing confidential information; making an appearance before the board in which he serves; or voting or participating on board matters involving his County department where he would be directly affected by the vote.
18-68	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item concerning the enhancement of gun safety program for school-aged children in public and private schools in the County, because her employment is with a government entity and would not be affected by the vote, nor would she profit or be enhanced by the vote.
18-69	(d)	Harold Mathis, Councilman, Village of El Portal	A Councilman for the Village of El Portal may vote on the hiring of the current interim Village Manager as a permanent Village Manager, even though he formerly served as the Registered Agent for the prospective Manager's private law firm, because he had no power over the operations of the law firm or any ownership interest in the business that would create a voting conflict while he was the firm's registered agent; he would not profit or be enhanced by the vote; and does not have any of the enumerated relationships with that person that would prevent his voting on the issue.
18-70	(bb)	J.C. Planas, Esq.	Section 2-11.1(bb) of the County Ethics Code requires County and municipal elected officials to take a two-hour ethics course provided by the Miami-Dade County Ethics Commission (COE) within 90 days after being sworn into office. Completion of the ethics course provided by the COE will satisfy two of the four hours of ethics training required annually under State law for all local elected officials.
18-71	(i) RQO 13-02	Xavier Alban, Assistant City Attorney, City of Miami	County forms that are not required to be filed under State law may be delivered to a designated municipal records custodian, via email or fax or other delivery devices compatible with the record custodian's systems.
18-72	(s)	Robert Cuevas, Esq, Board member, Boys and Girls Club of Miami	An uncompensated board member of a non-profit organization who lobbies the County on matters other than grant funding, must register to lobby but is not required to pay the lobbyist registration fee, although that person must take the lobbyist ethics training course within 60 days of registering and pay the \$100 fee for the course.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-73	(e)	Hector Garnica, Systems Support Manager, Transportation Services Division, Miami-Dade Information Technology Department (ITD)	The County may not share the cost of a booth at the Emerge America's 2018 Conference with a County contractor because the contractor's share of the expenses would be considered a gift to the County solicited by County personnel would not be used solely by the County as required under the exception to the gift prohibition in the Ethics Code; the joint agreement could be construed as an advertising vehicle for the company, funded, in part, by the County, and signal an inappropriate relationship between the County and a current contractor that might taint future procurement that the contractor is expected to pursue at the County.
18-74	(j), (k) AO 7-1 Miami-Dade County Procedure 403	Cecilia Brewer-Mcduffie, Chief, Human Resources and Support Services Division, Miami-Dade WASD	The final approval or denial of a Request for Outside Employment remains with the department director and may not be delegated to another department employee.
18-75	(v) Miami-Dade R-449-14	Thomas B. Davis, Esq., Director, Policy & Legislation Division, Office of Miami-Dade Commission Auditor (OCA)	A County employee may serve as a member of a selection committee for a County Aviation project even though his former employer is a contender for the project, and where he has supervisory oversight in his County position over a County contract with one of the other contenders for the project, because his employment with the former employer ended over 20 years ago; he has no current employment or other business relationship with his former employer or fellow employees; and he would not be directly affected by the procurement decision. The fact that he supervises an existing Aviation contract held by one of the respondent companies in his County employment could not create any conflict.
18-76	(e), (w)	Marlon Hill, Board Member, Miami Parking Authority	The County Ethics Code does not prohibit a board member of the Miami Parking Authority from accepting a trip to Israel offered by the American Israel Education Foundation (AIEF), an entity that is not a City of Miami vendor, contractor, service provider, bidder or proposer, to attend AIEF's educational seminar for political and civic leaders where the benefit was not provided in connection with any City decision or action that may be taken by the recipient. The gift must be reported if its value exceeds \$100.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-77	(c)(5)(3)	Fernando Robreno, Superintendent, Miami-Dade DTPW	County employees may participate in a public auction of County property as long as no special benefits are granted to the employees in the process, and the employees do not use any confidential information obtained through their official position with the County for their personal gain.
18-78	(v) Miami-Dade R-449-14	Thomas B. Davis, Esq., Director, Policy & Legislation Division, Office of Miami-Dade Commission Auditor (OCA)	A County employee may serve as a technical advisor to a selection committee for a County Water and Sewer Department project, even though his former employer is a contender for the project, because his employment with the former employer ended over 9 years ago; and the one individual that works for the company, with whom he maintains a person friendship, had nothing to do with the company's response to the project. However, he is prohibited under the County's Cone of Silence, from communicating with his friend regarding this project.
18-79	(j), (k)	Alfredo Garmendia, Construction Manager 1, Miami-Dade WASD	Pursuant to sections (j) and (k) of the Ethics Code, a WASD employee does not have a conflict of interest regarding his outside employment performing interior remodeling work through his privately-owned company, Kevin Construction Services Corp, because his outside employment is unrelated to his County duties; would not impair his independence of judgment in the performance of his duties; and it will not conflict with his County employment hours.
18-80	(c), (d)	Daniel Solares, Maintenance Technician, Miami-Dade County PROS	A County employee in the PROS Department may apply for Community Small Business Enterprise recertification and enter into contracts with other County departments through his privately-owned company, but he may not contract with the department that employs him.
18-81	<i>directed to</i> Miami-Dade Code § 2-8.2.6 Miami-Dade Citizens' Bill of Rights § (A)(3) Fla. Statutes § 255.065(15) and § 119.07	Eric Zichella, Principal, P3 Management	The Miami-Dade County Internal Services Department may, pursuant to County ordinance and State statute, keep confidential public records on an unsolicited proposal for construction of a new courthouse until a triggering event such as a notice of intended decision; the expiration of ninety days after the initial notice by the responsible public entity rejecting all proposals pursuant to a competitive solicitation; or, if there is no competitive solicitation, 180 days after receipt of the unsolicited proposal by the public entity. It is recommended, however, that the County re-examine its ordinance regarding the confidentiality requirement due to the strong public policy of the State concerning access to public records; the public interest in the courthouse project; and the existence of a parallel RFQ process regarding the same project.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-82	(v) <i>directed to</i> Fla. Stat. § 99.012 Miami-Dade Charter § 1.05	Anastasios Kamoutsas, Attorney, Dade County PBA	The attorney for the Dade County PBA is not restricted from qualifying as a candidate for election to any federal, state, or municipal office because he is not a County official, County employee, or law enforcement officer.
18-83	(g)	Manuel J. Gonzalez, Chief, Office of Economic Development and International Trade, Miami- Dade County RER	The County Ethics Code does not prohibit a public official or employee from using stationery from a public agency to provide a letter of recommendation, where the sender of the letter has primarily interacted through his or her public position with the person being recommended, and the public resources are not being used for personal gain or for any private purpose unrelated to public business.
18-84	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item directing the County Mayor to develop a Police Cadet Training Program in conjunction with the School Board, because her employment is with a government entity; her position will not be affected by the vote; and she will not profit or be enhanced by the vote.
18-85	(k)(2) <i>directed to</i> AO 7-1	Myra Marlow, Human Resources Manager, WASD	All County employees, including those who belong to a labor union, must obtain written approval for outside employment on an annual basis. Full-Time County employees engaged in outside employment are also required to file the annual Outside Employment Statement.
18-86	(c), (d) <i>Jennings v. Dade County,</i> 589 So. 2d 1337 (Fla. 3 rd DCA 1991).	Willy Macias, System Safety Supervisor, Miami-Dade County DTPW	A County employee in the County Department of Transportation and Public Works may contract with other County departments through his privately-owned company, but he may not contract with the department that employs him.
18-87	(s)	Wil Morris, Miami-Dade County Planning Advisory Board (PAB)	A member of the County Planning Advisory Board (PAB) may speak with the representative of an entity appearing before the PAB, outside of a public meeting, because the PAB does not conduct quasi-judicial hearings. However, the PAB member may not knowingly permit an unregistered lobbyist to lobby him on an issue.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-88	(q), (h)	George Navarette, Former County Employee	The Two-Year Rule does not prohibit a former County employee from testifying in a judicial proceeding. However, the former County employee may not disclose confidential information acquired as a result of his County employment and may not use such information directly or indirectly for his personal benefit.
18-89	(e)(2)(g) RQO 06-05	George Wysong, Division Chief, General Government Division, Office of the City Attorney, City of Miami	The City of Miami's City Manager and/or City employees may solicit contributions on behalf of a non-profit organization, provided that the City's governing body explicitly endorses the solicitation, as well as authorizes its officials and employees to participate in fundraising activities for the non-profit organization. However, direct solicitation or targeting of donors who are current City vendors or potential City vendors seeking to do business with the City should be avoided so as to prevent any perception that a requested donation could affect a decision by the City to contract with the vendor.
18-90	(b)	Frank Schnidman, J.D	The Coconut Grove Village Council is a non-governmental entity and is not subject to the Ethics Code.
18-91	(j), (g)	Andreana Jackson, Vice Mayor, North Bay Village	The Vice Mayor of North Bay Village, who serves as a member of the Village Commission, may not engage in professional political consulting for candidates within North Bay Village because it may impair her independence of judgment in the performance of her public duties, and it could lead to improper communication with other board members regarding a matter that would foreseeably come before the board. However, she may work as a political consultant for political campaigns outside North Bay Village.
18-92	<i>directed to</i> Sunshine Law § 286.011	Yvonne Hamilton, Clerk, North Bay Village	The Sunshine Law applies when a group is convened by the Village Manager to assist him with the screening of applications and rankings for filling the position of Police Chief.
18-93	(m)(2)	Tomas Rementeria, Member, Miami-Dade County Planning Advisory Board (PAB)	A member of a County advisory board is not prohibited from appearing before a County board other than the board on which the member serves, provided his appearance is limited to expressing his personal views as a local resident; he does not represent any party other than himself; he does not receive compensation for the appearance; and he does not make any reference to his position as a member of the County advisory board on which he serves.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-94	(c)	Raul Aguila, City Attorney, City of Miami Beach	A member of the City of Miami Beach Blue Ribbon Panel, an ad hoc advisory board, may participate as a deejay at a concert occurring in connection with the upcoming Memorial Day festivities in the City, because his deejay agreement is with the Event Coordinator, a City contractor, and not directly with the City; the Blue Ribbon Panel on which he serves had little or no involvement in the planning of the event; and the individual involved does not have any oversight authority over the activity in question.
18-95	(c)	Mailin Fernandez, Healthy Craze Miami Vending	The County Ethics would not prohibit a vending company from entering into contracts with the County because neither the owner nor her immediate family members are County employees or elected officials.
18-96	(s)(2)(d)	Tamara Sears, IQVIA Pharmaceuticals	The lobbyist ethics course should be completed within 60 days of initial registration as a lobbyist or must be completed prior to an individual engaging in lobbyist activities thereafter.
18-97	(b)(9), (c), (n)	Jose Galan, Assistant Director, Miami-Dade Internal Services Department (ISD)	A conflict of interest does not exist where a prospective employee as a Workers' Compensation Adjuster in the Internal Services Department, would work for the department that oversees and administers a contract between the County and a company that her boyfriend works for, Corvel, because "boyfriend" is not included in the definition of "immediate family member" under Section 2-11.1(b)(9) of the Ethics Code; and she has no financial interest in Corvel that would prohibit her from participating in any official action, directly or indirectly, that would affect it.
18-98	(s)(2)(d)	Julio Gimenez, EcoSteel USA, LLC	The County Ethics Code requires that County lobbyists complete a Lobbyist Ethics Training course provided by the Commission on Ethics within 60 days of registering as a lobbyist during which time they may lobby. However, if the training course is not completed within 60 days, no lobbying can occur thereafter until the training has been completed.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-99	(g), (n)	Lourdes Gomez, Deputy Director, Miami-Dade County Department of Regulatory and Economic Resources (RER)	The Deputy Director of the County's Department of Regulatory and Economic Resources may oversee a funding analysis for a proposed taxing district in an area that includes a building in which she owns a condominium, because her unit is one of over 32,000 properties affected; she is not seeking to secure any special privilege or exemption for herself or others; she will not have any authority to set the boundaries of the proposed taxing or assessment district; any findings or recommendations resulting from the funding analysis would first be presented to her supervisor, the Deputy Mayor Jack Osterholt, and then the County Mayor; and the final authority to enact such a district would lie with the BCC after public hearing.
18-100	(k), (m)(1)	Lakisha Gray, Administrative Officer 2, Miami-Dade County PHCD	The Ethics Code permits a County employee to receive Community Development Block Grant (CDBG) funds, as long as the County employee does not financially benefit from CDBG funds distributed to the recipient non-profit organization; and the employee does not lobby, vote on, or use her official position in any way to benefit the non-profit organization that she heads.
18-101	(w)	Hydi Webb, Manager, Cruise Development, Miami-Dade Seaport	PortMiami Director and Cruise Development Manager may attend the two-night inaugural cruise on board the new ship, Bliss, by Norwegian Cruise Line, a County contractor, because the Seaport will pay the cost of the staff members' attendance; and there is a public purpose served by County officials attending the event because it is directly related to their official duties.
18-102	RQO 17-02	Tara C. Smith, Director, Miami-Dade Internal Services Department (ISD)	The measures implemented by the County's Internal Services Department to address organizational conflicts on the RFQ for the contract to construct a new courthouse, to address the existence of a marital relationship between a principal of Perez and Perez Architects Planners, Inc., the County's technical advisor and design criteria professional, and a principal of Perkins+Will, which is part of the team of a respondent to the RFQ, were deemed to be sufficient to eliminate the conflict where the Perkins+Will firm will discontinue participating on the project.
18-103	(q)	James Williams, Associate, Holland & Knight	A former employee of a temporary agency, Alpha 1 Staffing, assigned to work at the County and the City of Miami, was not considered an employee of the County or the City of Miami, and, consequently, not subject to the County and City of Miami's post-employment restrictions.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-104	(i)	Meighan Alexander, Assistant Grants Analyst, Miami-Dade OMB	County board members must determine, based on their job duties, whether they are covered by the State of Florida's financial disclosure requirements. Covered persons who file a State Form 1 or State Form 6 satisfy the County Ethics code requirement that advisory board members file a financial disclosure on a yearly basis.
18-105	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item authorizing affiliating agreements with the School Board for the provision of educational classes for juveniles and special education classes for young adults in the custody of the Miami-Dade Corrections and Rehabilitation Department, because her employment is with a government entity; her position will not be affected by the vote; and she will not profit or be enhanced by the vote.
18-106	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may not vote on an item urging the School Board to include technical and vocational training at One-Stop Educational and Community Service Centers because it appears to impact the school facility where she is employed and could affect the services that she provides there, thereby causing her to profit or be enhanced by the vote.
18-107	<i>directed to Sunshine Law § 286.011</i>	Lorena Neighbor, Chair, City of Miami Community Advisory Board	It is recommended that the clerk of the City of Miami Community Advisory Board, rather than the Chairperson, contact board members regarding possible outreach events to be arranged by various members of the board, in order to avoid the potential of an unintentional violation of the Sunshine Law.
18-108	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item regarding grant funding for the 2018 Miami-Dade County Youth Summer Job Program which is a collaborative effort between the County, the School Board and its direct support organization, because her employment is with a government entity; her position will not be affected by the vote; and she will not profit or be enhanced by the vote.
18-109	(q), (s), (h) RQO 12-09 RQO 11-24 RQO 06-54 RQO 00-1	Scott Aguiar, Project Inspector II & Code Enforcement, Miami-Dade WASD	A former County employee may work for a County vendor, but pursuant to the "two-year rule" he is prohibited from lobbying the County for two years following his County employment. Further, as a former County employee he may not disclose confidential information he acquired through his official position or use such information for his personal benefit.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-110	(g) K14-100	Enid Demps, Councilmember, Miami-Dade Community Council #15	While it is permissible under the County Ethics Code for a Councilmember to use her official title for identification purposes at a community meeting sponsored by a non-governmental organization, the Councilmember must make it clear that she is speaking as an individual, and not on behalf of the public board that she sits on, unless, the Councilmember has been designated to speak on the board's behalf on a particular issue.
18-111	(d)	Manny Cid, Mayor, Town of Miami Lakes	The Mayor of Miami Lakes may vote on an application for Florida Department of Transportation County Incentive Grant Program which will involve the building of a new road that will improve access to the 151 Street/153 Street area, even though his employer serves as a leasing agent for a building in the area which would be affected by the new road, because neither he nor his employer has any ownership interest in the building, and would not profit or be enhanced by the vote.
18-112	(e) <i>directed to</i> Fla. Stat. §112(a) CEO 91-45	Carol Zeiner, Commissioner, Miami-Dade Commission on Ethics and Public Trust	The discounted admission to a Florida Bar Training Session received by an Ethics Commissioner who serves on a Florida Bar Committee, is not a reportable gift under Section 2-11.1(e), because the discounted admission was available to all similarly situated Committee members appearing on behalf of the Bar at such programs; and her attendance at the training session was directly related to her service on the Bar Committee.
18-113	(c), (d), (g), (m)(1)	Edward Vega, EV2L engineers, Inc.	The father of a County employee may contract with Miami-Dade County, but he may not contract with the Miami-Dade Water and Sewer Department that employs his son; the son, County employee, may not lobby the County for the contract; he can have no involvement in determining the contract requirements; and should not be involved in the contract in any way.
18-114	(g) C13-41 <i>directed to</i> Miami-Dade CBR § (A)(5) Fla. Statutes § 286.0114	Thomas Pepe, City Attorney, City of South Miami	The use of the public participation provision at official City meetings to provide a forum for Kristen Rosen Gonzalez, a political candidate for Congressional Seat 27, so she can introduce herself as a political candidate, could violate Section 2-11.1(g) of the Ethics Code, Exploitation of Official Position, because it is a misuse of the public resources involved in running a government meeting in a public facility for such resources to be used for partisan or political campaign activity.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-115	(e)	Beth Spiegel, Commissioner, City of North Miami Beach	An elected official may accept tickets paid for by the City to a Miami-Dade League of Cities event. The ticket does not need to be disclosed because it involves the official representing the City in his or her official capacity. However, the paid ticket for the spouse of the elected official should be disclosed by the elected official as a gift to the elected official if the value of the ticket exceeds \$100.
18-116	(s)(2)(a)	Mireya Carballosa, Floridian Partners, LLC	The Contingency Fee Affidavit, required of Miami-Dade lobbyists, filed by an individual residing in London, is acceptable even though the notary attestation is in a slightly different form from the County form, because the purpose and import of the attestation are substantially the same.
18-117	(s)	Elizabeth Herrera, AUM Construction, Inc	A Principal who lobbies on behalf of his company must register as a lobbyist, and is not required to pay lobbyist registration fee, but must complete the lobbyist ethics training course and pay training course fee.
18-118	<i>directed to</i> City of Miami Code §2-655 – 2-658	Mireya Carballosa, Floridian Partners, LLC	A lobbyist who completed the refresher Ethics Course in 2017, is required to take the course this year because the City of Miami’s recently revised lobbyist ordinance, which requires the completion of the refresher Ethics Course every two (2) years, is to be applied prospectively.
18-119	(v)	Thomas B. Davis, Esq, Director of Policy and Legislation Division, OCA	A member of the selection committee for a MDAD project does not have a voting conflict, even though his former employer is a respondent for the project, because his employment with the company ended over 20 years ago and he has no current employment or other relationship with his former employer or fellow employees that would create a voting conflict of interest.
18-120	<i>directed to</i> Miami-Dade Citizens’ Bill of Rights § (A)(3) Fla. Statutes Chap. 119	Phyllis Smith, Commissioner, City of North Miami Beach	Records of any telephone calls received by or made by an elected official on his/her private phone that relate to official business, and which are not otherwise exempt under Chapter 119, Florida Statutes, are public records and should be provided upon request, pursuant to Section (A)(3) of the Citizens’ Bill of Rights and Section 119.07.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-121	(s) RQO 10-28	Namita Uppal, Chief Procurement Officer, Miami- Dade County ISD	Colonial Life Insurance representatives, who seek to meet with County personnel in an effort to persuade the County to transact business with their company in the foreseeable future, are lobbyists and are thus required to register with the Clerk of the Board and take the Ethics Course, prior to lobbying.
18-122	(v)	Thomas B. Davis, Esq, Director of Policy and Legislation Division, OCA	A member of the selection committee for a County Public Housing and Community Development Department Request for Applications, does not have a voting conflict because the belief that his spouse works for the Opa-locka Community Development Corporation, a respondent to the project, is erroneous, and neither he nor his wife has any relationship with any of the respondents that would create a voting conflict of interest.
18-123	j, (k)(2) Miami-Dade Code 2-43(A)	Isidoro Lopez, A/E Professional Services Manager, Miami-Dade WASD	A County employee would be required to resign from his County employment if he is elected as a member of a Miami-Dade Community Council. A County employee may serve as a board member of his homeowner's association; however, it is recommended that he seek an opinion from the COE in the event that a matter with which he is involved in his County position would have a special impact on the homeowner's association or its members.
18-124	(e)	Julian, Manduley, IT Contracts & Procurement Manager, Miami-Dade Information Technology Department	Donation of 950 Azure Services credits to the County, by Microsoft, so the County can run several tests on County functions not currently operating in Azure, does not violate the County Ethics Code because the arrangement for the gift of the credits was made within the County Information Technology Department's performance of its official duties, and will be used solely by the County in performing its official business.
18-125	<i>directed to</i> Sunshine Law § 286.011	Jose Villalobos, Esq., City Attorney, City of West Miami	It is permissible for a municipality to adopt a procedure whereby proposed resolutions or ordinances would be first brought up at a municipal commission meeting as a discussion item and prior to their being drafted by legal counsel, as long as the items are brought before the Commission at sessions held in compliance with the Sunshine law; the discussion procedure would not be used to preclude a Commissioner from going forward with the proposal at a future meeting; and it includes a means of waiving the discussion requirement if it involves something of an emergency nature.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-126	(d)	Dennis C. Moss, Miami-Dade County Commissioner, District #9	A County Commissioner, upon retiring as Executive Director of the Richmond-Perrine Optimist Club (“Club”), would not have a voting conflict of interest on legislative matters coming before the BCC that may affect the Club because he would no longer have a relationship with the Club as an officer, director, partner, of counsel, consultant, employee, fiduciary or beneficiary of the Club; he would have no financial relationship with the Club; and he would not stand to personally profit or be enhanced by a BCC action affecting the Club.
18-127	RQO 17-02	Evelyn Campos, Professional Compliance Division Director, Miami-Dade Aviation Department (MDAD)	The measures implemented by the MDAD to address organizational conflicts involving two proposers for a contract under the General Civil Engineering Services (GCES) project, where the proposers had sub-consultants who were also listed sub-consultants with a separate MDAD contractor, AECOM, expected to lead to interactions between the same sub-consultants on both contracts, were deemed to be sufficient to eliminate the conflict, where it was required by MDAD that the sub-consultants not provide services on the AECOM contract until after the GCES agreements were concluded.
18-128	<i>directed to</i> City of Miami-Beach Code §§ 2-481-2-485-3	Jason Salvatore, Clerk’s Office, City of Miami Beach	Under the City of Miami Beach Lobbyist Ordinance, a person designated by a corporation as a Principal, who is responsible for lobbying on behalf of his or her organization, is required to register as a lobbyist, and is not exempt from paying the registration fee.
18-129	(k)(2)	Able Oporto, Engineer 3, Miami-Dade Aviation Department (MDAD)	County employees engaged in outside employment must submit an Outside Employment Request Form yearly and must also file an Outside Employment Statement by noon, July 1, each year, reporting the annual income earned in their outside employment.
18-130	(v), (t) RFQ-00820	Hon. Joseph P. Farina, Selection Committee Member,	A member of the selection committee on the RFQ for the contract to construct a new courthouse, does not have a voting conflict of interest that would prevent him from serving on the committee, where an independent contractor of his employer, JAMS, has been hired by one of the respondents to the RFQ, because it does not involve any relationship that could lead to a voting conflict of interest, nor does it create any personal interest on his part necessary for a voting conflict to arise under the Code. He was also advised that the RFQ is governed by the provisions of the County Code of Silence.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-131	(v), (g), (j), (h), (k), (m)	Sonless Martin, Commission Aide to Miami-Dade Commissioner Xavier Suarez, District # 7	A Commission Aide for Miami-Dade Commissioner Xavier Suarez may serve on the Miami-Dade County Transportation Aesthetic Review Committee (TARC) because Commissioner Suarez does not serve on the TARC board; TARC is not involved in the selection or award process for any public transportation decision that would be made by a board of which Commissioner Suarez is a member; and Commissioner Suarez does not serve on a board that would take any official action regarding the recommendations made by TARC, which makes recommendations to ensure a project is visually friendly <u>after</u> the award of the project.
18-132	(j), (k), (g), (h) RQO 12-10	Antonio Byrd, Corporal, Miami-Dade Corrections and Rehabilitation Department (MDCR)	A MDCR employee does not have a conflict of interest regarding his outside employment with a non-profit organization which raises funds for the children of fallen law enforcement officers, because his outside employment would not impair his independence of judgment in the performance of his County duties.
18-133	(v) <i>directed to City of South Miami Code §20-6.1(B)(f)</i>	Orlando Borges, Board Member, City of South Miami Planning & Zoning Board	A member of the South Miami Planning and Zoning Board may vote on an issue involving a church that he attends, because he would not be directly affected by the action, and he does have one of the several enumerated relationships with an entity appearing before the board necessary to create a conflict.
18-134	(q) RQO 06-64 RQO 11-24	Armando Rojas, Sr., former employee, City of Miami	A former City of Miami employee may work for a City vendor and service an awarded contract, but pursuant to the City of Miami Conflict of Interest Code “two-year-rule” he may not contract with the City or lobby City officials or employees on behalf of his new employer.
18-135	(q) RQO 04-48	John Ramirez, Flagrant International Solutions	A former employee of staffing agency, Kelley Services, assigned to work at the North Miami Beach Career Center, was not an employee of the County, and, consequently, is not subject to the County’s two-year rule.
18-136	(s)	Shanda Layne, Kimley-Horn	A City of Miami lobbyist who completed the refresher Ethics Course in 2017 is required to take the course this year because the City of Miami’s recently revised lobbyist ordinance, which extended the period for completion of the refresher Ethics Course from one to two years, is to be applied prospectively.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-137	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District # 6	A County Commissioner employed by the School Board may vote on an item authorizing a grant to the Foundation for New Education Initiatives, a direct support organization of the School Board, for the purpose of developing programs and initiatives that would deal with the cycle of youth violence in Miami-Dade County, because her employment is with a government entity; her position will not be affected by the vote; and she will not profit or be enhanced by the vote.
18-139	(j)	Norman Powell, Village Attorney, North Bay Village and El Portal	A municipal attorney may not engage in outside employment as a Traffic Magistrate adjudicating cases involving tickets issued by officers from the cities he represents, because it would impair his independence of judgment in the performance of his public duties as a municipal attorney.
18-140	(m), (h), (g)	Sonless Martin, Commission Aide to Miami-Dade Commissioner Xavier Suarez, District # 7	A County employee may serve on the board of directors for Miami-Edison's Red Raider JROTC Booster Club, Inc., a non-profit organization, as long as he does not appear in front of any County board or agency to make a presentation seeking any benefit on behalf of the non-profit organization or, in any other way, exploit his official position with the County to benefit the non-profit.
18-141	(i)	Carmen Bofill, Fin. Disclosure/OE Coordinator, Miami-Dade County Elections Department	Individuals required to fill out the County Source of Income financial disclosure form must list the name and address of each source of income. Where no address is available, a description that would serve to distinguish a source of income from another would meet the address requirement in the Source of Income Statement.
18-142	(t)	Daniel Chatlos, Intergovernmental Affairs Coordinator, Miami-Dade ISD	An unsolicited proposal, not submitted in connection with a bid or other solicitation, is not covered by the Cone of Silence, and would remain uncovered by the Cone until such time as a competitive bid process may occur on the proposal.
18-143		Jose Granera, Grants & Fiscal Coordinator, Miami-Dade County Juvenile Services Department (JSD)	It is recommended that the Juvenile Services Department include the County's Honor Code protection of County employees against retaliation in its proposed Whistleblower Retaliation Policy.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-144	(v)	Julie Whiteside, A/E Consultant Selection Coordinator, Miami-Dade Internal Services Department	A member of a selection committee for the Emergency Procurement related to Hurricane Irma does not have a voting conflict, even though his former employer is a respondent for the project, because his employment with the company was for less than a year and ended over 17 years ago; and he has no current association or relationship with his former employer or any former fellow employees that would create a voting conflict.
18-145	(e)(2)(c)	Jannesha Johnson, Office of the Commission Auditor	A County department's presentation of a plaque to an employee honoring her for her 22 years of service does not violate the County Ethics Code because it falls within an exception of the Ethics Code's gift prohibition as an "award for professional achievement."
18-146	(c), (d)	Eddie Lim, Commissioner, North Bay Village	The Ethics Code does not preclude a Village Commissioner from signing a contract between the Village and the North Bay Village Optimist Club, for which the Commissioner serves as unpaid President because he does not have any financial interest in the contract or the entity involved. However, in order to avoid the appearance of impropriety, it is recommended that the Commissioner refrain from any involvement in the process of the Village's consideration and approval of the agreement regarding the Village's 4 th of July celebration with the Club.
18-147	(j), (k), (h), (g) RQO 08-29 RQO 08-45	Edgar Roa, Electrician, Miami-Dade Corrections and Rehabilitation Department (MDCR)	A MDCR employee does not have a conflict of interest with his outside employment performing residential electrical work done through his privately-owned company, because his private work would not impair his independence of judgment in the performance of his public duties and will not conflict with his County employment hours.
18-148	(g) <i>directed to</i> Fla. Stat. § 112.3135	Marlen Martell, Village Manager, North Bay Village	A Village Manager is not precluded from hiring an Assistant Manager with whom she has no business or financial connection; with whom she is a distant but not close relative; and where the normal hiring procedure was not avoided or ignored.
18-149	(j), (k)	Gary Gonzalez, Personnel/HR, Miami-Dade County Water and Sewer Department (WASD)	A WASD employee does not have a conflict of interest with his outside employment performing handyman services for two dental offices because his outside employment would not impair his independence of judgment in the performance of his public duties and will not conflict with his County employment hours.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-150	(t) RQO 13-11	Carolina Alfonso, Construction Project Manager, Miami-Dade County DOCA	While communications with the media are not covered by the prohibitions under the Cone of Silence, a procurement officer was advised to consider refraining from extensive comment on a pending construction bid in the County's Department of Cultural Affairs because it could be perceived as an attempt to influence the process.
18-151	(s)	Joe Pacheco, Sales Rep., Osprey Medical	A lobbyist is permitted to commence lobbying upon registering to lobby but must complete the four-hour ethics training course within 60 days following registration.
18-152	(g)	Betty Aguirre, Chief of Staff, Miami-Dade County Commissioner Rebeca Sosa	A Miami-Dade County Commissioner is not prohibited from using, for political campaign purposes, photographs that were taken in connection with the Commissioner's official public duties because the photographs are available to the general public as public records. However, the official must pay the County any fee for the photographs that would be required of any citizen requesting them.
18-153	Miami-Dade Code 2-43(A)	Hellen Brown, Section Supervisor, Miami-Dade County RER	A County employee would be required by County ordinance to resign from his County employment if he is elected as a member of a Miami-Dade Community Council.
18-154	(j)	LaTonda James, Teen/Student Curt Specialist, MDEAT	The County's Ethics Code does not prohibit a MDEAT employee from serving as a board member on the 79 th Street Community Redevelopment Agency (CRA), because her service on the CRA board would not impair her independence of judgment in the performance of her public duties.
18-155	(s)(2)(d)	Chris Agrippa, Clerk of the Board, Office of the Miami-Dade County Clerk	It is recommended that lobbyists who fail to comply with the County Ethics Code's mandatory required ethics training within 60 days of initial registration, be de-activated as lobbyists by the Clerk's Office until such time as they comply with the mandatory requirement.
18-156	(j)	Chris Davis, Community Organizer, Opa-locka Community Development Corporation (OLCDC)	An employee of the OLCDC, if elected, may serve as a City of Opa-locka Commissioner because the City of Opa-locka has no role in funding the OLCDC; it has no control over the internal activities of the organization; and the OLCDC is not a City vendor, contractor or service provider. If elected, he must recuse himself from any votes made by the City of Opa-locka Commission that affect OLCDC while employed by the organization.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-157	(g) RQO 18-01	Shawntia Kirkland, Personnel Specialist 2, Miami-Dade Correction and Rehabilitation Department (MDCR)	An MDCR employee, or his or her immediate family member, may not participate in the MDCR Food Truck Friday Program (Program) because the employee works in the same County department that oversees and administers the Program; the Program is not advertised to the general public, resulting in MDCR employees being more able than non-MDCR employees to participate in the Program; there is no eligibility or qualification criteria for participation in the Program; and referral to the Program is at the sole discretion of the MDCR personnel.
18-158	(i)	Rose Grand-Pierre, Outreach Specialist, Miami-Dade PROS	A County employee who owns less than three rental units is not engaged in outside employment, per COE guidelines, and need not file the yearly Outside Employment Statement.
18-159	(i)(1)(c) <i>directed to</i> Fla. Stat. §112.3144	Eileen Higgins, Miami-Dade County Commissioner, District #5	Elected officials who file financial disclosure in compliance with State financial disclosure requirements automatically satisfy Miami-Dade County's financial disclosure requirements and would not have to file a County Source of Income Statement.
18-160	(s)(6)	Tom Spulak, Esq.	County lobbyists must file a Lobbyist Expenditure Report for lobbying expenditures in excess of \$25 for the preceding calendar year by July 1 st of each year.
18-161	<i>directed to</i> Miami-Dade Code 2- 1074(y)	Jose Smith, City Attorney, City of North Miami Beach	Section 2-1074(y) of the Miami-Dade Code limits the issuance of advisory opinions by the COE to persons requesting opinions about their own conduct in connection with ethics requirements. It is not intended to be used by individuals seeking legal opinions to utilize as a means of constraining the acts of others in order to serve purposes unrelated to the requester's need for guidance.
18-162	(s)	Dana Murphy, Esq., Assistant Legal Counsel, The Vertex Companies, Inc.	Technical experts, who appear on behalf of an employer at a meeting with County staff that is not publicly noticed, to influence passage, defeat, or modification of an ordinance, resolution, or a decision by County officials, on a matter that will foreseeably be heard by the County Commission or any County board or committee, should register as lobbyists. The provision that excepts expert witnesses from lobbyist registration requirements applies only if the meeting attended is publicly-noticed.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-163	(e)(3), (k)(1)	Lewis Velken, Chief, North Bay Village	Two North Bay Village police detectives may not accept a \$500 gift from the family of a missing individual who was located through their efforts because the Ethics Code prohibits gifts made to government employees for official action or legal duty performed, as well as compensation for their public duties received from a source other than their government employer.
18-164	<i>directed to</i> Citizens Bill of Rights §§5 and 8	Thomas Pepe, City Attorney, City of South Miami	A business owner who wishes to discuss a settlement offer in a case involving the City of South Miami is not entitled to a public hearing on the issue under Section 8 of the Citizens' Bill of Rights since the decision is subject to a subsequent administrative or legislative review and hearing. However, the "right to be heard" provision under Section 5 of the Citizens' Bill of Rights would permit him to address the City Commission on the settlement issue because it is a matter within the city government's jurisdiction.
18-165	(j), (k)	LaVerne Carlile, Administrative Officer 2, Miami-Dade Corrections and Rehabilitation Department (MDCR)	A County Corrections department employee, who is eligible for assistance through the County's Housing Choice Voucher Program, may seek such assistance from the County's housing department, provided that neither the employee nor any of the employee's immediate family members are in any way involved with the administration of the program.
18-166	(v)	Evelyn Campos, Professional Compliance Director, Miami-Dade County Aviation Department (MDAD)	The managing director of First Southwest, who serves as MDAD's bond consultant, should not also serve as a member of the selection committee for the position of Chief Financial Officer at MDAD because the necessary close working relationship between the bond consultant and the appointed CFO may compromise the independence of judgment of the CFO when dealing with the County's bond consultant in matters of interest to the County.
18-167	(d)	Alex Palenzuela, Esq.	The voting conflict provisions of the County Ethics Code make no reference to whether an official with a voting conflict may be counted for the purpose of a quorum. The interpretation of local procedural rules regarding whether a quorum is present is a matter to be determined by the local governing body itself, its parliamentarian, municipal attorney, or clerk advising the board, as long as their interpretation does not conflict with any provision of the County Ethics Ordinance.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-168	(i)	Ramon Castellans, Records Custodian, Miami-Dade County Elections Department	Individuals required to fill out the County Source of Income financial disclosure form must list the name and address of each source of income.
18-169	(j), (k)	Brian Borenstein, Compliance Officer, Miami-Dade County Department of Regulatory and Economic Resources (RER)	A RER employee does not have a conflict of interest with his proposed appointment as a compensated board member of the Hemingway Point Community Development District (CDD) under the County Ethics Code, but should discuss his acceptance of the position with his Department supervisor, the County Attorney's Office, or the Mayor's Office, to determine whether his appointment to a position that is usually filled by an election would cause him to forfeit his County position pursuant to Section 1.05 of the Miami-Dade County Home Rule Amendment and Charter, which precludes a County employee from serving in an elected office.
18-170	(d)	John Dubois, Vice Mayor, Village of Palmetto Bay	The Vice Mayor of Palmetto Bay may vote on an item that would allow the development of property owned by Shores of Palmetto Bay, LLC, even though he owns a vacant lot in the vicinity of the proposed development and has received personal campaign contributions from the owner of the subject property, because the mere acceptance of a campaign contribution does not create a voting conflict of interest and the circumstances do not indicate that the Vice Mayor would directly or indirectly, personally profit or be enhanced by the vote.
18-171	(m)(2), (g)	Thomas Pepe, City Attorney, City of South Miami	A member of the South Miami Planning Board is prohibited from voting, participating, or appearing before the board on which he serves, to make a presentation on behalf of a Church that he attends, where he filed the application to the Planning Board on behalf of the Church.
18-172	(k)	Gerald Sanchez, Esq., Assistant County Attorney, Miami-Dade County Attorney's Office (CAO)	A County employee is considered to be engaged in outside employment and subject to the requirements in sections (j) and (k) of the Ethics Code if he or she provides unpaid "Pro Bono" legal services to an outside entity because legal services are services that are customarily eligible to be compensated.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-173	(q)	Michael Pelaez, Prospective Board Member, Miami-Dade Millennial Task Force	A former County employee may serve as a member of a County Board within the two-year period following his County employment because former County employees who subsequently become appointed to a position by a government entity are exempted from the two-year rule's post-employment prohibition.
18-174	(g) <i>directed to</i> Fla. Stat. § 112.3135 Miami-Dade County's Nepotism Policy	John Mendez, Assistant Director-Customer Initiatives, Miami-Dade Water and Sewer Department (WASD)	A conflict of interest does not exist under the Ethics Code where the County's Water and Sewer Department (WASD) hires the spouse of a current WASD employee because the current County employee had no input in his spouse's potential hiring, and would have no input in her promotion or advancement should she be hired. However, this matter should be discussed with the WASD Department supervisor, the County Attorney's Office, or the Mayor's Office, to ensure compliance with state law and the County's nepotism policy.
18-175	<i>directed to</i> Sunshine Law § 286.011	Imran Ali, Chief of Staff, Miami-Dade County Children's Trust	Members of County boards may not participate telephonically, or vote on an item, if they are not physically present at a meeting, based on the County Attorney's interpretation of the Florida Sunshine Law.
18-176	<i>directed to</i> Sunshine Law, Fla. Stat § 286.011 <i>City of Miami Beach v. Berns</i> , 245 So. 2d 38 (Fla. 1971)	Julianna Strout, Chair, North Bay Village Charter Review Board	Communications between members of the North Bay Village Charter Review Board regarding when their recommendations will be heard by the Village Commission would not violate the Sunshine Law because the Charter Review Board has completed its work and there are no foreseeable matters that will come before the board.
18-177	(m) <i>directed to</i> City of South Miami Code of Ethics §8A-1(1)(2)	Orlando Borges, Board Member, South Miami Planning Board	A member of the South Miami Planning Board is prohibited under the City of South Miami Ethics Code from appearing before the City Commission to make a presentation on behalf of a Church that he attends, where he filed the application on behalf of the Church and recused himself from the preliminary vote taken by the Planning Board on the application.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-178	(s) RQO 14-04	Carlos M. Rodriguez, Esq.	Any individual or firm hired by a non-profit organization to lobby on its behalf on a compensated basis must register as a lobbyist, is exempt from paying the registration fee, but must complete and pay for the lobbyist ethics training course.
18-179	(e), (g) <i>directed to</i> City of South Miami Code of Ethics §8A-1(e)(2)	Thomas Pepe, City Attorney, City of South Miami	A City of South Miami Commissioner may not use City resources to engage in solicitations to promote individual private businesses.
18-180	(j), (k)	LaVerne Carlile, Administrative Officer 2, Miami-Dade Corrections and Rehabilitation Department (MDCR)	A County employee who is also a Section 8 landlord should obtain an opinion stating that she does not have any conflicts in transacting business with the County as a Section 8 landlord; and that no ethics conflict exists between her employment at MDCR and her outside employment with her private company, LaVerne Carlile Rental Properties.
18-181	(j), (k), (g), (h), (m) RQO 12-07 RQO 04-168 RQO 00-10	Debra Graham, Division Chief, Miami-Dade Corrections and Rehabilitation Department (MDCR)	A MDCR employee does not have a conflict of interest with her outside employment as a menu, nutritional, and food safety consultant because she will not contract with MDCR or the County; she will not perform any work for MDCR contractors; she will not interact with the same government employees in her outside employment as in her County employment; and she will not recruit vendors, contractors, bidders, or members of the public to her outside employer.
18-182	(j), (k), (g), (h), (m), (f)	Mark Ochoa, Customer Service Representative II, Miami-Dade WASD	A WASD employee does not have a conflict of interest involving his employment at the County and his work as a referee for Miami Roller Hockey, LLC, a County vendor, because his outside employment would not impair his independence of judgment in the performance of his public duties.
18-183	(c), (m)(1)	Dale Anthony Petrus, D.A.P. Pressure Washing Services, Inc.	The spouse of a County employee may contract with Miami-Dade County, but he may not contract with the Miami-Dade County Community Action and Human Services Department that employs his spouse; the County employee spouse may not lobby the County for the contract; she may have no involvement in determining the contract requirements; and none of her job responsibilities shall require her to be involved in the contract in any way.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-184	(w) RQO 05-110	Mirta Lopez Cardoso, IT Senior Contracts & Procurement Officer, Miami-Dade County Information Technology Department (ITD)	A County employee may not accept travel-related expenses that include meals from a County vendor while attending a conference in Cambridge, Massachusetts, unless she obtains a waiver from the Board of County Commissioners.
18-185	(t)	Carolina Alfonso, Construction Project Manager, Miami-Dade County Department of Cultural Affairs (DOCA)	Where a bid was advertised but no bid accepted, it is recommended that the Mayor or his designee send notice to the Clerk of the Board indicating that a solicitation was cancelled.
18-186	(g), (h)	Mark A. Lago, Member, South Miami Planning Board	A member of the South Miami Planning Board may appear in a video sponsored by a political action committee, as part of a campaign, to encourage voters to support a ballot question because he will not identify himself as a Planning Board member or reference his official position in any way during the video.
18-187	(u)	Ralph Ventura, Deputy City Manager, City of Sweetwater	The Deputy City Manager for the City of Sweetwater may not represent and lobby for an entity that has a contract with the municipality that employs him because the transaction would not be at arms-length.
18-188	(j), (k)	Evelyn Campos, Professional Compliance Director, Miami-Dade Aviation	It is recommended that the County Aviation Department include language that County employees may not accept outside employment that would impair the employee's independence of judgment in the performance of his or her duties, in its proposed Outside Employment Guidelines.
18-189	(c)	Tony Winton Possible Candidate, Village of Key Biscayne	A candidate for elected office of a municipality, if elected, may continue to service an existing contract (but not renew the contract) that he has with the municipality. However, he may not vote or otherwise participate in any issue or matter regarding the existing contract and should delegate his official duties regarding the contract to another individual.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-190	(g) <i>directed to</i> Citizens Bill of Rights §(A)5 Fla. Stat. § 106.113	Thomas Pepe, City Attorney, City of South Miami	There is no prohibition that would prevent Commissioners or members of the public from commenting on ballot items of concern to the City of South Miami during a City Commission meeting because they involve issues that would have an impact on the City.
18-191	(s)	Jeanette Escudero, Consultant to Transamerica Construction Company	A subcontractor of Transamerica Construction Company, who will appear at a meeting with County staff on Transamerica's behalf to influence a decision that would ultimately be referred to the Mayor for a final decision, should register as a lobbyist.
18-192	RQO 17-02	Evelyn Campos, Professional Compliance Director, Miami-Dade Aviation Department (MDAD)	Measures implemented by MDAD to address organizational conflicts under County's Aviation Department Terminal Optimization Program Facility Design Services project, involving consultants or sub-consultants with existing contracts under the MDAD Capital Improvement Program that could cause a conflict, were sufficient to eliminate the conflict, where it was required that no such consultant or sub-consultant may be involved in another contract under the program.
18-193	(e)	Javier Betancourt, Exec.Dir. Office of the Citizens' Independent Transportation Trust (CITT)	Members of the CITT board should not accept complimentary roundtrip rides for themselves, their staff, and their family and friends, on Brightline, so as to avoid the perception of any <i>quid pro quo</i> arrangement in connection with any vote that the CITT may take in the future that would affect the company.
18-194	RQO 17-02	Patty Palomo, Chief, Intergovernmental Affairs, Miami-Dade WASD	Measures implemented by WASD to address organizational conflicts under the Nova contract due to the merger between MWH and Stantec Consulting Service, Inc. were deemed to be sufficient to eliminate and conflicts created, where the measures insured that no employee of MWH would be in a position to supervise work performed by Stantec.
18-195	RQO 17-02	Patty Palomo, Chief, Intergovt. Aff., Miami- Dade WASD	Measures implemented by WASD to address organizational conflicts under the Jacobs contract due to the merger between CH2M Hill Companies Ltd., and Jacobs Engineering Group Inc., were deemed to be sufficient to eliminate the conflicts created in two WASD agreements.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-196	(j), (k), (n), (m)(1), (g), (h)	Beatriz Lee, Chief, Human Resources Division, Miami-Dade County Parks, Recreation and Open Spaces Department (PROS)	A County employee in the Parks, Recreation and Open Spaces Department (PROS), may engage in outside employment with the employee's privately-owned company, or a company owned by the employee's immediate family member, provided that the employee is not involved in the selection, oversight or management of the contract; the contract is not administered by the department in which the employee works; and the employee engages in no discussions with County government staff about the contract.
18-197	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item authorizing the Mayor to accept grant funding from the Children's Trust for the Miami-Dade County Community Action and Human Services Department's Family and Community Services Division's Youth Success Program, to be housed at the Miami-Dade County Public Schools' South Dade Technical College, because her employment is with a government entity; her position will not be affected by the vote; and she will not profit or be enhanced by the vote.
18-198	(c), (n)	Carol Munroe, Courtroom Clerk II, Miami-Dade Clerk of Courts (COC)	A County employee may apply for a County grant on behalf of a company that she owns because she does not work for the department that oversees the grant; her County duties do not include enforcement, oversight, termination or forbearance of the grant; and her County duties do not require her to participate in any official action that would affect her business.
18-199		Imran Ali, Chief of Staff, Miami-Dade County Children's Trust	It is recommended that the board of the Children's Trust, which is not governed by the County Ethics Code but by its own internal code, not adopt an amendment that would allow board members to directly participate on a funding issue affecting an agency of which the board member is a director, officer or employee because it could violate the Trust Code provision against creating appearances of impropriety by leading to a perception of unfairness on the part of those who may be connected to agencies that are disappointed in not receiving the same funding from the Children's Trust.
18-200	(g) <i>directed to Fla. Stat. §104.31</i>	Gerald Sanchez, ACA, Miami-Dade County Attorney's Office (CAO)	An elected official may not provide the official's campaign website link or campaign phone number, on the official's government Facebook page because it could violate the prohibition against exploitation of official position under the County Ethics Code.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-201	(e), (g)	Jackelin Lemus, SBD Contract Certification Specialist II, Miami-Dade Internal Services Department (ISD)	A County employee may purchase products from a company that was certified as a County vendor by the County department that she works for, and the products purchased would not be considered as gifts under the Ethics Code, because the items would be purchased at a price and upon terms available to similarly situated members of the general public; and all purchases from the company will be conducted at “arms-length” and “in the ordinary course of business.”
18-202	(v), (m)(2)	Oliver Gross, Chairman, 79 th Street Corridor Community Redevelopment Agency (CRA)	A board member of the non-profit organization, 79 th Street Neighborhood Initiative (The Initiative), who is also a member of the 79 th Street Corridor CRA, may vote on an RFP that was issued by the CRA for which The Initiative was a respondent, because he will not be directly affected by the vote; he will not appear before the CRA on behalf of The Initiative; and he will not use his official position to gain special privileges or exemptions for The Initiative.
18-203	(j), (k) (g), (m)	Stefany Tomas, Miami-Dade TV Producer, Miami-Dade Communications Department	A County Communications Department employee does not have a conflict of interest with her outside employment operating a yoga instruction business because her outside employment is not closely related to her County employment; she will not interact with the same or similar people or entities in her outside employment as in her County employment; and it would not conflict with her County employment hours.
18-204	(e)	Al Dotson, Esq., Bilzin Sumberg	Elected and appointed public officials around the County may accept complimentary entry to an educational event that will address issues connected to development in the County, sponsored by law firm, Bilzin Sumberg, because no fees will be charged to any attendee in connection with the event; no lobbying would take place by the firm’s employees or clients during the event; and there appears to be no connection between the educational seminar and any decision or action that could be taken by a public official who attends the event. A public official that attends the event must report the lunch, parking, and written materials provided, as a gift if the combined value exceeds \$100.
18-205	(s) <i>directed to City of Miami Code § 2-655</i>	Dusty Melton, Lobbyist, City or Miami	A lobbyist who completed the refresher Ethics Course in 2017, is required to take the course this year because the City of Miami’s recently revised lobbyist ordinance, which requires the completion of the refresher Ethics Course every two (2) years, is to be applied prospectively.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-206	<p><i>directed to Miami-Dade Citizens' Bill of Rights §(A)(3)</i></p> <p><i>Morris Publishing Group, LL v. State, 154 So. 3d 528, 534 (Fla. 1st DCA 2015, review denied, 163 So. 3d 512 (Fla. 2015).</i></p>	Roseann Prado, Village Clerk, Village of Biscayne Park	It is permissible for municipalities to require a deposit/advance fee for the production of public records as long as it is reasonable under the circumstances of the request.
18-207	(e)(1)	Julian Manduley, IT Contracts and Procurement Manager, Miami-Dade County Information Technology Department (ITD)	The County's proposed agreement to license elections security software does not violate the gift provision of the Ethics Code because the agreement provides adequate and lawful consideration for the County's use of the software.
18-208	(j), (k), (g), (h), (m)	Chequita Thomas, Corrections Technician, Miami-Dade Corrections and Rehabilitation Department	A MDCR employee does not have a conflict of interest involving his employment at the County and his work as a parent coordinator with the Overtown Youth Center, a County vendor, because her outside employment is not closely related to her County employment; she will not interact with the same or similar people or entities in her outside employment as in her County employment; and it would not conflict with her County employment hours.
18-209	(k), (w)	Michael Ruiz, Assist. Dir., Admin.Dept. of Solid Waste Management (DSWM)	A County employee who is merely reimbursed for travel expenses incurred while serving in an unpaid, volunteer position as a regeant for the Revenue Development and Management School, which is not a County vendor, is not engaged in outside employment and would not have to file the County's outside employment paperwork.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-210	(g), (e) RQO 12-10	Shirley Plantin, Community Advocacy Program Officer 2, Miami-Dade Community Relations Board (CRB)	A County employee may not engage in any discussions whatsoever with officials, directors, or staff of County government on behalf of her outside employer, U-Turn Youth Consulting, LLC.
18-211	(d)	Audrey Edmonson, Vice Chairwoman, Miami-Dade County Commission	A County Commissioner who is also an officer of the St. James AME Church, may vote on a transit-related project proposal submitted to the County by the St. James AME Church Community Development Corporation (CDC) because the CDC is a separate entity, independent of the Church, and the Commissioner has no personal or financial stake in the project that could cause her to personally profit or be enhanced by the vote.
18-212	(k), (j) RQO 12-07	Osmany Leon, Parking Enforcement Officer, City of Miami Beach	Although opinions regarding possible conflicts of interest in outside employment and outside employment guidelines presented by the Ethics Commission staff may serve as a reference, the final determination as to whether a municipal employee should engage in outside employment rests with the employee's department director, and the COE will not interfere with the department director's decision.
18-213	(k), (j) RQO 12-07	Lt. Richard Rodriguez, Special Assistant to the Fire Marshal, City of Miami	Although opinions regarding possible conflicts of interest in outside employment and outside employment guidelines presented by the Ethics Commission staff may serve as a reference, the final determination as to whether a municipal employee should engage in outside employment rests with the employee's department director, and the COE will not interfere with the department director's decision.
18-214	(j) <i>directed to</i> Art.III §3, PHT Bylaws RQO 12-01	Jonathan Moses, Intergovernmental Liaison, Office of the Mayor, Miami- Dade County	Under the heightened ethics standard established by the Public Health Trust (PHT), the son of a University of Miami School of Medicine employee, may not serve as a board member of PHT because the entity that employs his mother, University of Miami School of Medicine, provides services to JHS/PHT.
18-215	(j), (k) <i>directed to</i> Miami-Dade Charter § 1.05	Brandon Smith, Corrections Officer, MDCR	A MDCR employee who qualifies as a candidate for elected office as Commissioner with the City of West Park, must take a leave of absence from his County position until the date of the election and shall, if elected, immediately forfeit his County position.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-216	(d)	John Dubois, Vice Mayor, Village of Palmetto Bay	The Vice Mayor of Palmetto Bay may not vote on a Prevailing Party Fee Recoupment Ordinance, which provides that a Councilmember pay the Village's attorney's fees and costs if the Village is the prevailing party in litigation filed by a Councilmember or an entity that a Councilmember owns or controls, because he would directly or indirectly, personally profit or be enhanced by the vote as he or an entity he owns is currently engaged in litigation against the Village.
18-217	(k), (m)(1)	Kelly Alloco, Projects Administrator, Miami-Dade Department of Cultural Affairs (DOCA)	A County employee may execute a grant award agreement between Miami-Dade County and the non-profit organization, Cuban Museum Inc., as long as the County employee does not financially benefit from the funds distributed to the recipient non-profit organization; and the employee does not lobby, vote on, or use her official position in any way to benefit the non-profit organization that she heads.
18-218	(s)	Eric Burtin, Ocean Spine, LLC	The Ethics Code does not require that a medical product sales representative register as a lobbyist when he services an existing contract with Jackson Health Systems/Public Health Trust.
18-219	<i>directed to City of South Miami Code Sec. 8A-5(c)(1)</i>	Thomas Pepe, City Attorney, City of South Miami	The City of South Miami Code provides that individuals seeking to lobby City of South Miami elected officials must register to lobby with the City of South Miami Clerk by 3:00pm on the day of and before engaging in any lobbying activities.
18-220	(j), (k), (g), (h)	Rene Guevara, Plumber, Miami-Dade County Aviation Department	An Aviation employee does not have a conflict of interest involving his employment at the County and his work as a plumber through his privately-owned company, Renee Contract Corp (RCC), because RCC does not hold any contracts with the County; RCC does not perform work for any other entities that are County vendors; and it would not conflict with his County employment hours.
18-221	(q)	Reinaldo Rivera, Senior Program Manager, WASD	Under the two-year rule, the County Ethics Code does not prohibit a former employee from working for a County vendor or becoming a County vendor himself. However, the employee would be prohibited from lobbying (i.e. influencing any County decision-makers) for the contract either on behalf of an employer or himself for two years after his County employment.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-222	(j), (k)	Maria De Rensiz, FNSS Specialist II, Miami-Dade Finance Department	A County employee may engage in outside employment, while on annual leave, as long as the employee has requested permission to engage in outside employment and the outside employment was approved by his or her supervisor.
18-223	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item directing the County Mayor to examine the feasibility of partnering with various organizations, including the School Board, to develop soccer fields for the county's youth because her employment is with a government entity; her position will not be affected by the vote; and she will not profit or be enhanced by the vote.
18-224	(c), (j), (k)	Casey Simpkins, Finance and Budget Administrator 1, Miami-Dade Public Housing and Community Development	County employees who own and manage three or more rental units must seek permission to engage in outside employment and file the required permission and disclosure form.
18-225	(q)	Julie Whiteside, A/E Consultant Section Coordinator, Miami-Dade Internal Services Department	A former County employee's name may be included as a sub-consultant on a proposal packet, submitted by a potential County vendor, in response to a RFP. However, he is prohibited from engaging in any lobbying activities under the County's "Two-Year-Rule."
18-226	(j), (k)	Sunny Tomas, SPIRIT Program Manager, Miami-Dade Clerk of the Courts	A County employee who serves as an unpaid volunteer for a labor union is not engaged in outside employment and need not file the County's outside employment paperwork.
18-227	(c), (g)	Michelle Samaroo, Assistant City Attorney, City of Opa-locka	A City of Opa-locka Commissioner may not engage in a business transaction consisting of the sale and purchase of his municipally assigned vehicle unless the City of Opa-locka uses a public auction process; no special benefits should be given to the Commissioner during the process; and the Commissioner may not use any confidential information obtained through his official position with the City for his personal gain.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-228	(t) <i>directed to</i> Fla. Stat. § 286.011	Honorable Jennifer Bailey, Circuit Judge, Miami-Dade County	While the Cone of Silence does not prohibit two court appointed technical advisors to the selection committee, for the RFP relating to the new Civil and Probate Courthouse, from engaging in communications with the various Court personnel and Court consultants, the County's Internal Services Department has adopted a policy that limits communications with the retained consultants and the Courts, over which the Ethics Commission has no jurisdiction to review or comment upon.
18-229	(v), (x)	Thomas B. Davis, Esq., Director of Policy and Legislation Division, Miami-Dade OCA	Two prospective members of the selection committee on a request to advertise a County-wide Multimodal Mobility Impact Fee Study, do not have a voting conflict because they will serve as non-voting technical advisors to the selection committee and would not vote. Further, the two individuals may serve on the committee because there is no appearance of impropriety as they have no close personal friendships or current business relationships with any of the respondents.
18-230	(v)	Thomas B. Davis, Esq., Director of Policy and Legislation Division, Miami-Dade County Office of the Commission Auditor (OCA)	Two prospective members of the selection committee, for a County Aviation project, do not have a voting conflict that would prevent them from serving on the committee even though they had supervisory oversight and authority over County contracts involving the President of one of the responding firms, BeKKA Group, Inc., because the prospective members of the selection committee have no current prohibited relationship with the individual or the firm, and they will not be personally or directly affected by the procurement decision.
18-231	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item which approves the terms of a second amendment to the lease agreement with MKMIA, LLC and clarifies the establishment of a school of arts as a secondary or ancillary use of the property, because her employment is with a government entity; and she will not profit or be enhanced by the vote.
18-232	(g)	Sonless Martin, Commission Aide to Commissioner Xavier Suarez, District #7	A County employee may engage in the political process by endorsing or supporting a candidate for political office and/or soliciting donations on behalf of a candidate for public office. However, the County employee may not use County time and or resources in support of the candidate; and he may not directly or indirectly use his County position to intimidate or coerce others into supporting a particular candidate.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-233	(s) <i>directed to</i> City of Miami Code 2-654-5	Richard Barone, Esq., Director of Litigation Support, Hall, Lamb, Hall & Leto P.A.	Lobbyist registration requirements apply to all persons who are employed or retained for the purpose of lobbying, regardless of whether the person ultimately lobbies. Further, an individual who registers to lobby, pays the registration fee, lobbies (or chooses not to lobby) and then files a notice withdrawal prior to the expiration of the 60-day period during which he or she was to complete the ethics course, is not required to take the lobbyist ethics course.
18-234	(e)	Lisa Klopp, Resilience Assistant, Office of Resilience, Miami-Dade County Regulatory & Economic Resources Department (RER)	Donation of KIND snacks to the County, by KIND Snacks Company which is not a County vendor, in connection with the 10 th Annual Southeast Florida Regional Climate Leadership Summit, does not violate the Ethics Code because the donation was given to the County as an entity, for its use in the performance of its official functions; the donation will not personally benefit a County official or employee interacting with the company in connection with the donation; and there does not appear to be any <i>quid pro quo</i> arrangement intended to influence official action.
18-235	(j), (k) RQO 00-10 RQO 12-07	Katina Barnes, Fit 2 Lead Area Coordinator-South, Miami-Dade Parks, Recreation and Open Spaces Department (PROS)	Although opinions regarding possible conflicts of interest in outside employment and outside employment guidelines presented by the Ethics Commission staff may serve as a reference, the final determination as to whether a County employee should engage in outside employment rests with the employee's department director, and the COE will not interfere with the department director's decision.
18-236	(q), (s) RQO 01-38 RQO 04-34 RQO 06-54 RQO 11-24	Juliana Manjarres, Procurement Contracting Officer, Miami-Dade ISD	Pursuant to the "Two-Year Rule", a former County employee who separated from County employment less than a year ago, is prohibited from making and/or attending presentations before County selection committees, County boards and agencies, and the Board of County Commissioners.
18-237	(w), (e)(4)	Rebeca Sosa, Miami-Dade County Commissioner, District #6; and Juan M. Kuryla, Port Director	Commissioner Sosa and Port Miami Director, Juan Kuryla, may accept an invitation to attend the inaugural cruise on board the new ship, Symphony of the Seas, operated by RCCL, a County contractor, if the cost of the cruise is paid with County funds because there is a legitimate public purpose served by County officials attending the event.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-238	(c), (m)(1)	Eddie Arroyo, Public Records Specialist 1, Miami-Dade Police Department (MDPD)	A County employee may accept a South Florida Consortium Grant for his privately-owned company, as long as the department that he works for, MDPD, does not administer the grant and the employee does not lobby for the grant.
18-239	(t)	Carolina Alfonso, Construction Projects Manager, Miami-Dade County Department of Cultural Affairs (DOCA)	During the time the Cone of Silence is in effect, the contracting officer assigned to a solicitation may discuss a budget shortage with the issuing department's director at a recorded contract negotiation session, pursuant to the exemptions to the Cone of Silence provided in Section 2-11.1(t)(1)(c)(i) of the Ethics Code.
18-240	2-11.1.1(D)	Yunior Santana, Candidate for Council Seat, Town of Cutler Bay	The County's ethical campaign practices ordinance does not prohibit a candidate for council seat in Cutler Bay from also serving as a moderator on the social app, Nextdoor.
18-256	(m)	Paul Schwiep, Member, Citizen's Independent Transportation Trust (CITT)	A member of CITT may represent a third party in an administrative hearing challenging the County's amendment to the Comprehensive Development Master Plan (CDMP) because the CDMP is overseen by the Miami-Dade County Expressway Authority and has no connection to the CITT.
18-242	(e), (w)	Ralph Ventura, Chief of Staff to the Mayor of the City of Sweetwater	The County Ethics Code does not prohibit the Mayor of the City of Sweetwater from accepting San Ignacio de Loyola University's invitation for the Mayor and his family to visit the University's campus in Lima, Peru, because the University is not a City of Sweetwater vendor, lobbyist or service provider; there is no quid pro quo involved; and the travel is not connected to any decision being made by the City affecting the private interest of the donor. However, given that the value of the gift exceeds the \$100 threshold, the Mayor must file a gift disclosure pursuant to Section 2-111(e)(4) of the County Ethics Code.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-243	(e)	Jennifer Pina, Librarian 1, Miami-Dade Public Library System	It is permissible for a County employee to accept a \$50 gift certificate that she won in a drawing as a result of her participation in a survey administered by Southeast Florida Library Information Network (SEFLIN), a County vendor, because the drawing was open to all of SEFLIN's customers, not just County employees; and the gift certificate was won by chance and not obtained through the performance of an official duty.
18-244	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item which approves a memorandum of understanding between the School Board and the County that provides for the assignment of Miami-Dade police officers to schools in the County and for state funds sharing between the School Board and the County, because her employment is with a government entity; her position will not be affected by the vote; and she will not profit or be enhanced by the vote.
18-245	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item which approves a cooperative agreement between the School Board and the County to provide the School Board with supplies in support of Project Search, a program that assists young adults with disabilities by providing work skills and employment training at Zoo Miami, because her employment is with a government entity; her position will not be affected by the vote; and she will not profit or be enhanced by the vote.
18-246	(w)	Evelyn Campos, Division Director of Professional Compliance, Miami-Dade Aviation Department (MDAD)	While it is permissible for MDAD to accept free rail tickets from Brightline, which is not a County vendor, it is recommended that the donated tickets should not be given to MDAD employees but should be distributed to a lesser advantaged group of persons or declined because MDAD's distribution of free rail tickets to County employees creates an appearance of impropriety due to Brightline's parent company's role in submitting a recent proposal to the County and the company's public business plan.
18-247	(c), (d), (g), (m)	Bianca Rosales Alvarez, Master Fabricators Inc.	The spouse of a County employee may contract with the County through her privately-owned company, but she may not contract with the Miami-Dade Police Department that employs her spouse; her spouse, the County employee, may not lobby the County for the contract; he may have no involvement in determining the contract requirements; and he shall not be involved in the contract in any way.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-248	(s) RQO 06-63 RQO 06-65 RQO 10-28 RQO 12-09	Deborah F. Silver, Business Architect, Miami-Dade Department of Solid Waste Management (DSWM)	Representatives of several firms who attend product information/demonstration meetings with DSWM staff, at DSWM's request, would not be required to register as lobbyist, because the product information/demonstration meetings were specifically requested by the County in order to obtain information about the invited firms' respective software product offerings on vehicle-based driver safety video services. However, if the meetings go beyond an informational meeting/product demonstration, and discussions include an attempt to influence an action, decision, or recommendation by DSWM staff, registration as a lobbyist would be required.
18-249	<i>directed to</i> Fla. Stat. § 286.011	James R. Haj, President and Chief Executive Officer, The Children's Trust	The civil consequences of a Sunshine Law violation, i.e. voiding the decision or nullifying the process <i>ab initio</i> , may be avoided if the board does not perfunctorily ratify or ceremoniously accept a tainted decision, but takes independent final action in the sunshine following a public discussion of any matters taken up privately.
18-250	(e)	Carla Valle-Schwenk, Program Administrator, Miami-Dade Office of Management and Budget (OMB)	While it is permissible for OMB to accept free tickets to a AIDS Healthcare Foundation (AHF) sponsored cocktail and performance event, it is recommended that the donated tickets not be given to OMB employees but should be distributed to a lesser advantaged group of persons or declined because distribution of free event tickets to OMB's employees creates an appearance of impropriety as AHF is a County contracted agency that receives pass-through federal funding from OMB's Grants Coordination/ Ryan White Program.
18-251	(d)	Lorenzon Cobiella, Esq., for City of Miami Lakes Councilman Luis Collazo	A City of Miami Lakes Councilman must recuse himself from voting or participating on the selection of the new City Manager, because he might profit or be enhanced by the vote given that his spouse's job with the City could be directly impacted by the newly selected City Manager who would be her immediate supervisor.
18-252	(j), (k)	Nairim Lainez, Airport Operations Specialist, Miami-Dade Aviation Department (MDAD)	A MDAD employee does not have a conflict of interest regarding his outside employment as an Uber driver because his outside employment is unrelated to his County duties and would not impair his independence of judgment in the performance of his public duties; and it is unlikely that he will deal with the same persons or entities in his outside employment that he deals with during his job functions at MDAD.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-253	(c), (g)	Bianca R. Valme, Cytotechnologist II, Jackson Health Systems/Public Health Trust (JHS/PHT)	A County/JHS employee may contract as a Section 8 landlord with the Hialeah Housing Authority (HHA) because the Ethics Code does not set limitations on contracting with a governmental entity, such as the HHA, which is separate from the County entity that the employee works for.
18-254	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item which authorizes the Mayor to apply to HUD for the development of the former Medvin Apartments and to subsequently lease the site to the School Board, because her employment is with a government entity; her position will not be affected by the vote; and she will not profit or be enhanced by the vote.
18-255	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item which authorizes the Mayor to disburse funds from the Driver's Education Safety Trust Fund to the School Board to fund driver's education programs for high school student in Miami-Dade County Public Schools because her employment is with a government entity; her position will not be affected by the vote; and she will not profit or be enhanced by the vote.
18-256	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner whose daughter is employed by the Public Health Trust (PHT) as a registered nurse case manager may vote on legislation regarding the collective bargaining agreement between the County, PHT, and the Committee on Interns and Residents, because the Commissioner does not have a prohibited relationship with PHT nor will she or her daughter receive a special benefit through the legislation as her daughter is not a member of the collective bargaining unit whose terms and conditions of employment are set by the agreement.
18-257	(a), (d)	Lorenzo Cobiella, Esq., Gastesi & Associates, P.A., for Councilman Luis Collazo	A Councilman whose spouse's employment terms could be directly impacted by the City's Manager, may not vote for a new City Manager because he would profit or be enhanced directly or indirectly by the vote. However, the Councilman may vote on the <i>process</i> to select a new City Manager because he would not profit or be enhanced directly or indirectly by that vote.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-258	(v), (g)	Thomas B. Davis, Esq., Director of Policy and Legislation division, Miami-Dade County Office of the Commission Auditor (OCA)	Two prospective members of the selection committee for a County Water and Sewer Department (WASD) project, whose close family member (spouse and son respectively), work for a responding proposer to the solicitation, do not have a voting conflict of interest under Section 2-11.1 (v) of the Ethics Code because they would not be directly affected by the vote and they do not have any of the enumerated relationships required for there to be a voting conflict. However, it is recommended that the individuals not serve on this selection committee due to the possible appearance of impropriety, given their close familial relationship with employees of a responding proposer to the solicitation. (RT
18-259	(v)	Amado Gonzalez, A/E Consultant Selection Coordinator, Miami-Dade Internal Services Department (ISD)	A prospective member of a selection committee for a County Aviation project, may serve on the committee even though her husband's company deals with architects and engineers in Miami-Dade County, because she would not be directly affected by the vote and she does not have any of the enumerated relationships required for there to be a voting conflict. Further, there is no appearance of impropriety created by her service on this selection committee as neither she nor her husband have any direct contract, consultancy, of business relationship with any of the firms that have responded to the solicitation.
18-260	(v)	Amado Gonzalez, A/E Consultant Selection Coordinator, Miami-Dade Internal Services Department (ISD)	Two prospective members of the selection committee, for a County Aviation project, do not have a voting conflict of interest under Section 2-11.1 (v) of the Ethics Code, even though one is a former employee of Wolfberg/Alvarez and Partners, a responding vendor for this project, and the other prospective member's husband owns a civil engineering firm that deals with architects and engineers in Miami-Dade County because they would not be directly affected by the vote and they do not have any of the enumerated relationships required for there to be a voting conflict. Further, there is no appearance of impropriety created by their service on this selection committee as the former employee of Wolfberg/Alvarez and Partners ended her employment with the entity over 20 years ago and has no current employment or other relationship with her former employer; and neither the second selection committee member nor her husband have any direct contract, consultancy, of business relationship with any of the firms that have responded to the solicitation.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-261	(v)	Thomas B. Davis, Esq., Director of Policy and Legislation division, Miami-Dade County OCA	A prospective member of the selection committee for County Parks, Recreation and Open Spaces Department project, does not have a voting conflict even though her former employer Milton C. Harry and Associates, has responded to the solicitation, because her employment with the entity was over 35 years ago and she has no current employment or other relationship with her former employer or fellow employees.
18-262	(v)	Thomas B. Davis, Esq., Director of Policy and Legislation division, Miami-Dade County OCA	A prospective member of the selection committee for a County Department of Transportation and Public Works project, whose nephew works for a company that is listed as a sub-consultant in the proposal submitted by one of the responding vendors, does not have a voting conflict that would prevent her from serving on the committee because she will serve as a non-voting technical advisor to the selection committee and would not vote.
18-263	(v)	Charles Sims, Member, 79 th Street Community Redevelopment Agency	A member of the 79 th Street Corridor CRA, who previously performed consulting work for the 79 th Street Neighborhood Initiative (The Initiative), may vote on matters related to The Initiative because he does not have any current business relationship with The Initiative; he would not be directly affected by the vote; and he does not have any of the enumerated relationships required for there to be a voting conflict.
18-264	(g), (j), (h), (m)(2)	Misty X. Brown, Chief of Staff to MDC BCC Vice Chair, Audrey Edmonson, District #6	The Chief of Staff to Miami-Dade County Board of County Commissioner's Vice Chair, Audrey Edmonson, may serve as a volunteer Trustee of the Mount Sinai Missionary Baptist Church of Miami, a nonprofit entity, as long as she does not appear in front of any County board or agency to make a presentation seeking any benefit on behalf of the entity, or, in any other way, exploit her official position with the County to benefit the nonprofit.
18-265	(c), (q) RQO 12-09	Vincent T. Brown, Esq., City Attorney, City of Opa-Locka	A former City of Opa-locka Commissioner may purchase or receive his previously assigned municipal vehicle as a gift from the City of Opa-locka because the former commissioner is no longer in office, nor is he employed by the municipality, so the transaction is not prohibited by Section 2-11.1(c) of the Ethics Code. However, the former Commissioner should exercise caution regarding the transaction because he is limited by the two-year lobbying ban imposed in Section 2-11.1(q) of the Ethics Code.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
18-266	(v), (n), (f), (m)(2)	Jose L. Gomez, Chairman, JHS General Obligation Bond, Citizens' Advisory Committee	A board member of the JHS General Obligation Board Citizen's Advisory Committee (GOBCAC), who is also employed at Terracon, a County vendor/service provider, may continue his service on the GOBCAC because he does not hold any financial ownership interest in Terracon and Terracon is not presently seeking any project involving a JHS facility or site. (MP)