

INQ SUMMARY JANUARY TO OCTOBER 2019

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
19-01	(d)	David Jove, Assistant City Attorney, City of Hialeah	A City of Hialeah Councilmember may vote on legislation and participate in the resolution of the bargaining impasse between collective bargaining agent, IAFF Local 1102, and the City of Hialeah because the Councilmember will not personally or professionally be enhanced by the item under consideration since the item will not confer any special or unique benefit to his son who is one of over two hundred rank and file employees represented by the collective bargaining agent.
19-02	(v)	Brian Webster, A/E Consultant Selection Coordinator, Miami-Dade Internal Services Department (ISD)	A prospective member of a selection committee for Advanced Traffic Management System-RFP No 01058, could have a conflict of interest under the Ethics Code because her spouse works for a proposed subcontractor on the project, so her participation on this selection committee could be perceived as exploitation. It is therefore recommended, that this individual not serve on this selection committee due to the perceived conflict of interest and the possible appearance of impropriety, given her close familial relationship with an employee of a responding proposer's subcontractor.
19-03	(v)	Julie Whiteside, A/E Consultant Selection Coordinator, Miami-Dade Internal Services Department (ISD)	A prospective member of the selection committee for a County Water and Sewer Department project, does not have a legally recognized voting conflict that would prevent her from serving on the committee even though she currently supervises two firms that are responding proposers to the project. However, we recommend that she not serve on this selection committee as she has stated that her current supervision of the two firms would impair her independence of judgment when she is evaluating the various respondents on this project.
19-04	(c)(2), (g)	Delores Holley, Manager, Community and Housing Management Division, Miami- Dade PHCD	Family members of the County's PHCD inspection staff, may contract as tenants for County funded private affordable rental developments because the family member would enter into a contract with a private affordable housing developer/owner which is neither a County department nor agency. However, PHCD inspection personnel may not monitor the rental agreement and/or building where their family member resides or is seeking to reside.

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19-05	(c), (m)(1)	Farah Pierre Louis, 311 Sr. Call Center Specialist, Miami-Dade Communications Department (COM)	A County Communications Department employee may contract with the County through her privately-owned company, but she may not contract with the County Communications department that employs her, and she may not lobby the County for the contract.
19-06	(s) RQO 04-208 RQO 06-34	Stephan Statlander, Transit X, LLC	An employee-lobbyist could receive profit sharing or a performance bonus because of the company's profits, including the profits derived from a County contract award, as part of a <i>bona fide</i> practice of that company provided such compensation or commission is <i>ordinary and customary</i> in the industry.
19-07	(c), (d), (g), (m)(1), (n)	Kenny Francois, Disabled Service Specialist, Miami-Dade Community Action and Human Services Department (CAHSD)	A County employee may accept a Mom & Pop grant for his privately-owned company as long as his department is not involved in any way in processing or administering the grant, and the employee does not lobby for the grant.
19-08	(s) RQO 08-41	Nathalie Theard, WSP, USA	Any individual who was designated or who has the apparent authority to make final decisions on behalf of a corporate entity, during the decision-making process on any, action, decision or recommendation by County personnel that requires review or approval of County boards, County committees or the Board of County Commissioners, is considered a "principal" under Section 2-11.1(s) of the County Ethics Code and is required to register as a lobbyist prior to attending negotiation sessions with the County on the proposed contract.
19-09	(c), (d), (g), (m)(1), (n)	Eureka Linder, Airport Capital Inventory Clerk, Miami-Dade Aviation Department (MDAD)	A County employee may accept a Mom & Pop grant for his privately-owned company as long as his department is not involved in any way in processing or administering the grant, and the employee does not lobby for the grant.

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19-10	(e)	Jose "Pepe" Diaz, Miami-Dade County Commissioner, District #12	The County Ethics Code does not prohibit a County Commissioner from accepting the invitation to travel to Casablanca, Morocco, offered by the American Chamber of Commerce in Morocco (AmCham), which is not a County contractor, vendor, service provider, bidder, or proposer, to attend an event focused on expanding trade between Miami and Casablanca because there is a legitimate public purpose served by the County Commissioner's attendance at the event. The gift must be reported as its value exceeds \$100.
19-11	(c), (d), (g), (m)(1), (n)	Deitrich N. Saunders, Police Records Technician 1, Miami-Dade Juvenile Assessment Center (JAC)	A County employee may accept a Mom & Pop grant for his privately-owned company as long as his department is not involved in any way in processing or administering the grant, and the employee does not lobby for the grant.
19-12	(m)(2), (v), (g) RQO 07-39 RQO 07-12 RQO 06-52 <i>directed to</i> City of Miami Code §2-612(a)	Mariana Boldu, Sea Level Rise Committee Board Member, City of Miami	A City of Miami advisory board member may contract with the City of Miami as long as the board on which she serves does not oversee the contract; she does not make presentations or seek any benefits for herself or others from her board; and she does not vote on any matter where she would be directly affected by the vote while having an enumerated relationship with the entity appearing before the board on which she serves.
19-13	(d) <i>directed to</i> Fla. Stat. §112.313(5) CEO 88-46	Norman C. Powell, City Attorney, Village of El Portal	An elected official may request reimbursement from a municipal official for fees incurred in the successful defense of an ethics complaint and may vote on the matter if it requires action by the elected body, if in either instance, there is no debate regarding the amount at issue or negotiation over payment of a portion, as opposed to, the total bill.
19-14	(v), (x)	Pablo Valin, A/E Consultant Selection Coordinator, Miami-Dade Internal Services	A prospective member of a selection committee may serve on the committee even though his former employers, one of which also previously employed his spouse, responded to the solicitation, because his employment with his former employers ended amicably, over two years ago; and the prospective member has no current employment/financial relationship with any of the respondent firms.

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19-15	(c), (d), (g), (m)(1), (n)	Todd Jonas, Board Member, Miami-Dade Construction Trade Qualifying Board (CTQB)	A board member of CTQB may accept a Mom & Pop grant for his privately-owned company, TJJA Architects, P.A., as long as his committee is not involved in any way in processing or administering the grant and the board member does not lobby for the grant.
19-16	(d), (g) RQO 15-04 <i>directed to</i> Fla. Stat. §112.3143	Nicole Gomez, Board Member, The Children's Trust	A board member of The Children's Trust (CT), who's employer, LSN Partners, LLC, has a contractor relationship with The News Directors, Inc. (ND), a respondent to a CT RFQ, may not vote or participate in CT's consideration of the RFQ, because "consultant" is one of the prohibited relationships enumerated by the ordinance and his professional business relationship with ND might be enhanced by his participation and vote on the RFQ.
19-17	(q), (s), (h) RQO 12-09 RQO 11-24 RQO 09-36 RQO 08-18 RQO 06-32 RQO 01-38	Reynaldo Urquiola, former County Employee, Miami-Dade Water and Sewer Department (WASD)	Under the two-year rule, a former County employee, may work for a firm that does business with the County. However, the employee is prohibited from lobbying the County for a two-year period following his separation from the County. Additionally, pursuant to Section 2-11.1(h), 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.
19-18	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner, who along with her two adult children, are employed by Miami-Dade County Public Schools (MDCPS), may vote on legislation supporting the 2019 State Legislative Priorities of the MDCPS because her employment is with a government entity; and neither she nor her two adult children would profit, receive a special benefit, or be enhanced by the vote.
19-19	(d)	Lourdes P. Gimenez, Board Member, The Children's Trust (CT)	A board member of The Children's Trust, whose spouse is the Mayor of Miami-Dade County (MDC) and sibling is a member of the Miami-Dade School Board (School Board), may participate in the discussion of a procurement matter involving MDC and the School Board because she will not profit or be enhanced by the vote; and no special benefit would be gained by her spouse or her sibling as a result of the board member's vote or participation on the item.

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19-20	(v)	Amelia Cordova-Jimenez, A/E Consultant Selection Coordinator, Miami-Dade Internal Services Department (ISD)	A prospective member of a selection committee does not have a conflict of interest under the Ethics Code that would prevent him from serving as a technical advisor for a solicitation on which he previously worked, as part of his County duties, as the procurement contracting officer. However, the Internal Services Department's Procurement Services Division may consider whether this individual should serve on this selection committee, due to his interactions with respondents to this solicitation while he served as the procurement contracting officer, as perhaps the most sensitive pressure point within County government, the procurement process, has always maintained stronger ethical standards than the minimum provided under the Ethics Code.
19-21	(d), (g)	Esteban L. Bovo, Miami-Dade Commissioner, District #13	A County Commissioner, whose son works for the Lasarte Law Firm which represents AECOM, does not have a blanket prohibition from participation or voting on any AECOM matter that may be pending consideration before the BCC. However, if the Commissioner's son is assigned to work by the Lasarte Law Firm on an AECOM matter that is pending consideration by the BCC, then the Commissioner should not participate or vote on that specific matter.
19-22	(i) RQO 11-07 RQO 13-01	M. Cristina Escobar, Assistant General Counsel, Dade County Police Benevolent Association (PBA)	An individual who served as interim and acting Chief of Police, and assumed the duties of that position, must file a financial disclosure for the period of time during which she held that position.
19-23	(e)	Marisa Larrazabal, North Bay Village	While State law requires "reporting individuals" (those persons required by State law to file State Form 1 or 6) and "procurement employees" (employees who participate in the procurement of contractual services or commodities where the cost exceeds or is expected to exceed \$10,000 in any fiscal year) to file Gift Disclosure State Form 9 with the State Ethics Commission, the County and North Bay Village's Ethics Codes require all commissioners, board members, department personnel and employees of the Village to disclose all gifts exceeding \$100, as defined by the ordinance, with the Village Clerk.

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19-24	(d)	Brent Latham, Mayor, North Bay Village	The Mayor of North Bay Village, who attended a holiday social function and was photographed in a group setting with Chief Carlos Noriega, may vote and participate on an item regarding a potential settlement of a civil action brought by Chief Noriega because he does not have any prohibited financial or employment relationship with Chief Noriega, and he will not profit or be enhanced by the vote.
19-25	(j), (k), (g), (f), (h)	Eduardo Alonso, Landscape Technician, Deering Estate	A Deering Estate employee does not have a conflict of interest involving his employment at the County and his work as a janitor for Vista Building Services Inc., a County vendor, because his outside employment would not impair his independence of judgment in the performance of his public duties as the employee has no contact or authority over the selection, oversight, or administration of the County's contract with the vendor.
19-26	(c), (d) RQO 15-06 RQO 03-104 <i>directed to</i> Miami-Dade Code §25A-3(c)	Gerald Sanchez, Assistant County Attorney, Miami-Dade County Attorney's Office	The spouse of a County employee may participate in a pilot program agreement with JHS/PHT through his privately-owned company ConciergePad LLC, but he may not contract with the Miami-Dade County Attorney's Office (CAO) that employs his spouse; his spouse County employee, may not lobby JHS/PHT for the contract; and neither the spouse nor the CAO may have any involvement in the pilot program's agreement or any subsequent contract resulting from the pilot program in any way.
19-27	(d) RQO 15-04	John Dubois, Vice Mayor, Village of Palmetto Bay	The Vice Mayor of Palmetto Bay, who is a principal of a party currently in litigation against the Village, may sponsor a resolution and participate in the discussion and vote on the removal of the Village Attorney, because he does not have a prohibited financial or employment relationship with the Village Attorney; and it does not appear that the vote to remove the Village Attorney will cause any interruption in the Village's defense of the litigation, so he will not profit or receive a special benefit or be enhanced by the vote.
19-28	(j), (k), (g), (f)	Roosevelt Johnson, Jr., Security Guard, Deering Estate, Miami-Dade Parks, Recreation and Outdoor Spaces Department (PROS)	A County employee does not have a conflict of interest involving his employment at the County and his work as a security officer for U.S. Security Associates, Inc. (US Security), a County vendor, because US Security does not provide security services at Deering Estate where the employee works; and his outside employment would not impair his independence of judgment in the performance of his public duties as the employee has no contact or authority over the selection, oversight, or administration of the County's contract with US Security.

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19-29	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item relating to a Joint Use Agreement that provides for community recreational and education needs through the shared use of the County's and MDCPS park and school properties, because her employment is with a government entity; and she will not profit or be enhanced by the vote.
19-30	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item relating to the allocation of funding from the "Section 16 Land Sale" to the Miami-Dade County School Board, because her employment is with a government entity; and she will not profit or be enhanced by the vote.
19-31	(j), (k), (g), (f) RQO 99-50	Brenda Warger, Assistant to the Director, Deering Estate-Miami-Dade Parks, Recreation and Outdoor Spaces Department (Deering Estate)	A Deering Estate employee who serves as a security guard should be denied permission to engage in outside employment as a security guard for Allied Universal Corporation (Allied), a County vendor, because in his employment with Allied he will work in the same facility that he performs his County duties; he will come in contact with the same or similar people and entities in both his outside employment and his public position; and he would perform similar duties in his public employment and in his outside employment.
19-32	(c), (d), (n), (g), (j), (m)(1)	Dawn F. Crawford, Dispatcher Supervisor, Miami-Dade Fire Rescue Department (MDFR)	A County employee may contract with the County through his privately-owned company, but he may not contract with the County's Fire Rescue Department that employs him, and he may not lobby the County for the contract.
19-33	(j), (g), (h), (m)	Jennifer Moon, Budget Director, Miami-Dade County Office of Management and Budget (OMB)	The County Budget Director does not have a prohibited conflict of interest where she is a volunteer trustee for Fairchild Tropical Botanic Garden, Inc., which receives grant funding from the County, that is processed through her department, OMB, because she does not review, authorize, sign or transmit the grant. Nevertheless, to avoid the appearance of impropriety, she has voluntarily taken steps to further isolate herself from any involvement with the Fairchild grant/agreement with the County.

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19-34	(c), (d), (n), (g), (m)(1)	Steven Oltman, President, Village Hardware, Inc.	The spouse of a County employee may contract with the County through his privately-owned company, but he may not contract with the Miami-Dade Aviation Department that employs his spouse; his spouse, the County employee, may not lobby the County for the contract; she may have no involvement in determining the contract requirements; and shall not be involved in the contract in any way.
19-35	(v), (n)	Gerri Lazarre, Vice-Chair, JHS/PHT General Obligation Bond Citizens' Advisory Committee	A JHS General Obligation Bond Citizens' Advisory Committee (GOBCAC) member may serve on the GOBCAC and provide tax/accounting services to a subcontractor working on a JHS GOB funded project because the GOBCAC does not oversee or administer any contract or subcontract involving the subcontractor for which she will provide tax/accounting services.
19-36	(c), (d), (n), (g), (j), (k) (m)(1)	Yokonon M. Baugh, Fire Rescue Dispatcher, Miami-Dade Fire Rescue Department (MDFR)	A County employee may contract with the County through her privately-owned company, but she may not contract with the County's Fire Rescue Department that employs her; and she may not lobby the County for the contract.
19-37	(q) RQO 01-38 RQO 02-139 RQO 04-33 RQO 12-09 <i>directed to</i> City of Sunny Isles Beach Code, § 33.3(p)	Hans Ottinot, Former City Attorney, Sunny Isles Beach	A former City attorney, within two-years following his separation from the City, may represent a not-for-profit condominium association, on a zoning matter during a quasi-judicial proceeding in the City. However, he may not participate in any meetings outside the proceeding which involve discussions with City staff in order to persuade or influence City staff to make or modify a recommendation or take other official action, pursuant to the County's Two-Year Rule.
19-38	(i) <i>directed to</i> Fla. Stat. § 112.3145 CEO 75-190 CEO 75-186	Yolande A. Davis, Office of the City Clerk, City of Coral Gables	A board member of the City of Coral Gables Retirement Board, who was appointed to serve on the board but resigned before attending any board meeting must file State Form 1 because the requirement to file a State financial disclosure form takes effect upon the appointment or employment of the covered person.

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19-39	(c), (d), (n), (g), (m)(1)	Emmanuel O. Uche, President, The Architectural Design Consortium, Inc.	The spouse of a County employee may contract with the County through his privately-owned company, but he may not contract with the Miami-Dade Aviation Department that employs his spouse; his spouse, the County employee, may not lobby the County for the contract; she may have no involvement in determining the contract requirements; and shall not be involved in the contract in any way.
19-40	(j), (k), (g), (f), (h)	Daria Arias, Web Publisher, Miami-Dade Communications Department	A County employee does not engage in conflicting outside employment by working as website content writer for Enviro Waste, a County vendor, because she has no involvement or authority over the company's contract with the County in her public position, and her outside employment would not impair her independence of judgment in the performance of her public duties.
19-41	(j), (m), (h), (g)	Vivian Walters, Office of the Mayor, Miami-Dade County	A County employee may serve on the board of directors for a nonprofit 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 nonprofit organization or, in any way, exploit his official position with the County to benefit the nonprofit.
19-42	(c), (d), (n), (g), (m)(1)	Emmanuel O. Uche, President, Constructors Consortium, Inc.	The spouse of a County employee may contract with the County through his privately-owned company, but he may not contract with the Miami-Dade Aviation Department that employs his spouse; his spouse, the County employee, may not lobby the County for the contract; she may have no involvement in determining the contract requirements; and shall not be involved in the contract in any way.
19-43	(c)(2), (d)	Julio F. Gimenez, Principal, Miami-Dade Steel, LLC	The son of the County Mayor may transact business and enter into a contract with the County through his privately-owned company, provided that the Mayor shall not participate in the transaction in any manner, and the Mayor may not use his County position to secure special privileges or exemptions, with respect to any County contract that his son's company is seeking. The Mayor has formally recused himself from participating in any decision related to any project involving Miami-Dade Steel, LLC, pursuant to Section 5.03(D) of the Miami-Dade Charter.

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19-45	(c), (d), (n), (g), (m)(1)	Marcelo Osorio, President, Atlas Contractors Corporation	The father of a County employee may contract with the County through his privately-owned company, but he may not contract with the Miami-Dade Water and Sewer Department that employs his son; his son, the County employee, may not lobby the County for the contract; he may have no involvement in determining the contract requirements; and shall not be involved in the contract in any way.
19-46	(d), (g) RQO 19-02	Manolo Reyes, City of Miami Commissioner, District #4	A City of Miami Commissioner, whose son is a subcontractor for law firm, Becker & Poliakoff, PA (Becker), does not have a blanket prohibited voting conflict that would prevent him from participating or voting on all matters pending before the City of Miami Commission that involve Becker. However, if his son has been engaged by Becker on a matter being considered by the City Commission, then the Commissioner should not participate or vote on that specific matter.
19-47	(e)	Barbara Galvez, Deputy Budget Director, Miami-Dade Office of Management & Budget (OMB)	County officials and employees may accept event tickets to the eMerge Americas conference, and need not disclose their attendance as a gift, because the County solicited and partially funded the conference; they will attend the event in performance of their official duties in connection the County's official business and for a demonstrable public benefit.
19-48	(d), (v)	Robert Meyers, Esq. Village Attorney, Village of Pinecrest	Two Village of Pinecrest Councilmembers, whose children either currently attend Gulliver Schools, Inc. ("Gulliver") or will attend in the next academic year, may vote on a joint application for variances relating to height of outdoor lights and the percentage of total lot green space, requested by Gulliver and Immanuel Presbyterian Church of Miami, because the two Councilmembers do not have a prohibited relationship with either of the two entities, and neither the two Councilmembers nor their children that attend Gulliver would profit, receive a special benefit, or be enhanced by the vote.
19-49	(c), (d), (n), (g), (j), (k) (m)(1)	Anita Jones, Special Projects Administrator 1, Miami-Dade Corrections & Rehabilitation Department	A County employee may contract with the County in her private capacity as a contractor/motivational speaker, but she may not contract with the County's Corrections and Rehabilitation Department that employs her; and she may not lobby the County for the contract.

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19-50	(w), (e), (g)	Juan M. Kuryla, Port Director, Miami-Dade County Seaport	The County Ethics Code does not prohibit the Miami-Dade Seaport Director from accepting an invitation to travel to Shanghai, China, offered by the China Cruise & Yacht Tourism Economic Research Institution (CCYT), which is not a County contractor, vendor, service provider, bidder, or proposer, to attend and lecture at a conference on “Linkage of Cruise Lines, Cruise Terminals, and Travel Agents in Asia—Investment and Business Model, Operation and Revenue Management of Cruise Terminals” because there is a legitimate public purpose served by the Seaport Director’s attendance at the event. Further, the Seaport Director need not disclose his travel-related expenses as a gift because he will attend the events in performance of his official duties, and for a demonstrable public benefit.
19-51	(s) RQO 05-134 RQO 05-114 RQO 06-63 RQO 06-65 RQO 10-28	Ian Martinez, Esq., on behalf of Pantropic Power	An existing JHS vendor does not have to register as a lobbyist to service an existing contract when the vendor’s function or activity is part of the scope of services in its existing contract with JHS.
19-52	(s) RQO 18-05 RQO 08-41 RQO 06-63 RQO 06-65 RQO 10-28	Jose Fontanez, MACP, Director of Social Services, The Salvation Army	A vendor who appears at JHS/PHT’s request, which solely responds and agrees to JHS’ option to extend their agreement, without any attempt to influence, advocate or negotiate any of the contractual terms, would not be required to register as a lobbyist.
19-53	RQO 17-02	Felix Lasarte, Esq, on behalf of BCC Engineering, Inc.	The COE does not identify or determine the existence of organizational conflicts of interest in the County’s procurement process. Its role is limited to the approval or disapproval of the measures implemented by the County to resolve a conflict that is identified by the County officer or department involved in the procurement.

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19-54	(c)(3), (m) <i>directed to</i> City of Miami Code §2-612(a)	Daniel A. Milian, Esq., Shareholder, Fowler White Burnett	Section 2-612(a) of the City of Miami Conflict of Interest Ordinance prohibits a member of the City of Miami Planning, Zoning and Appeals Board (PZAB), from entering into a contract with the City of Miami but it does not prohibit an affiliated firm or a business of the board member from entering any contract or transaction with the City. Therefore, it would be permissible for the board member's employer, the Fowler White Burnett law firm, to be selected as outside counsel on the Melreese Country Club matter pursuant to the plain reading of the City ordinance. In order to avoid any appearance of impropriety, the PZAB member has advised that he will not engage in providing legal services to the City should his employer be retained by the City Attorney.
19-55	(v), (x)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	A member of the selection committee for a County Aviation Department project, does not have a voting conflict even though his former employer, CRJ & Associates (CRJ), is a consultant for this project, because his employment with CRJ ended over 15 years ago and he has no current employment or other relationship with his former employer or fellow employees.
19-56	(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 relating to Project Victory, a program which assists young adults with disabilities by providing work skills and employment training within the County's Aviation 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.
19-57	(d)	John Dubois, Vice Mayor, Village of Palmetto Bay	The Vice Mayor of Palmetto Bay does not have a prohibited voting conflict of interest regarding his participation on an item regarding the rezoning of land owned by Yacht Club by Luxcom, LLC (Luxcom), even though Luxcom has retained the Vice Mayor's friend and former political consultant as its lobbyist, because the Vice Mayor has no current employment, financial, or business relationship with Luxcom or its lobbyist.

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19-58	(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, may vote on legislation regarding the expansion of Jackson South Medical Center, because the Commissioner does not have a prohibited relationship with PHT; and neither the Commissioner nor her daughter will receive a special benefit or be enhanced by the vote.
19-59	(h), (w), (p), (m), (g) RQO 00-15 RQO 02-17 RQO 07-24 RQO 08-36	Margaret Brisbane, Assistant Director, Miami- Dade County Information Technology Department (ITD)	The Assistant Director of the County's Information Technology Department (ITD) may accept appointment and serve as an uncompensated volunteer, on a national advisory board organized by Infor, a County vendor, as long as she does not disclose any confidential information acquired through her position at the County; she does not accept any travel related expenses from the vendor; 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 organization.
19-60	(j), (k), (g), (w), (e), (h) RQO 17-03	Hardeep Anand, Deputy Director, Miami-Dade Water and Sewer Department (WASD)	The Deputy Director of the County Water and Sewer Department (WASD) does not have a conflict of interest between his County employment and his private work as the founding member and director of the non-profit, One Water, because the academic nature and mission of One Water does not compete with services provided by WASD; neither he nor his immediate family members have any financial interest in One Water; he will not utilize any County resources in his outside employment; and all the work he performs for One Water would occur outside of his County employment hours.
19-61	(c), (d), (n), (g), (j), (k) (m)(1)	Andrey Bass, Electronic Electrical Equipment Tech 2, Miami-Dade County Internal Services Department (ISD)	A County employee may contract with the County through her privately-owned company, but she may not contract with the County's Internal Services Department that employs her; and she may not lobby the County for the contract.

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19-62	(v), (t)	Israel Reyes, Esq., on behalf of Luis Montaldo, Mike Henderson, and Melissa Adames	Request for opinion withdrawn.
19-63	(v), (x)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	A member of the selection committee for a County Fire Rescue Department project, does not have a voting conflict even though her former employer, Bliss & Nyitray, Inc. (B&N), is a consultant for two of the proposers on this project, because her employment with B&N ended over 32 years ago and she has no current financial or other relationship with her former employer or fellow employees; and she would not be personally or directly affected by the procurement decision.
19-64	(d) RQO 15-04	Michael Davey, Mayor, Village of Key Biscayne	The Mayor of the Town of Key Biscayne may vote on an upcoming item before the Town Council regarding Sully Holdings II, LLC (“Sully”), where he previously represented defendants/parties without charge for his services, in a civil case filed by Sully, because the litigation for which he served as counsel for parties sued by Sully has concluded; the litigation involved facts that are dissimilar and unrelated to the item coming before the Town Council; he will not profit or be enhanced by the vote; and he does not have any of the enumerated relationships with the entity appearing before the Council.
19-65	(v)	Honorable Nushin Sayfie, Circuit Judge, 11th Judicial Circuit of Florida	A member of the selection committee on the RFP for the County Court Case Management System, does not have a voting conflict of interest, where Eric Zichella a lobbyist that was married to the selection committee member’s former husband’s cousin, was hired as a lobbyist for one of the proposers to the RFP, because the selection committee member has no prohibited relationship with any of the entities appearing before the selection committee, nor would she be personally or directly affected by the procurement decision.

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19-66	(v), (x)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	Pursuant to Section (x) of the County Ethics Code, a County employee who previously worked for Marlins Engineering, Inc. (MEI), is prohibited from serving on a selection committee for an RFQ for which MEI has applied, because his relationship with MEI was terminated less than two years prior to his service on the selection committee.
19-67	(c), (d), (n), (g), (j), (k) (m)(1)	Carolina Castrillon, Manager, Programs and Capital Improvement, Miami-Dade Parks and Recreation Department (PROS)	A County employee may contract with the County through her privately-owned company, but she may not contract with the County's Parks Department that employs her; and she may not lobby the County for the contract.
19-68	(c), (d), (n), (m)(1), (g)	Dale Anthony Petrus, President, D.A.P. Pressure Washing and Painting 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.
19-69	(g) <i>directed to</i> City of South Miami Code 8A-4	Phillip Stoddard, Mayor, City of South Miami	The Mayor of South Miami may not issue proclamations, civic awards and recognition of citizens or businesses, without the consent of the City Commission.
19-70	(v), (x)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	A member of the selection committee for a County Seaport project, does not have a voting conflict because she would not be directly affected by the vote and she does not have any existing relationship prohibited under Section (v) of the Ethics Code with an entity coming before the board. However, the Internal Services Department's Procurement Management Services Division should consider whether this individual should serve on the committee due to the recency of relationship that she had with an entity involved with this project.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
19-71	(c), (d), (n), (m)(1), (g)	Chandra Burse, Clerk II, Miami-Dade County Clerk of the Courts (COC)	A County employee may apply for and accept a grant administered by MDEAT, as long as neither the County employee nor the Clerk of Courts, which employs her, are not involved in any way in processing or administering the grant.
19-72	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item approving the interlocal agreement between the County and the School Board for the provision of inspector general services through the Office of the Miami-Dade Inspector General, 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.
19-73	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on an item approving affiliating agreements between the County and the School Board relating to the provision of educational services for youths under the age of 18, in school grades 6 through 12, that are incarcerated in County correctional facilities, 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.
19-74	(q), (m) <i>directed to City of Miami Code § 2-162</i>	Victor H. De Yurre, Esq., former Special Master, City of Miami	The former Special Master for the City of Miami, who was engaged by the City to provide an adjudicatory function for the City pursuant to a professional services agreement, is not subject to the two-year rule contained in the County and/or the City of Miami's Ethics Code, because he was not engaged as any of the categories of persons whose prospective representational activities are limited by the County or the City's two-year post-employment prohibition
19-75	(q)	Alina T. Hudak, former Deputy Mayor, Miami-Dade County	Pursuant to the two-year rule, the former Deputy Mayor of Miami-Dade County may not, for two years following her County employment, lobby or attempt to influence any official decision in the County. However, the two-year prohibition on lobbying the County does not apply to former County employees representing nonprofit, governmental or educational entities. (JA)

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
19-76	K14-100 <i>directed to</i> Citizens' Bill of Rights §(A)(2) Sunshine Law, Fla. Stat. § 286.011	Carla Ascencio-Savola, Board Member, Miami-Dade County Planning Advisory Board (PAB)	While it may be permissible for a member of the County Planning Advisory Board (PAB), to engage in private discussions with private individuals, who do not serve on the PAB, regarding a past PAB decision on a land use application, where the PAB's work has been completed and there are no foreseeable matters that will come before the board regarding that particular matter, the board member 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 board member has been designated to speak on the board's behalf on that particular issue.
19-77	(x)	Cynthia Garrote, Procurement Analyst & Ethics Officer, Miami-Dade Internal Services Department (ISD)	Under the reverse two-year rule, an individual that was previously employed by County vendor, Allied Universal Security Service (Allied), may apply for the position of Security Management Inspector (SMI) in the Internal Services Department, and if selected, may perform the duties and responsibilities of SMI, as long as he does not engage in any contract-related duties involving Allied for two years.
19-78	(c), (d), (m)(2), (v), (n), (o) RQO 18-03 RQO 07-39 K 18-97	Jose Rene Infante, Member, Naranja Community Redevelopment Agency (CRA)	A member of the Naranja CRA, who is also the owner of Redland Market Village, Inc., a for-profit corporation that is receiving CDBG funds from the County to create a "food hall" on property located within the Naranja CRA's boundaries, does not have a prohibited conflict of interest because the Naranja CRA on which he serves, is not involved in any aspect of the grant funding that the for-profit receives from the County.
19-79	(w), (g), (e)(4)	Brent Latham, Mayor, North Bay Village	The County Ethics Code does not prohibit the Mayor of North Bay Village from accepting the American Flood Coalition's (AFC), invitation to attend a Florida Mayors summit on Sea Level Rise in Washington, DC, because AFC is not a Village 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 Village affecting the private interest of the donor. However, given that the value of the gift exceeds the \$100 threshold, the Mayor will file a gift disclosure pursuant to Section 2-11.1(e)(4) of the County Ethics Code.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
19-80	(v), (x)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	A member of the selection committee on the County Homeless Trust's Request For Application (RFA) for the 2019 NOFA Collaborative Application, does not have a voting conflict even though his former employer, Citrus Health Network, Inc. (Citrus), is a respondent to this RFA, because his employment with Citrus ended over 5 years ago; he has no current financial or other relationship with his former employer or fellow employees that would create a voting conflict of interest; and he would not be personally or directly affected by the procurement decision.
19-81	(v)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	A member of the selection committee on the County Department of Solid Waste Management's Request For Proposals (RFP) for Scalehouse Operations System, does not have a voting conflict, even though he has supervisory oversight and authority in his County employment over a entity that responded to this RFP, because he has no current prohibited relationship with the respondent corporation; and he would not be personally or directly affected by the procurement decision.
19-82	(v), (x)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	A member of the selection committee on a County Parks, Recreation, and Open Spaces Department project, does not have a voting conflict even though his former employer, American Guard Services (AGS), is a respondent to the solicitation, because his employment with AGS ended over 5 years ago; he has no current financial or other relationship with his former employer or fellow employees that would create a voting conflict of interest; and he would not be personally or directly affected by the procurement decision.
19-83	(v), (x)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	It is recommended that an individual who served as an adjunct professor for Florida International University (FIU) merely two months ago, should not serve on a selection committee for a solicitation that FIU is one of the responding firms, because his recent relationship with FIU and possible future employment with the university, would likely obscure his independence of judgment in the performance of his public duties as a selection committee member.
19-84	(s) RQO 04-07	Michael J. Mastrucci, Asst. County Attorney, Miami-Dade County Attorney's Office (CAO)	The County's lobbyist registration process does not impose different or additional requirements for foreign lobbyists or principals, provided all information submitted conforms to the requirements contained in Section (s) of the Ethics Code.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
19-85	(q) RQO 02-139 RQO 04-33 <i>directed to</i> City of Miami Beach Code § 2-481	David Bradley, Former employee, City of Miami Beach	Pursuant to the two-year rule, a former City of Miami-Beach employee may not, for two years following his municipal employment, lobby or attempt to influence any official decision in the City of Miami-Beach. However, the former City of Miami-Beach employee may perform administrative work, including submitting a permit application to a City of Miami-Beach department.
19-86	(c), (m)(1), (g), (j), (n)	Joyce L. Johnson, Bus Operator, Miami-Dade County Department of Transportation and Public Works (DTPW)	A County employee may accept a Mom & Pop grant for her privately-owned company, Sparkles Maintenance of Tri-County, Inc., as long as neither she nor the County Department of Transportation and Public Works, which employs her, are not involved in any way in processing or administering the grant.
19-87	(c), (m)(1), (g), (j), (n)	Farah Pierre-Louis, Senior Call Center Specialist, Miami-Dade Communications Department	A County employee may accept a Mom & Pop grant for her privately-owned company, Brookridge Pointe Inc., DBA Pretty House Apparel, as long as neither she nor the County Communications Department, which employs her, are not involved in any way in processing or administering the grant.
19-88	(c), (m)(1), (g), (j), (n)	David Gray, Bus Operator, Miami-Dade Department of Transportation and Public Works (DTPW)	A County employee may accept a Mom & Pop grant for his privately-owned company, David A. Gray Services, 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.
19-89	(e)	Rosario Fiallos, Enterprise Analytics Middleware Senior Administrator, Miami-Dade Information Technology Department (ITD)	A County employee who attends IBM's AI Forum 2019 conference at the InterContinental Miami Hotel, as an invited speaker or panelist, may accept complimentary registration for the conference and need not report the registration as a gift because her participation will be undertaken in her official capacity as a County employee, in furtherance of official County business.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
19-90	(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 or his designee to reinstate Noches Tropicales at Tropical Park and partner with the School Board to include student band performances 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.
19-91	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on a resolution approving Project ESTEEL as a Targeted Jobs Incentive Fund Program business, where ESTEEL has partnered with the School Board to provide training to prospective hires through its adult and technical education program, because her employment is with a government entity; any possible or potential benefit to the Commissioner personally or professionally, is at best, very remote; and she will not profit or be enhanced by the vote.
19-92	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on a resolution that retroactively authorizes the Mayor or his designee to execute an agreement between the County and the School Board for the use of public schools as emergency hurricane shelters because her employment is with a government entity; her position with the School Board would not be affected by the adoption of this resolution; and she will not profit or be enhanced by the vote.
19-93	(w)	Syed Abbas, Senior Systems Analyst, Miami-Dade County Information Technology Department	A County employee who attends IBM's AI Forum 2019 conference at the InterContinental Miami Hotel, as an invited speaker or panelist, may accept complimentary registration for the conference and need not report the registration as a gift because his participation will be undertaken in his official capacity as a County employee, in furtherance of official County business.
19-94	(t) RQO 07-11 <i>directed to</i> The Children's Trust Purchasing and Procurement Policy § 2000	Imran Ali, Chief of Staff, The Children's Trust	Section 2-11.1 (t) of the County Ethics Code, titled "Cone of Silence," applies to The Children's Trust's purchase of goods, services, and direct community services. Further, it applies to purchases procured through the competitive selection process, as provided by the Children's Trust Purchasing and Procurement policy.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
19-95	(t) RQO 10-17	Rita Silva, Division Director, Miami- Dade Internal Services Department (ISD)	The Cone of Silence goes into effect at the time an RFP, RFQ, or bid is first announced, and is lifted when the Mayor files a written recommendation to the County Commission. It is not re-imposed when a committee of the County Commission defers action on the recommendation, but will remain lifted, unless the recommendation is referred back to the Mayor by the County Commission, in which case it would be re-imposed.
19-96	(e), (w) RQO 06-05	Sara Del Calvo, Professional Compliance Chief, Miami- Dade Aviation Department (MDAD)	The Ethics Code at Section 2-11.1(w) would prohibit MDAD employees from soliciting donations of airline tickets from airlines operating at MIA, which would be given away to County employees as part of a raffle to benefit Making Strides Against Breast Cancer (MSABC), because this section prohibits acceptance of any travel expenses from a County contractor, vendor, service provider, bidder or proposer, absent a waiver by majority vote of the County Commission.
19-97	(k)	Yvette Castillo, Here and Now Air Conditioning	A County employee who is listed as a President (or officer) of her daughter's corporation but performs no services for the corporation and has no financial interest in the corporation, is not engaged in outside employment.
19-98	(s) RQO 06-34	Miguel de Grandy, Esq.	The contingency fee prohibition in Section 2-11.1(s) will not apply where the salesperson-lobbyist receives a variable compensation calculated by the total amount of contract dollar volume that the person sells in a year when such compensation is an established bona fide practice of the company.
19-99	(v)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	A member of the selection committee for a County Seaport project, does not have a voting conflict even though his former employer, Bermello, Ajamil and Partners, Inc., is a respondent for the project, because his employment with the company ended over 5 years ago, and he has no current employment or other relationship with his former employer or fellow employees. However, it is recommended that a second member of the selection committee for the same project, whose spouse previously worked for a respondent to this project, Perez & Perez and Associates, should not serve on this selection committee, due to the possible appearance of impropriety, as she maintains a close social relationship with employees and the owner of the firm.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
19-100	(g)	Jessica Landestoy, Statistics and Research Specialist, Juvenile Services Department (JSD)	A County employee may contract with the County to provide Zumba classes at various County-owned locations, but she may not contract with the County's Juvenile Services Department that employs her; and she may not lobby the County for the contract.
19-101	(j), (g), (m)(1), (h), (k)(2)	Penny Harris, Tax Record Specialist II, Tax Collector Division, Miami-Dade County Finance Department (FIN)	A County Finance Department employee does not have a conflict of interest involving her employment at the County and her work as a federal tax preparer because her outside employment would not impair her independence of judgment in the performance of her public duties. However, she was advised that it would be improper for her to solicit business for her outside employment during her County work hours.
19-102	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner employed by the School Board may vote on two resolutions approving the County's purchase of two parcels of environmentally sensitive lands from the School Board because her employment is with a government entity; any possible or potential benefit to the Commissioner personally or professionally, is at best, very remote; and she will not profit or be enhanced by the vote.
19-103	(v), (x)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	A member of the selection committee for a County Department of Transportation and Public Works project, does not have a voting conflict even though her former employer, EAC Consulting Inc., is a respondent for the project because her employment with the company ended over 16 years ago and she has no current employment or other relationship with her former employer or fellow employees. However, a second member of the selection committee for the same project should be removed from the committee, because he stopped working for CTS Engineering, a respondent for the project, eighteen months ago, as Section (x) of the County Ethics Code, bars County employees from participating in contract-related duties on behalf of the County with a former employer for a period of two years following termination of the employment relations.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
19-104	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner, who along with her two adult children, are employed by the School Board, may vote on legislation supporting the 2020 State Legislative Priorities of the School Board because her employment is with a government entity; and neither she nor her two adult children would profit, receive a special benefit, or be enhanced by the vote.
19-105	(c)(3)	Javier Gutierrez, Senior Director, Physician Services Department, Jackson Health Systems (JHS)	The County Ethics Code prohibits a JHS physician from entering into a sublease agreement with JHS/PHT, the County department/entity which employs him. However, the PHT Board may grant a waiver of this prohibition with a 2/3 vote upon a finding that such transaction would be in the best interest of JHS/PHT.
19-106	(j)	Melissa Saldana, Contracts Officer, Grants Coordination Department, Office of Management and Budget (OMB)	A Contracts Officer in the County's Office of Management and Budget (OMB), may serve as a member of the Hispanic Affairs Advisory Board (HAAB) because her position at OMB has no connection or overlap with HAAB; and it is unlikely that her board position would impair her independence of judgment in the performance of her duties at OMB.
19-107	(c)(3), (g)	Manuel Perez-Vichot, Board Member, Miami-Dade County Fire Prevention and Safety Appeals Board	A board member of the Miami-Dade County Fire Prevention and Safety Appeals Board may accept a Mom & Pop grant for his privately-owned company, Southeast Design Associates, Inc., as long as the board on which he serves is not involved in any way in processing or administering the grant and the board member does not lobby for the grant.
19-108	(d), (g) RQO 19-02 RQO 15-04 RQO 12-15 RQO 06-64	Carlos Gimenez, Mayor, Miami-Dade County	Sections 2-11.1(d) and (g) of the Ethics Code, do not impose a prohibition on Mayor Gimenez's participation in matters involving the proposal to bring Formula One racing to Hard Rock Stadium, because his son, Carlos J. "CJ" Gimenez, who represented Formula One parties in negotiations to bring racing to the City of Miami in 2018, no longer represents any interests involved in the current initiative.

INQ #	County Code at Sec. 2-11.1 Precedent, or other as noted	Requester	Holding
19-109	(v)	Thomas B. Davis, Esq., Director of Policy and Legislation, Office of the Commission Auditor (OCA)	A County employee may serve as a technical advisor to a selection committee for a Miami-Dade Corrections and Rehabilitation Department project, even though her daughter was previously employed by Aramark, a respondent to this project, because her daughter is no longer an employee or officer of Aramark, and her daughter does not have any ownership interest or other financial interest in the entity.
19-110	RQO 17-02	Daniel J. McFadden, P.E., Principal, Lea+Elliott, Inc.	The COE does not identify or determine the existence of organizational conflicts of interest in the County's procurement process. Its role is limited to the approval or disapproval of the measures implemented by the County to resolve a conflict that is identified by the County officer or department involved in the procurement.
19-111	(d)	Rebeca Sosa, Miami-Dade County Commissioner, District #6	A County Commissioner, who along with her two adult children, are employed by the School Board, may vote on a resolution supporting Governor Ron DeSantis' legislative proposal to increase the minimum salary for public school teachers, because her employment is with a government entity; and neither she nor her two adult children would profit, receive a special benefit, or be enhanced by the vote.
19-112	(g), (j), (c), (n), (m)(1)	Salvador Rodriguez, 311 Call Center Specialist, Miami-Dade Communications Department (COM)	A County employee may accept a Mom & Pop grant for his privately-owned company as long as his department is not involved in any way in processing or administering the grant, and the employee does not lobby for the grant.