

June 2, 2008

Nancy R. Vandamas, President
N.I.R. LAWN SERVICE, INC.
6724 SW 32nd Terrace
Miami, FL 33155

Via First Class Mail and Fax at 305.661.6618

Re: INQ 08-91 N.I.R. LAWN SERVICE, INC., may register as a County vendor, as long as N.I.R. LAWN SERVICE, INC., does not contract with the Miami-Dade County Fire Rescue Department and/or is not supervised by the Miami-Dade County Fire Rescue Department or Fire Captain Rogelio J. Vandamas.

Miami-Dade Co. Conflict of Interest & Code of Ethics at § 2-11.1 (c) & (d).

Dear Ms. Vandamas:

In correspondence to our office on May 29, 2008, you said that you wish to register your business, N.I.R. LAWN SERVICE, INC., as a County vendor.

The facts as we understand them are as follows:

1. Your spouse, Rogelio J. Vandamas, works for the Miami-Dade County Fire Rescue Department as a Fire Captain.
2. N.I.R. LAWN SERVICE, INC., a business in which you serve as President, provides lawn services.
3. N.I.R. LAWN SERVICE, INC., is seeking to register as a vendor in order to do business with the County.

It is the opinion of the Ethics Commission that N.I.R. LAWN SERVICE, INC., may register to contract with the County as long any contract does not interfere with the full and faithful discharge of Rogelio J. Vandamas' duties to the County. This includes the requirement that Rogelio J. Vandamas not participate in determining the contract requirements or in awarding the contract. Additionally, none of Rogelio J. Vandamas' job responsibilities and job descriptions may require him to be involved in the contract in any way including, but not limited to, its enforcement, oversight, administration, amendment, extension, termination, or forbearance. Finally, Rogelio J. Vandamas may not work in the County department that will enforce, oversee, or administer the contract.

If any of the facts you have presented change, or if you have further questions, please do not hesitate to contact me at 305.350.0601.

Sincerely,

VICTORIA FRIGO
Staff Attorney