

Meyers, Robert (COE)

INQ 08-134

From: Meyers, Robert (COE)
Sent: Tuesday, August 05, 2008 3:43 PM
To: Meyers, Robert (COE)
Subject: Inquiry

I received a phone call from the Solid Waste Department on July 31, 2008 and the question was posed regarding the propriety of a contractor hiring Solid Waste employees after work or on weekends as drivers as subcontractors. Apparently, the original subcontractor was unable to fulfill its obligations under the contract – to deliver recycling bins and the contractor believes the solution of utilizing Solid Waste employees as drivers is a logical one. From the information that was presented to me, these employees drive Solid Waste trucks for the County while on-duty.

I advised Solid Waste that this arrangement did not technically violate the provisions of the county ethics code – the most relevant section being the one on conflicting employment. The county employees in question do not have any supervisory, oversight or managerial authority over the contract. There is a concern over non-performance issues by the off-duty county employees and the impact this would have on the contractual obligations between the county and the prime contractor. I indicated that such a relationship created the appearance of a conflict and I suggested it might not be the most prudent course of action.

Robert Meyers
August 5, 2008

8/5/2008