



ETHICS COMMISSIONERS January 12, 2010

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ARDYTH WALKER
STAFF GENERAL COUNSEL

Edgar A. Fernandez
EL AVISADOR PUBLISHING INC.
1393 SW 1st St., Suite 430
Miami, FL 33135

Via First Class Mail and Fax at 305 798-3744

Re: INQ 10-07 Registering as a County Vendor

Dear Mr. Fernandez:

In correspondence to our office on January 7, 2010, you said that you wish to register your company as a County vendor.

The facts as we understand them are as follows:

- Your son, Edgar G. Fernandez, is employed by the Miami-Dade County Water & Sewer Department (WASD) as a Senior Assistant in Government Affairs.
- Your privately owned company, EL AVISADOR PUBLISHING INC., publishes a Spanish newspaper.

It is the opinion of the Ethics Commission staff that your company, EL AVISADOR PUBLISHING INC., may register to contract with the County as long as any contract does not interfere with the full and faithful discharge of your son's duties to the County. This includes the condition that your son, Edgar G. Fernandez, will not participate in determining the contract requirements or in awarding the contract. Additionally, none of your son's responsibilities will 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, your son may not be employed by any County department that will enforce, oversee, or administer the contract. This means that **as long as your son, Edgar G. Fernandez, is employed by the Water & Sewer Department, your company may not contract with the Water & Sewer Department.** See County Code at Section 2-11.1 (c) & (d).

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

copy: Edgar G. Fernandez
EGF@miamidade.gov