



Via First Class Mail
and
email at sp1636@miamidade.gov

ETHICS COMMISSIONERS

December 30, 2010

Kerry E. Rosenthal, CHAIRPERSON
Dawn E. Addy, VICE CHAIRPERSON
Charlton Copeland
Judge Seymour Gelber
Nelson Bellido

Phyllis W. Sloan-Simpkins, CEO
MAJESTIC'S YOUTH & ARTS ACADEMY, INC.
19000 NW 8th Court
Miami Gardens, FL 33169

ROBERT A. MEYERS
EXECUTIVE DIRECTOR

Re: INQ 10-201

Prohibition on appearing before any County Board or Agency on behalf of a nonprofit organization

MICHAEL P. MURAWSKI
ADVOCATE

Dear Ms. Sloan-Simpkins:

ARDYTH WALKER
STAFF GENERAL COUNSEL

In correspondence to our office on December 30, 2010, you stated that the nonprofit organization, MAJESTIC'S YOUTH & ARTS ACADEMY, INC., seeks to enter into contracts with the County. You are a firefighter employed by the Miami-Dade County Fire Rescue Department and the Chief Executive Officer of the nonprofit organization.

It is the opinion of the Ethics Commission staff that MAJESTIC'S YOUTH & ARTS ACADEMY, INC., may enter into contracts with the County *including* the County Fire Rescue Department because you have no financial interests in the nonprofit organization. The County Ethics Code at Sec. 2-11.1 (b)(8) defines a financial interest as at least a 10% ownership in the organization. Nonprofit organizations are not privately owned.

Please be advised, however, that the County Code at Sec. 2-11.1 (m) prohibits you from appearing before any County board or agency to make a presentation on behalf of the nonprofit organization. Additionally, you are reminded that the County Code at Sec. 2-11.1 (g) prohibits exploitation of one's official position with the County to secure a special privilege or exemption for oneself other others.

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