

Frigo, Victoria (COE)

From: Frigo, Victoria (COE)
Sent: Monday, June 18, 2012 3:17 PM
To: 'lanalex@bellsouth.net'
Cc: Centorino, Joseph (COE)
Subject: Post-Employment Issues (INQ 12-104)
Attachments: RQO 12-09 Carreno.pdf

Mr. Noriega,

You asked about limitations placed on some of your business activities following your retirement from the County.

In general, you may not lobby or attempt to influence any official decision or official action in the County in the two years following your County employment. *See* Miami-Dade County Code at Sec. 2-11.1 (q).

Please be advised that the Ethics Commission has interpreted post-employment lobbying to include a much broader range of activities than those found under the general lobbying ordinance. Attached is a recent ethics opinion given to a retired city employee that discusses the Commission's interpretation. (References to the "city" are equally applicable to the "County.")

In response to the questions you asked, the following directives are valid for two years following your County employment:

1. [A company wishes to engage me to introduce revenue generating technologies to the Seaport Department. Can I be part of the team?](#)

You may not be part of a team if you will be making a presentation to introduce technology at the Seaport. Because "introducing" technology to Seaport personnel or committees is a first step in attempting to influence an official decision, you may not personally or directly participate.

2. [I have been approached by several companies that wish to engage me to provide business development services. Can I perform business development activities for these companies at Miami-Dade County Departments?](#)

You may not attempt to obtain business on behalf of any company or entity at any County Department by interacting with County officials or employees, including interactions that are face-to-face, via email or phone, for the two years following your retirement.

3. [Can I provide technical assistance to companies that wish to respond to bid requests advertised by Miami-Dade County Departments?](#)

Yes, you may provide technical assistance directly to companies responding to County bid requests but you may not interact with County officials and employees during the process unless asked by County staff to answer technical questions.

4. [Can I provide project management services to a company that has be awarded a contract by a Miami-Dade County Department?](#)

Yes, you may provide project management services to a company that has been awarded a County contract, but you may not interact with County personnel in an attempt to influence any change orders in the contract or to influence any other official County decisions.

5. [Can I be a subcontractor to a company that has be awarded a contract by a Miami-Dade County Department?](#)

Yes, you may serve as a subcontractor to a company that has been awarded a County contract, but you may not interact with County personnel in an attempt to influence any changes in the contract or to influence any other official County decisions.

Finally, it is within the prerogative of all County employees and officials to refuse to meet with former employees if they believe they have been lobbied or will be lobbied by the former employees. You may wish to monitor your behavior accordingly.

If you have additional questions during the next two years regarding post-employment restrictions, please feel free to contact our office for further clarification.

Sincerely,

VICTORIA FRIGO, STAFF ATTORNEY

Phone: 305 350-0601

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From: Louis Noriega [<mailto:lanalex@bellsouth.net>]

Sent: Thursday, June 14, 2012 6:35 PM

To: Ethics (COE)

Subject: Opinion Request

Good evening,

Background

I retired from Miami-Dade County effective this past Friday, June 8th, and will begin collecting retirement benefits from the Florida Retirement System. I was employed by Miami-Dade County at the Seaport Department and retired with the title of Chief, Seaport Information Systems.

Opinion Request Number 1

A Company wishes to engage me to introduce revenue generating technologies for the Seaport Department. The implementation of this technology will be borne by the Company at no cost or risk to the Seaport Department. Can I be part of the team that is going to introduce this technology to the Seaport Department?

Opinion Request Number 2

I have been approached by several companies that wish to engage me to provide business development services throughout the U.S. and Latin America. Can I perform business development activities for these companies at Miami-Dade County Departments?

Opinion Request Number 3

Can I provide technical assistance to Companies that wish to respond to Bid Requests advertised by Miami-Dade County Departments?

Opinion Request Number 4

Can I provide project management services to a Company that has been awarded a contract by a Miami-Dade County Department?

Opinion Request Number 5

Can I be a Subcontractor to a Company that has be awarded a contract by a Miami-Dade County Department?

Thank you for taking the time to provide me your interpretation of the ethics code.

Very Best Regards,
Louis A. Noriega
305 648-0633
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