

Frigo, Victoria (COE)

From: Frigo, Victoria (COE)
Sent: Thursday, July 12, 2012 2:47 PM
To: 'stevenjohnalexander@gmail.com'
Cc: Centorino, Joseph (COE)
Subject: Ethics opinion re the two-year rule (INQ 12-118)
Attachments: RQO 12-09 Carreno.pdf

Mr. Alexander,

As the former Manager of the town of Cutler Bay, the County Ethics Code at Sec. 2-11.1 (q) prohibits you from engaging in a broad range of activities related to lobbying in the town for two years following your town employment.

Not only are you prohibited from lobbying the town council and the town administration, you may not attempt to influence *any official decision or official action* in the town of Cutler Bay, regardless of whether the action will foreseeably be heard or reviewed by the town council, a town board or town committee, or by the town manager. Consequently, advocating for decisions that may be made at the sole discretion of any town employee or official, not necessarily a voting body or the manager, are prohibited under the post-employment ordinance.

The rule takes effect the day after the last day you are on the town payroll and runs for two years. Thus, the prohibition may begin the day after you receive your last severance payment, your last payment as a town consultant, or some other payment that concludes your financial contractual arrangements with the town.

Please be advised that the Ethics Commission has interpreted prohibitions under the post-employment ordinance much more expansively than those in the general lobbying ordinance. Attached is an ethics opinion recently given to a City of Miami Beach employee regarding the application of the two-year rule to his circumstances.

If you are unclear about how this ordinance will apply to you in a particular situation over the next two years, please contact our office for further guidance.

Sincerely,

VICTORIA FRIGO, STAFF ATTORNEY

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From: Steve Alexander [<mailto:stevenjohnalexander@gmail.com>]
Sent: Wednesday, July 11, 2012 11:17 AM
To: Ethics (COE)
Subject: request for opinion

As a former town manager I was under contract with the Town Council.

Do I have any lobbying restrictions on lobbying the Town Council and if so what are they?

Do I have any lobbying restrictions on lobbying the Town Administration and if so what are they?