



Via First Class Mail
and
email at jlanderos117@yahoo.com

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May 16, 2012

Alfredo Landeros
3700 Collins Avenue #110
Miami Beach, FL 33140

RE: INQ 12-86

Contract worker is not subject to County Ethics Code at Sec. 2-11.1 (q)

Dear Mr. Landeros:

Because you were not employed by the City of Miami Beach, you are not subject to the County Ethics Code at Sec. 2-11.1 (q), which prohibits former city employees from lobbying their respective cities for two years following city employment.

You stated that you were employed for 11 months by A-1-A, a temporary employment agency. Through a contract with the City of Miami Beach, you were placed in the City Building Department as a Temporary Permit Clerk. We understand that you received paychecks directly from A-1-A, never from the City of Miami Beach.

Certain contract workers, if designated in a city contract, are subject to the County Ethics Code. However, even those who are designated are not subject to the post-employment restrictions found at Sec. 2-11.1 (q) of the County Code.

The term "contract staff" shall mean any employee and/or principal of an independent contractor, subcontractor (of any tier), consultant or sub consultant (of any tier), **designated in a contract with the [city] as a person who shall be required to comply with the provisions of Subsections 2-11.1 (g), (h), (j), (1), (m), (n) and (o) of the Conflict of Interest and Code of Ethics Ordinance.**¹

Consequently, the County Ethics Code does not prohibit you from performing all duties associated with expediting plans at the City of Miami

¹ Miami-Dade County Code at Sec. 2-11.1 (b)(13) (emphasis added).

Beach Building Department. This opinion interprets the County Ethics Code only and is not applicable to other city policies or state statutes.

Sincerely,



VICTORIA FRIGO
STAFF ATTORNEY

c: Rhonda Montoya Hasan, First Assistant City Attorney, at
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