

Frigo, Victoria (COE)

From: Ethics (COE)
Sent: Friday, October 25, 2013 8:42 AM
To: Espinosa-Anderson, Olga (PWWM)
Cc: Frigo, Victoria (COE); Diaz-Greco, Gilma M. (COE)
Subject: INQ - Olga Espinosa-Anderson, Division Director, Miami-Dade Public Works (Gift)

Ms. Espinosa-Anderson:

You have inquired as to whether you may accept a \$50 gift card won by you in a raffle held at a copier trade show by a County vendor.

In most instances, a gift under \$100 won by a county employee in a raffle open to everyone at such an event could be accepted. The County Gift Ordinance, 2-11.1(e) prohibits gifts given in consideration of some official action by a public servant. The County ordinance would also require disclosure of any gift in excess of \$100. State law, Section 112.3148 prohibits public servants who are "reporting individuals" or "procurement employees" from accepting gifts from vendors or lobbyists in excess of \$100. This matter does not appear to fall within these provisions.

However, it is my understanding that Miami-Dade County Procurement has a strict "no-gift" policy for all of its employees that would likely prevent any procurement official or employee from accepting any gift whatsoever from a County vendor. The Ethics Commission does not enforce that rule, which is an internal administrative policy. I strongly suggest that you discuss this matter with County procurement officials to determine whether this particular gift is covered by that policy.

Sincerely,

Joseph M. Centorino
Executive Director and General Counsel
Miami-Dade Commission on Ethics and Public Trust
305-579-2594

From: Espinosa-Anderson, Olga (PWWM)
Sent: Thursday, October 24, 2013 7:38 PM
To: Ethics (COE)
Subject: Opinion

Hi,

Yesterday, I attended a copier trade show that one of the County's copier vendors had at the Hyatt. All participants were asked to put their business card in a bowl for a raffles that were being held throughout the day. I left prior to the last raffle, but received a call later in the day; the lady advised me that I had won a \$50 gift card.

Would I be violating any rules if I accepted the gift card or would it be ok for me to accept it since my name was randomly selected? Please advise. Thanks.

Olga Espinosa-Anderson, CPPB
Division Director
Procurement and Contracts Management Division
Miami-Dade County
Public Works and Waste Management Department
2525 NW 62nd Street, 5th Floor
Miami, FL 33147

(305) 514-6730 - Office
(786) 501-6068 - Cell
Delivering Excellence Every Day