
From: Diaz-Greco, Gilma M. (COE)
Sent: Monday, October 20, 2014 11:47 AM
To: Sanchez, Rodzandra (COE)
Subject: Joanne Spencer- Corrections Department. Ethics Opinion- Limitations on contracting with the County INQ 14-247
Attachments: INQ 14-247 Spencer.pdf; Spencer Bluebook.pdf; Spencer applic..pdf

INQ 14-247

From: Diaz-Greco, Gilma M. (COE)
Sent: Monday, October 20, 2014 11:40 AM
To: 'anchorwearbyjoanne@comcast.net'
Subject: Joanne Spencer- Corrections Department. Ethics Opinion- Limitations on contracting with the County INQ 14-247

Dear Ms. Spencer:

Attached is the Limitations on Doing Business with the County Ethics Opinion letter. Please note that it indicates that Anchorwear by Joanne, Corp. may enter into contracts with Miami-Dade County but not with the Miami-Dade County Corrections and Rehabilitation Department.

You may print this letter and submit it to the Procurement Department. I will send you the original letter via regular mail.

Please contact me if you have further questions.

Sincerely,

Gilma (Mimi) Diaz-Greco
Staff Attorney



Miami-Dade Commission on Ethics and Public Trust
19 W. Flagler Street, Suite 820
Miami, FL 33130
Tel: (305) 579-2594
Fax: (305) 579-0273
gdiazgr@miamidade.gov
www.facebook.com/MiamiDadeEthics

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ADVOCATE
Miriam S. Ramos
DEPUTY GENERAL COUNSEL

Via First Class Mail
and email at: xpencive@comcast.net

October 20, 2014

Joanne Spencer
1380 NW 200 Street
Miami, FL 33169

*Please submit this letter to
the Procurement
Department. The Ethics
Commission does not submit
this letter on your behalf*

Re: INQ 14-247, Limitations on Doing Business with the County

Dear Ms. Spencer:

Anchorwear by Joanne, Corp. (AWJ) may enter into contracts with Miami-Dade County but not with the Miami-Dade Corrections and Rehabilitation Department.

This opinion is based on the following facts and legal analysis:

On October 15, 2014, you asked about limitations in doing business with the County through your privately owned company, AWJ. You are employed as a Police Record Specialist working in the Miami-Dade Corrections and Rehabilitation Department.

OUTSIDE EMPLOYMENT

Work conducted for your privately owned company constitutes outside employment. The Ethics Code prohibits County employees from engaging in conflicting outside employment. You will be required to obtain permission to engage in outside employment annually from your supervisor and file related financial disclosure forms every year. Conflicting employment is sometimes created when a County employee comes in contact with the same or similar people or entities in both his outside employment and in his County job or when he uses the same or similar resources in his outside employment as he uses in his County work. See the County Code at Secs. 2-11.1 (g) and (j).

Please note that this letter does not grant you permission to engage in outside employment. You must obtain permission to engage in outside employment annually from your supervisor and file related financial disclosure forms every year.

CONTRACTING WITH THE COUNTY

Once you have been granted permission to engage in outside employment, you may enter into a County contract through your privately owned company, AWJ, as long as the contract does not interfere with the full and faithful discharge of your duties to the County. See the County Ethics Code at Secs. 2-11.1 (c)(2) and (d).

This includes the condition that you may not participate in determining the contract requirements or in awarding the contract. Additionally, none of your job responsibilities and job descriptions may require you to be involved in the contract in any way including, but not limited to, its enforcement, oversight, administration, amendment, extension, termination or forbearance. Finally, you may **not** work in any County department that would enforce, oversee or administer this contract. Consequently, AWJ may not enter into contracts with the Miami-Dade Corrections and Rehabilitation Department.

LOBBYING

Additionally, you may not lobby the County. In this case, you may not contact anyone within the County in an attempt to influence a decision about the contract you are seeking. See the County Ethics Code at Sec. 2-11.1 (m)(1).

This opinion construes the Miami-Dade County Ethics Code as it applies to County employee-vendors at Secs. 2-11.1 (c)(1) and (m)(1) only. It is not applicable to any conflicts under other sections of the County Code or to issues related to state or federal laws.

If any of the facts you have presented change or if you have further questions, please feel free to contact me at 305 350-0638.

Sincerely,



Gilma Diaz-Greco
Staff Attorney

INQ 14-247
Spencer

October 20, 2014
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County Employees Wishing to Register as County Vendors

Please submit the following information by mail, fax, **or** email to—

Gilma Diaz-Greco, Staff Attorney
The Commission on Ethics & Public Trust
19 West Flagler St., Suite 820
Miami, FL 33130

Phone: (305) 350-0638
Fax: (305) 579-0273
Email: gdiazgr@miamidadecounty.gov

Employee's Name	Joanne Spencer
Employee's Dept.	Correction
Employee's Title	Police Record Specialist
Business Name	Anchor Wear By Joanne
Type of Business	Retail
Employee's Mailing Address	1380 N.W. 200 Street, Miami 33169
Employee's Daytime Phone	(786) 263-5713
Employee's Preferred Email	Xpenerve@comcast.net
Immediate Family Members	Anchorwear by joanne @comcast.net <small>(Please list the names, titles, and departments of any immediate family members currently employed by Miami-Dade Co.)</small>

The Miami-Dade County Conflict of Interest & Code of Ethics at § 2-11.1 (c)(2) allows County employees to contract with the County in certain circumstances and if the following criteria are met. Please confirm that you will meet all of these criteria:

1. Entering into a contract with the County will not interfere with the full and faithful discharge of my duties to the County.
2. I will not participate in determining the contract requirements.
3. I will not participate in awarding the contract.
4. My job responsibilities and job description will not require me to be involved in the contract in any way including, but not limited to, its enforcement, oversight, administration, amendment, extension, termination, or forbearance.
5. I will not be working in the County department that enforces, oversees, or administers the contract.

I have read these requirements and pledge to abide by them.


Signature

10-15-14
Date

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My BlueBook Profile

Search for County Employee

Select Department

Select Department ▼

Last Name	First Name	Office Number (305-xxx-xxxx)
Spencer	Joanne	

Exact Match

[My Blue Book Info](#)

Results

This is 1 out of 1 pages of results.

First Name	Last Name	Position	Division	Department	Email Address	Phone Number	Office Location
JOANNE	SPENCER	POL RC SP1	TRANSITIONAL HOUSING DIVISION	CORRECTIONS & REHABILITATION		(305) 470-2874	6950 N.W. 41st Street Miami FL 33166

This is 1 out of 1 pages of results.

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10-15-14

To: Ethic + Public Trust

From: Joanne Spencer

3 pages plus cover sheet

10-15-14

To: Gilma Diaz-Greco, Staff Attorney

From: Joanne Spencer

I do not have any immediate family that works for the county or the procurement department

Joanne Spencer