
From: Diaz-Greco, Gilma M. (COE)
Sent: Thursday, November 20, 2014 11:30 AM
To: Sanchez, Rodzandra (COE)
Cc: Cedeno, Rachelle (COE)
Subject: FW: RE: Limitations on Doing Business with the County INQ 14-275
Attachments: INQ 14-275 Pochi.pdf; Pochi Applic..pdf

INQ 14-275

From: Diaz-Greco, Gilma M. (COE)
Sent: Thursday, November 20, 2014 11:29 AM
To: 'prs@headtoheels.net'
Cc: Cedeno, Rachelle (COE)
Subject: RE: Limitations on Doing Business with the County INQ 14-275

Dear Mr. Pochi:

Attached is the Limitations on Doing Business with the County Ethics Opinion letter. Please note that it indicates that your board service with the Miami-Dade Asian American Advisory Board (AAAB) does not prohibit you from entering into a contract with the County as long as AAAB has no oversight over your county contract(s). I will send you the original letter via regular mail.

Please do not hesitate to 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
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MIAMI-DADE COMMISSION ON ETHICS AND PUBLIC TRUST

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DEPUTY GENERAL COUNSEL

email at: prs@headtoheels.net

November 19, 2014

Subbarayan R. Pochi Ph. D.
Agni Enterprises, LLC
(DBA) Head to Heels Safety Supplies
8530 SW 124th Avenue
Miami, FL 33183

Please submit this letter to the Procurement your County Board Members Wishing to Register as County Vendors' application. The Ethics Commission does not submit this letter on your behalf.

Re: INQ 14-275, Limitations on Doing Business with the County

Dear Mr. Pochi:

You serve on the Asian-American Advisory Board (AAAB) as a board member. AAAB was created to advise the Board of County Commissioners, administration, community and all agencies in Miami-Dade County with respect to matters pertaining to the Asian-American community. In addition, the Board and its staff routinely assist people with their grievances and intervene with the appropriate parties to seek a resolution.

On November 5, 2014, you asked about limitations in doing business with the County through your privately owned company, Head to Heels Safety Supplies, which provides safety supplies to the healthcare industry. You advise that you would not be seeking to do business with AAAB.

Your board service with AAAB does not preclude you from contracting with the County as long as AAAB has no oversight over your County contracts.

The County Ethics Code at Sec. 2-11.1 (c)(3) prohibits a County board member from entering into a contract with the County if the board on which he serves would oversee the contract. Further, Sec. 2-11.1(m)(2) prohibits a County board member from making presentations or seeking any benefits for himself or others from the board on which he serves. Sec. 2-11.1(v) is also relevant. It prohibits a County board member from voting on a matter if he would be directly affected by the vote and he has an enumerated relationship with the entity before the board.

Based on the facts you presented, you would not have a prohibited conflict of interest because AAAB would not be involved in any aspect of the contracts your firm enters into with the County. This opinion construes the Miami-Dade Conflict of Interest Ordinance only and is not applicable to any conflict under state law. Inquiries regarding possible conflicts under state law should be directed to the Florida Commission on Ethics.

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



County Board Members Wishing to Register as County Vendors

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

Gilma Diaz-Creco, Staff Attorney
The Commission on Ethics and Public Trust
19 West Flagler Street, Suite 820
Miami, FL 33136

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

Board Member's Name Subbarayan R Pochi Ph.D.

Board Name Asian American Advisory Board (AAAB)

Board Member Title _____

Business Name/Type of Business Agri Enterprises, LLC (DBA) Head to Heels Safety Supplies

Board Member's Mailing Address 8530 SW 124th Avenue, Miami, FL 33183

Board Member's email prs@headtoheels.net

Do you have a **controlling financial interest** (10% or more) in a corporation, firm or entity that is seeking to contract with the County? Yes No

If not, are you or any of your immediate family members **employed** by a County Vendor? Yes No

Name of County Vendor Not Applicable

The Miami-Dade County Conflict of Interest & Code of Ethics Ordinance Sec. 2-11.1 (c)(3) and (d) allows County Board Members who have a **controlling financial interest (10% or more)** in a corporation firm or entity to contract with the County in certain circumstances and if the following criteria are met: (See also Secs. 2-11.1 (m)(2),(v))

1. I will not contract with any County agency or department subject to the regulation, oversight, management, policy-setting, or quasi-judicial authority of the board of which I am a member. See 2-11.1(c)(3) and (d).
2. I will not make a presentation or seek any benefits for myself or others from the board on which I serve. See 2-11.1(m)(2).
3. I will not vote on any matter if I will be directly affected by the vote and I have one of the enumerated relationships in Sec. 2-11.1(v) with the firm, corporation, or entity before the board.

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

I further wish to state that no immediate family member is an employee of Miami-Dade County

PR. Subbarayan
Signature

5/1/11
Date

Your ethics opinion will be sent to by first class mail and email.

COE 6-18-14