
From: Diaz-Greco, Gilma M. (COE)
Sent: Wednesday, August 05, 2015 4:24 PM
To: Sanchez, Rodzandra (COE)
Subject: FW: Linda Miller, Town Attorney, Town of Surfside (limitations on contracting with the municipality) INQ 15-168

INQ 15-168 Miller

From: Diaz-Greco, Gilma M. (COE)
Sent: Wednesday, August 05, 2015 4:24 PM
To: Linda Miller (lmiller@townofsurfsidefl.gov)
Cc: Centorino, Joseph (COE); Murawski, Michael P. (COE); Perez, Martha D. (COE)
Subject: Linda Miller, Town Attorney, Town of Surfside (limitations on contracting with the municipality) INQ 15-168

Dear Ms. Miller:

It was a pleasure speaking with you. You inquired about limitations that board member serving on one of the Town of Surfside's boards would have in contracting with the Town.

As background, a board member of the Surfside Tourist Board is seeking to contract with the Surfside Parks and Recreation Department to teach computer classes (on a compensated basis) at Surfside's Community Center. Under the Miami-Dade County Code at Section 2-11.1(C)(3), board members would be prohibited from contracting with their own municipality if the department they are seeking to contract with is "subject to the regulation, oversight, management, policy setting, or quasi-judicial authority of the board of which the person is a member." Furthermore, if the board does have any oversight over the department the board member is seeking to contract with, it would likely violate the Town of Surfside's code at Section 2-233(5) which prohibits municipal officers from having a personal interest in any enterprise that would create a conflict between that official's private and public interest. Consequently, if the Surfside Tourist Board is in any way responsible for the management or oversight of the Parks and Recreation Department, the Board member serving on that board would be prohibited from contracting with that department.

Please contact us if you have any further questions.

Gilma (Mimi) Diaz-Greco
Staff Attorney



Miami-Dade Commission on Ethics and Public Trust
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Miami, FL 33130
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From: Diaz-Greco, Gilma M. (COE)
Sent: Thursday, August 06, 2015 8:43 AM
To: Sanchez, Rodzandra (COE)
Subject: Linda Miller, Town Attorney, Town of Surfside (limitations on contracting with the municipality) INQ 15-168

INQ 15-168 Miller

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