
From: Díaz-Greco, Gilma M. (COE)
Sent: Tuesday, February 10, 2015 11:30 AM
To: Sanchez, Rodzandra (COE)
Subject: Arianna Prieto, Engineering Assistant, City of Miami oubkic Works Dept. (limitations on contracting with the City) INQ 15-19
Attachments: INQ 15-19 Prieto.pdf

INQ 15-19 Prieto

From: Diaz-Greco, Gilma M. (COE)
Sent: Friday, February 06, 2015 3:59 PM
To: 'aprieto@miamigov.com'
Cc: 'Gomez, Maria'
Subject: Arianna Prieto, City of Miami Code at Sec. 2-612 (a) and the Miami-Dade County Code at Sec. 2-11.1 (c)(5)(5)-INQ 15-19

Dear Ms. Prieto:

Attached is the Housing Ethics Opinion. Please note it indicates that the City of Miami Code at Sec. 2-612 (a), and the Miami-Dade County Code at Sec. 2-11.1 (c)(5)(5) provide that a City employee who is otherwise eligible for assistance through the City of Miami Department of Community Development (DCD) is permitted to seek such assistance as long as the City employee does not administer the program.

You may submit a copy of this letter to DCD. 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



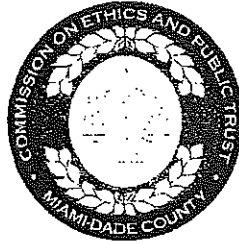
Miami-Dade Commission on Ethics and Public Trust
19 W. Flagler Street, Suite 820
Miami, FL 33130
Tel: (305) 579-2594
Fax: (305) 579-0273
gdiazgr@miamidade.gov
www.facebook.com/MiamiDadeEthics

Miami-Dade County is a public entity subject to Chapter 119 of the Florida Statutes concerning public records. E-mail messages are covered under such laws and thus subject to disclosure.

MIAMI-DADE COMMISSION ON ETHICS AND PUBLIC TRUST

COMMISSIONERS

Nelson Bellido, CHAIRMAN
Judge Lawrence Schwartz, VICE CHAIR
Juan Carlos Bermudez
Judith Bernier
Marcia Narine



EXECUTIVE STAFF

Joseph M. Centorino
EXECUTIVE DIRECTOR
GENERAL COUNSEL
Michael P. Murawski
ADVOCATE
Miriam S. Ramos
DEPUTY GENERAL COUNSEL

Via First Class Mail
and e-mail at: aprieto@miamigov.com

February 6, 2015

Arianna Prieto
720 East 20th Street
Hialeah, FL 33013

*Please submit this letter to
the City of Miami Department
of Community Development.
The Ethics Commission does
not submit this letter on your
behalf*

Re: City of Miami Code at Sec. 2-612 (a) and the Miami-Dade County Code at Sec. 2-11.1
(c)(5)(5)- INQ 15-19

Dear Ms. Prieto:

In correspondence to our office on February 2, 2015, you asked if the City and County Ethics Codes prevent you from participating in the City of Miami's First-Time Home Buyer Program. You represented that you are employed as an Engineering Assistant T, in the City of Miami Department of Public Works (DPW). The First-Time Home Buyer Program is administered by the City of Miami Department of Community Development (DCD).

Based on past opinions rendered by the Ethics Commission, the Ethics Commission staff finds that the local Ethics Codes do not prevent you from participating in the First-Time Home Buyer Program. Although the City of Miami generally prohibits City employees from entering into contracts with the City, an exception is made regarding federal affordable housing programs and the State Housing Initiatives Partnership Program administered by the City. The Code allows a City employee to participate in these types of programs—

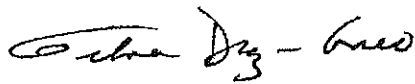
provided that the employee meets all criteria of the program and provided that the city manager approves the participation of the employee and that the employee is identified as being an employee of the city in applicable documents. City of Miami Code at Sec. 2-612 (a).

Similarly, the Miami-Dade County Code at Sec. 2-11.1 (c)(5)(5) allows a qualified municipal employee to participate in his city's home assistance program as long as the employee is not involved "in the administration of said single-family mortgage loan program." Since you are employed by DPW, you would have no involvement with the administration of the First-Time Home Buyer Program.

Consequently, the City and County Ethics Codes allow you to participate in the First-Time Home Buyer Program as long as you meet all of the conditions described above.

If you have further questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gilma Diaz-Greco".

Gilma (Mimi) Diaz-Greco
Staff Attorney