
From: Diaz-Greco, Gilma M. (COE)
Sent: Thursday, November 05, 2015 11:48 AM
To: Sanchez, Rodzandra (COE)
Subject: Miriam Singer, Sr. Assistant Director, MDC ISD (Sunshine Law, Citizens'Bill of Rights, Cone of Silence) INQ 15-252

FW: INQ 15-252 Singer

From: Centorino, Joseph (COE)
Sent: Thursday, November 05, 2015 11:28 AM
To: Diaz-Greco, Gilma M. (COE); Perez, Martha D. (COE)
Cc: Singer, Miriam (ISD); Sanchez, Gerald (CAO)
Subject: INQ 15-252 Miriam Singer, Sr. Assistant Director, MDC ISD (Sunshine Law, Citizens'Bill of Rights, Cone of Silence)

Miriam Singer, Sr. Assistant Director, Miami-Dade County Internal Services Department/Procurement Management, inquired whether, in a County procurement under the Cone of Silence, it would be permissible for members of a technical support committee formed to advise a selection committee on technical issues related to a highly technological procurement matter, could meet privately to discuss the technical matters referred to them. I advised her that, inasmuch as the group is a public board formed by government to act in an advisory capacity during a government decision-making process, it is subject to the Florida Sunshine Law, Section 286.011, Florida Statutes, as well as the Miami-Dade County Citizens' Bill of Rights provisions regarding notice of public hearings. There is no applicable exception under either of these provisions for such communications. Additionally, in the event that any such communications were to involve representatives of any responding company or County professional staff, there would be a Cone of Silence violation under Section 2-11.1(t), Miami-Dade County Code, for such communications to occur outside of a publicly-noticed meeting.

Joseph M. Centorino

Executive Director and General Counsel
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
ethics.miamidade.gov

