
INQ 16-140 Ball

From: Perez, Martha D. (COE)
Sent: Thursday, May 12, 2016 1:28 PM
To: Ball, William (COC) <REASHON@miamidade.gov>
Cc: Centorino, Joseph (COE) <CENTORI@miamidade.gov>; Diaz-Greco, Gilma M. (COE) <GDIAZGR@miamidade.gov>; Turay, Radia (COE) <Radia.Turay@miamidade.gov>; Rios, Alberto (COC) <RO1@miamidade.gov>
Subject: FW: William Ball, Clerk of the Courts, Outside employment, INQ 16-140

From: Perez, Martha D. (COE)
Sent: Thursday, May 12, 2016 1:02 PM
To: Ball, William (COC)
Cc: Centorino, Joseph (COE); Diaz-Greco, Gilma M. (COE); Turay, Radia (COE); Rios, Alberto (COC)
Subject: William Ball, Clerk of the Courts, Outside employment, INQ 16-

Dear Mr. Ball,

Thank you for your responses. You inquire whether you are required to obtain authorization to engage in outside employment as an assistant football coach for Miami Beach Senior High School. You also inquire whether you would be able to change your work schedule to accommodate the coaching.

Background

You are employed with the Clerk of the Courts as Courtroom Clerk 1. You provide information and assistance with courtroom and judicial matters. You would like to be an assistant football coach for Miami Beach Senior High School for the period of September through November 2016. You indicate that assistant coaches receive a stipend of \$1,473.00 from the Miami-Dade County School Board.

Analysis

Outside employment is defined as any non-County employment or business relationship in which the County employee provides a personal service to the non-County employer that is compensated or customarily eligible to be compensated. See "Outside employment guidelines" Memorandum (Sept. 2014); NQ 13-08; INQ 15-22. As assistant coach to a public school you assist the coach on football training and/or instruction and you are paid for this service by the School Board. Consequently, your position as assistant coach is considered outside employment.

The Miami-Dade County Administrative Order 7-1 requires all employees to seek yearly permission before engaging in outside employment. Additionally, Section 2-11.1(k)(2) of the County Ethics Code, requires the employee to complete an outside employment financial statement on a yearly basis. I recommend that you visit our Ethics Commission website at <http://ethics.miamidade.gov> for additional information on outside employment guidelines and requirements.

The issue regarding the rearrangement of your work schedule should be discussed with your department director and/or supervisor. You are reminded that, pursuant to County Administrative Order 7-1, a County employee shall not accept outside employment where County time, equipment or material is to be used, or where a real or apparent conflict of interest with one's County duties is possible. However, contingent on your department director's approval,

the proposed outside employment *is not* likely to impair your independence of judgment in the performance of your County duties. See Sec. 2-11.1(j) of the Ethics Code; AO 7-1.

This opinion is based on the facts as you have presented them to the Ethics Commission. Please contact us if these facts change. Inquiries regarding possible conflicts with departmental directives should be addressed with your Department Supervisor. Inquiries regarding possible conflicts under State law should be directed to the Florida Commission on Ethics.

Martha D. Perez
Staff Attorney
MIAMI-DADE COUNTY COMMISSION ON ETHICS & PUBLIC TRUST
19 West Flagler St. Suite 820
Miami, FL 33130
(305)350-0656
PEREZMD@miamidade.gov

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From: Ball, William (COC)
Sent: Thursday, May 12, 2016 12:15 PM
To: Perez, Martha D. (COE)
Subject: RE: Volunteer Work

Good afternoon,

I have more information about my issue. The high school is Miami Beach high school. The job is as an assistant football coach. From September thru late November a stipend given to assistant coaches of the amount 1,473 dollars by Miami Dade school system. My supervisor is Alberto Rios (305) 548-5536 .

From: Perez, Martha D. (COE)
Sent: Thursday, May 05, 2016 3:52 PM
To: Ball, William (COC)
Subject: RE: Volunteer Work

Good afternoon Mr. Ball,

I need clarification regarding your question:

- 1) Please describe the "job", ie., football coach, for what team (please specify). Is it for a school? A non-profit?
- 2) Is it straight volunteer work or do you anticipate getting paid?
- 3) If you will be paid for coaching, who will be paying you?
- 4) How much do you anticipate getting paid?

It is important to clarify whether you will be compensated for the coaching or it will be totally on a volunteer basis.

Also, please provide me with the name of your Supervisor.

Thank you.

Martha D. Perez
Staff Attorney
MIAMI-DADE COUNTY COMMISSION ON ETHICS & PUBLIC TRUST
19 West Flagler St. Suite 820

Miami, FL 33130
(305)350-0656
PEREZMD@miamidade.gov

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From: Ethics (COE)
Sent: Thursday, May 05, 2016 2:55 PM
To: Perez, Martha D. (COE)
Subject: FW: Volunteer Work

Please handle as and INQ

From: Ball, William (COC)
Sent: Thursday, May 05, 2016 2:41 PM
To: Ethics (COE) <ethics@miamidade.gov>
Subject: Volunteer Work

Hey,

To whom it may concern, I had an question about volunteer work. My name is William Ball and I work at the clerk of courts . The dilemma I am in is that I have a job offer for football coach during the football season Aug –Dec. My question is would it be considered as outside employment if the money is very little. If it is or not considered as outside employment would I be able to change my work schedule to accommodate the coaching schedule if it does not interfere with my productivity as a clerk?

Thanks ,
William Ball