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INQ 16-76 Aguiar

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**From:** Ethics (COE)

**Sent:** Thursday, March 10, 2016 2:35 PM

**To:** Aguiar, Luis (WASD) <Luis.Aguiar@miamidade.gov>

**Cc:** Perez, Martha D. (COE) <perezmd@miamidade.gov>; Turay, Radia (COE) <Radia.Turay@miamidade.gov>; Diaz-Greco, Gilma M. (COE) <GDIAZGR@miamidade.gov>

**Subject:** INQ 16-76 Luis Aguiar, Assistant Director, Water System Operations, Miami-Dade County Water and Sewer Department (Two-Year Rule, Confidential Information)

Mr. Aguiar:

You have inquired regarding the ethics restrictions that may apply to you following your retirement from the Miami-Dade County Water and Sewer Department (WASD), where you are currently employed as Assistant Director. Following your retirement, you plan to work with private firms that may include a consultant, contractor or service provider with WASD. You understand that you will not be permitted to lobby on behalf of these companies for two years pursuant to Section 2-11.1(q) of the County Code.

While you may be employed following your retirement with firms that do business with the County, you should be made aware that, for purposes of the two-year rule, you are subject to a narrower definition of lobbying than the definition of lobbying in the County Code. Please review the Frequently Asked Questions Memo and RQO 12-09 attached to this email, which explain that within the two-year period, you may not meet with any county personnel for the purpose of influencing a decision by such personnel at any level. You may interact with County employees in connection with ministerial matters, such as submitting paperwork or obtaining information, but you must be careful not to attempt to persuade anyone in connection with a discretionary decision. The attached Memo and opinions will provide you with further information about the restrictions of the Two-year rule.

Additionally, in the event that you have been made privy to any confidential information in the course of your County employment, you may not disclose that information to an employer or use that information for your personal benefit pursuant to Section 2-11.1(h) of the Code.

Please let us know should you have any further questions.

Sincerely,

Joe Centorino

*Joseph M. Centorino*

Executive Director and General Counsel  
Miami-Dade Commission on Ethics and Public Trust  
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**From:** Aguiar, Luis (WASD)  
**Sent:** Tuesday, February 23, 2016 2:35 PM  
**To:** Ethics (COE) <[ethics@miamidade.gov](mailto:ethics@miamidade.gov)>  
**Subject:** future employment

Good afternoon

In anticipation of my retirement May 31, 2016, I would like to obtain your opinion and clarification on the following matter.

I have been working at Miami-Dade Water and Sewer Department for the past 39 years and joined DROP five years ago. After my retirement, I am planning to continue to work in the industry with either a consultant, contractor or service provider that currently have jobs with the Department. My role in the company will solely be as an employee and my responsibility will not entail procuring any future jobs. I also understand that I cannot lobby for two years after my separation with the County.

Please advise if there are any conflicts. Thank you in advance.

**Luis Aguiar**, Assistant Director  
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Miami-dade Water & Sewer Department  
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