

Sanchez, Rodzandra (COE)

From: Diaz-Greco, Gilma M. (COE)
Sent: Friday, June 02, 2017 10:12 AM
To: Sanchez, Rodzandra (COE)
Subject: FW: David Wood, AECOM Program Manager, Reverse Two Year Rule (x), INQ 17-149

[INQ 17-149 Wood](#)

From: Perez, Martha D. (COE)
Sent: Friday, June 02, 2017 10:09 AM
To: Wood, David M. (Consultant) <David.Wood@miamidade.gov>
Cc: Centorino, Joseph (COE) <Joseph.Centorino@miamidade.gov>; Diaz-Greco, Gilma M. (COE) <Gilma.Diaz-Greco@miamidade.gov>; Turay, Radia (COE) <Radia.Turay@miamidade.gov>
Subject: David Wood, AECOM Program Manager, Reverse Two Year Rule (x), INQ 17-149

Dear David,

This email will serve to confirm our recent conversation in which we briefly discussed whether there may be a conflict of interest in connection with a Program and Construction Management Consultant (PCMC) Field Inspector (FI) who has oversight over a WASD project and who was a former County vendor/service provider for WASD.

In addition to the conflict of interest issue discussed and addressed by the Office of the Inspector General, this issue also involves Section 2-11.1(x) of the County Ethics Code (the "Reverse Two-Year Rule"), under which a County employee previously employed by a business entity is prohibited for a period of two years from performing any contract-related duties regarding or connected to that business entity which employed him, where the business entity is a County vendor/ service provider/contractor.

As a Construction Management FI who oversees a WASD project, the FI is in the class of individuals covered by the ordinance (In general, a PCMC-FI may be involved in contract-related duties such as, administration, permitting, inspection, review and approval of a project). You advised that the FI's previous General Contractor (GC) business was a County vendor/service provider, however, the GC business shut down and he subsequently became employed by the County. As you have indicated, the previous services the FI provided the County as a General Contractor in WASD projects were *completed prior to his County employment and were not related to his present County duties and responsibilities as FI of the WASD project at issue*. Consequently, the FI's involvement and participation in the present WASD project is not violative of Section 2-11.1(x) of the County Ethics Code.

This response is based on the facts as discussed. If any of these facts are inaccurate or change, please contact me.

Sincerely,

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

This email and any attachments are for the exclusive and confidential use of the intended recipient(s). If you are not an intended recipient, please do not read, distribute or take action in reliance upon this message. If you have received this in error, please notify me immediately by return email and promptly delete

this message and its attachments from your computer. Miami-Dade County is a public entity subject to Florida's public record laws. Any communication with this office, including e-mail messages, could be considered a public record subject to disclosure.

From: Wood, David M. (Consultant)
Sent: Wednesday, May 17, 2017 12:00 PM
To: Baixauli, Carlos (OIG) <Carlos.Baixauli@miamidade.gov>
Cc: Liu, Patra (OIG) <Patra.Liu@miamidade.gov>; Edwards, Daniel J. (WASD) <Daniel.Edwards@miamidade.gov>; Howard, Warren (Consultant) <Warren.Howard@miamidade.gov>
Subject: Input from IG

Hello Carlos,

I wonder if appropriate to impose on the IG with a question (below) that relates to conflict of interest?

PMCM currently employs a Construction Management Field Inspector. This individual prior to joining the PMCM Team was a General Contractor with contracts to deliver projects for WASD. To our knowledge, the WASD projects were successfully delivered and closed out. Subsequently, his GC business went bankrupt. The individual then applied for, and was brought on board, for the Field Inspector position.

A project to which he is assigned recently reached substantial completion. The inspector has filled out and signed the Substantial Completion documentation (attached).

The WASD Program Manager, Dan, has asked if there is any conflict of interest with the above situation.

Please let us know if it is appropriate for you to offer an opinion on this matter.

Thanks kindly for your time and consideration.

David

David M. Wood, PE*

Program Manager



Office (305) 704-6479

Cell (415) 774-6700

david.wood@miamidade.gov

david.m.wood@aecom.com

Program Management Office
135 San Lorenzo Ave., Suite 600
Coral Gables, FL 33146

*Licensed in CA