

Sanchez, Rodzandra (COE)

From: Diaz-Greco, Gilma M. (COE)
Sent: Thursday, March 23, 2017 3:23 PM
To: Sanchez, Rodzandra (COE)
Subject: FW: Limitations on Doing Business with the County Ethics Opinion INQ 17-85
Attachments: INQ 17-85 Forrest.pdf; Sunbiz Poinciana Development Group, Inc..pdf; Forrest Applic..pdf

[INQ 17-85 Forrest](#)

From: Diaz-Greco, Gilma M. (COE)
Sent: Thursday, March 23, 2017 3:21 PM
To: 'lforrest@pdgoup.biz' <lforrest@pdgoup.biz>
Cc: Centorino, Joseph (COE) <Joseph.Centorino@miamidade.gov>; Murawski, Michael P. (COE) <Michael.Murawski@miamidade.gov>; Perez, Martha D. (COE) <perezmd@miamidade.gov>; Turay, Radia (COE) <Radia.Turay@miamidade.gov>
Subject: Limitations on Doing Business with the County Ethics Opinion INQ 17-85

Dear Ms. Forrest:

Attached is the Limitations on Doing Business with the County Ethics Opinion. Please note that it indicates that Miami-Dade Code Section 10-33.02 which establishes the SBECAB provides that “ Sections [2-11.1\(c\)](#) and (d) of the Conflict of Interest and Code of Ethics Ordinance of Miami-Dade County (County Ethics Code) are waived for Advisory Board members for transactions arising from the exercise of those powers given the advisory board by this section. “ Sections (c) and (d) of the County Ethics Code address limitations and prohibitions on doing business with the County. Thus, pursuant to Section 10-33.02(9), as a SBECAB board member, you would not have any limitations in contracting with Miami-Dade County. Please note the limitations outlined in the letter set out in other sections of the County Ethics code which are relevant to your service on SBECAB

You may print a copy of the letter and submit it to the Procurement Department and also print a copy for your records. Please do not hesitate to contact me if you have further questions.

Sincerely,

Gilma (Mimi) Diaz-Greco
Staff Attorney



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General Counsel
Michael P. Murawski
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Via email at: lforrest@pdgroup.biz

March 23, 2017

Linda Forrest
Poinciana Development Group
1600 NW 3rd Avenue, Bldg. #51
Miami, FL 33136

Please submit this letter to the Procurement Management Services Division with your County Board Members Wishing to Register as County Vendors' application. The Ethics Commission does not submit this letter on your behalf.

Re: INQ 17-85, Limitations on Doing Business with the County

Dear Ms. Forrest:

You serve on the Miami Dade Small Business Enterprise Construction Advisory Board (SBECAB). This board's purpose is to review program activities and results, and make recommendations to the County department of business development and the Board of County Commissioners on matters pertaining to the Miami-Dade Community Small Business Enterprise (CSBE) program.

On March 20, 2017, you asked about limitations in doing business with the County through your privately owned company, Poinciana Development Group, Inc (Poinciana). Poinciana's business involves the areas of general contracting, and real estate development and construction.

Miami-Dade Code Section 10-33.02 which establishes the SBECAB provides in relevant part that:

“(9) Sections [2-11.1](#)(c) and (d) of the Conflict of Interest and Code of Ethics Ordinance of Miami-Dade County (County Ethics Code) are waived for Advisory Board members for transactions arising from the exercise of those powers given the advisory board by this section. “

Sections (c) and (d) of the County Ethics Code address limitations and prohibitions on doing business with the County. Thus, pursuant to Section 10-33.02(9), as a SBECAB board member you would not have any limitations in contracting with Miami-Dade County.

Nevertheless the following limitations addressed in other sections of the County Ethic Code would apply:

- You would be prohibited from appearing before the SBECAB to make a presentation on behalf of a third person with respect to any license, contract, certificate, ruling, decision, opinion, rate schedule, franchise, or other benefit sought by the third person; and you would be prohibited from receiving compensation, directly or indirectly or in any form, for services rendered to a third party, who has applied for or is seeking some benefit from the SBECAB, in connection with the particular benefit by the third party. Miami-Dade Code 2-11.1(m)(2).
- You would be prohibited from participating in any official action as a member of the SBECAB directly or indirectly affecting a business in which you or a member of your immediate family member has a financial interest. Miami-Dade Code 2-11.1(n).
- You would be prohibited from acquiring a financial interest in a project, business entity or property at a time when you believe or have reason to believe that said financial interest will be directly affected by your official actions or by official actions of SBECAB. Miami-Dade Code 2-11.1(o).
- You would be prohibited from recommending the services of any lawyer or law firm, architect or architectural firm, public relations firm, or any other person or firm, professional or otherwise, to assist in any transaction involving the County or any of its agencies or boards, provided that such recommendation may properly be made when required to be made by the duties of office and in advance at a public meeting attended by other County officials, officers or employees. Miami-Dade Code 2-11.1(p).
- You would be prohibited from voting on any matter presented to the SBECAB if you will be directly affected by the action of the SBECAB, and you have any of the following relationships with any of the persons or entities appearing before the SBECAB: (i) officer, director, partner, of counsel, consultant, employee, fiduciary or beneficiary; or (ii) stockholder, bondholder, debtor or creditor.

This opinion is based on the facts presented; if these facts change, please contact us. Moreover, please note that this opinion construes the Miami-Dade Code of Ethics and is not applicable to conflicts under state law. Please contact the State of Florida Commission on Ethics if you have any questions regarding possible conflicts under state law.

If you have any questions regarding this opinion, please contact me.

Sincerely,



Gilma Diaz-Greco
Staff Attorney



[Department of State](#) / [Division of Corporations](#) / [Search Records](#) / [Detail By Document Number](#) /

Detail by Entity Name

Florida Profit Corporation
POINCIANA DEVELOPMENT GROUP, INC.

Filing Information

Document Number P00000092447
FEI/EIN Number 65-1046450
Date Filed 09/28/2000
State FL
Status ACTIVE

Principal Address

1600 NW 3 Ave
Building D #51
MIAMI, FL 33136

Changed: 04/19/2016

Mailing Address

1600 NW 3 Ave
Bldg D #51
MIAMI, FL 33136

Changed: 04/19/2016

Registered Agent Name & Address

Merrill, Keith J
7901 SW 67 Ave
Suite 206
Miami, FL 33143

Name Changed: 04/19/2016

Address Changed: 04/19/2016

Officer/Director Detail

Name & Address

Title PSTD

FORREST, LINDA
9024 ABBOTT AVE
SURFSIDE, FL 33154

Annual Reports

Report Year	Filed Date
2015	04/22/2015
2016	04/19/2016
2017	02/08/2017

Document Images

02/08/2017 – ANNUAL REPORT	View image in PDF format
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04/10/2010 – ANNUAL REPORT	View image in PDF format
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