

Meyers, Robert (COE)

INA 06-101

From: Meyers, Robert (COE)
Sent: Wednesday, July 19, 2006 3:35 PM
To: 'fello58@bellsouth.net'
Subject: RE: outside employment procedures

Ms. Gonzalez,

After we spoke on Monday of this week, I asked you to e-mail me the relevant facts, which you have sent me in the following e-mail. I understand from our conversation and your e-mail that you work in the Aviation Department and wish to know whether your flower deliveries to individuals working at the Airport would be considered outside employment. You further state these deliveries are not done on County time -- you take annual leave when you deliver these flowers and you are doing this for your parents' business (Mart and Tony Flowers, Inc.) and you are not paid for this work.

Please realize the opinion I am giving you is based on the facts you have presented me and is limited to these facts. In order for a County employee to be engaged in outside employment, the employee must derive income from the outside activities. If an employee generates no income for such work, then the Ethics Commission takes the position that there is no need for an employee to submit a request for outside employment, as such activities do not amount to outside employment. Therefore, delivering flowers for your parents' business when you are off-duty and not getting paid for your deliveries does not constitute outside employment.

If you have any additional questions, please do not hesitate to contact me at your convenience.

Sincerely,

Robert Meyers, Executive Director
Miami-Dade Commission on Ethics and Public Trust

-----Original Message-----

From: fello58@bellsouth.net [mailto:fello58@bellsouth.net]
Sent: Monday, July 17, 2006 6:36 PM
To: Meyers, Robert (COE)
Subject: outside employment procedures

In advance thank you so much for your time and attentive attitude towards this issue. As I stated in our conversation via telephone I am on occasions volunteering to help out my parents with their flower deliveries. I on occasions deliver flowers to the airport by the Flamingo parking lot located below on the ground level of the Flamingo garage at Miami International Airport. This is done On my own time and on my days off from work. My mother Marta Mila along with my father Antonio Mila own a corporation called, Marta and Tony Flowers Inc. Customs and border protection employees as well as Miami Dade Police Department officers have been purchasing flowers from my mothers business for about 2 years now. On Ocassions when my mom is not able to make the delivery, I help her out by delivering the flowers from time to time. I was told that an Outside Employment Application MUST be submitted to Bldg 5A. If this is in fact true then of course I am more than willing to follow thos

e procedures. I want to protect myself and of course follow the procedures. Thats why I write to you in hopes of clarifying this matter.

As I explained to you in our conversation an annomous letter was sent to the Avaition Department Director (Bruce Drum) stating that i am conducting off-duty flower selling at the Airport. They also stated that I was in violation of Chapter25, section25-3 (25-3.1) and section 2-11 code of Miami Dade County. If based on what i have explained to you, you feel that I need to fill out an Outside Employment form then please advise me and I will do so. Again, this is not my business. It belongs to my parents.

Mr. Meyers again thank you for taking your time in clarifying this. Your reply will be

greatly appreciated. Your attention to the matter was exceptional and I would like to take the time to write an accomendation for your immediate response. Thank you once again. Is there an email of the head of your department that I am able to commend you on your work? If so please provide it for me. My division managers email address is rfernandez@miami-airport.com
. Thanks again