Prkic, Christina (COE)

From:

Prkic, Christina (COE)

Sent:

Wednesday, September 17, 2003 9:39 AM

To:

Kimbrew, Darnell (DBD) (305) 349-5960

Subject: FW: Outside Employment

Tracking: Recipient

Delivery

Read

Kimbrew, Darnell (DBD) (305) 349-5960 Delivered: 9/17/03 9:39 AM Read: 9/17/03 9:41 AM

Good Morning Darnell:

Robert Meyers forwarded your request to me.

Based upon the facts you have submitted below, you indicate that you are part owner of a company that does on-line procurement. Currently the company is not doing business with the County. You would like to know if there are any conflicts of interest related to this outside employment.

First, you must obtain permission from the department director. The Ethics Commission does not have the authority to grant outside employment. Proof of the director authorization should be forwarded to our office. You may fax it to my attention to (305) 579-0273.

Should you obtain permission, there is no conflict for you to engage in this outside employment, subject to the prohibitions outlined below

Under the Code of Ethics, Section 2-11.1 (j) "Conflicting employment prohibited" provides, " No person included in the terms defined in subsections (b) (1) through (6) shall accept other employment which would impair his or her independence of judgment in the performance of his or her public duties."

Therefore, you would be prohibited from engaging in this outside employment if it would impair your ability to perform your duties as a Contract Development Specialist with DBD.

The Code of Ethics also prohibits your firm from doing business with DBD. Additionally, in order to avoid the appearance of any impropriety, you should not solely target companies which are doing business or seek to do business with DBD. This also includes companies which are certified or seek certification through DBD. Section (g), "Exploitation of official position," prohibits you from using your official County position to grant special privileges for your firm. Accordingly, you may not use County resources to further your private business interests.

Finally, in accordance with Section 2-11.1 (k), you must report your outside employment and file the required disclosure forms by July 1st of each year with the Department of Elections.

This opinion construes the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance only and is not applicable to any conflict under state law. Please contact the State of Florida Commission on Ethics should you have any questions regarding possible conflicts under state law.

Should you have any additional questions, do not hesitate to contact me directly at (305) 350-0615.

Kind regards,

Christina Prkic Staff Attorney Miami-Dade County Commission on Ethics and Public Trust P: (305) 350-0615

----Original Message----

From: ETHICS

Sent: Monday, September 15, 2003 4:54 PM

9/17/03

To: Prkic, Christina (COE)

Subject: FW: Outside Employment

Christina.

Let's discuss.

Robert

----Original Message-----

From: Kimbrew, Darnell (DBD) (305) 349-5960 Sent: Monday, September 15, 2003 3:03 PM

To: ETHICS

Subject: Outside Employment

My name is Darnell Kimbrew. I am a DBD Contract Development Specialist I. I am part owner of a company called INTERNATIONAL PROCUREMENT CONSULTANTS, Inc. My firm does on-line procurement; Reverse Auction, Standard Reverse Auction, Sealed Bid Auction, and Standard Forward Auctioning. We will not be fully operational for another three months.

We are not currently doing any business in Miami-Dade County. We are trying to pursue Private Business and Fortune 500 Firms.

Can you let me know if there is any conflict of interest?

Thank you,

Darnell Kimbrew