

INQ 03-10

Prkic, Christina (COE)

Subject: RE: Request an Opinion

Christina, Thank you, I will follow up. Carol

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

From: Prkic, Christina (COE)
Sent: Thursday, October 30, 2003 10:05 AM
To: Kruse, J. Carol (Park & Rec)
Subject: RE: Request an Opinion

Hi Carol:

Actually, there is no form at the moment. We are in the process of developing one that will be available on our website soon, perhaps in the next two weeks.

In the meantime, you can submit a brief sworn statement to the Clerk's office which should include the following information:

- Name of your spouse's company,
- His position in the company;
- The nature of the business contracts with the County and your department; and
- Your position in the County

You can entitle the form "Compulsory Disclosure for County Employees." Additionally, you may mention that you are submitting this form pursuant to instructions from the Ethics Commission.

I hope this is helpful.

Best regards,
Christina

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

From: Kruse, J. Carol (Park & Rec)
Sent: Thursday, October 30, 2003 8:13 AM
To: Prkic, Christina (COE)
Subject: RE: Request an Opinion

Do you have a link to the form for your request to add or delete the form using on your web site. Is me for Statement or is it some other? Thanks, Carol Kruse

Compulsory Disclosure Form

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

From: Prkic, Christina (COE)
Sent: Wednesday, October 29, 2003 6:31 PM
To: Kruse, J. Carol (Park & Rec)
Subject: FW: Request an Opinion

Good Afternoon Carol:

Robert Meyers forwarded your request to me

I will address each question individually and provided.

1. Can I continue to purchase off the existing contract when my husband is employed by this company?

A: Yes; however you are subject to certain disclosure requirements under the Code of Ethics. Even though your husband does not have a controlling financial interest in the company, his employment with a company that has business commitments with the County, including your department, mandate disclosure. Section 2-11.1 (f), "Compulsory disclosure by employees of firms doing business with the County," provides:

Should any person included in the terms defined in subsections (b)(1) through (6) be employed by a corporation, firm, partnership or business entity in which he does not have a controlling financial interest, either himself or through a member of his immediate family, and should the said corporation, firm, partnership or business entity have substantial business commitments to or from the County or any County agency, or be subject to direct regulation by the County or a County agency, then said person shall file a sworn statement disclosing such employment and interest with the Clerk of the Circuit Court in and for Miami-Dade County.

Therefore, you must file a sworn statement indicating that your husband is employed by a company with business commitments to the County, including your department.

2. Can my husband conduct business with the Park and Recreation Department under the existing contract?

A: In order to avoid any appearance of impropriety or conflicts of interest, you should delegate your purchasing duties to another departmental employee as they pertain to your husband's employer's contract. Additionally, another sales representative from the company may want to conduct those business dealings as they relate to the Park and Recreation Department.

Should you have any additional questions or concerns, do not hesitate to contact me. You can reach me directly at the number below.

Kind regards,

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

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

From: ETHICS
Sent: Tuesday, October 28, 2003 4:59 PM
To: Prkic, Christina (COE)
Subject: FW: Request an Opinion

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

From: Kruse, J. Carol (Park & Rec)
Sent: Tuesday, October 28, 2003 8:43 AM
To: ETHICS

Subject: Request an Opinion

Good Morning, I would like to request an opinion to ensure that I am not in violation of the Conflict of Interest and Code of Ethics Ordinance.

My husband is in the process of becoming a sales representative for a company that is already an approved County vendor and currently has several County contracts for furniture. My husband has no financial interest in the company.

I work for the Park and Recreation Department and have purchased furniture off the existing contract and may need to do so again in the future.

Can I continue to purchase off the existing contract when my husband is employed by this company?

Can my husband conduct business with the Park and Recreation Department under the existing contract?

Thank you. If you have any questions or need additional information, please contact me at 305.251.0400 ext. 228

Carol Kruse
Miami Metrozoo
Park and Recreation Department