

FILE COPY



ETHICS COMMISSIONERS

Michael H. Salmon, Chairperson
Charles A. Hall
Elizabeth M. Iglesias
Knovack G. Jones
Kerry E. Rosenthal

ROBERT A. MEYERS
EXECUTIVE DIRECTOR

CHRISTOPHER R. MAZZELLA
INSPECTOR GENERAL

ARDYTH WALKER
STAFF GENERAL COUNSEL

March 8, 1999

Juan A. Fernandez-Barquin, P.E.
Structural Engineer
717 Ponce De Leon Boulevard
Suite 222
Coral Gables, Florida 33134

RE: REQUEST FOR ADVISORY OPINION RQO 99-01

Dear Mr. Barquin:

The Commission on Ethics and Public Trust considered your request for an advisory opinion at its meeting on March 4, 1999 and rendered its decision based on the facts stated in your letter.

You requested an opinion as to whether there is a conflict of interest between your part-time work as a structural plans examiner for the City of Miami and your contract work for firms that also contract with the city.

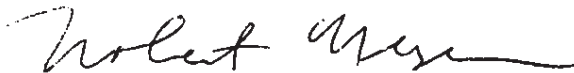
In your letter, you advised the commission that you worked for ten years with Donnell and Duquesne as a structural engineer. Since you left the firm, you have continued to subcontract with the firm on small jobs. You have also served as a part-time structural examiner for the City of Miami and as part of that position reviewed plans submitted by the firm of Donnell and Duquesne. You did not work on the plans submitted by the firm.

The Ethics Commission found that the Conflict of Interest and Code of Ethics ordinance does not prohibit you from working for Donnell and

Duquesne and working on a part-time basis for the City of Miami as a structural claims examiner. However, you should disclose your employment relationship with persons or businesses that have significant business commitments with the City of Miami as salaried employees are required to do pursuant to Section 2-11.1(f).

If you have any questions regarding the opinion, please call Robert Meyers, Executive Director at (305) 579-2954 or Ardyth Walker, Staff General Counsel at (305) 579-2653.

Sincerely Yours,

A handwritten signature in cursive script, appearing to read "Robert Meyers", written in dark ink.

ROBERT MEYERS
Executive Director
\\