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October 10, 2000

Anthony Dawsey
Assistant Director
Administrative and Finance
Department of Corrections and Rehabilitation
8660 West Flagler Street
Miami, FL 33144

RE: REQUEST FOR ADVISORY OPINION 00-140

Dear Mr. Dawsey:

The Commission on Ethics and Public Trust considered your request for an advisory opinion at its meeting on October 5, 2000 and rendered its opinion based on the facts stated in your memorandum.

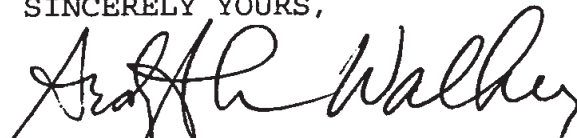
You requested an opinion regarding any conflict between your county employment and your application for a county grant for a non-profit organization.

In your letter, you advised the Commission that you serve as Assistant Director of the Administrative and Finance Division of the Department of Corrections. You also serve on the Board of Directors of several non-profit organizations including the Vision to Victory Human Services Corporation. Vision to Victory is submitting a vendor application to the Procurement Management Department to provide delinquency prevention services through the Juvenile Crime Task Force. You will serve as treasurer for the program.

The Commission found that the Conflict of Interest and Code of Ethics ordinance does not prohibit you from contracting with the county to provide services through a non-profit organization. Section 2-11.1 (d) only restricts employees from contracting with the county through firms in which they have a controlling financial interest. Since Vision to Victory is a non-profit organization, the ordinance does not prohibit the organization from contracting to provide services. Therefore, Vision to Victory may apply for county funds to operate the program. This opinion construes the Miami-Dade 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 if you have any questions regarding possible conflicts under state law.

If you have any questions regarding this opinion, please call the undersigned at (305) 579-2653 or Robert Meyers, Executive Director at (305) 579-2594.

SINCERELY YOURS,



Ardyth Walker
STAFF GENERAL COUNSEL