



May 29, 2002

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STAFF GENERAL COUNSEL

Via Facsimile No. (305) 860-5517

Maritza Pose-Ramirez
C/o MDPD Doral District
9101 N.W. 25th Street
Miami, FL 33172

RE: REQUEST FOR ADVISORY OPINION 02-71

Dear Ms. Pose-Ramirez:

You requested an opinion regarding your ability to contract with the county to provide Section 8 housing.

In your letter, you advised the Commission that you are a Police Station Specialist with the Miami-Dade Police Department and you would like to contract with the Miami-Dade Housing Agency to provide Section 8 housing. Section 8 is a federally-funded program which subsidizes landlords who rent to low-income tenants.

Based on the facts you have given us, we find that you may contract with the Miami-Dade Housing Agency to provide Section 8 housing. Section 2-11.1(c) provides that "Notwithstanding any provision to the contrary herein, subsection (c) and (d) shall not be construed to prevent any employee... from entering into any contract, individually or through a firm, corporation, partnership or business entity in which the employee or any member of his or her immediate family has a controlling financial interest, with Miami-Dade County or any person or agency acting for Miami-Dade County as long as 1) entering into the contract would not interfere with the full and faithful discharge by the

employee of his or her duties to the County,
2) the employee has not participated in
determining the subject contract awards or
awarding the contract , and 3) the employee's
job responsibilities and job description will
not require him or her to be involved with
the contract in any way, including but not
limited to its enforcement, oversight,
administration, amendment, extension,
termination or forbearance. Since your job
responsibilities with the Miami-Dade Police
Department will not require your involvement
in any aspect of the contract, you may
contract to provide Section 8 housing.

If you have any questions regarding this
opinion, please call Ardyth Walker, Staff
General Counsel, at (305) 350-0616.

Sincerely Yours,

A handwritten signature in black ink, appearing to read "Robert Meyers", with a long horizontal flourish extending to the right.

ROBERT MEYERS
Executive Director

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