

Sanchez, Rodzandra (COE)

From: Diaz-Greco, Gilma M. (COE)
Sent: Tuesday, May 22, 2018 2:22 PM
To: Sanchez, Rodzandra (COE)
Subject: Isidoro Lopez, A/E Professional Services Manager, Intergovernmental Affairs, Miami-Dade County Water and Sewer Department (WASD) (Outside Employment, County Employee Running for Community Council) INQ 18-123
Attachments: outside_employment_guidelines.8.11.17.pdf; Sec._2_11.____Outside_employment_by_County_employees..docx

INQ 18-123 Lopez

From: Ethics (COE)
Sent: Tuesday, May 22, 2018 2:19 PM
To: Lopez, Isidoro (WASD) <Isidoro.Lopez@miamidade.gov>
Cc: Turay, Radia (COE) <Radia.Turay@miamidade.gov>; Diaz-Greco, Gilma M. (COE) <Gilma.Diaz-Greco@miamidade.gov>; Perez, Martha D. (COE) <Martha.Perez2@miamidade.gov>; Sanchez, Gerald (CAO) <Gerald.Sanchez@miamidade.gov>; Kirtley, Eddie (CAO) <Eddie.Kirtley@miamidade.gov>
Subject: INQ 18-123 Isidoro Lopez, A/E Professional Services Manager, Intergovernmental Affairs, Miami-Dade County Water and Sewer Department (WASD) (Outside Employment, County Employee Running for Community Council)

Mr. Lopez:

You inquired concerning whether you may, as a County employee in WASD, run for board member (Board of Directors) of you homeowners association, Winston Park Association, Inc., as well as for a seat on a Miami-Dade County Community Council. You serve as A/E Professional Services Manager in the Intergovernmental Affairs Division of WASD.

State records indicate that your homeowners association, Winston Park Association, Inc. is registered as a not-for-profit corporation with the State of Florida. County employees who seek outside employment are required to comply with Section 2-11 (attached) of the County Code, which requires that employees seek permission for outside employment, and Section 2-11.1(j) and 2-11.1(k), which impose conditions on outside employment as well as a disclosure requirement. If service on the not-for-profit homeowner's association board is uncompensated, then it would not be considered outside employment, based on the guidelines that have been established by this agency (see attached). If it is compensated, then it would likely constitute outside employment, which would require that you receive permission for engaging in the activity per Section 2-11 as well as disclosure of the activity pursuant to Section 2-11.1(k)(2). Additionally, if you serve on the board, you should be attentive to a possible conflict in the event that a matter with which you are involved in your County position would have a special impact on the association or its members. In the event that should occur, I suggest that you seek a further opinion from this agency to determine whether you may have a conflict.

Regarding your inquiry concerning your possibly becoming a candidate for Community Council, please be advised that you may not do so. Section 2-43(A) of the Miami-Dade County Code, which governs membership on Community Councils, includes the following provision: "No Council Member shall be employed by Miami-Dade County or be a member of the County Commission." In the event that you were to become a member of a Community Council, you would be required to resign from County employment.

Sincerely,

Joe Centorino

Joseph M. Centorino

Executive Director and General Counsel
Miami-Dade Commission on Ethics and Public Trust
19 W. Flagler Street, Suite 820
Miami, FL 33130
Tel: (305) 579-2594
Fax: (305) 579-0273
ethics.miamidade.gov



From: Lopez, Isidoro (WASD)
Sent: Monday, May 14, 2018 8:41 AM
To: Ethics (COE) <ethics@miamidade.gov>
Subject: Conflict of Interest

Good morning, To whom it may concern,

My name is Isidoro R. Lopez, I am the A/E Professional Services Manager here at Miami-Dade Water and Sewer Department. I am considering to run for board member (Board of Director) of my home owners association and I wanted to know if that would be a conflict of interest. My homeowners association is the Winston Park Association, Inc. Subsequently, I wanted to know if there would be a conflict to run for community council. I appreciate your guidance on these inquiries.

Kind Regards,

I. Lopez

Isidoro Lopez A/E Professional Services Manager
Intergovernmental Affairs
Miami-Dade Water & Sewer Department
(o)786-552-8993

www.miamidade.gov/water

Connect With Us on [Twitter](#) | [Facebook](#)

