

Sanchez, Rodzandra (COE)

From: Diaz-Greco, Gilma M. (COE)
Sent: Monday, February 12, 2018 3:57 PM
To: Sanchez, Rodzandra (COE)
Subject: FW: David A. Gray, Bus Operator, Mom and Pop Grant Ethics Opinion INQ 18-41
Attachments: INQ 18-41 Gray.pdf; David A Gray Sunbiz.pdf; Gray Application.pdf

INQ 18-41 Gray

From: Diaz-Greco, Gilma M. (COE)
Sent: Monday, February 12, 2018 3:52 PM
To: 'David Gray' <david@davidgraysr.com>
Cc: 'bjordan@miamidade.gov' <bjordan@miamidade.gov>; Wells, Sandra (DTPW) <Sandra.Wells@miamidade.gov>
Subject: David A. Gray, Bus Operator, Mom and Pop Grant Ethics Opinion INQ 18-41

Dear Mr. Gray:

Attached is the Mom and Pop Grant opinion. Please note that it indicates that you **may accept a grant** as long as neither you nor the Miami-Dade Department of Transportation and Public Works, which employs you, is involved in any way in processing or administering the grant. Further, you **may not lobby for the grant**. (See the County Ethics Code at Secs. 2-11.1 (c) and (m)(1).).

You may send a copy of the letter to Neighbors and Neighbors Association, Inc. and print a copy for your records. Please do not hesitate to contact me if you have further questions.

Sincerely,

Gilma (Mimi) Diaz-Greco
Staff Attorney



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
gdiazgr@miamidade.gov
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General Counsel
Michael P. Murawski
ADVOCATE

Via email at: david@davidgraysr.com

February 12, 2018

David A. Gray
3450 NW 213 Street
Miami Gardens, FL 33056

*Please submit this letter to
Neighbors and Neighbors
Association. The Ethics
Commission does not submit
this letter on your behalf.*

Re: INQ 18-41, Mom & Pop Grant

Dear Mr. Gray:

You asked if the County Ethics Code would prevent your privately owned company, David A. Gray (DAG), from accepting a Mom & Pop Grant funded through Commissioner Barbara Jordan's District 1 Office. You are employed by the Miami-Dade County Department of Transportation and Public Works (DTPW) as a Bus Operator.

OUTSIDE EMPLOYMENT

Work conducted for your privately owned business constitutes outside employment. The County Ethics Code prohibits County employees from engaging in conflicting outside employment. Conflicting employment is sometimes created when a County employee comes in contact with the same or similar people or entities in both his outside employment and in his County job or when he uses the same or similar resources in his outside employment as he uses in his County work. See County Ethics Code §§ 2-11.1 (g) and (j).

Please note that this letter does not grant you permission to engage in outside employment. You must obtain permission to engage in outside employment annually from your supervisor and file related financial disclosure forms every year.

MOM AND POP GRANT

Once you have been granted permission to engage in outside employment, your company, DAG, may **accept the Mom and Pop Grant**, as long as DTPW which employs you, is not involved in any way in processing or administering of the grant. This includes the condition that you may not participate in determining or awarding the grant. Additionally, none of your job responsibilities and job descriptions may require you to be involved in the grant in any way including, but not limited

to, its enforcement, oversight, administration, amendment, extension, termination or forbearance. See County Ethics Code §§ 2-11.1 (c) and (n).

LOBBYING

Additionally, you may not lobby the County. In this case, it means that you may not contact anyone within the County in an attempt to influence a decision about the Mom and Pop Grant that DAG is seeking. See County Ethics Code §2-11.1 (m)(1).

This opinion is limited to the facts as you presented them to the Commission on Ethics regarding conflicts under Subsections (c), (m)(1), and (n) of the Miami-Dade Conflict of Interest and Code of Ethics Ordinance. Other conflicts, based on directives from your Department or under state law, may apply. If you have additional questions regarding possible conflicts based on Department directives, contact your Department supervisor or the Mayor's Office. Questions regarding the state ethics laws should be addressed to the State of Florida Commission on Ethics.

If any of the facts you have presented change or if you have further questions, please feel free to contact me at 305 350-0638.

Sincerely,



Gilma (Mimi) Diaz-Greco
Staff Attorney

Copies:

Sandra G. Wells
sandra.wells@miamidade.gov

Commissioner Barbara Jordan
Stephen P. Clark Center
111 NW 1st Street, Suite 220
Miami, Florida 33128
bjordan@miamidade.gov

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Gray

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INQ 18-41

Request for Opinion from Commission on Ethics Acquiring Financial Interest

I, David A. Gray, the owner or president of
(Owner or President Name)

David A. Gray, whose business address is
(Business Name)

3450 NW 213 St Miami Gardens, FL 33056,
(Business Address, City, State, Zip)

305 469 3767 david@davidgraysri.com
(Phone #) (Email)

Include a short description of the type of business operating Real Estate
Sales and Investment training

Are you currently an employee or board member of any Miami Dade County Board?
Yes No

If yes, what Department or Board? Miami Dade Transit

If yes, are you seeking to contract with Miami Dade County? Yes No:

I am being considered for funding through the Mom and Pop Small Business Grant Program and request the clearance from the Commission on Ethics. Please review my request and forward to Neighbors And Neighbors Association, Inc. to the attention of Leroy Jones, Executive Director, 5120 NW 24th Ave, Miami, FL 33142 or fax (305) 756-6008. Thank you in advance for your attention to this very important matter.

Barbara J Jordan
111 NW 1st Street
Miami, FL 33128

This page must be completed.

APPLICATION FOR REGISTRATION OF FICTITIOUS NAME

REGISTRATION# G18000014704

Fictitious Name to be Registered: DAVID A. GRAY

Mailing Address of Business: 345
MIAMI GARDENS, FL 33056-102

Florida County of Principal Place of Business: MIAMI-DADE

FEI Number: 47-5176577

FILED
Jan 26, 2018
Secretary of State

Owner(s) of Fictitious Name:

GRAY, DAVID A
3450 NW 213TH ST
MIAMI GARDENS, FL 33056

I the undersigned, being an owner in the above fictitious name, certify that the information indicated on this form is true and accurate. I further certify that the fictitious name to be registered has been advertised at least once in a newspaper as defined in Chapter 50, Florida Statutes, in the county where the principal place of business is located. I understand that the electronic signature below shall have the same legal effect as if made under oath and I am aware that false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s. 817.155, Florida Statutes.

DAVID GRAY

01/26/2018

Electronic Signature(s)

Date

Certificate of Status Requested ()

Certified Copy Requested ()