

Sanchez, Rodzandra (COE)

From: Diaz-Greco, Gilma M. (COE)
Sent: Tuesday, July 02, 2019 12:52 PM
To: 'petrusdaza2@gmail.com'
Cc: Arrojo, Jose (COE); Scott, Rolanda (CAHSD); Murawski, Michael P. (COE); Perez, Martha D. (COE); Turay, Radia (COE); Sanchez, Rodzandra (COE); Anderson, Machell (COE)
Subject: INQ 19-68, Dale A. Petrus, President, D.A.P. Pressure Washing and Painting Service, Inc. (Limitations on Contracting with the County)
Attachments: INQ 19-68 Petrus.pdf; Petrus, Dale applic..pdf; Sunbiz DAP Pressure Washing & Painting Services.pdf

Dear Mr. Petrus:

Thank you for contacting the Miami-Dade Commission on Ethics and Public Trust and requesting our guidance regarding limitations on relatives of County employees contracting with the County. Attached is INQ 19-68 addressing your question regarding limitations on contracting with the County. Please do not hesitate to contact us if you have any questions or if we may be of further assistance.

Cordially,

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
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MIAMI-DADE COMMISSION ON ETHICS AND PUBLIC TRUST

19 West Flagler Street, Suite 820 · Miami, Florida 33130

Phone: (305) 579-2594 · Facsimile: (305) 579-0273

Website: ethics.miamidade.gov

MEMORANDUM

TO: Dale Anthony Petrus, President, D.A.P. Pressure Washing and Painting Services Inc.

FROM: Gilma Diaz-Greco, Staff Attorney
Commission on Ethics

SUBJECT: INQ 19-68

DATE: 7-2-19

CC: All COE Legal Staff, Rolanda Scott-Petrus, Disability Specialist A02,
Miami-Dade Community Action and Human Services Department

Thank you for contacting the Miami-Dade Commission on Ethics and Public Trust and requesting our guidance regarding relatives of Miami-Dade County employees applying to become County vendors.

Facts:

You advise that while you are not a County employee, your spouse, Rolanda Scott-Petrus, is a County employee working at the Miami-Dade Community Action and Human Services Department (“CAHSD”) as an A02 Disability Specialist. You would like to contract with the County through a private business owned by you and your spouse, D.A.P. Pressure Washing and Painting Services, Inc. (“DAPPWP”), a company that provides pressure washing and painting services. Your company previously obtained an ethics opinion regarding contracting with the County (INQ 18-183) under the company name D.A.P. The County required that you request a new ethics opinion because the name of the company was changed to DAPPWP. You are seeking to contract with Miami-Dade County through your privately-owned company DAPPWP.

Issue:

Whether the Miami-Dade County Conflict of Interest and Code of Ethics Ordinance (“County Ethics Code”) would prevent DAPPWP, from contracting with the County.

Discussion and Opinion

Your inquiry involves several sections of the County Ethics Code which are analyzed below:

A. Outside Employment

Please note that if Rolanda Scott-Petrus works for DAPPWP, she is engaged in outside employment and must, on a yearly basis, request permission to engage in that outside employment. She must also complete the Outside Employment Statement yearly by noon July 1st, if she is a full-time County employee.

B. Contracting with the County

The County Ethics Code at Sections 2-11.1 (c)(2) and (d) allow you to enter into a contract, individually or through a firm, with Miami-Dade County, as long as the contract does not interfere with the full and faithful discharge of your spouse’s duties to the County.

This means that your spouse, Rolanda Scott-Petrus, shall not participate in determining the contract requirements or in awarding the contract. Additionally, none of Ms. Scott-Petrus’ County responsibilities and job descriptions shall require her to be involved in the contract in any way including, but not limited to, its enforcement, oversight, administration, amendment, extension, termination or forbearance. In your case, this means that, DAPPWP shall not enter into contracts with CAHSD. *See* County Ethics Code §§ 2-11.1 (c) and (n).

C. Lobbying

Furthermore, your spouse may not lobby the County on behalf of Atlas. This means that she may not contact anyone within the County in an attempt to influence a decision about any contract DAPPWP. *See* the County Ethics Code § 2-11.1 (m)(1).

D. Exploitation of Official Position

Finally, the County Ethics Code prohibits County employees from exploitation of their official position. In this instance, it means that your spouse may not use her County position to secure **special privileges or exemptions** with respect to any County contract to which DAPPWP is applying. *See* County Ethics Code § 2-11.1(g).

This opinion is limited to the facts as you presented them to the Commission on Ethics and is limited to an interpretation of the County Ethics Code only and is not intended to interpret state laws. Questions regarding state ethics laws should be addressed to the Florida Commission on Ethics.

Please submit this memorandum to the Procurement Department. The Ethics Commission does not submit it on your behalf.

INQs are informal ethics opinions provided by the legal staff after being reviewed and approved by the Executive Director. INQs deal with opinions previously addressed in public session by the Ethics Commission or within the plain meaning of the County Ethics Code. RQOs are opinions provided by the Miami-Dade Commission on Ethics and Public Trust when the subject matter is of great public importance or where there is insufficient precedent. While these are informal opinions, covered parties that act contrary to the opinion may be referred to the Advocate for preliminary review or investigation and may be subject to a formal Complaint filed with the Commission on Ethics and Public Trust.

(See INCL 18-183)

INCL 19-68

Company Name was changed
Relatives of County Employees
Wishing to Register as County Vendors

and procedure
asked for a
new letter.

Please submit the following information by mail, fax, or email to—

Gilma Diaz-Greco, Staff Attorney
The Commission on Ethics & Public Trust
19 West Flagler St., Suite 820
Miami, FL 33130

Phone: (305) 350-0638
Fax: (305) 579-0273
Email: gdiazgr@miamidade.gov

YOUR NAME	Dale Anthony Petrus
Name of Your Business	D.A.P. Pressure Washin g Services Inc.
Type of Business	Pressure Washing Services
Your Mailing Address	1150 N.E. 213 Terr. Miami, Florida 33179
Your Daytime Phone	786-356-2750
Your Email	petrusdaza2@gmail.com
Name of county employee who is related to you	Rolanda Scott-Petrus
Type of relationship— spouse? child? parent? other?	Spouse
County employee's department, if known	Community Action and Human Services
County employee's title, if known	AO2-Disability Specialist
Please list the <u>names, titles, and departments</u> of any other immediate family members currently employed by Miami-Dade Co.	

The Miami-Dade County Conflict of Interest & Code of Ethics at § 2-11.1 (c)(2) allows immediate family members of County employees to contract with the County in certain circumstances and if the following criteria are met. Please confirm that you and your immediate family member's will be able to meet all of these criteria:

1. Entering into a contract with the County will not interfere with the full and faithful discharge of the County employee's duties to the County.
2. The County employee will not participate in determining your contract requirements.
3. The County employee will not participate in awarding the contract.
4. The County employee's job responsibilities and job description will not require him/her to be involved in the contract in any way including, but not limited to, its enforcement, oversight, administration, amendment, extension, termination, or forbearance.
5. The County employee will not be working in the County department that enforces, oversees, or administers your contract.

I have read these requirements and pledge to abide by them.


Signature

7/13/2018
Date

Your ethics opinion will be sent to you by first class mail and email, unless you request another type of delivery.
COE 11/2013

RE - Submitted June 2019 -
New Company Name.



[Department of State](#) / [Division of Corporations](#) / [Search Records](#) / [Detail By Document Number](#) /

Detail by Officer/Registered Agent Name

Florida Profit Corporation

D.A.P. PRESSURE WASHING & PAINTING SERVICE INC

Filing Information

Document Number	P18000009875
FEI/EIN Number	82-4225010
Date Filed	01/29/2018
State	FL
Status	ACTIVE
Last Event	AMENDMENT AND NAME CHANGE
Event Date Filed	10/24/2018
Event Effective Date	NONE

Principal Address

1150 N.E. 213 TERR.
MIAMI, FL 33179

Changed: 03/25/2019

Mailing Address

1150 N.E. 213 TERR.
MIAMI, FL 33179

Changed: 05/09/2018

Registered Agent Name & Address

Petrus, Rolanda Michelle
1150 N.E. 213 TERRACE
MIAMI, FL 33179

Name Changed: 03/25/2019

Address Changed: 10/24/2018

Officer/Director Detail

Name & Address

Title P

PETRUS, DALE A
1150 N.E. 213 TERR.

MIAMI, FL 33179

Title V

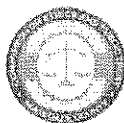
PETRUS, ROLANDA Michelle
1150 N.E. 213 TERR
MIAMI, FL 33179

Annual Reports

Report Year	Filed Date
2019	03/25/2019

Document Images

03/25/2019 -- ANNUAL REPORT	View image in PDF format
10/24/2018 -- Amendment and Name Change	View image in PDF format
01/29/2018 -- Domestic Profit	View image in PDF format



RELATIVES OF COUNTY EMPLOYEES WISHING to REGISTER as COUNTY VENDORS

Please submit the following information by mail, fax, or email to:

The Commission on Ethics & Public Trust
19 West Flagler St., Suite 820
Miami, FL 33130

Phone: (305) 579-2594
Fax: (305) 579-0273
Email: ethics@miamidade.gov

YOUR Name Dale Petrus

Name of your business D.A.P. Pressure Washing and Painting Service Inc.

Type of Business Construction Trade: Qualifying Trade Painting

Your Mailing Address 1150 N.E. 213 Terr. Miami, Florida 33179

Your Daytime Phone 786-356-8344

Your Email Petrusdaza2@gmail.com

Name of County employee related to you Rolanda Scott-Petrus

Type of relationship-spouse? Child? Parent? Other? Spouse

County employee's department, if known Community Action & Human Resources

County employee's title, if known Disability Specialist (Administrative Officer-2)

Please list the **names, titles and departments** of any other immediate family members currently employed by Miami-Dade County _____

The Miami-Dade County Conflict of Interest & Code of Ethics at §2-11.1(c)(2) allows immediately family members of County employees to contract with the County in certain circumstances and if the following criteria are met. Please confirm that you and your immediate family member(s) will be able to meet all of these criteria:

1. Entering into a contract with the County will not interfere with the full and faithful discharge of the County employee's duties to the County.
2. The County employee will not participate in determining your contract requirements.
3. The County employee will not participate in awarding the contract.
4. The County employee's job responsibilities and job description will not require him/her to be involved in the contract in any way including, but not limited to, its enforcement, oversight, administration, amendment, extension, termination, or forbearance.
5. The County employee will not be working in the County department that enforces, oversees, or administers your contract.

I have read these requirements and pledge to abide by them.

Dale Petrus

Signature

June 18, 2019

Date