

March 17, 2008

Manuel Seoane, Vice-President
Novel Construction, Inc.
1231 SW 139th Ave.
Miami, FL 33184

Via First Class Mail and Fax at 786.347.6265

Re: INQ 08-35

Novel Construction, Inc., may register as a County vendor, as long as Novel Construction, Inc., does not contract with the Miami-Dade County Enterprise Technology Services Dept. and/or is not supervised by the Miami-Dade County Enterprise Technology Services Dept. or Marusia Zapata

Miami-Dade Co. Conflict of Interest & Code of Ethics at § 2-11.1 (c) & (d)

Dear Mr. Seoane:

In correspondence to our office on March 18, 2008, you said that you wish to register your business, Novel Construction, Inc., as a County vendor.

The facts as we understand them are as follows:

1. Your wife, Marusia Zapata, works for the Miami-Dade County Enterprise Technology Services Dept. as Systems Analyst/Programmer
- 2.
2. Novel Construction, Inc., a business in which you serve as Vice-President, does general construction work.
3. Novel Construction, Inc., is seeking to register as a vendor in order to do business with the County.

It is the opinion of the Ethics Commission that Novel Construction, Inc., may register to contract with the County as long any subsequent contract will not interfere with the full and faithful discharge of Marusia Zapata's duties to the County. This includes the requirement that Marusia Zapata not participate in determining the contract requirements or in awarding the contract. Additionally, none of Marusia Zapata's job responsibilities and job descriptions may 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. Finally, Marusia Zapata may not work in the County department that will enforce, oversee, or administer the contract.

If any of the facts you have presented change, or if you have further questions, please do not hesitate to contact me at 305.350.0601.

Sincerely,

VICTORIA FRIGO
Staff Attorney

copy: Marusia Zapata at mzf@miamidade.gov