



Via First Class Mail
and
Fax at 305 816-6345

ETHICS COMMISSIONERS

July 14, 2010

Kerry E. Rosenthal, CHAIRPERSON
Dawn E. Addy, VICE CHAIRPERSON
Judge Seymour Gelber

ROBERT A. MEYERS
EXECUTIVE DIRECTOR

MICHAEL P. MURAWSKI
ADVOCATE

ARDYTH WALKER
STAFF GENERAL COUNSEL

Reynold Burgess
ABCON ELECTRIC, INC.
5425 NW 177 Terrace
Miami, FL 33055

Re: INQ 10-122
Limitations on Doing Business with the County

Dear Mr. Burgess:

In correspondence to our office on July 13, 2010, you said that you wish to do business with the County through your privately owned company, ABCON ELECTRIC, INC.

IT IS THE OPINION of the Ethics Commission staff that ABCON ELECTRIC, INC., may enter into contracts with the County, but not with the Miami-Dade County Parks & Recreation Department because of your son's employment with the Parks & Recreation Department.

THE FACTS as you presented them are that ABCON ELECTRIC, INC., a for-profit corporation owned by you, engages in electrical contracting. Your son, Andrew Burgess, is employed by the Miami-Dade County Parks & Recreation Department as a Parks Contract Specialist.

THE COUNTY ETHICS CODE at Section 2-11.1 (c) allows your company to do business with Miami-Dade County as long as the contract does not interfere with the full and faithful discharge of your son's duties to the County. This includes the condition that he not participate in determining the contract requirements or in awarding the contract. Additionally, none of your son's job responsibilities and job descriptions may require him to be involved in the contract in any way including, but not limited to, its enforcement, oversight, administration, amendment, extension, termination, or forbearance. Finally, your son may not work in any County department that will enforce, oversee, or administer your 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: aburges@miamidade.gov