



Via First Class Mail
and
email at gtpierce@earthlink.net

ETHICS COMMISSIONERS

August 9, 2010

Kerry E. Rosenthal, CHAIRPERSON
Dawn E. Addy, VICE CHAIRPERSON
Charlton Copeland
Judge Seymour Gelber
Nelson Bellido

Gregory Pierce
WHITE STAR ENTERPRISES, INC.
10665 SW 190 St., Unit 3109
Miami, FL 33157

ROBERT A. MEYERS
EXECUTIVE DIRECTOR

Re: INQ 10-144
Doing Business with the County as a County Advisory Board Member

MICHAEL P. MURAWSKI
ADVOCATE

Dear Mr. Pierce:

ARDYTH WALKER
STAFF GENERAL COUNSEL

In correspondence to our office on August 6, 2010, you said that you wish to do business with the County through your privately owned roofing company, WHITE STAR ENTERPRISES, INC.

You asked if any ethics conflicts prevented you from contracting with the County based on your voluntary service as chair of the Roofing Committee and other responsibilities on the Miami-Dade County Board of Rules & Appeals. The board oversees the uniform enforcement and maintenance of the County's building code.

It is the opinion of the Ethics Commission staff that you may contract with the County as long as any contract does not interfere with the full and faithful discharge of your duties to the County. In particular, **you are "prohibited from contracting with any agency or department of Miami-Dade County subject to the regulation, oversight, management, policy-setting or quasi-judicial authority of the [Board of Rules & Appeals]."** See Miami-Dade County Code at Sec. 2-11.1 (c)(3).

Additionally, note that you may not vote on any matters that come before the Board of Rules & Appeals if you will be directly affected by the action of the Board and you have any of the following relationships with any of the persons or entities appearing before the Board: (i) officer, director, partner, of counsel, consultant, employee, fiduciary, or beneficiary; or (ii) stockholder, bondholder, debtor, or creditor. See Miami-Dade County Code at Sec. 2-11.1 (v).

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: Mick Cronje at mickcmk@bellsouth.net