



Via Hand Delivery
and
email at mcghee@mcgheellc.net

April 28, 2010

ETHICS COMMISSIONERS

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STAFF GENERAL COUNSEL

Rayfield M. M^cGhee, Jr.
M^cGHEE & ASSOCIATES, LLC
19 West Flagler St., Suite 501
Miami, FL 33130

Re: INQ 10-76 Registering as a County Vendor

Dear Mr. M^cGhee:

In correspondence to our office on April 27, 2010, you said that you wish to register your company as a County vendor.

The facts as we understand them are as follows:

- You serve as a volunteer board member on the Miami-Dade County Vizcaya Museum and Gardens Trust.
- You wish to register your privately owned law firm, M^cGHEE & ASSOCIATES, LLC, as a County vendor.

It is the opinion of the Ethics Commission staff that you may register to 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 which [you are] a member.”** See Miami-Dade County Code at Sec. 2-11.1 (c)(3).

This means that as long as you are a board member on the Vizcaya Museum and Gardens Trust, you and/or M^cGHEE & ASSOCIATES, LLC, may not contract with the Vizcaya Museum and Gardens Trust or with any County departments or agencies guided by decisions made by the Vizcaya Museum and Gardens Trust.

Additionally, note that you may not vote on any matters that come before the Vizcaya Museum and Gardens Trust if you will be directly affected by the action of the Trust and you have any of the following relationships with any of the persons or entities appearing before the Trust: (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