



Via First Class Mail
and
email at John.Perez@miami-police.org

January 11, 2011

ETHICS COMMISSIONERS

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

Detective John Perez
City of Miami Police Department
Robbery Unit, Criminal Investigations Division
Post Office Box 016777
Miami, FL 33101

ROBERT A. MEYERS
EXECUTIVE DIRECTOR

Re: INQ 11-02, Outside Employment

MICHAEL P. MURAWSKI
ADVOCATE

Dear Detective Perez:

ARDYTH WALKER
STAFF GENERAL COUNSEL

In an email to our office on January 6, 2011, you asked if taking an outside job with the Department of Defense Naval Air Station in Key West would create any ethics conflicts for you in your current position as a Detective in the Criminal Investigations Division of the Robbery Unit of the City of Miami Police Department. Your outside employment will involve performing firefighting duties.

Following a discussion with your supervisor, Lieutenant Daniel Kerr, the Ethics Commission staff finds that your outside employment will not create any ethics conflicts as long as your work as a firefighter does not impair your independence of judgment in performing your public duties. (See Miami-Dade County Code at Sec. 2-11.1 (j).) However, ultimate approval of outside employment always resides with your department supervisor.

As you are aware, you must conduct outside employment during vacation time and days off, when you are not working for the City. Additionally, you may never use City resources, such as City-purchased supplies and equipment, administrative services, or training supplies, in the pursuit or engagement of outside employment.

Also, please be advised that you must submit a "Request for Outside Employment" statement annually to the City Clerk, indicating your supervisor's approval of your outside employment, and file an "Outside Employment [Income] Statement" with the City Clerk by July 1 of each year, indicating your outside employment income and other related information. (See Miami-Dade County Code at Sec. 2-11.1 (k).)

Please feel free to contact me at 305 350-0601 if I can be of further assistance in this matter.

Sincerely,


Victoria Frigo
Staff Attorney

copy: Lieutenant Daniel Kerr, City of Miami Police Department, at
Daniel.Kerr@miami-police.org