

Frigo, Victoria (COE)

From: Frigo, Victoria (COE)
Sent: Tuesday, June 12, 2012 4:45 PM
To: Campbell, Kyndal (Vizcaya)
Cc: Centorino, Joseph (COE)
Subject: INQ 12-101

Ms. Campbell,

As we discussed on the phone today, the County Ethics Code prohibits the Vizcaya Museum Security Chief from accept part-time work with Extreme Security Network to provide security services at Vizcaya.

The County Code at Sec. 2-11.1 (j) specifically states that County employees cannot accept other employment that would impair their independence of judgment in the performance of their public duties. A County employee's primary loyalty must always be to the County.

A similar prohibition is found in state law at Fla. Stat. 112.313 (7), which, like the County Code, is meant to be preventative in nature. "It is concerned with what might happen, with the temptation to dishonor." Zerweck v. Commission on Ethics, 409 So. 2d 57 (Fla. 4th DCA 1982).

If you have additional questions, please feel free to contact our office.

Sincerely,

VICTORIA FRIGO, STAFF ATTORNEY

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From: Campbell, Kyndal (Vizcaya)
Sent: Tuesday, June 12, 2012 2:35 PM
To: Centorino, Joseph (COE)
Subject: request for opinion

Good afternoon,

I am seeking an opinion on Outside Employment and/or Conflict of Interest on behalf of one of Vizcaya's employees.

Vizcaya has a construction contract with Thornton Construction to replace our skylight. Included in that contract are provisions that Thornton obtain private security to secure areas of work, check in contractors, sub-contractors and construction workers at the construction site. Thornton hired a firm by the name of Extreme Security Network.

Our Museum Security Chief wanted to find out if he could accept part-time work with Extreme Security Network to provide security services at Vizcaya. This PT work would be outside of his regularly scheduled work hours and would only occur if he received approval by our director.

Before pursuing the approval of the director, we wanted to find out if there was a conflict with this outside employment.

If you have questions, please let me know. Thank you.

Kyndal Campbell, Assistant to the Director
Vizcaya Museum and Gardens
305.860.8450

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