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**MEMO**

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**TO:** File  
**FROM:** Victoria Frigo  
**SUBJECT:** INQ 12-204, Prohibited Investments, Sec. 2-11.1 (I)  
**DATE:** Nov. 28, 2012

In a telephone conversation with Kyndal Campbell, Assistant to the Director, Vizcaya Museum and Gardens, we discussed potential conflicts for a full-time Vizcaya employee who is chief horticulturist and a part-time Vizcaya employee whom the chief horticulturist supervises.

The chief horticulturist has permission to engage in outside employment through his private landscaping business. He wishes to hire the part-time Vizcaya employee whom he supervises to work in his private landscaping business.

I advised that the chief horticulturist should not hire the part-time employee he supervises at Vizcaya. The basis for this opinion is found at Sec. 2-11.1 (I) of the County Code, which prohibits an employee from being involved in a private business that would create a substantial conflict between his public and private duties.