

## Frigo, Victoria (COE)

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**From:** Frigo, Victoria (COE)  
**Sent:** Thursday, July 18, 2013 3:31 PM  
**To:** 'revdink@bellsouth.net'  
**Cc:** Wall, Daniel (OMB); Pla, Carlos (OMB) (305) 375-1462; Fiano, Theresa (OMB); Rivero, Felipe M. (OMB); Centorino, Joseph (COE); Diaz-Greco, Gilma M. (COE)  
**Subject:** Hosanna Community Foundation (INQ 13-178)

Rev. Dinkins,

You asked about potential conflicts of interest under the County Ethics Code based on your employment as an Administrative Officer 3 with the County's Public Works & Waste Management Department and, in your private capacity, as president & CEO of the nonprofit entity, Hosanna Community Foundation, Inc. (HCF). HCF has recently received a grant of \$20,000 from the County.

We understand that you have no financial ownership interest in HCF because ownership interests are not permitted in nonprofit entities. You also stated that you were not paid for the work you performed for HCF in obtaining this grant.

Because you are associated with an entity that has a legal obligation to the County through the award of this grant, you must file a sworn statement disclosing your work affiliation with HCF with the Clerk of the Board. *See* the County Ethics Code at Sec. 2-11.1 (f).

Additionally, you cannot appear before any board or agency of Miami-Dade County seeking a benefit (including a grant) on behalf of HCF. This prohibition will extend for two years following your departure from County employment. *See* the County Ethics Code at Secs. 2-11.1 (m)(1) and (q).

Since you are not contracting with the County department that employs you (Public Works & Waste Management) and you are not contracting through a business in which you have a financial ownership interest (HCF is a nonprofit entity), the County Ethics Code at Secs. 2-11.1 (c)(2) and (d) are not germane to this situation.

If you have additional questions or concerns, please feel free to contact me.

Sincerely,

**VICTORIA FRIGO, SENIOR STAFF ATTORNEY**

Direct Phone: 305 350-0601  
Main Number: 305 579-2594  
Fax: 305 579-0273



19 West Flagler St., Suite 820  
Miami, FL 33130

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**From:** Rivero, Felipe M. (OMB)  
**Sent:** Wednesday, July 17, 2013 4:07 PM  
**To:** Frigo, Victoria (COE)  
**Cc:** Wall, Daniel (OMB); Pla, Carlos (OMB) (305) 375-1462; Fiano, Theresa (OMB)  
**Subject:** Conflic of Interest Opinion -- Hosanna Community Foundation

Through the approval of the County's FY 2012-13 budget on 20 September 2012, Hosanna Community Foundation received a General Fund award of \$20,000. Last month, the Reverend Charles Dinkins, the agency's Chief Executive Officer disclosed to our office that he has been working for the County's Department of Public Works – Waste Management as an Administrative Officer 3. On 11 June, Mr. Dinkins provided the attached letter to our office to describe in detail his working relationship with the agency and the steps that he has taken to comply with the conflict of interests prevention guidelines cited in his agency's contract with the County.

I have also included with this letter the conflict of interest clause in the agency's contract. Please assist us by reviewing that item as well as the Reverend's response to determine if he is in compliance with the cited guidelines and to identify any additional actions that he may need to take to comply with those guidelines. Thank you for assisting us with this request.



## Hosanna Community Foundation, Inc.

June 11, 2013

Mr. Carlos Pla, Contract Officer  
Miami-Dade Office of  
Management and Budget  
Grants Coordination  
111 NW 1<sup>st</sup> Street, 19<sup>th</sup> Floor  
Miami, Florida 33128

Dear Mr. Pla,

Hosanna Community Foundation, Inc. agrees to abide by and be governed by Miami-Dade County Ordinance No. 72-82 (Conflict of Interest Ordinance codified at Section 2-11.1 et al. of the Code of Miami-Dade County) and does not have a conflict of interest situation in the execution of Contract 13-HOSA-CB-A.

In reference to the Hosanna Community Foundation, Inc. and the Conflict of Interest Ordinance, per my employment with the Miami-Dade County Public Works and Waste Management Department. As the president and chief officer of Hosanna Community Foundation, Inc. in alignment with HCF agency vision it is a matter of general consent and recognized publicly that my interest in HCF work is to assist with creating a better world for children and families who live within the Liberty City and Brownsville Communities of Miami-Dade County and has been so since December 1995.

Per the Conflict of Interest Ordinance, I as a County employee have not entered nor received at any time any personal financial interest, direct or indirect in the execution or performance of this agreement to include prior to this Agreement with any entity or person referencing benefits per this agreement. The RFP was public solicitation and my agency submitted as a public support agency. As a matter of fact, the work I perform in reference this contract is pro bono. And, no one within my family receives any services rendered per this agreement. In addition, no person, including but not limited to any officer, member of a board of directors, manager, or supervisor employed by HCF, who is in the position of authority, and who exercises any function of responsibilities in connection with this Agreement, has at the time of or prior to this Agreement entered into, or since its commencement, nor during the term of this Agreement, receive any of the services funded under this agreement, or direct or instruct any employee under their supervision to provide such services as described in this Agreement to themselves or a family member unless said family and its members meet all required eligibility standards for such services. Hosanna Community Foundation, Inc. personnel system is based on qualification and merit toward the fulfillment of HCF Vision.

Sincerely,

Rev. Charles Lee Dinkins  
President & CEO

P.O. Box 541086 \* Opa-Locka, Florida 33054  
Phone (305) 610-4164 \* Fax (305) 769-1479 \* E-Mail [revdink@bellsouth.net](mailto:revdink@bellsouth.net)