

Frigo, Victoria (COE)

From: Frigo, Victoria (COE)
Sent: Monday, November 04, 2013 3:36 PM
To: Flynn, Jay (MDT)
Cc: Centorino, Joseph (COE); Diaz-Greco, Gilma M. (COE)
Subject: Reverse two-year rule (INQ 13-282)

Hello Jay,

As we discussed, a new Transit employee cannot supervise employees of his former employer, 50-State Security Services, Inc., for two years following his departure from private employment with 50-State Security.

Below is Sec. 2-11.1 (x) of the County Ethics Code that prohibits this arrangement:

Prohibition on county employees and departmental personnel performing contract-related duties. No person included in subsections (b)(5)(departmental personnel) and (b)(6) (employees), who was previously employed by or held a controlling financial interest in a for-profit firm, partnership or other business entity (hereinafter "business entity") shall, for a period of two years following termination of his or her prior relationship with the business entity, perform any county contract-related duties regarding the business entity, or successor in interest, where the business entity is a county bidder, proposer, service provider, contractor or vendor. As used in this subsection (x), "contract-related duties" include, but are not limited to: service as a member of a county certification, evaluation, selection, technical review or similar committee; approval or recommendation of award of contract; contract enforcement, oversight or administration; amendment, extension or termination of contract; or forbearance regarding any contract. Notwithstanding the foregoing, the provisions of this subsection (x) shall not apply to the County Manager or the Director of Procurement Management.

You can find the most current version of the County Ethics Code at <http://library.municode.com/index.aspx?clientId=10620>. Once you get to the Miami-Dade County Code, click on Part III, Chapter 1, Article 1, Section 2-11.1 and then scroll to find the particular subsection you're seeking.

Sincerely,

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