

## Frigo, Victoria (COE)

---

**From:** Frigo, Victoria (COE)  
**Sent:** Wednesday, March 13, 2013 3:39 PM  
**To:** 'Pepe, Thomas F.'  
**Cc:** Centorino, Joseph (COE)  
**Subject:** Madison Square Solicitation and Cone of Silence (INQ 13-65)

Mr. Pepe,

The Cone of Silence is not violated for “*duly noticed* site visits to determine the competency of bidders.” See the Miami-Dade County Code at Sec. 2-11.1 (t)1.(a)(v).

Similarly, the community may provide input during the time the Cone of Silence is in effect as long as their comments are presented at a *duly noticed* public meeting. See the Miami-Dade County Code at Sec. 2-11.1 (t)1.(c)(i).

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

*Miami-Dade County is a public entity subject to Chapter 119 of the Florida Statutes concerning public records. E-mail messages are covered under such laws and thus subject to disclosure.*

---

**From:** Pepe, Thomas F. [<mailto:TPepe@southmiamifl.gov>]  
**Sent:** Wednesday, March 13, 2013 8:28 AM  
**To:** Frigo, Victoria (COE)  
**Cc:** Steven J. Alexander  
**Subject:** Madison Square Solicitation and Cone of Silence

Dear Ms. Frigo:

The City of South Miami's Community Redevelopment Agency ("SMCRA") published a solicitation for interested parties to submit letters of interest and qualifications for the selection of the most qualified entity to negotiate a contract for the design and development of the Madison Square project in the City of South Miami CRA area.

Presentations were made at the Monday, March 11, 2013, SMCRA meeting by the respondents to the solicitation ("Respondent(s)"). Some of the CRA members would like to visit the site of the development of a similar project constructed by one of the Respondents. They also want some community input, including the input of the CAC or CAA, and a work shop where the community will be invited, before making the selection of the most qualified Respondent.

I discouraged having private community input and cautioned them on having any communication during a site visit and I advised them today that the site visit, if any, must be duly noticed.

Do you see a problem with the citizen input and/or the site visit?

Very truly yours,

*Thomas F. Pepe*

City Attorney  
City of South Miami  
1450 Madruga Avenue, Ste 202,  
Coral Gables, Florida 33146  
Tel: (305) 667-2564  
Fax: (305) 341-0584  
E-mail: [tpepe@southmiamifl.gov](mailto:tpepe@southmiamifl.gov)

ATTENTION: This e-mail may contains PRIVILEGED AND CONFIDENTIAL INFORMATION intended only for the use of the addressee named above. If you are not the intended receiver, you are hereby notified that any dissemination of this communication is strictly prohibited. If you have received this e-mail in error, please immediately notify us by telephone, call collect if outside of your area code and delete this e-mail. We will reimburse you for the cost of your long distance call. Thank you. Please also note: All e-mails to and from this e-mail site are kept as a public record. Your e-mail communications, including your e-mail address may be disclosed to the public and media at any time pursuant to Florida Statutes, ch. 119.