

## Frigo, Victoria (COE)

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**From:** Frigo, Victoria (COE)  
**Sent:** Monday, March 25, 2013 4:33 PM  
**To:** Tillberg, Art (Seaport)  
**Cc:** Pino, Gyselle (Seaport); Centorino, Joseph (COE)  
**Subject:** INQ 13-73 Possible Bidder Conflict

Mr. Tillberg,

I'm sorry that the Ethics Commission cannot opine on the matter you presented to us regarding a former County employee who is currently serving as a consultant to a County bidder.

The Ethics Commission is limited to issuing ethics opinions only to individuals with questions about the applicability of the Ethics Code to their own future behavior. We cannot issue opinions to a third party about another individual's past conduct. *See* the County Code at Sec. 2-1074 (y).

We recommend that you consult the County Attorney's office for guidance about possible remedies to your quandary.

We recognize your diligence in attempting to insure that the County is eligible to receive a state grant for the prospective project and apologize for not being able to issue more useful advice.

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:** Tillberg, Art (Seaport)  
**Sent:** Monday, March 25, 2013 9:08 AM  
**To:** Frigo, Victoria (COE)  
**Cc:** Pino, Gyselle (Seaport)  
**Subject:** Ethics Case

Victoria,

Attached is an excerpt from Florida Statutes FS 112.313. I believe that paragraph (8) [Disclosure or use of certain information](#) may apply to the situation at the Port.

Art

Art Tillberg  
Chief, Construction Management  
Port Miami  
305 347-4891

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**From:** Tillberg, Art (Seaport)  
**Sent:** Friday, March 22, 2013 2:42 PM  
**To:** Seavey, Richard (CAO)  
**Subject:** Ethics Case

Please see attached especially the last paragraph highlighted in yellow.

Art