
From: Diaz-Greco, Gilma M. (COE)
Sent: Wednesday, June 11, 2014 2:19 PM
To: Sanchez, Rodzandra (COE)
Subject: Ethics Opinion Jose Diez, retired Miami P.O, present reserve Miami P.O. (Conflict of Interest) INQ 14-137

INQ 14- 137

From: Ethics (COE)
Sent: Tuesday, June 10, 2014 12:01 PM
To: 'Jose Diez'
Subject: INQ - Jose Diez, retired Miami P.O., present reserve Miami P.O. (Conflict of Interest)

Officer Diez:

You have inquired regarding whether you have any conflict of interest in serving as a City of Miami Reserve Officer while also serving as a Security Director for a private national security company that supervises security guards at a mall located in Miami-Dade County. For the purposes of this opinion, I will assume that the mall in question is a privately-owned enterprise and is not involved in any contract with the City of Miami. I also assume that the City of Miami Police Department is aware of your private position and has no objection to it.

As long as your private employer is not contracting with the City of Miami, and you are not involved in any way in lobbying the City of Miami on behalf of your private employer, i.e., meeting with City officials or employees to affect decision making at the City, I see no basis for any prohibited conflict of interest in your current employment under the Miami-Dade Count Conflict of Interest and Code of Ethics Ordinance, Sections 2-11.1, Subsections (c) and (q). I would, however, advise you to avoid any situation where you might be using any City of Miami resources in your private position, or in any way utilizing your position with the City to gain any influence or advantage in your private employment in order to avoid any possible Exploitation of Official Position, Section 2-11.1(g).

Sincerely,
Joseph M. Centorino
Executive Director and General Counsel
Miami-Dade Commission on Ethics and Public Trust

From: Jose Diez [<mailto:jose.diez4@gmail.com>]
Sent: Tuesday, June 10, 2014 11:38 AM
To: Ethics (COE)
Subject: Conflict of Interest

My name is Jose Diez. I am a retired (December 2013) City of Miami police sergeant with 28 years of service. Once I retired,I immediately enrolled and have been a City of Miami Reserve police officer currently now for over a year as of this date. For six months now, I am currently employed by a national security company as a Security Director. The company that I am employed with secures shopping malls throughout the U.S. In my position, I am responsible to supervise security guards at a mall located in Miami-Dade County, Fl. My duties are strictly in ensuring that the mall has adequate security guards to provide for a safe environment for customers as well as mall tenants. I do not conduct any form of private investigations or background checks on

individuals. We, as a security team, provide safety in all of the malls' common areas. As a Reserve officer, I am not compensated and provide voluntary service hours (20) to the City of Miami.

If you could review and provide an opinion to me if this employment is a conflict of interest with my Reserve Police Officer status.

Thank You,

Jose Diez