

Board of Ethics  
City of Stamford  
888 Washington Boulevard  
PO Box 10152  
Stamford, CT 06904-2152

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STAMFORD BOARD OF ETHICS  
MAY 7 11 34 AM '97

April 1, 1996

Dannel P. Malloy, Esq., Mayor  
Office of the Mayor  
888 Washington Boulevard  
PO Box 10152  
Stamford, CT 06904-2152

Dear Mayor:

Pursuant to your request for an advisory opinion with respect to whether a licensed architect or licensed engineer on the School Building Committee would be precluded from doing business with the City please find the following opinion.

Section 5D(3) of Ordinance Number 706 Supplemental states that an officer or employee entering into a contract or transaction with the City, not within their agency, of a kind available to all through open bidding is not prohibited. Section 6(A) states in part that no officer or employee shall represent a person, other than the City, before the agency of which they are a member or by which they are employed, or an agency under supervisory authority of themselves...

In view of both sections it is the Board's opinion that a licensed architect or licensed engineer on the School Building Committee would not be precluded from doing business with the City of Stamford provided that said contract is available to all through open bidding and that said individual as part of said contract would not stand before the Committee of which they are a member and would not deliberate or participate in any decision or action, on behalf of the City, in which they stand to gain an interest.

In accordance with Section 14(C)(1) of Ordinance 706 Supplemental, this opinion is binding upon the Board and yourself unless amended or revoked and reliance on this opinion in good faith is an absolute defense in any action or proceeding brought under the provisions of the Code of Ethics.

The Board thanks you for taking the time and effort to request an advisory opinion in advance of undertaking a transaction.

Sincerely,

Louis M. Pasquino  
Chairman

cc: Lois Pont-Briant, Town Clerk