Based on the preliminary investigation of this complaint and on the recommendation of the Commission's Advocate, the Commission on Ethics finds that there is probable cause to believe the Respondent, as a member of the City Commission of the City of Hallandale Beach and/or a director of the City's Community Redevelopment Agency (CRA), violated Section 112.313(7)(a), Florida Statutes, by having employment that could create a recurring conflict and/or impede the full and faithful discharge of his public duties; finds that there is probable cause to believe the Respondent violated Section 112.3143(3), Florida Statutes, by voting on matters that he knew would inure to the special private gain or loss of his relatives; finds that there is probable cause to believe the Respondent violated Section 112.313(2), Florida Statutes, by soliciting and/or accepting something of value based on the understanding that his vote, official action, or judgment would be influenced; finds that there is probable cause to believe the Respondent violated Section 112.313(4), Florida Statutes, by accepting some compensation, payment, or thing of value that he knew or should have known was given to influence him in his official capacity; finds that there is probable cause to believe the Respondent violated Section 112.3148(3), Florida Statutes, by soliciting a gift from a prohibited donor; finds that there is probable cause to believe the
Respondent violated Section 112.3148(4), Florida Statutes, by accepting a gift that he knew exceeded a $100 value from a prohibited donor; finds that there is probable cause to believe he violated Section 112.3148(8), Florida Statutes, by failing to report a gift valued in excess of $100; and finds that there is probable cause to believe the Respondent violated Section 112.313(6), Florida Statutes, by using his position to benefit himself or another.

Therefore, the Commission on Ethics orders a public hearing as to whether the Respondent violated Sections 112.313(7)(a), 112.3143(3), 112.313(2), 112.313(4), 112.3148(3), 112.3148(4), 112.3148(8), and 112.313(6), Florida Statutes, as set forth above. A formal notice of hearing of the matters on which probable cause has been found will be prepared and sent to the Respondent and to the Advocate. Under Commission Rule 34-5.020, F.A.C., the Commission may resolve a complaint proceeding through a stipulation, settlement, or consent order entered into by the Respondent and the Commission's Advocate and approved by the Commission. If the Respondent wishes to pursue a settlement of this case, he should contact the Commission's Advocate at (850) 414-3300 to discuss the terms of a possible settlement.

However, based on the report and recommendation, the Commission finds that there is no probable cause to believe the Respondent violated Section 112.313(3), Florida Statutes, by doing business with his agency, the City Commission; finds that there is no probable cause to believe the Respondent violated Section 112.313(10)(a), Florida Statutes, by simultaneously serving as an employer and employee within the same agency; and finds that there is no probable cause to believe the Respondent violated Section 112.3125, Florida Statutes, by having dual employment, as alleged in the complaint. Therefore, the allegations of this paragraph will not be at issue in any hearing held in this complaint.
ORDERED by the State of Florida Commission on Ethics meeting in executive session on Friday, September 13, 2019.

September 18, 2019
Date

Kimberly B. Rezanka
Chair, Florida Commission on Ethics

KBR/cca

c: Mr. Mark Herron, Attorney for Respondent
Ms. Melody A. Hadley, Commission Advocate
Ms. Carol "Jodie" Breece, Complainant