STATE OF FLORIDA
COMMISSION ON ETHICS

Friday, October 25, 2019

Third Floor Courtroom, First District Court of Appeal
2000 Drayton Drive
Tallahassee, Florida

PUBLIC SESSION MINUTES

At 8:30 a.m. Chair Kimberly Rezanka called the meeting to order with the following members present:

ANTONIO CARVAJAL
GLENTON GILZEAN, JR.
JOHN GRANT
JOANNE LEZNOFF
F. SHIELDS MCMANUS
WILLIAM MEGGS
KIMBERLY REZANKA

Commissioner Jason Berger and Commissioner Daniel Brady were absent from the meeting.

The presence of a quorum was noted.

Commissioner Leznoff, seconded by Commissioner Grant, moved to approve the minutes of the September 13, 2019, Public Session meeting. By unanimous vote, the motion carried.

CONSIDERATION OF FINAL ACTION

Complaint No. 16-062, In re DENNIS MCDONALD

Present were Mark Herron, Attorney for the Complainant; and Elizabeth A. Miller, Commission Advocate.

Ms. Miller summarized the proposed draft final order for a finding of violation of Article II, Section 8, Florida Constitution, and Section 112.3144, Florida Statutes, and recommendation of public censure and reprimand, and a civil penalty of $10,000.

Commissioner Leznoff, seconded by Commissioner Carvajal, moved to approve the draft final order, but reduce the civil penalty to $4,000. The motion carried, with Commissioner Grant, Commissioner Meggs, and Commissioner Rezanka voting no.

CONSIDERATION OF PETITION FOR ATTORNEY FEES AND COSTS

No one was present.
Complaint No. 19-024, In re LINETTE MATHENY

Commissioner McManus, seconded by Commissioner Leznoff, moved to dismiss the petition via adoption of the staff's draft Final Order. By unanimous vote, the motion carried.

CONSIDERATION OF ADVISORY OPINIONS

File 2741. GIFT ACCEPTANCE AND DISCLOSURE: CITY OFFICIALS AND EMPLOYEES ACCEPTING THINGS OF VALUE FROM VARIOUS DONORS

Present was Amy Toman, Requestor.

Senior Attorney Caroline Klancke explained the basis of the draft advisory opinion and the rationale behind her conclusion.

Commissioner McManus, seconded by Commissioner Meggs, moved to approve the opinion as drafted, with Commissioner Leznoff’s amendment. The motion carried, with Commissioner Gilzean voting no.

File 2748. CONFLICT OF INTEREST: CITY COMMITTEE MEMBER EMPLOYED BY PRIVATE, NONPROBIT CORPORATION RECEIVING FUNDING FROM THE CITY

Executive Director Chris Anderson explained the basis of the draft advisory opinion and the rationale behind his conclusion.

Commissioner Grant, seconded by Commissioner Carvajal, moved to approve the opinion as drafted. By unanimous vote, the motion carried.

File 2749. CONFLICT OF INTEREST: CITY COMMITTEE MEMBER EMPLOYED BY PRIVATE, NONPROBIT CORPORATION RECEIVING FUNDING FROM THE CITY

Executive Director Chris Anderson explained the basis of the draft advisory opinion and the rationale behind his conclusion.

Commissioner Grant, seconded by Commissioner Carvajal, moved to approve the opinion as drafted. By unanimous vote, the motion carried.

File 2750. CONFLICT OF INTEREST: CITY COMMITTEE MEMBER EMPLOYED BY PRIVATE, NONPROBIT CORPORATION RECEIVING FUNDING FROM THE CITY

Executive Director Chris Anderson explained the basis of the draft advisory opinion and the rationale behind his conclusion.

Commissioner Grant, seconded by Commissioner Carvajal, moved to approve the opinion as drafted. By unanimous vote, the motion carried.
File 2751. CONFLICT OF INTEREST: CITY COMMITTEE MEMBER EMPLOYED BY PRIVATE, NONPROFIT CORPORATION RECEIVING FUNDING FROM THE CITY

Executive Director Chris Anderson explained the basis of the draft advisory opinion and the rationale behind his conclusion.

Commissioner Grant, seconded by Commissioner Carvajal, moved to approve the opinion as drafted. By unanimous vote, the motion carried.

File 2752. CONFLICT OF INTEREST: CITY COMMITTEE MEMBER EMPLOYED BY PRIVATE, NONPROFIT CORPORATION RECEIVING FUNDING FROM THE CITY

Executive Director Chris Anderson explained the basis of the draft advisory opinion and the rationale behind his conclusion.

Commissioner Grant, seconded by Commissioner Carvajal, moved to approve the opinion as drafted. By unanimous vote, the motion carried.

File 2754. ABUSE OF PUBLIC POSITION: ARTICLE II, SECTION 8(h)(2), FLORIDA CONSTITUTION

Present was Melanie Leitman, Attorney for the Requestor.

Senior Attorney Gray Schafer explained the basis of the draft advisory opinion and the rationale behind his conclusion.

Commissioner Meggs, seconded by Commissioner McManus, moved to approve the opinion as drafted. By unanimous vote, the motion carried.

CONSIDERATION OF FINANCIAL DISCLOSURE APPEALS

NO HEARING

FD18-063, In re JULIAN JOHNSON
FD18-066, In re DIANE MADDOX
FD18-068, In re ANTHONY GARDNER
FD18-071, In re TIMOTHY ABRAMS
FD18-074, In re BRADLON SKINNER
FD18-078, In re JAY KITTLE
FD18-083, In re ALISA CALLAHAN
FD18-084, In re LLOYD TYLER
FD18-085, In re MARISOL HERNANDEZ

No one was present for any of the appeals.
Commissioner Grant, seconded by Commissioner Leznoff, moved to approve the staff's recommendations regarding the above-referenced appeals. By unanimous vote, the motion carried.

CONSIDERATION OF SECOND ORDER ON REQUEST FOR EXTENSION

Extension Request 19-10, In re BILL STEELE
Extension Request 19-12, In re JOSEPH GELLER

Commissioner Meggs, seconded by Commissioner Leznoff, moved to approve the proposed orders. By unanimous vote, the motion carried.

CONSIDERATION OF ORDER ON REQUEST FOR EXTENSION

Extension Request 19-16, In re BILL STEELE

Commissioner McManus, seconded by Commissioner Carvajal, moved to approve the proposed order. By unanimous vote, the motion carried.

CONSIDERATION OF ORGANIZATION AND OPERATION STATEMENT

Executive Director Chris Anderson elaborated on the proposed update of the statement that was previously provided to the Commissioners.

Commissioner Leznoff, seconded by Commissioner McManus, moved to approve the proposal. By unanimous vote, the motion carried.

CONSIDERATION OF EXPENDITURE(S)

Executive Director Chris Anderson asked the Commissioner's approval on one item. Mr. Anderson explained his spending authority is limited to $10,000 and requested the approval to purchase new laptop computers for the use of members and staff of the Commission, a case for each, and five years onsite warranty in the amount of $18,020.

The Chair asked whether there was anyone present who wished to be heard as to the proposed expenditure; there was no one.

Commissioner Leznoff, seconded by Commissioner McManus, moved to approve the requested spending authority of $18,020. By unanimous vote, the motion carried.

REPORTS

The Chair had no report.
Deputy Executive Director Kerrie Stillman updated the Commission on the Electronic Financial Disclosure System.

Executive Director Chris Anderson elaborated on his written report previously provided to the Commissioners. He also introduced new staff attorney Steven Zuilkowski.

**ADJOURNMENT**

With no further items on the agenda, the Public Session adjourned at 9:40 a.m.

Respectfully submitted,

Diana Westberry, *Secretary*

Approved:

Kimberly B. Rezanka, *Chair*

Date