

MIAMI-DADE COUNTY COMMISSION ON ETHICS AND PUBLIC TRUST



In Re: Barbara Kramer

C 20-17-04 (D)

PUBLIC REPORT AND FINAL ORDER

Complainant José Rosario, Jr. (Rosario) filed this complaint against North Miami Beach Commissioner Barbara Kramer (Kramer), alleging that she violated Section 2-11.1(t) of the County Ethics Code (Cone of Silence), when she contacted him on March 5, 2019, in response to an email he sent to the City expressing his dissatisfaction with the City Attorney selection process, and purportedly “coerced him” into not attending the special commission meeting later in the evening where the commission would be voting on the new City Attorney.

Legal sufficiency exists where there is an allegation of a violation of an ordinance within the jurisdiction of the Ethics Commission, purportedly committed by an individual within the authority of the Ethics Commission and filed with the Ethics Commission within three years of the alleged violation.

Rosario is not a bidder, proposer, lobbyist or consultant in the City Attorney procurement; hence, Kramer was not prohibited from contacting him.¹

On June 10, 2020, the Ethics Commission found the complaint to be not legally sufficient and dismissed it.

Wherefore it is:

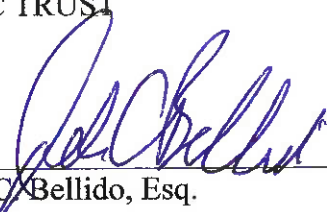
¹ It should be noted that, Kramer’s reference during the call that the City Attorney selection was a “done deal” was made in the context that the City Attorney selection process had already been concluded by the time Rosario sent his email. Furthermore, the conversation does not amount to an “attempt to coerce” Rosario into not attending the meeting, as alleged by Rosario.

ORDERED AND ADJUDGED that COMPLAINT C20-17-04 C against Respondent Barbara Kramer is hereby dismissed.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session at the virtual meeting held on June 10, 2020.

MIAMI-DADE COUNTY COMMISSION ON ETHICS &
PUBLIC TRUST

By:



Nelson C. Bellido, Esq.
Chairman

Signed on

6/22/2020