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Miami-Dade County  
Commission on Ethics  
And Public Trust

# Memo

**To:** Mike Murawski, ethics advocate  
**From:** Breno Penichet, ethics investigator  
**Date:** December. 19, 2008  
**Re:** K08-121 Bill Borkan

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**Background:** COE opened a case looking into whether Mr. Bill Borkan improperly lobbied two North Miami Beach City Employees when he met with them to discuss changes to the Comprehensive Master plan. The case was initiated following a November 24, 2008 e-mail from Mayor Raymond Marin, in which Marin claimed that Borkan met with the City Manager and the Community Development Director.

A review of Marin's information indicates that he (Marin) was alerted to the situation by a friend Alan Rosenthal, he advised that prior to a vote by the City's Planning and Zoning Board Borkan met with the officials and recommended some changes to the Master plan that were ultimately presented to the Board and approved. It was learned that this meeting was not advertised nor was any one else invited.

(Refer to Memorandum Dated 11/13/2008)

COE Investigators A. Skinner and B. Penichet interviewed Mayor Raymond Marin regarding this matter. Marin advised that he felt Borkan has created a shadow Government and goes around dictating to the employees and some of the elected officials what they have to do. According to Marin, Borkan is the head of a citizen's coalition group that is funded through a 527.

Findings: