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**MIAMI-DADE
COMMISSION ON ETHICS & PUBLIC TRUST**

**In re:
Cherry v. Naumann**

C 15-10

PUBLIC REPORT AND FINAL ORDER

Harry S. Cherry, a private citizen, filed the above-referenced complaint against Carlos Naumann, an Assistant Building Director for the City of Miami Beach. Complainant alleges that Naumann is in violation of Article II, Section 5 (a) of the Florida Constitution because he is an Assistant Building Director for Miami Beach and also sits on the Unsafe Structures Board (USB) of Miami Dade County. Complainant also alleges Naumann is engaged in a conflict if he hears cases before the USB that involve property in Miami Beach.

Complainant also alleges that Naumann failed to file his required financial disclosures. The Carlos Naumann named as the Respondent mentioned in the complaint is a City employee but is not the same Carlos Naumann who sits on the USB. The Carlos Naumann who sits on the USB is the father of the city employee. Moreover, the Miami Beach cases cited by complainant on the February 18, 2015 USB agenda were not heard by the board.

Further, a review of the Clerks records indicates the Naumann that does sit on the USB has filed his financial disclosures; his filing for the year 2014 is not due until July 2015.

A legally sufficient complaint exists where there are allegations 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.

On March 11, 2015, in open session, the Ethics Commission dismissed this complaint as not legally sufficient based on the Advocates recommendation.

Therefore it is:

ORDERED AND ADJUDGED that COMPLAINT C 15-10 is hereby concluded.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session on March 11, 2015.

MIAMI-DADE COUNTY COMMISSION ON ETHICS
& PUBLIC TRUST

By:



Nelson Bellido
Chair

Signed on this date: 3/11/2015