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MIAMI-DADE
COMMISSION ON ETHICS & PUBLIC TRUST

CLERK OF THE BOARD
2018 APR -2 PM 2:21
#1

In re:

C18-12-03

David Borrero

PUBLIC REPORT AND FINAL ORDER

Complainant Fausto Rodriguez (Rodriguez) filed this complaint against City of Sweetwater Commissioner David Borrero (Borrero).

Rodriguez alleged that Borrero engaged in a conflict of interest when he voted on a proposed City ordinance. At the February 5, 2018 City Commission meeting, Borrero proposed an ordinance which essentially adopted and made a part of the City's Code section 287.05712 of the Florida Statutes dealing with Public-Private Partnerships and Unsolicited Proposals.

Rodriguez' complaint goes on to allege that "if the company which employs Commissioner Borrero...*were to* submit an unsolicited proposal, that firm would have an unfair advantage."

The Ethics Commission agreed with the Advocate's recommendation that Borrero did not engage in a conflict of interest merely for proposing legislation that would allow any private entity from submitting an unsolicited proposal to the City. Complainant, in essence, filed a preemptive complaint, anticipating that Borrero *might* have a conflict, *if* and when his employer submitted an unsolicited proposal. A COE investigator confirmed with the City that, at present, Borrero's employer, T & G Constructors, has not submitted any unsolicited proposals to the City. Accordingly, at present Borrero has not engaged in any conflict of interest for merely proposing legislation that adopts Florida Statutes.

On March 14, 2018 the Ethics Commission accepted the Advocate's recommendation that the complaint was Not Legally Sufficient and dismissed it.

Wherefore it is:

ORDERED AND ADJUDGED that complaint C18-12-03 is hereby dismissed.

C18-12-03

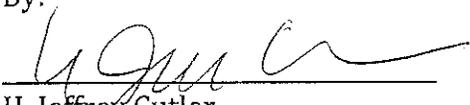
In re: David Borrero

Final Order

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session on this 14th day of March, 2018.

MIAMI-DADE COUNTY COMMISSION ON
ETHICS & PUBLIC TRUST

By:



H. Jeffrey Cutler

Chairman

Signed on : 03-21-2018

Cc: Complainants
Respondent

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MIAMI-DADE COUNTY, FLA.

C18-12-03

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Final Order