

MIAMI-DADE COUNTY COMMISSION ON ETHICS AND PUBLIC TRUST



In Re: Michael Smith, Richard Clements

C 20-46-11

And Kevin Millan

PUBLIC REPORT AND FINAL ORDER

Complainant Robert Mitchell (Mitchell) filed this complaint against City of Miami Beach Human Resources Director Michael Smith, Police Chief Richard Clements, and F.O.P. President Kevin Millan, claiming that the Respondents violated the County Ethics Code by engaging in unethical conduct when they allegedly manipulated results of the October 2018 police promotional exam.

Legal sufficiency exists where the complaint adequately alleges a violation of an ordinance within the jurisdiction of the Ethics Commission, committed by an individual within the authority of the Ethics Commission, based substantially on the personal knowledge of the Complainant and filed with the Ethics Commission within three years of the alleged violation.

This complaint addresses a personnel issue not within the jurisdiction of this Commission and more appropriately reviewed by another agency. Section 2-1067, Miami Dade Code; Section 2-256, Miami Beach Code


On February 10, 2021, the Ethics Commission dismissed the complaint for lack of legal sufficiency. Wherefore it is:

ORDERED AND ADJUDGED that COMPLAINT C20-46-11 against Respondents is hereby dismissed. The complaint and all documents on this matter will be forwarded to the Miami Beach Inspector General.

DONE AND ORDERED by the Miami-Dade County Commission on Ethics & Public Trust in public session at the virtual meeting held on February 10, 2021.

MIAMI-DADE COUNTY COMMISSION ON ETHICS & PUBLIC TRUST

By:



Nelson C. Bellido, Esq.
Chair

Signed: