



Miami-Dade Commission on Ethics & Public Trust

Report of Investigation

Investigator: Larry Lebowitz

Case: PI-17-01	Case Name: Carvil	<u>Date Open:</u> 1/5/2017	<u>Date Closed:</u> 3/6/18
Complainant(s): COE self-generated	Subject(s): Raymond Carvil, Tomas Regalado, Daniel Alfonso	CASE CLOSED	

Allegation(s):

Favoritism in Miami Police Department promotional practices. Former City Manager Daniel Alfonso was accused of promoting a former sergeant, Raymond Carvil, to the rank of Commander just prior to Carvil's retirement, boosting his pay and his final pension benefit. According to the anonymous complaint, Carvil was (now former) Mayor Tomas Regalado's driver at the time.

Relevant Law:

Miami Dade Conflict of Interest and Code of Ethics Ordinance, Sec. 2-11.1 (g) Exploitation of official position prohibited.

Investigation:

Interviews:

Consulted several sources of information, including the city contract with the Fraternal Order of Police and experts on civil-service rules and standard practices. Also discussed the past history of politically favored persons promoted to the title of police Commander.

While most of the rank-and-file positions at MPD are subject to union and civil-service promotional rules, the post of Commander has always served as a political outlier. Carvil is not the only ex-cop who was promoted while serving in close proximity to a current or former mayor or other elected officials.

Document(s) Reviewed:

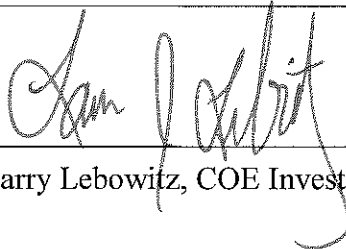
See originating case document, an anonymous letter containing a broad array of allegations, most of which were outside the jurisdiction of COE or otherwise insufficient to justify opening a preliminary inquiry. The Advocate specifically asked this investigator to only focus on the anonymous letter writer's complaints regarding the promotion of Carvil to Commander.

Document(s):

Blog and public message board clippings regarding Carvil. Shortly after retiring from the City, Carvil announced he was running for a City Council seat in Miami Gardens. He was eliminated in a four-way primary, finishing third with a little more than 10 percent of the vote.

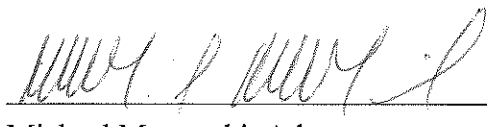
Conclusion:

After discussion with the Ethics Commission Advocate, it was determined that this matter would be closed with no further action. The position of Commander exists outside the traditional chain of command and testing processes. The City Manager at the time, Alfonso, (who has since retired from the City) had the discretion, as City Manager, to promote Carvil. The practice of promoting the Mayor's driver to Commander shortly before his retirement (resulting in increased retirement benefits) may appear to be unseemly and politically motivated but does not violate any portion of the Ethics Code.

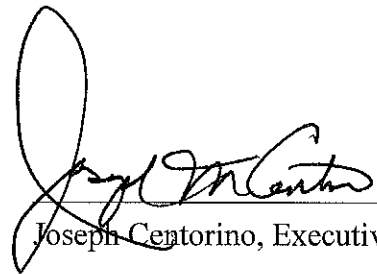
 3/6/18

Larry Lebowitz, COE Investigator

Approved by:

 3/6/18

Michael Murawski, Advocate

 3/6/18

Joseph Centorino, Executive Director