

STATE OF FLORIDA

OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 12-198

WHEREAS, the people of the State of Florida, by constitutional amendment, have declared that a public office is a public trust and the people have a right to secure and sustain that trust against abuse; and

WHEREAS, the Commission on Ethics of the State of Florida has been created to represent the people in assuring that public officers do not abuse trust placed in them; and

WHEREAS, Elmon Lee Garner, is at all times material hereto City Manager of the City of Chattahoochee, Florida, and as such was subject to the provisions of the Code of Ethics for Public Officers and Employees, Part III of Chapter 112, Florida Statutes, and within the jurisdiction of the State of Florida Commission on Ethics; and

WHEREAS, the Commission on Ethics concluded that Mr. Garner violated Section 112.3148(8), Florida Statutes, by failing to report the gift of two football tickets; and

WHEREAS, the Commission on Ethics concluded that Mr. Garner violated Section 112.3148(8), Florida Statutes, by failing to report the gift of dinner to Respondent and his wife at a Florida League of Cities annual conference; and

WHEREAS, the Governor accepts the findings, conclusions, and recommendations of the Commission on Ethics Final Order and Public Report dated August 1, 2012;

NOW THEREFORE, I, RICK SCOTT, Governor of Florida, in obedience to my constitutional duty to take care that the laws be faithfully executed, and pursuant to the Constitution and laws of the State of Florida, issue this Executive Order effective immediately finding that:

1. Elmon Lee Garner violated Section 112.3148(8), Florida Statutes, by failing to report the gift of two football tickets.

2. Elmon Lee Garner violated Section 112.3148(8), Florida Statutes, by failing to report the gift of dinner to Respondent and his wife at a Florida League of Cities annual conference.

3. A civil penalty in the amount of \$1,652.80 is hereby imposed against Mr. Garner which penalty shall be satisfied within thirty (30) days of the date of this order. Payment must be submitted with a written statement made under oath by Mr. Garner that the penalty was not paid with public funds and will not be reimbursed with public funds.

IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, this 23rd day of August, 2012.



[Handwritten Signature]
GOVERNOR

ATTEST:

[Handwritten Signature]
SECRETARY OF STATE

FILED
2012 AUG 23 AM 10:14
DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA