

**From:** Brian Kramer  
**Sent:** Thursday, April 14, 2016 9:07 AM  
**To:** Monica Signer  
**Subject:** Fwd: Video

Same as last

Sent from my iPad

Begin forwarded message:

From: Brian Kramer  
Date: March 14, 2016 at 4:08:59 PM EDT  
To: Michele Lieberman  
Subject: RE: Video

I am fine waiting for a while. Thanks.

From: Michele Lieberman [mailto:mliberman@alachuacounty.us]  
Sent: Monday, March 14, 2016 1:47 PM  
To: Brian Kramer  
Subject: RE: Video

Brian:

Katy Davis did call back while I was out of the office at the end of last week. I called her back today and got her voicemail. I left her a message again. It appears we are going to play phone tag for a little while.

Michele L. Lieberman\*

Alachua County Attorney

mliberman@alachuacounty.us  
12 NE 1st Street

Gainesville, FL 32601

352-374-5218

\* Board Certified in City, County and Local Government Law

PLEASE NOTE: Florida has a very broad public records law (F. S. 119). All e-mails to and from County Officials are kept as public records. Your e-mail communications, including your e-mail address, may be disclosed to the public and media at any time.

From: Brian Kramer [mailto:kramerb@SAO8.ORG]  
Sent: Friday, March 11, 2016 8:17 AM  
To: Michele Lieberman  
Subject: RE: Video

That sounds great, just let me know. I am waiting to see if I am going to be able to get this video before interviewing other people who attended this event. Thanks.

From: Michele Lieberman [mailto:mliberman@alachuacounty.us]  
Sent: Thursday, March 10, 2016 12:00 PM  
To: Brian Kramer  
Subject: Video

Brian:

Thank you for coming over to my office for the interviews. I was unable to reach Ms. Davis, but have left her a message. I will let you know if I hear back from her.

Michele L. Lieberman\*

Alachua County Attorney

mliberman@alachuacounty.us  
12 NE 1st Street

Gainesville, FL 32601

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**From:** Brian Kramer  
**Sent:** Thursday, April 14, 2016 9:07 AM  
**To:** Monica Signer  
**Subject:** Fwd: Investigation

Please print this to the file that ward Scott just made a pr request about. Thanks.

Sent from my iPad

Begin forwarded message:

**From:** Brian Kramer <kramerb@SAO8.ORG>  
**Date:** April 10, 2016 at 10:51:33 PM EDT  
**To:** Michele Lieberman <mliberman@alachuacounty.us>  
**Subject: Re: Investigation**

I have submitted my report to mr. Cervone. I will get you the status tomorrow. Bk

Sent from my iPad

On Apr 10, 2016, at 10:39 PM, Michele Lieberman <mliberman@alachuacounty.us> wrote:

Brian:

Could you provide me with a status of the investigation regarding the complaint against my clients. As I was not able to obtain the video, I am not sure where you are in the process.

Michele L. Lieberman\*  
Alachua County Attorney  
mliberman@alachuacounty.us  
12 NE 1<sup>st</sup> Street  
Gainesville, FL 32601  
352-374-5218

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**From:** Brian Kramer  
**Sent:** Thursday, April 14, 2016 9:13 AM  
**To:** Monica Signer  
**Subject:** Fwd: Cornell and the Sunshine Law, 3/11/16

Please make sue this too is in the file.

Sent from my iPad

Begin forwarded message:

**From:** Ward Scott <wardscottfiles@gmail.com>  
**Date:** March 21, 2016 at 3:41:15 PM EDT  
**To:** <Kramerb@sao8.org>  
**Subject:** Cornell and the Sunshine Law, 3/11/16

Brian:

This email dated March 11 is from Lee Pinkoson to Lee Niblock.

The email dated March 12 is from Cornell that attempts to start a conversation with Lee Pinkoson.

This conversation is a violation of the Sunshine law, as it appears to parties whom I have talked to who have seen it.

Lee Pinkoson would be willing to talk to you about this.

Ward Scott

LISTSERV 16.0 - KEN-CORNELL Archives

**From:** Brian Kramer  
**Sent:** Thursday, April 14, 2016 9:12 AM  
**To:** Monica Signer  
**Subject:** Fwd: Cornell and the Sunshine Law, 3/12/16

Please make sure this is already in the file

Sent from my iPad

Begin forwarded message:

**From:** Ward Scott <wardscottfiles@gmail.com>  
**Date:** March 21, 2016 at 3:48:09 PM EDT  
**To:** <Kramerb@sao8.org>  
**Subject:** Cornell and the Sunshine Law, 3/12/16

Brian:

I am told that the phrase in quotes "financial implications" in Cornell's email on 3/12/16 raised the red flag.

Ward Scott

LISTSERV 16.0 - KEN-CORNELL Archives

**LISTSERV 16.0 - KEN-CORNELL**  
**Archives**



**From:** Anne McKinley  
**Sent:** Thursday, March 17, 2016 10:43 AM  
**To:** 'tamararobbinsjm@cox.net'  
**Subject:** FW: Tamara Robbins

Per your request.

Have a good day,  
Anne

**From:** William Cervone  
**Sent:** Wednesday, March 16, 2016 2:15 PM  
**To:** Anne McKinley  
**Subject:** RE: Tamara Robbins

No, we are not finished yet because we are waiting on some videos of the meeting that are being duplicated for us and that we need to review. I hope to have it concluded by the end of the month but cannot guarantee that.

**From:** Anne McKinley  
**Sent:** Wednesday, March 16, 2016 1:30 PM  
**To:** William Cervone  
**Subject:** Tamara Robbins

Ms. Robbins called to see if you had made a decision regarding the Sunshine Law Violation Complaint made by Ward Scott recently...

352-339-5386

## Wanda Joiner

---

**From:** Brian Kramer  
**Sent:** Tuesday, March 01, 2016 9:52 AM  
**To:** Wanda Joiner  
**Subject:** FW: 01-SAI-2016-3130

Please set up meetings with the commissioners, and please obtain DAVID information on each of these people and enter them into STAC. Thanks.

---

**From:** Michele Lieberman [<mailto:mlieberman@alachuacounty.us>]  
**Sent:** Monday, February 29, 2016 3:26 PM  
**To:** Brian Kramer  
**Cc:** Latoya T. Gainey  
**Subject:** 01-SAI-2016-3130

Brian:

I have spoken with both Commissioner Cornell and Commissioner Hutchinson regarding interviewing them individually at the board offices. I have copied Latoya on this email. She will be your contact person for setting the appointments and will coordinate with my office so that I can be in attendance with the commissioners. We will go ahead and utilize my conference room for privacy.

Additionally, I am including the names of six individuals and their contact information that I have gathered from the commissioners, and who I understand were present, to assist you in the investigation.

Marihelen Wheeler, 352-341-6356 (home); 352-339-1113 (mobile)  
Judy Etzler, 352-591-2004  
Katie Davis, 352-234-9427  
Jim Dick, 904-864-7063  
Frank Morey, 352-256-2372  
Karen Chadwick, 386-983-1256

Please let me know if I can be of further assistance.

Michele L. Lieberman\*  
Alachua County Attorney  
[mlieberman@alachuacounty.us](mailto:mlieberman@alachuacounty.us)  
12 NE 1<sup>st</sup> Street  
Gainesville, FL 32601  
352-374-5218

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## William Cervone

---

**From:** Michele Lieberman <mliberman@alachuacounty.us>  
**Sent:** Saturday, February 13, 2016 7:38 AM  
**To:** William Cervone  
**Subject:** Re: Sunshine allegation

Bill:

Please let me know if there is any assistance I can provide in your investigation.

Sent from my iPhone

On Feb 12, 2016, at 3:18 PM, William Cervone <[cervonew@SAO8.ORG](mailto:cervonew@SAO8.ORG)> wrote:

Commissioner Hutchinson, at this point all I can tell you is that we did receive such a complaint from Ward Scott some time yesterday and that, as I am sure everyone should understand, have not had time to do anything about it. We will look into it as expeditiously as possible, including contacting all persons with relevant knowledge and advising you as to what is happening as that is appropriate.

---

**From:** Robert Hutchinson [<mailto:hutch@alachuacounty.us>]  
**Sent:** Thursday, February 11, 2016 7:27 AM  
**To:** William Cervone  
**Cc:** Michele Lieberman  
**Subject:** Sunshine allegation

To: Bill Cervone, State Attorney

Copy: Michelle Lieberman, County Attorney

Subj: Complaint re: Sunshine Law

My understanding from a media report is that I have been or will be accused of violating the open meetings portion of the Sunshine Law. I did not knowingly or inadvertently violate the law.

The facts are that I was invited to a neighborhood potluck at the home of John Chambers to begin at 3 pm on Saturday, February 6, 2016. I was told by my inviter Ms. Katy Davis that other attendees would be the neighbors affected by a recent annexation of Plum Creek lands into Hawthorne. When she said that other commissioners had also been invited, I informed her that none of the elected officials would be able to interact or react to speeches, and she said that she had talked with the County Attorney about this. I suggested that she consider staggering our appearances, and she said there was no need as it was just a social event.

I arrived along with my wife about 3:15 pm. There was a Q&A session going on concerning eminent domain issues with a guest who was an attorney. Around 3:45, Commissioner Ken Cornell and his wife entered the party. At one point, somebody asked Angela Cornell a real estate question, which she briefly answered to the group. At no time did Comm. Cornell and myself talk, nor did he address the group.

Around 4 pm, Katy Davis asked me to explain the sector plan process and she handed me a map. I talked and answered perhaps a dozen questions relating to the Envision Alachua process and an

alternative proposal that had been published by the Sun and distributed online the previous week. At one point, I suggested that I should leave so that Comm. Cornell could speak to them, and was informed that he had left some time earlier. I never saw or heard from Ken during my Q&A session.

I left the party a little after 5pm and talked with a couple of people in the yard before driving away. There was one or more video cameras present during the meeting, but I don't know whose they are or what they recorded.

I was acutely aware of avoiding a Sunshine problem, as was apparently Comm. Cornell. I don't know everything that is being said in the news or social media, but with an upcoming vote on a topic of considerable public interest and controversy, I have been extremely cautious of Sunshine issues as have all the commissioners. I view any accusations as unfounded, but with the intent to inject additional controversy into an already complicated community discussion.

I'm happy to meet with you at any time to answer any questions you may have. I encourage you to move expeditiously as the County Commission has scheduled votes on Envision Alachua issues as early as February 18th. Thank you.

Robert "Hutch" Hutchinson  
Alachua County Commissioner  
(352) 264-6900 [ofc]  
(352) 256-6043 [cell]  
[Hutch@AlachuaCounty.us](mailto:Hutch@AlachuaCounty.us)

Sent from my iPhone

**William Cervone**

---

**From:** Anne McKinley  
**Sent:** Friday, February 12, 2016 11:40 AM  
**To:** William Cervone  
**Cc:** Darry D. Lloyd  
**Subject:** Call from Katy Davis - re: Sunshine Law Violation complaint

Received a call today from Katy Davis. She also called yesterday and I left a message for you...

Today she is asking for a copy of the Complaint. She said her name has been mentioned on facebook regarding this and she feels she deserves a copy.

I told her I would give the message to you. She said, I don't really need to speak to him, I just want a copy. I told her that I was not sure what, if anything, was available to the public at this time and would have to let you answer that question.

Her number is 352-234-9427

She also mentioned a couple of other things she thinks should be looked into regarding some different matters...

I am also copying this message to Darry in case you would like him to contact her

*2-12-16 px returned -  
left voicemail that there  
are no PR documents at  
this time and that she  
would be contacted when  
appropriate*

2/11/16

RE: Ward Scott – Sunshine Law Violation

I got a call today from Diane Vogel. Just before she went to bed last night, she caught a bit of the news about the Sunshine Law Violation allegation... She was mentioned, and it showed a picture of a cake that she had made (she got tickled about that!)

Anyway, she said this was no violation of the Sunshine Law... When the 'meeting' was organized, someone even mentioned that two Commissioners cannot be there at the same time. Because they were aware of that, they scheduled the two Commissioners at different times. They also had someone there from DOT to speak. Cornell showed up, Hutchinson still had not had his chance to speak. When Cornell saw Hutchinson was still there – he left.

She said it was nothing more than that, and if you need a statement from her about anything regarding that meeting, she will be happy to provide that. I think she may have even said she was one of the organizers of the meeting.

Home: 352-481-3570

Cell: 352-665-1038

2/11/16

Re: Ward Scott – Sunshine Law Violation

Received a call during lunch – saved on voice mail...

From a lady named Katy Davis... Says no way the “pot luck” she attended in any way involved any law violation.

She will be happy to talk you about it, or assist in any way.

Phone: 352-234-9427



JEANNE M. SINGER  
CHIEF ASSISTANT STATE ATTORNEY

120 WEST UNIVERSITY AVENUE  
GAINESVILLE, FLORIDA 32601

BRIAN S. KRAMER  
EXECUTIVE DIRECTOR

**WILLIAM P. CERVONE**  
**STATE ATTORNEY**  
EIGHTH JUDICIAL CIRCUIT OF FLORIDA  
SERVING  
ALACHUA, BAKER, BRADFORD, GILCHRIST, LEVY  
AND UNION COUNTIES

TELEPHONE (352) 374 - 3670

PLEASE REPLY TO:

April 7, 2016

Ward Scott  
13712 N.W. 109th Lane  
Alachua, FL 32615

RE: Sunshine Law Complaint

Dear Mr. Scott,

Several weeks ago you presented to my office a complaint alleging that County Commissioners Robert Hutchinson and Kenneth Cornell violated the Sunshine Law by their attendance at a party or social event that was advertised and open to the public. That event involved informational presentations and discussions of several matters that are or could reasonably be expected to come before the County Commission. My office has now concluded its investigation into your complaint and I am writing to advise you as to our conclusions.

In summary, there is no question about both Commissioners Hutchinson and Cornell being in attendance at the event during overlapping times. There is, however, no evidence suggesting much less proving that either spoke to the other about anything, either privately or in some sort of public dialog with others in attendance, other than briefly acknowledging each other's presence. I do not believe that the Sunshine Law prohibits individual commissioners from attending the same event so long as there is no discussion between them about public business. That said, there is no violation in what occurred.

I am therefore closing this matter without action. By copy of this letter to County Attorney Michelle Lieberman I am advising her, and through her Commissioners Hutchinson and Cornell, of our conclusions. If you would like to discuss this in more detail you are welcome to call. Otherwise, I appreciate your interest in good government and lawful process as well as the opportunity to have reviewed and addressed this particular situation.

Sincerely,

A handwritten signature in black ink, appearing to read "W. Cervone", written over the word "Sincerely,".

William P. Cervone  
State Attorney  
wpc/

cc: Michelle Lieberman, Alachua County Attorney





JEANNE M. SINGER  
CHIEF ASSISTANT STATE ATTORNEY

120 WEST UNIVERSITY AVENUE  
GAINESVILLE, FLORIDA 32601

TELEPHONE (352) 374 - 3670

BRIAN S. KRAMER  
EXECUTIVE DIRECTOR

**WILLIAM P. CERVONE**  
**STATE ATTORNEY**

EIGHTH JUDICIAL CIRCUIT OF FLORIDA  
SERVING  
ALACHUA, BAKER, BRADFORD, GILCHRIST, LEVY  
AND UNION COUNTIES

PLEASE REPLY TO:

To: William P. Cervone, State Attorney  
From: Brian S. Kramer, Executive Director / Assistant State Attorney **BK**  
CC: SA Investigation 01-2016-SAI-3130  
Date: April 6, 2016  
Re: Alleged "Sunshine Law" violation by Commission Robert Hutchinson and/or  
Commissioner Kenneth Cornell

On February 15, 2015, you assigned the above matter to me to conduct an investigation of an allegation by Ward Scott that Alachua County Commissioners Robert Hutchinson and Kenneth Cornell violated Florida Statute 286.011(3)(b). This memorandum will document that investigation, describe the available testimony and evidence that proves, disproves, or fails to prove or disprove, that such violation did or did not occur.

Along with this assignment, you provided several documents. These documents are recorded and stored within the document imaging system. Included therein are complaint intake notes taken by ASA Lepianka of her interview with Ward Scott, documents that appear to have been provided by Mr. Scott, and an email response that purports to be from Commissioner Hutchinson. I have reviewed all of the documents that you provided with the complaint.

On February 16, I prepared letters requesting that the complainant, Commissioner Hutchinson, and Commissioner Cornell appear for testimony in this matter. Copies of the letters are submitted to document imaging.

Between February 17 and March 1, I communicated by phone and by email with Michele Lieberman, County Attorney regarding setting up interviews with both Commissioner Cornell and Commissioner Hutchinson. The emails are saved to the file.

On Thursday, March 2, 2016, I met with and took sworn testimony from Ward Scott, complainant. Mr. Scott provided additional documentation that indicated that all, or some portion, of the events in question may have been video recorded. Mr. Scott did not have information that would have led me to believe that there is an eyewitness to the alleged "Sunshine Law" violation that he is aware of beyond the persons at the event that I knew of. He did not provide the name of any person that could attest to having witnessed a violation. He certainly contends that the conduct of the commissioners as I currently understand it is a violation of the Sunshine Law. Mr. Scott and I discussed at some length what actions by commissioners are permissible and what actions are a violation of the Sunshine Law. Mr.

Scott's interpretation of the law tends to be stricter than what my review of case law has determined to be accurate.

Mr. Scott's concerns struck me as genuine. He was honest and forthcoming in all matters. While he did not directly witness any of the events in question with regard to the matters that he did testify to, I find him credible. While Mr. Scott was clear that he is politically opposed to the positions of both Commissioners Cornell and Hutchison in a variety of matters, I did not find that this was his motivation for bringing forth this complaint. He is genuinely concerned that events such as this one degrade the public's faith in the commission and the political process. He took my comments on what conduct actually does violate the Sunshine Law under advisement. Mr. Scott's testimony was not recorded, as is my normal practice.

I received additional emails from Ward Scott on March 7<sup>th</sup>, 2016 and March 10<sup>th</sup>, 2016. Both emails, along with my reply are saved to the file.

On March 10, 2016 at approximately 8:45 a.m., I took sworn testimony of Commissioner Ken Cornell. County Attorney Michelle Lieberman was present during the testimony. My notes of the testimony are saved to the file. Testimony was given voluntarily and without a subpoena. No immunity was given or requested. I found Commissioner Cornell to be forthcoming and honest in his answers. He offered relevant information without prompting. His testimony was consistent with the other evidence and testimony in the case. I conclude his testimony was credible. Commissioner Cornell's testimony was not recorded, as is my normal practice. I do not normally record any sworn investigative statement unless there is a legal reason to do so.

In summary, Commissioner Cornell testified that he became aware of this event from an invitation from Katy Davis. He did not recall if it was email, text, in person, or some combination. He recalled that he had heard about this event more than once. He had a dinner appointment later that day, and his wife was accompanying him. He recalled that he arrived after the event had started, and that he had to depart the event at 4:15 p.m. to make it to dinner. He stated that as he arrived, he saw that Commissioner Hutchinson was already present. A presentation / question and answer session was already underway when he arrived. He did not speak to Commissioner Hutchinson at all during the event. He stated that he believed that Commissioner Hutchinson saw him and may have acknowledged his presence. He stood on the opposite side of the room from Commissioner Hutchinson. He spoke to other people at the event; however, Ken Davis was giving a presentation, and it was not appropriate to have extensive conversation at this time. He recalls at some point Commissioner Hutchinson was asked to speak. He left shortly after Commissioner Hutchinson began to speak. He did not make any public statements during the event. He made it to his dinner appointment on time. Commissioner Cornell believes that someone at this event was videotaping the event, and requested that the S.A.O. make every reasonable effort to obtain the video of the event. He offered any assistance that he could give to determine if such a video exists. He believes that the video, if it exists, will support his testimony.

Commissioner Cornell testified to his understanding of the Sunshine Law. His understanding is consistent with statutory and case law. Commissioner Cornell testified that he

has received counsel and training from the County Attorney's office. He stated that he is aware of the law and follows it scrupulously. Additionally, Commissioner Cornell testified that he and many of the other commissioners are very active in attending political, social, and community events throughout Alachua County. He stated that being at events with other commissioners is very common, and there has never been an issue raised that he, or to his knowledge, any other commissioner has violated the Sunshine law at any other event.

On March 10, 2016 at approximately 11:00 a.m., I took sworn testimony of Commissioner Robert Hutchinson. County Attorney Michelle Lieberman was present during the testimony. My notes of the testimony are saved to the file. Testimony was given voluntarily and without a subpoena. No immunity was given or requested. I found Commissioner Hutchinson to be forthcoming and honest in his answers. He offered relevant information without prompting. His testimony was consistent with the other evidence and testimony in the case. I conclude his testimony was credible. Commissioner Hutchinson's testimony was not recorded, as is my normal practice.

Commissioner Hutchinson recalled that he may have received a text or email regarding this event, but he was certain that he had been invited in person to the event by Katy Davis. He indicated that he did not think that he would be speaking at this event. He expected that the constituents at this event would be "hostile" to him due to the positions he has taken previously regarding other related matters. Commissioner Hutchinson stated that he tries to attend events such as this even when he feels the crowd may not be with him because he feels it is duty to hear all sides of an issue. His initial impression was that this would be a somewhat social event; however, when he arrived, it was more political and less social than he expected. Commissioner Hutchinson was certain that there was a video camera in the room when people were speaking. He provided additional information regarding acquiring that video.

After Commissioner Hutchinson was at the event for some period of time, he recalls seeing Commissioner Cornell at the event. He did not speak to him. He recalls that Commissioner Cornell was on the opposite side of the room and out of his hearing. He also recalls that Commissioner Cornell arrived as Ken Davis was addressing the eminent domain issues related to the expansion of I-75. Later, Commissioner Hutchinson was asked to address the "sector plan" for the audience. He recalls that he spoke about this for about 45 minutes. At this point, he said that he was told that Commissioner Cornell was no longer at the residence. He finished speaking, said his good-byes and left for a dinner engagement. Commissioner Hutchinson testified that he did not ever speak to Commissioner Cornell at this event, nor did he hear Commissioner Cornell speaking to anyone.

Commissioner Hutchinson stated that he has been involved in politics for many years and has been very much aware of the requirements of the Sunshine law. He stated that he has received counselling and training in this law. He was able to give complex examples of the use of the law, how meetings must be noticed, and cross-noticed, and was able to accurately state the requirements and restrictions that the law poses on the commissioners in multiple practical circumstances. I strongly suspect that his practical knowledge of this law well exceeds my own. With regard to the event in question, Commissioner Hutchinson was acutely aware of the application of the law to this situation. He pointed to several facts that he considered when this

event was brought to his attention. This was a private residence. Other commissioners were known to have been invited and their names appeared on publicly posted invitations to the event. The event was sponsored by a group that had a particular interest in a matter that was soon to come before the commission. He listed other factors that raise concern as well including that he was widely considered a "swing vote" on the "Plum Creek" issue, and that a Sunshine Law violation could invalidate the commission's action. Against this backdrop, he states that he was very careful not to violate the Sunshine Law at this event. He also reiterated that he does not believe he has ever, nor would he ever, violate the Sunshine Law intentionally or otherwise, at this event or any other, past or future. Commission Hutchinson expressed that his is a proponent of the Sunshine Law and of the Public Records laws. I found his testimony to genuine and compelling.

I informed both Commissioner Hutchinson and Cornell that I would like to determine if I can view this video before proceeding further with testimony of other individuals who were in attendance at this event. This matter will show as pending my effort to obtain the video.

As of April 5, 2016, there has been no further response from the County Attorney regarding acquiring this video. At this point, there is no other investigation that can be done without our issuing a subpoena. The standard to issue a Chapter 27 investigative subpoena is that the State of Florida has reasonable grounds to believe that the person to whom the subpoena is directed has relevant information concerning the commission of an offense. Therefore, before I can issue a subpoena to the persons who were present at this event, I must have some reasonable grounds to believe that there has been a crime committed. Here, I cannot find any reasonable ground to believe that a crime has been committed.

First, there is nothing about this event that differentiates it from the many events that the various commissioners attend. This type of event is commonplace. There is often more than one commissioner present at such events. There is nothing about the nature of this event that leads me to conclude that criminal activity was, in any way, more likely to occur than at any other such event.

Second, while I believed Mr. Scott and found him genuine in his concern, he did not witness a violation of the Sunshine Law, nor could he identify any person that could testify to a violation. The documentary information that he provided does not establish a crime. Therefore, while very informative, his testimony does not rise to the level of reasonable grounds to believe that a crime has been committed.

Third, most criminal acts are done in secret. This is even true with the Sunshine Law. In fact, it is my experience that normally when this law is violated, it is the secretive nature of the act that causes the violation. This circumstance belies this norm. Here, this is an open party; this party has been publicly advertised. There is no reason for any person in attendance to believe that there is a confidence between the attendees of the party. To the contrary, anyone at this event would reasonably assume that his or her conduct is being observed by both friend and foe. And, while I have not seen it, there is very likely a video of this event in existence. The likelihood that commissioner would be caught violating the Sunshine Law would be very high if

a violation were to have occurred in this setting. Therefore, this setting is a highly unlikely choice for a well-informed commissioner to choose to violate the Sunshine Law.

Finally, I can find no motive for either Commissioner to violate the sunshine laws. Both made it very clear that they are well aware of the law and make every effort to abide it. Generally, when any person intentionally violates the law, he or she does so for some type of gain: personal, financial, or emotional. In this instance, I can find no gain for either commissioner by intentionally violating the Sunshine Law in this case. I can certainly discern significant adverse consequences for such a violation.

Based upon my investigation to this point, I have determined that the facts of this matter do not constitute a criminal offense, and that my investigation has determined that the Commissioners did not commit the crime as alleged by the complaint. Further, it is my opinion that the Office of the State Attorney cannot issue a legally valid subpoena in this matter without some proof that a crime has occurred. I recommend that you close this matter, No Information, Code 3B and 1D<sup>1</sup>.

---

<sup>1</sup> 1d: facts do not constitute a criminal offense. 3b: state attorney review determined this individual did not commit the crime(s) as alleged.

①

3/10/2016

SWORN

BSK

MCCRELLIE LIEBELMAN

Commissioner Hutchinson

- County DEP HAS INSTRUCTED W ON SUNSHINE LAW VIOLATIONS.
- BEEN INVOLVED 35 yrs. No w/it. VIOLATION of SSCAW. Go out of own way NOT TO TALK @ PUBLIC EVENTS OR PRIVATELY.
- INVITED BY KATY DAVIS. MAY BE EMAIL OR TEXT BUT ALSO INVITED IN PERSON.
- ASK IF MAKING PRESENTATION → NO JUST TO MEET PEOPLE @ ANNER DECISION @ THE AREA AFFECTED. THOUGHT THIS WOULD BE A HOSTILE AUDIENCE.
- W HAS RULE TO GO TO ALL EVENTS HE CAN EVEN IF THEY ARE "AGAINST" HIM.
- SAME FOLKS WERE @ THE STAND BY YOUR PLAN.
- W EXPLAINS WHY FB MESSAGES WE NOT ALL POSITIVE.

(2)

- WHEN COMES IN PRE-INTERVIEW BY KATE DAVIS IS ON-GOING. EXPLAINING CONDEMNATION LAW.
- LESS SOCIAL THAN W WAS LED TO BELIEVE.
- DID (A) 20-30 MINUTES.
- AT SOME POINT COMM. CORWELL CAME IN.
- DIDN'T SPEAK TO HIM; MAY HAVE ACKNOWLEDGED.
- KATE DAVIS ASKED W TO EXPLAIN "SECTOR PLAN"
- U
- SAW A VIDEO CAMERA - RUNNING.
- MADE ARRANGEMENT TO GET VIDEO FROM KATE DAVIS.
- SOMEONE OTHER THAN KATE DID THE VIDEO TAPING.

③

- MAY HAVE SPOKE (A) 3:45 → 4:45
- MAY AN APPT (A) 5
- ONLY SAW COMM. CORNER
- W SAYS "WHY DON'T I LEAVE NOW SO KEN CAN SPEAK"
- SOMEONE SAYS HE IS GONE FOR A WHILE.
- LEAVE AROUND 5, STAKE TO SOME FOLKS → LEFT.
- W WAS AWARE OF SS VIOLATION RISK BECAUSE IT COULD CREATE A PROB W/ VOTE. W WAS LARGELY PERCEIVED AS "SUCKER" VOTE AT THE TIME & TURNED OUT TO BE VERY CAUTIOUS NOT TO VIOLATE (A) THIS MEETING.



①

SWORN  
BSK  
ATTY: MICHELLE LIEBERMAN  
3/10/2016

KENNETH CORNELL, COMMISSIONER

- KATY DAVIS CALLED + INFORMED - JUST A CONSTITUENT + SUPPORTER.
- DAD IS EX DOT ATTY. NEIGHBOR HOOD POT LUCK + DAD TO SPEAK ON EMINENT DOMAIN. WANTED W TO HEAR IT.
- INTERESTED.
- WIFE + W ATTENDED. HAD A DINNER APT + GOT THERE LATE HAD TO LEAVE EARLY.
- GOT THERE @ 3:30<sup>PM</sup> HAD 4:30 DINNER
- LEFT @ 4:15 THERE @ 45 min.
- BTRW. DT + HEATHOLE
- KATY, JOY ETZLER, LARA WILGONS, TRACY MARINELLO, JIM DICK, MARY HELEN WHEELER, JEFF CHAMBERS

②

- WALK IN + HUTCH (1) TO (2)
- WENT PASSED + GO TO KITCHEN.
- ~~HE WAS~~ DIDN'T SPEAK TO HIM.
- OPPOSITE SIDE ROOM.
- JOHN IS ANSWERING QUESTION
- FOOD IN KITCHEN.
- LISTENING TO HIM.
- AFTER CHAMBERS STOPPED, HUTCHINSON DOES Q+A. HE IS TALKING (A) ~~IN~~ TACHAULE PLAN.
- W LEAVES DURING HUTCHINSONS Q+A.
- SOMEONE MAY HAVE ASKED TO HAVE W SPEAK BUT HE WAS GONE.
- LEAVE.
- NO PUBLIC STATEMENTS, NO SPEAKING w/ HUTCHINSON.

3

- BELIEVES THERE WAS A VIDEO  
+ AUDIO OF MTG.

- MAY HAVE BEEN LARIE WIGGINS. W  
SUGGESTS CONTACTING HER.

- W TRAINING ON SUNSHINE:

- CAN'T COMMUNICATE OUTSIDE OF "SUNSHINE"
- 1<sup>ST</sup> ONE THERE HAS THE FLOOR.
- NUMBER OF TIMES THIS HAS HAPPENED.
- SEES THEM AT EVENTS @ LEAST WEEKLY.
- FOLLOWS THE RULES @ ALL OF THESE EVENTS.
- LISTS MANY EVENTS.
- EVENTS ARE ON W'S FACEBOOK PAGE.
- MLK DINNER.
- 
- NOTHING SPECIAL @ THIS EVENT IN THIS  
EVENT;

DARRIS  
FRIEND

SOMEONE @ MTG OF PLUMCREEK <sup>CLAIMED</sup> ~~HAD~~  
THAT THEY HAD PICTURES OF LIQUE PLATES  
AT R MEETING IN QUESTION

4

### Why THIS MEETING:

1. EASY TARGET
2. ONLY ONES IN ATTENDANCE WOULD BE ANTI-PLUM CREEK. NO PLUM SUPPORTERS.
3. ~~XXXXXXXXXX~~ ~~XXXX~~ ~~XXXX~~ ~~XXXXXXXXXX~~ ~~XX~~

Happy Friday Ward-

I will have another email to you this afternoon with more info on the letter going around UF. Thank you for looking into this.

On WHO IS PLUM CREEK —

Additional comments on Scott Camil's post. Notable comments include:

Tracy Marinello

Kayla Susan Sosnow Once again Hutch is the decideing vote. 2 are against PC and are protecting the people and environment. Pinkoson is not. Chestnut might sway our way but Hutch should clearly vote for us. He is the only 3rd vote we need. He did not vote in favor of the people in the last vote to allow Hawthorne Annexation. He fed Hawthorne to the wolves in favor of playing Chess with the Corporation. As if he thinks he can out deal them. He told me he was a chess champ in college... OK he is playing games with our lives.. I met with him in person. His plans and chess moves are what is at stake for him

Like · 5 · February 23 at 12:31am

Kayla Susan Sosnow

I spoke with him too. I asked him, straight up, how he could come to a meeting of 30 local people from the affected area, act as if he's on our side, then possibly vote against them. He told me he doesn't know why people are worried that he's going to vote for transmittal. He said as the chair, it is his JOB to remain impartial and not influence the other commissioners. Moreover, if he stated his position, no one would have reason to come speak to him. I told him that would save people time! He said he believes in not making a decision until he's heard everyone's voices. He thinks that's fairness and democracy.

Like · 2 · February 23 at 12:56am



**Scott Camil**

February 22 at 6:06pm

Any commissioner who votes to transmit, has not been listening to the citizens. It has been a hardship for many of those rural citizens, some of whom are older, to come, wait hours to speak, some coming to the microphone with cramps or having trouble speaking because it is past their bed time. They outnumbered the special interests by more than 3 to 1. A vote to transmit is telling these citizens that special interests are more important than they are.

This application has nothing to do with Tacachale. Those who are trying to link these 2 issues are looking for a way to approve Plum Creek's application without looking like they are selling us out. Vote to deny and then work on other ideas.

Like

Share

39



**James Dick** And think of all the others who were there speaking out, eloquently as well. Professors, teachers, doctors, people from all walks of life. Contrast that to lobbyists and organizations that will make lots of money at the expense of a Comprehensive Plan ... See More

Like · 15 · February 22 at 7:18pm · Edited



**Carol Gordon** Perfectly stated, Scott.

Like · 5 · February 22 at 6:59pm



**Katy Davis** Any Commissioner that so defies the needs and wishes of their constituency will be re-elected over my dead body. There will not be one voter overlooked to this end

Like · 2 · February 22 at 8:16pm



**Scott Camil** What is really good for the community is to vote NO, not to by into PC's propaganda. Didn't you hear those speakers who told about PC's national reputation and how they really treat communities? This is really BS. Vote NO.

Like · 8 · February 22 at 9:45pm



**Katy Davis** Hey! That's what I said. LOL

Like · February 23 at 11:01am



**Jeff Sterling** I stand with Scott.

Like · 6 · February 22 at 10:46pm



**Susan Marynowski** I see the two proposals as intimately linked. Because PC has raised the issue of jobs for East Gainesville and made it a centerpiece of their campaign to manufacture consent, why not take that groundswell of support and turn it to do something really good for our community?

Like · 2 · February 22 at 10:51pm



**Jeff Sterling** Yeah when you get a Dollar General next door you'd be satisfied. Right? Oh and you can shop at your local strip mall. They can't guarantee you job quality.

Like · 2 · February 22 at 11:02pm



**Susan Marynowski** I don't want any of this development next to me. I want it in East Gainesville.

Like · 4 · February 22 at 11:45pm



**Katy Davis** Let's ask the citizen residents of the Eastside if the growth and development they want and need is more retail and the relatively few Minimum Wage jobs that go with that.

Like · 1 · 1 hr · Edited



**Jeff Sterling** The old Sunland Training Center on Waldo road, Taco Charlie as we used to call it was a home for the mentally disabled. That this property could be linked in any way to accepting Plum Creek's proposal is a real insult to my intelligence.

Like · 3 · February 22 at 10:57pm



**Kayla Susan Sosnow** Everyone I've heard who supports Tabachate Town says any chance for it to succeed requires the Commissioner's to REJECT transmittal of the Plum Creek sector plan.

If Plum Creek's sector plan is rejected, PCAW may be more inclined to come to the table to discuss alternative land swaps, development rights, etc.

If, on the other hand, Plum Creek's plan is finally approved, it removes the county's leverage to make an alternative deal.

Like · 9 · February 22 at 11:14pm



**Jeff Sterling** I'm with you on that.

Like · 4 · February 22 at 11:21pm



**Tracy Marinello** For many of us in and around "ground zero" where this would dramatically change our lives, this entire process is long, extremely upsetting and costly. Many have lost money missing work, spent money on fuel and lost time with family. This has been going on in the County and in the City of Hawthorne. Many have been through family and friend stress issues because of this long process.

I have lost count of how many meetings I have been to, at least 5 in Hawthorne and now about 10 in Gainesville. I am angry and stressed about the future for my children and grandchildren. I am angry that paid consultants of Plum Creek get away with the deception that is dividing our community and preying on the trust of honest God loving people. Sorry to inform you folks, the devil comes dressed in a three piece suit with a slick smile.

I am sad to know that one of our County Commissioners that many people thought would be on the side of rural folks and the environment has so far treated this issue as a chess match. People are shocked to hear he has voted in favor of this plan for the Hawthorne Takeover. He needs to vote with the voice of the majority and his staff.

I am sad for another County Commissioner that has a heart and feels our pain but is torn because many of his friends and family have been deceived by the elaborate marketing plan. He needs to vote with the voice of the majority and his staff.

Like · 10 · February 22 at 11:32pm · Edited



Tracy Marinello They say PC now WeyerHaeuser is not going away , they will be back and are worried about thier future votes. So why fold your hand early?

Like · 4 · February 22 at 11:39pm



Memree Stuart Has the video of the second hearing been pushed? I would like to listen to it.

Like · 3 · February 22 at 11:43pm



Tracy Marinello I've only seen bits that Lori posted I don't know of a link to the entire hearing

Like · February 22 at 11:49pm



Scott Camil [http://alachua.granicus.com/MediaPlayer.php?view\\_id=8...](http://alachua.granicus.com/MediaPlayer.php?view_id=8...)

### Special Commission Meeting re: Plum Creek, Part 2 - Feb 18th, 2016

Live and Recorded Public meetings of Special Commission Meeting re: Plum Creek, Part 2 for County of Alachua.

ALACHUA.GRANICUS.COM

Like · 3 · February 23 at 12:11am



Memree Stuart Thanks.

Like · February 23 at 8:08am



Memree Stuart Oh good. I see another long night of listening ahead.

Like · 1 · February 23 at 8:09am



Susan Marynowald Perhaps I should clarify...I do not favor this development and I believe that we should adhere to our Comp Plan. I also live at "ground zero." The Tacahate plan adheres to our Comp Plan and it offers a way for a lot of people to come together for the kind of development we actually WANT. In other words, I am working for a positive final outcome that is agreeable to all members of our community. That's what I want.

Like · 5 · February 22 at 11:56pm · Edited



Tracy Marinello Thank you Susan 😊 it can only start with a No vote!

Like · 3 · February 22 at 11:47pm



Susan Marynowald I think it is important for everyone to realize that there are TWO votes in this process. There is "transmittal" to the state for review (which means nothing, since the state has no teeth), and then several months later there is a final vote before the County Commission.

Like · 3 · February 22 at 11:49pm

^ Hds 16 Replies



Tracy Marinello But the county needs to show TEETH to not even send it!

Like · 2 · February 22 at 11:50pm



Tracy Marinello OurComp plan is a County Plan not a State plan

Like · 1 · February 22 at 11:51pm



Tracy Marinello That last thing we need is the State to step into a County issue

Like · 3 · February 22 at 11:52pm



Tracy Marinello Lets talk about standing up for Home Rule

Like · 2 · February 22 at 11:54pm · Edited



Tracy Marinello it's just so easy for Hutch to say No. He likes to hold the cards... encourage him to hang on to them...


Like · 1 · February 22 at 11:57pm



Tracy Marinello ❤️


Like · 1 · February 23 at 12:00am




 **Keyla Susan Sosnow** Susan, do you think the fact that there are two votes changes the strategy? Do you agree the county commission has to vote no to transmittal?


Like ·  1 · February 23 at 12:13am

 **Susan Marynowald** I don't know.


Like ·  1 · February 23 at 12:14am

 **Tom Ward** the state will likely come back with glowing praise of the otum creek plan given the current politics in tallahassee. that would make it much harder for the commissioners to reject the plan. so yes, i think it is very important that the commission follows the expertise of their staff & the will of the people of this county.


Like ·  8 · February 23 at 12:27am

 **Tracy Marinello** Kayla Susan Sosnow Once again Hutch is the deciding vote. 2 are against PC and are protecting the people and environment. Pinkson is not. Chesnut might sway our way but Hutch should clearly vote for us. He is the only 3rd vote we need. He did not vote in favor of the people in the last vote to allow Hawthorne Annexation. He led Hawthorne to the wolves in favor of playing Chess with the Corporation. As if he thinks he can out deal them. He told me he was a chess champ in college... OK he is playing games with our lives.. I met with him in person. His plans and chess moves are what is at stake for him.


Like ·  5 · February 23 at 12:31am

 **Keyla Susan Sosnow** I spoke with him too. I asked him, straight up, how he could come to a meeting of 30 local people from the affected area, act as if he's on our side, then possibly vote against them. He told me he doesn't know why people are worried that he's going to vote for transmittal. He said as the chair, it is his JOB to remain impartial and not influence the other commissioners. Moreover, if he stated his position, no one would have reason to come speak to him. I told him that would save people time! He said he believes in not making a decision until he's heard everyone's voices. He thinks that's fairness and democracy.


Like ·  2 · February 23 at 12:56am


 **Tracy Marinello** Kayla Susan Sosnow he is treating this as a game and enjoying the show... sad


Like ·  3 · February 23 at 12:58am

 **Annie Orlando** Voting to send the proposal to the state will only delay a final decision. How long is that part suppose to take? Then everyone has to go through all of this again?


Like ·  2 · 12 hrs

 **Keyla Susan Sosnow** Yes. Exactly. Who knows how long the state will take?


Like ·  1 · 12 hrs

 **Tracy Marinello** but it also shows the state lawmakers that, we the people, of Alachua County are in agreement of this plan. And WE ARE NOT...

Like ·  1 · 12 hrs

 **Karen Chadwick** Voting no to transmit will keep the conversation local.

Like · 3 hrs

 **Renée Hoffinger** Yes, hopefully this whole PC fiasco can be the catalyst that gets our community moving into those "difficult conversations" to finally, finally tackle and resolve the issues in practical, sustainable, workable ways.

Like ·  5 · February 22 at 11:50pm



**Kayla Susan Sosnow** This whole PC fiasco is not going to do anything to promote those difficult conversations. The Plum Creek thing has been going on for years, and Eastside poverty has been going on for generations. Every city commission in memory has talked about it. There have been task forces, enterprise zones, CRAs, facade grants, arm twisting with Walmart, UF investment, the Waldo Road trail, the planter sculpture where the bait shop used to be, now a new EEOC program to assist prospective minority & women business owners. There's plenty of talking and doing about it, but still, the difficult conversations don't take place.

Like · 6 · February 23 at 12:23pm



**Tracy Martello** We even have UF on Waldo road now. Income inequality is not about location. Income inequality is a national problem. And in Gville most subsidized housing is on the eastside and most high dollar homes are on the west side. It's just a fact. The only way to change that is to build high dollar homes on the east side. Common sense seems to be lost here.

Like · February 23 at 1:08am



**Kayla Susan Sosnow** Income inequality is about location because Gainesville has the fifth highest income inequality in the nation - and Gainesville is a location. Also, Gainesville has racial segregation - though no one wants to name it. And income inequality is correlated to the racial segregation. The black side of town is the poor side of town. If people wanted to build high dollar homes on the east side, they would have. There's no shortage of vacant lots for people to build their fancy homes on. But people who can afford high dollar homes prefer to build them on the west side ... though there is that nice, newer development next to Lincoln middle school. I think they sold those right before the economic crash.

Like · 3 · February 23 at 1:20am



**Tracy Martello** If you build a multimillion dollar industry in the middle of eastside that doesn't change the prosperity of the area. You can't force a business to only hire residents of that community.

Like · 2 · February 23 at 1:29am



**Kayla Susan Sosnow** Agreed.

Like · 1 · February 23 at 1:31am



**David Findlay** The fix is seen in how South Beach was "corrected", first you create an untenable situation for the existing poor, then they abandon the place they know and love because it is no longer livable, once the property values are bottoming then the big money swoops in and scoops the whole meal deal for a song. Then the High-Dollar developers do what they do.

Like · 3 · February 23 at 9:34am



**Zol Lynn Sturgot** If new high-dollar homes have to be build rather than renovating existing homes (itself a debateable proposition), it is definitely a good idea to ensure some of them are on the East side and in some of the more neglected neighborhoods, not that that's an easy thing to require by any means. New low-income housing in the wealthy neighborhoods makes a lot of sense, for some of the same reasons, and meets an actual need rather than a want. The neglect and dynamics you wisely remind us of, Kayla Susan Sosnow, are all too real. Keeping all that in mind, and at minimum not making it worse, needs to be part of our approach to the PC fiasco. It's enraging that real unmet needs don't have spin doctors coming up with strategies, and paid shills to popularize those strategies, when money does buy both.

Like · 3 · February 23 at 10:58am



**Katy Davis Michele Landquist**

Like · February 23 at 5:27am



**Kathleen Williams** I totally agree. The only thing on the table right now is a plan which is not even remotely in compliance with our comp plan and which will be bad for our county for many, many reasons. The vote should be NOT to transmit. After that issue is settled, then whoever is interested in trying to come up with a Tacachale Town plan and negotiations with Plum Creek is welcome to do that. There is no proposed, vetted Tachachale plan now to even review. It would be wonderful to try to come up with a great plan for this area. It will take years to do so, with lots of commitments from many levels of government. A good plan to work for perhaps in the future, but something that doesn't have anything to do with the current plan that is before the county commission for a vote.

Like · 13 · February 23 at 12:36pm



**Susan Marynowald** We will never have this many caring citizens in the same room again...probably for years...this is a GREAT time to raise awareness about what really needs to be done.

Like · 7 · February 23 at 9:06pm



**Annie Orlando** Oh please, all this is a distraction and once Plum Creek gets what they want everyone will go back to caring less about East Gainesville. Reminds me of the promises Hutch made about the Prairieview Solar Farm which suddenly evaporated once the county gave their approval to the project.

Like · 1 · 14 hrs



**Kayla Susan Sosnow** If Plum Creek doesn't get what they want, people will still go back to caring less about East Gainesville. Either way.

Like · 1 · 13 hrs



**Katy Davis** I'm optimistic. Everyone's had quite enough of the Eastside being jerked around. East Alachua County too! No more of this playing us off each other.

Like · 1 · 9 hrs



**Kayla Susan Sosnow** You're right, Susan, once this is over, everyone will disperse, and Eastside poverty will continue like it always has. Even now, poor Eastside residents aren't in the room. I don't see any solution working unless it comes from the people, or at least involves them.

Like · 1 · 15 hrs



**Susan Marynowald** Yep...that's why we need to keep this discussion going, keep this thing on the table.

Like · 15 hrs



**Tracy Marinello** There is no discussion after a yes vote.

Like · 1 · 14 hrs · Edited



**Kayla Susan Sosnow** There's no discussion after a no vote either.

Like · 13 hrs



**Tracy Marinello** Kayla Susan Sosnow yes there is because they are not going away

Like · 15 hrs



**Tracy Marinello** Kayla Susan Sosnow why do you say that?

Like · 13 hrs



**Kayla Susan Sosnow** Susan's talking about a discussion on how to alleviate Eastside poverty. The only reason a lot of citizens are speaking about it now is because it's related to Plum Creek. I believe once this vote is resolved one way or another, people will go back to not speaking about Eastside poverty. I don't know what Plum Creek will do if there is a no vote. Presumably they'd take a step back and lick their wounds for a while before coming back again.

Like · 1 hr



**James Thompson** It is important to remember as Scott notes that the vote on the table is not substantially related to Hutch's proposal for Tacachale Town, whatever the merits of that project may or may not be. Plum Creek has no financial or political interest in that project, has opposed it outright in the form of their local gun Todd Powell (PC Real Estate Manager), and it is even further away from PC or Weyco's fictional interest in "community development" than their fantasy town in our eastern county. I can't help, though, but wonder aloud at how little anyone has been willing to discuss the political intervention that Hutch's proposal achieved—it took the ball back from Plum Creek, forced them to publicly distance themselves from a genuine East Side project, and got us talking about urban infill instead of wetlands development. Those who believe in the religion of development and growth for alleviating inequality (no evidence of it in my mind in our County) can discuss the merits of Tacachalee Town after the vote, but as political theater it is easily a slam dunk.

Like 4 · 7 hrs



**Susan Marynowski** Exactly. Doesn't it point out all of the problems with the proposal on the table?! ...while providing an alternative vision that could actually save and create jobs and put development in the right place while also creating a forest reserve on those wet flatwoods. Gotta dream big.

Like 1 · 3 hrs



**Brack Berker** PC's tunnel vision regarding their true intentions, pay off some mover/shakers in one part of the county to try and sway the movement in another part, with no payback for the one's that got on their wagon ride (except maybe the land clearing crowd). You want a job, drive to Hawthorne! (if there are any jobs at all.)

Like 1 · 3 hrs



JEANNE M. SINGER  
CHIEF ASSISTANT STATE ATTORNEY

120 WEST UNIVERSITY AVENUE  
GAINESVILLE, FLORIDA 32601

TELEPHONE (352) 374 - 3670

BRIAN S. KRAMER  
EXECUTIVE DIRECTOR

**WILLIAM P. CERVONE**  
**STATE ATTORNEY**

EIGHTH JUDICIAL CIRCUIT OF FLORIDA  
SERVING  
ALACHUA, BAKER, BRADFORD, GILCHRIST, LEVY  
AND UNION COUNTIES

PLEASE REPLY TO:

February 17, 2016

Mr. Ward Scott  
13712 N.W. 109<sup>th</sup> Lane  
Alachua Fl, 32615

Re: 01-SAI-2016-3130

Dear Mr. Scott:

The Office of the State Attorney, 8th Judicial Circuit, has received your complaint alleging a violation of Florida Statute §286.011(3)(b) by Alachua County Commissioners Robert Hutchinson and Kenneth Cornell. This matter has been assigned to me for investigation.

I have received and reviewed an emailed response to this allegation by Commissioner Hutchinson to Mr. Cervone. I would like to extend to you the opportunity to provide any additional evidence or additional testimony that wish for me to consider regarding this alleged violation. I understand that you spoke with Assistant State Attorney Lua Lepianka regarding this matter; however, I would like to interview you regarding this complaint at your convenience. Please contact me to arrange a time for us to meet.

Most sincerely,

A handwritten signature in black ink, appearing to read "Brian S. Kramer", with a long horizontal flourish extending to the right.

Brian S. Kramer  
Executive Director  
Assistant State Attorney



JEANNE M. SINGER  
CHIEF ASSISTANT STATE ATTORNEY

120 WEST UNIVERSITY AVENUE  
GAINESVILLE, FLORIDA 32601

BRIAN S. KRAMER  
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ALACHUA, BAKER, BRADFORD, GILCHRIST, LEVY  
AND UNION COUNTIES

TELEPHONE (352) 374 - 3670

PLEASE REPLY TO:

February 17, 2016

Michelle L. Lieberman, Esq.  
County Attorney, Alachua County  
12 SE 1st Street  
Gainesville, FL 32601

Re: 01-SAI -2016-3130

Dear Mrs. Lieberman:

The Office of the State Attorney, 8<sup>th</sup> Judicial Circuit, has received a complaint alleging a violation of Florida Statute §286.011(3)(b) by Commissioner Robert Hutchinson and Kenneth Cornell. Ward Scott has filed a complaint alleging that on February 6, 2016 that Commissioners Hutchinson and Cornell met in violation of Florida Statute §286.011. This matter has been assigned to me for investigation.

I have received and reviewed an emailed response to this allegation by Commissioner Hutchinson to Mr. Cervone. I would like to extend to you the opportunity to provide any evidence or additional testimony that wish for me to consider regarding this alleged violation. I would like to interview both Commissioners. You, or your staff, are welcome to attend any such interview. You may contact my office to arrange a mutually convenient time if the Commissioners agree to be interviewed.

If you do not represent the Commissioners for this purpose, please forward this letter to them, or their counsel.

Most sincerely,

A handwritten signature in black ink, appearing to read "Brian S. Kramer", with a long horizontal flourish extending to the right.

Brian S. Kramer  
Executive Director  
Assistant State Attorney



**Katy Davis**

February 6 at 7:16am

TODAY, SATURDAY, FEBRUARY 6th # 3:00 pm. Campville-Windsor-Hawthorne Community Meeting & Potluck. 5221 SE 171st Street just off Hwy 20. Eminent Domain attorney Ken Davis (Retired and not looking for business!) will speak to us about how land takings for roads, rails, and other public works are done. Alachua County Commissioners Chestnut, Cornell, and Hutchinson will be in attendance. The Public Hearings for Plum Creek-Weyerhaeuser's desired land use and rezonings are February 16th & 18th, so please join us for an hour or two today. Bring the kids. They're welcome and will one day have to deal with our actions now. The I-75 Relief Task Force, meatballs, and mac-n-cheese are also on the menu today! Feel free to msg or call (352-234-9427 for directions or further information. Thank you all.

Top of Form

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You and 5 others like this.

Comments

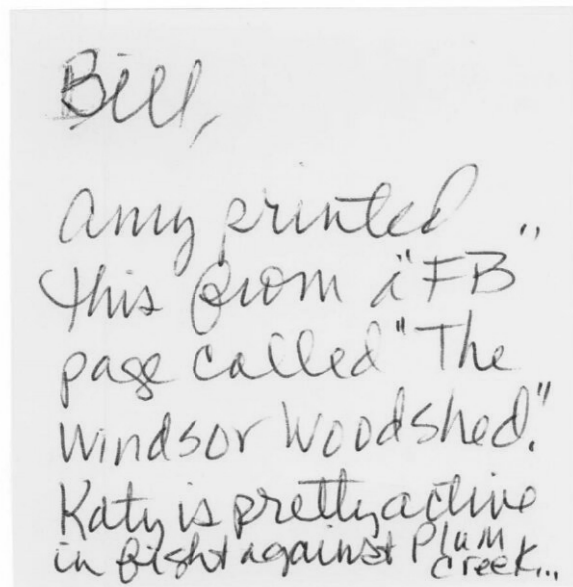


Remove

Lacy Crider Holtzworth Thank you Katy.

Like · Reply · 1 · February 6 at 8:09am

Bottom of Form



~~Commission Mtg held~~ Private meeting  
(held in private home)

No notice

No minutes

some commissioners attended, but not all B/c no notice  
(2)

no notice through the county website or  
any papers or anything

topics being voted on were discussed



Sunshine law violation

**PUBLIC RECORDS REQUEST**

Case Information:	
Defendant's Name:	Case Number:
Items / Documents Requested:	Item / Documents to be excluded:

Inspection Information:	
Type of Inspection Requested:	<input type="checkbox"/> In person <input type="checkbox"/> Copies <input type="checkbox"/> Electronic Copies
Method of Delivery Requested:	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Email <input type="checkbox"/> Pick up <input type="checkbox"/> Not applicable

Delivery Information:		
Name: Ward Scott		
Street Address: 13712 NW 109 Lane		
Street Address 2:		
City: Alachua	State: Florida	Zip: 32615
Email: wardscottfiles@gmail.com	Phone: 352-339-0337	

Additional Requests or Instructions:

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JEANNE M. SINGER  
CHIEF ASSISTANT STATE ATTORNEY

120 WEST UNIVERSITY AVENUE  
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EIGHTH JUDICIAL CIRCUIT OF FLORIDA  
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ALACHUA, BAKER, BRADFORD, GILCHRIST, LEVY  
AND UNION COUNTIES

PLEASE REPLY TO:

**PUBLIC RECORDS REQUEST INFORMATION SHEET**

The Office of the State Attorney for the Eighth Judicial Circuit is committed to Florida's principals of open government. The purpose of this document is to provide information to you regarding your request for public records. The request form contained on the reverse side of this document is **optional** and provided for your convenience and our record keeping. You are **not** required to complete this request form in order to obtain public records from our office. You are **not** required to tell us your name. We do **not** inquire as to the purpose of your request.

We do ask that you be aware of the following:

- Public Records are not free. The fees that we charge you are based upon Florida Statute 119.07. Florida Statute 119.07(4)(d) provides for a special service charge when a public records request requires the extensive use of staff time or technology. We may waive or reduce fees in our discretion. You may request an estimate of cost of the records you are seeking.
- For requests that will cost more than \$15.00, we will provide you an estimate, and we require a 50% deposit on the work to be done prior to commencing the work to fulfill your request. You will receive an invoice requiring full payment prior to receiving the requested records.
- How much we charge you will be determined by how long it will take us to fulfill your request. How long it will take to fulfill your request depends greatly on several factors, such as:
  - How broad is the scope of your request? If you ask for "any and all" of a type of document or case, this will greatly increase the cost of your request.
  - How many files are you requesting?
  - How are you requesting that we provide the response? We do not charge a per page fee for documents provided electronically.
- All records held by this office must be reviewed and redacted prior to being released. We generally undertake review and redaction on a "first come, first served" basis. Public records laws do not authorize the person making the request to set time frames for the agency's response. We are required to, and do, respond in a reasonable period of time.
- Our staff is trained to assist you in making your request. In some cases, our staff will provide you a list of the type of documents that exist in a particular case to assist you in making your request. Our staff can also work with you to limit the scope of your request to reduce the cost to you, if you desire.

# WITNESSES

WARD SCOTT  
13712 NW 109<sup>TH</sup> LANE  
ALACHUA FL 32615  
352-339-0337

$\Delta_1$  - ROBERT HUTCHINSON  
Q1-SAT-2016-03124

$\Delta_2$  - KENNETH CORNELL  
Q1-SAT-201603130

STATUTE 286.01(3)(b)

SA INVESTIGATION

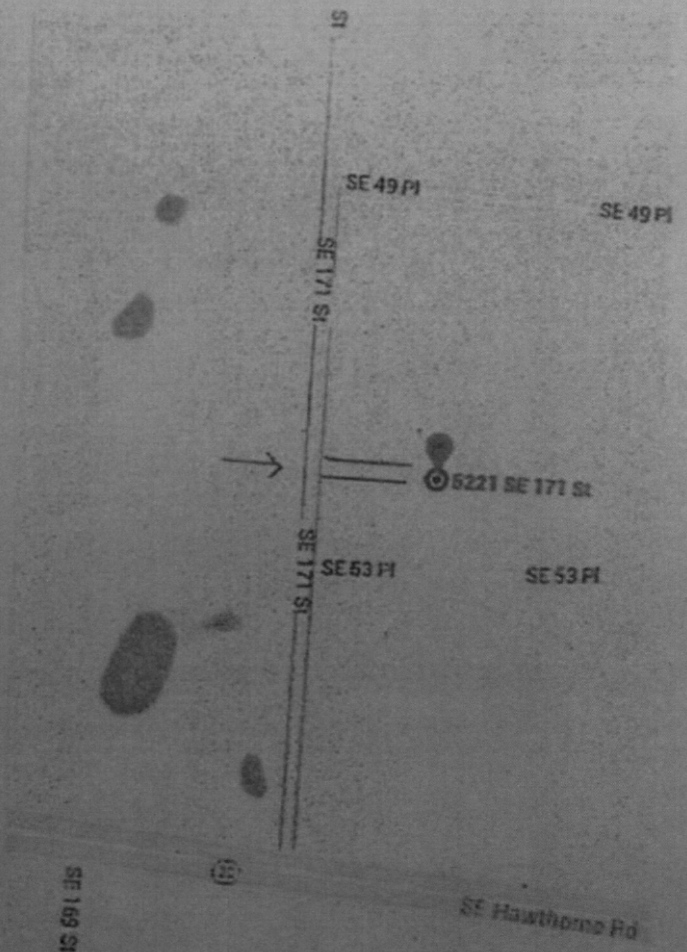
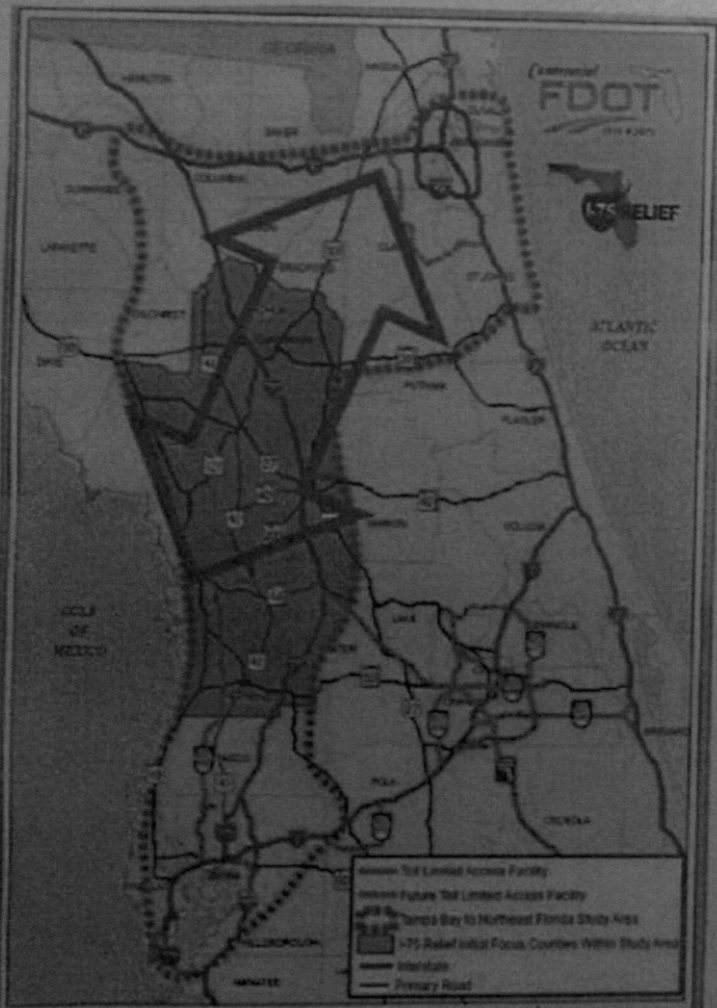
# HAWTHORNE-CAMPVILLE-WINDSOR COMMUNITY MEETING

SATURDAY, FEBRUARY 6<sup>TH</sup>, 2016 3:00 PM

5221 SE 171st Street, HAWTHORNE, FL

FOLKS, IF YOU LIVE IN EASTERN ALACHUA COUNTY YOU WILL BE DIRECTLY AFFECTED BY BOTH THE PLUM CREEK-WEYERHAUSER SECTOR PLAN AND THE POSSIBLE REZONING OF THEIR PROPERTIES IN HAWTHORNE. NOT SO COINCIDENTALLY, FL DEPT. OF TRANSPORTATION IS PROPOSING TO BUILD OR RESTRUTURE THE ROADWAYS BETWEEN TAMPA AND JACKSONVILLE. IT APPEARS THAT EASTERN ALACHUA COUNTY WILL BE IN THE PATH OF THIS ROADWAY CHANGE UNLESS WE START NOW TO REFOCUS THEIR EFFORTS. COME TO THE TABLE, OR BE ON THE MENU.

SCHEDULED ATTENDEES: ALACHUA COUNTY COMMISSIONERS CHARLES CHESTNUT, ROBERT HUTCHINSON, AND KEN CORNELL. Others to be announced. ALACHUA COUNTY STAFF WILL PRESENT MAPS AND ANSWER QUESTIONS. FOR DIRECTIONS OR ANY OTHER INQUIRIES: (352) 234-9427





**James Dick ► WHO IS PLUM CREEK  
AND WHY DO THEY WANT TO  
DEVELOP OUR BACK YARD?**

Feb 6 at 6:21pm • 🌐

A little neighborhood Town Hall meeting was held in the Plum Creek "Drop Zone" this afternoon. attended by thirty residents concerned about the future in our beautiful little part of East Alachua. Thanks to Katy Davis for organizing, the John Chambers family for hosting, Commissioner Hutchinson for providing good information in response to concerns and questions and to Commissioner Cornell and his lovely wife, Angela, for being with us and showing their concern. And a special thanks to retired eminent domain attorney Ken Davis for a great informational briefing on the process. Let's hope none of us have to face it. The occasion was a very bright spot in an otherwise gray and dreary afternoon. Thanks again to all.



Like



Share

**13 people** like this.



**Angela Cornell**

Keep up the constant vigilance!! You guys  
are awesomelll



## Diana Vogel

Thank you **Katy Davis** for putting together such a productive and informative meeting. We appreciate all of the speakers and elected officials for contributing their time on a weekend. Thanks to John Chambers for being a gracious host and providing such a hospitable venue. I believe it was insightful and hopefully we can all make a difference in the future of our area. Also, I personally appreciate the continued research everyone is sharing and meeting summaries/updates provided everyday on the Group website.

Yesterday at 11:19 PM • Like •  4



## Katy Davis

We'll do it again! I am honored by all of your work. Town Hall is exactly right. A Plum Creek propaganda event is not a Town Hall or a Public Hearing. **Diana Vogel**, that key lime cake is straight. **John Chambers**, bless your heart. **Robert Karl Hutchinson**, I always learn a little or big something listening to you. **Ken Cornell** and **Angela Cornell**, so good! **James Dick**, you hardworking man,