

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by
William Wamester

FINAL DECISION

Complainant

Docket #FIC 84-236

against

May 22, 1985

Common Council of the City
and Town of Middletown

Respondent

The above captioned matter was heard as a contested case on February 19, 1985 at which time the complainant and the respondent appeared and presented testimony, exhibits and argument on the complaint.

After consideration of the entire record the following facts are found:

1. The respondent is a public agency within the meaning of §1-18a(a), G.S.
2. By letter filed with the Commission on November 8, 1984, the complainant alleged that a majority of the respondent met previous to their public meeting on November 5, 1984 and pre-decided action to be taken on a contract with city employees.
3. It is found that on October 15, 1985, six Democratic members of the respondent held a caucus at which the council action on the contract was discussed.
4. It is found that no persons other than the six Democratic members of the respondent were present at the October 15, 1984 caucus.
5. It is found that no actions or votes were taken at the October 15, 1984 caucus.
6. It is found that a quorum of the respondent is seven.

7. It is concluded that the gathering of six Democratic members of the respondent on October 15, 1984 was a caucus within the meaning of §1-18a(b), G.S., and that therefore it was not a meeting subject to the requirements of §1-21, G.S.

The following order by the Commission is hereby recommended on the basis of the record concerning the above captioned complaint.

1. The complaint is hereby dismissed.

Approved by order of the Freedom of Information Commission at its regular meeting of May 22, 1985.



Mary Jo Jolicoeur
Clerk of the Commission