

TO: Freedom of Information Commission
FROM: Thomas A. Hennick
RE: Minutes of the Commission's regular meeting of June 22, 2022

A regular meeting of the Freedom of Information Commission was held on June 22, 2022. Due to public health concerns surrounding the COVID-19 pandemic, the Commission meeting of June 22, 2022 was conducted solely through the use of electronic equipment. The meeting convened at 2:01 p.m. with the following Commissioners present:

Commissioner Matthew Streeter, presiding
Commissioner Christopher P. Hankins
Commissioner Ryan P. Barry
Commissioner Stephen Fuzesi Jr.

Also present were staff members, Colleen M. Murphy, Mary E. Schwind, Kathleen K. Ross, Valicia D. Harmon, Paula S. Pearlman, Danielle L. McGee, C. Zack Hyde, Jennifer F. Miller, Kate Smith, Barbara Housen, Cindy Cannata, Linda Fasciano, Lorraine Walker, and Thomas A. Hennick.

The Commissioners voted to approve the Commission's regular meeting minutes of June 8, 2022, 2-0 with Commissioners Barry and Fuzesi abstaining. The lack of three yes votes meant that the minutes could not be formally approved and that the matter will be placed on the agenda of the next Commission meeting.

Those in attendance were informed that the June 22, 2022 regular meeting of the Commission was being recorded.

[Docket #FIC 2020-0549](#) Anthony Collymore v. Fernando Spagnolo, Chief, Police Department, City of Waterbury; Police Department, City of Waterbury; and City of Waterbury

Anthony Collymore appeared on his own behalf. Attorney Richard Scappini appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2021-0375](#) Daryl McEntyre Sr. v. Commissioner, State of Connecticut, Department of Correction; and State of Connecticut, Department of Correction

Daryl McEntyre appeared on his own behalf. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2021-0657](#) Angelo Reyes v. Renee Dominguez, Acting Chief, Police Department, City of New Haven; Police Department, City of New Haven; and City of New Haven

The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2020-0281](#) Matthew Hennessy v. Donald Stein, Chair, Materials Innovation and Recycling Authority; Tom Kirk, President, Materials Innovation and Recycling Authority; and Materials Innovation and Recycling Authority

Attorney Michael Harrington appeared on behalf of the complainant. Attorney Michael Collins appeared on behalf of the respondent. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2020-0351](#) Matthew Hennessy v. Laurie Hunt, Director of Legal Services, Materials Innovation and Recycling Authority; Tom Kirk, President, Materials Innovation and Recycling Authority; Donald Stein, Chair, Materials Innovation and Recycling Authority; and Materials Innovation and Recycling Authority

Attorney Michael Harrington appeared on behalf of the complainant. Attorney Michael Collins appeared on behalf of the respondent. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2021-0071](#) Megan Duley v. Commissioner, State of Connecticut, Department of Emergency Services and Public Protection; and State of Connecticut, Department of Emergency Services and Public Protection

The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2021-0353](#) David Markatos v. Town Planner/Senior Enforcement Officer, Town of New Canaan; Project Coordinator, Town of New Canaan; and Town of New Canaan

David Markatos appeared on his own behalf. Attorney Nicholas Bamonte appeared on behalf of the respondents. The Commission did not take action on the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2021-0354](#) Alyssa Peterson v. Chief, Police Department, City of Hartford; Police Department, City of Hartford; and City of Hartford

Alyssa Peterson appeared on her own behalf. Attorney Nathalie Feola-Guerrieri appeared on behalf of the respondents. The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2021-0377](#) Fuel Cell Energy, Inc., and Joseph Szerejko v. Office of the Tax Assessor, City of Bridgeport; and City of Bridgeport

Joseph Szerejko appeared on behalf of the complainants. Attorney Dina Scalo appeared on behalf of the respondents. The Commissioners unanimously voted to amend the Hearing Officer's Report. The Commissioners unanimously voted to adopt the Hearing Officer's Report as amended. * The proceedings were digitally recorded.

[Docket #FIC 2021-0378](#) Gary Sheldon v. Director of Communications, City of New Haven; Deputy Economic Development Administrator, City of New Haven; and City of New Haven

The Commissioners unanimously voted to adopt the Hearing Officer's Report. The proceedings were digitally recorded.

[Docket #FIC 2021-0497](#) Thomas Brown Sr. v. Chairman, Danbury City Council; Danbury City Council; and City of Danbury

Thomas Brown appeared on his own behalf. Attorney Diane Rosemark appeared on behalf of the respondents. The Commissioners unanimously voted to amend the Hearing Officer's Report. The Commissioners unanimously voted to adopt the Hearing Officer's Report as amended. * The proceedings were digitally recorded.

Colleen M. Murphy reported that staff continues to work on plans for the return to in person contested case hearings and in person Commission meetings. She also said that the reopening may have to be moved to September, 2022.

Colleen M. Murphy reported that Attorney Kate Smith and Paralegal Lorraine Walker had officially joined the FOIC staff.

The meeting was adjourned at 5:17 p.m.

Thomas A. Hennick
MINREGmeeting 06222022/tah/06222022

* See attached for amendments

AMENDMENTS

Docket #FIC 2021-0377 Fuel Cell Energy, Inc., and Joseph Szerejko v. Office of the Tax Assessor, City of Bridgeport; and City of Bridgeport

The Hearing Officer's Report is amended as follows:

34. Next, the respondents contended that the following in camera records are exempt from disclosure pursuant to §1-210(b)(5)(B), G.S.: IC-2021-0377-37 (lines 1-7)[;IC-2021-0377-99;] and IC-2021-0377-101 (lines 6-7, 12, 15-17).

Docket #FIC 2021-0497 Thomas Brown Sr. v. Chairman, Danbury City Council; Danbury City Council; and City of Danbury

The Hearing Officer's Report is amended as follows:

8. It is found that no member of the public, including the complainant, informed the respondents during the August 3rd meeting that they were having difficulty hearing what was being said by the two members of the public and the department heads who spoke at such meeting. It is found that the complainant first voiced his concerns regarding the [ability to hear and audio amplification] **FOREGOING** to a Council member immediately after the August 3rd meeting. It is found that on August 4, 8 and 17, 2021, the complainant emailed another Council member, the Public Relations Specialist in the Mayor's Office, the Mayor and Corporation Counsel, respectively, regarding such concerns. It is found that, after receiving the complainant's email, the Mayor contacted the Health Director regarding the complainant's concerns.