

**From:** Bachman, Melanie <Melanie.Bachman@ct.gov>  
**Sent:** Thursday, September 22, 2022 11:47 AM  
**To:** don bergmann <donlbergmann@sbcglobal.net>  
**Cc:** CSC-DL Siting Council <Siting.Council@ct.gov>; Ball, David A. <DBall@cohenandwolf.com>; ppires@cohenandwolf.com; Chiocchio, Lucia <LChiocchio@cuddyfeder.com>; Motel, Kristen <KMotel@CUDDYFEDER.COM>; 'Baldwin, Kenneth' <KBALDWIN@RC.com>; Ira Bloom <ibloom@berchemmoses.com>; Nicholas R. Bamonte <nbamonte@berchemmoses.com>  
**Subject:** RE: #510

The physical location for access to Siting Council Zoom meetings and hearings referenced in the Public Act is at its office in New Britain.

Melanie A. Bachman, Esq.  
Executive Director/Staff Attorney  
Connecticut Siting Council  
10 Franklin Square  
New Britain, CT 06051  
860-827-2951



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**From:** don bergmann <[donlbergmann@sbcglobal.net](mailto:donlbergmann@sbcglobal.net)>  
**Sent:** Thursday, September 22, 2022 11:39 AM  
**To:** Bachman, Melanie <[Melanie.Bachman@ct.gov](mailto:Melanie.Bachman@ct.gov)>  
**Subject:** Re: #510

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Melanie,  
I am aware of the CT law that supports zoom meetings even now that the pandemic is substantially over. I simply wanted to know past practice, in particular if the Council ever held public meetings for towns far from New Britain near to the town, e.g. Greenwich. Apparently, that was never done.

I also note that the CT obligates those legally conducting zoom meetings to make a local zoom connection available near to where some one lives who wants to participate but

who does not do zoom. I did that here in Westport for a local Westport meeting. You have probably never gotten such a request, but I believe I am correct.

Don

On Thursday, September 22, 2022 at 11:30:36 AM EDT, Bachman, Melanie <[melanie.bachman@ct.gov](mailto:melanie.bachman@ct.gov)> wrote:

Good morning, Don.

Although Attorney Goldstein does not have an appearance in the record as your representative in this matter, and even if he did, it is perfectly acceptable for you to appear on the Zoom meeting from any location that is convenient and comfortable for you. It is kind of Attorney Goldstein to offer you use of his Zoom account and technical assistance.

You are correct that continued evidentiary hearing sessions and regular meetings of the Siting Council were held in one of the hearing rooms at its office in New Britain before Covid. During and after Covid, the Siting Council holds its public hearings and regular meetings via Zoom remote conferencing in compliance with the requirements of Public Act 22-3. Here is a link to the Public Act: <https://www.cga.ct.gov/2022/ACT/PA/PDF/2022PA-00003-R00HB-05269-PA.PDF>

The Public Act has special provisions for meetings held by means of electronic equipment under subsection (b) as follows:

(b) Any public agency that conducts a meeting, other than an executive session or special meeting, as described in this section, solely by means of electronic equipment, shall (1) provide any member of the public (A) upon a written request submitted not less than twenty-four hours prior to such meeting, with a physical location and any electronic equipment necessary to attend such meeting in real-time, and (B) the same opportunities to provide comment or testimony and otherwise participate in such meeting that such member of the public would be accorded if such meeting were held in person, except that a public agency is not required to adjourn or postpone a meeting if a member of the public loses the ability to participate because of an interruption, failure or degradation of such person's connection to the meeting by electronic equipment; (2) ensure that such meeting is recorded or transcribed, excluding any portion of the meeting that is an executive session, and such transcription or recording is posted on the agency's Internet web site and made available to the public to view, listen to and copy in the agency's office or regular place of business not later than seven days after the meeting and for not less than forty-five days Substitute House Bill No. 5269 Public Act No. 22-3 3 of 6 thereafter; and (3) if a quorum of the members of a public agency attend a meeting by means of electronic equipment from the same physical location, permit members of the public to attend such meeting in such physical location. Any public agency that conducts a meeting shall provide members of the public agency the opportunity to participate by means of

electronic equipment, except that a public agency is not required to adjourn or postpone a meeting if a member loses the ability to participate because of an interruption, failure or degradation of that member's connection by electronic equipment, unless the member's participation is necessary to form a quorum.

You certainly may participate in the Siting Council Zoom hearings and meetings from our office in New Britain if a written request is submitted to us not less than 24 hours prior to the hearing or meeting.

I hope this is responsive to your inquiry. Should you have any further questions, please feel free to contact our office.

Thanks.

Melanie A. Bachman, Esq.

Executive Director/Staff Attorney

Connecticut Siting Council

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New Britain, CT 06051

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**From:** don bergmann <[donbergmann@sbcglobal.net](mailto:donbergmann@sbcglobal.net)>  
**Sent:** Thursday, September 22, 2022 10:32 AM  
**To:** Bachman, Melanie <[Melanie.Bachman@ct.gov](mailto:Melanie.Bachman@ct.gov)>  
**Cc:** Stephen Goldstein <[stephengoldstein@gmail.com](mailto:stephengoldstein@gmail.com)>  
**Subject:** #510

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Hi Melanie,

As previously mentioned, I will be participating in today's meeting as an intervenor through the zoom connection of my attorney on this matter, Stephen Goldstein. He of course is only a member of the public.

Also, before Covid, what was the format for the public hearings with the Siting Council, namely where did they occur, was the location adjusted or altered to address locations, i.e. towns, that were rather far from the normal Siting Council meeting location. My assumption, probably wrong, is that all Siting Council meetings occurred in New Britain. Kindly advise since as you know I do not like zoom meetings and my computer does not accommodate them.

Don Bergmann