

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by
Ross Kerr,

Complainant

Report of Hearing Officer

against

Docket #FIC79-163

Town of Stafford; and Planning
and Zoning Commission of the
Town of Stafford,

November 28, 1979

Respondents

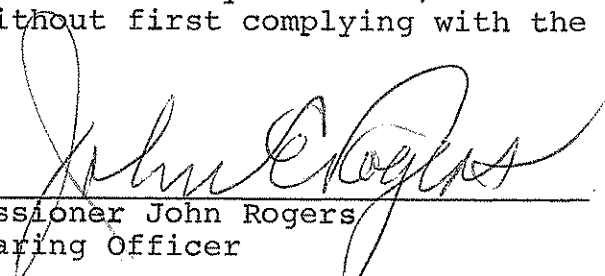
The above captioned matter was heard as a contested case on October 25, 1979, at which time the complainant appeared and presented testimony, exhibits and argument on the complaint.

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

1. The respondent commission is a public agency as defined by §1-18a(a), G.S.
2. A quorum of the respondent commission held a meeting on July 12, 1979.
3. By letter dated July 23, 1979 and received by this Commission on July 31, 1979, the complainant alleged that there was no notice posted concerning the aforesaid meeting.
4. By same letter, the complainant further alleged that an executive session was improperly held at the aforesaid meeting.
5. It is found that the respondent commission failed to provide the public with the notice required under §1-21, G.S. prior to holding its meeting of July 12, 1979.
6. It is further found that the aforesaid executive session was held in violation of §1-21, G.S. In this regard, an executive session may not be convened unless a vote to do so is first taken at a properly noticed public meeting pursuant to §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. Henceforth, the respondent commission may not meet, including meetings held in executive session, without first complying with the notice provisions of §1-21, G.S.



Commissioner John Rogers
as Hearing Officer

Approved by Order of the Freedom of Information Commission
at its special meeting of December 19, 1979.



Leslie Ann McGuire
Clerk of the Commission