

TO: Freedom of Information Commission
FROM: Danielle L. McGee
RE: Minutes of the Commission's regular meeting of June 23, 2021
DATE: June 25, 2021

A regular meeting of the Freedom of Information Commission was held on June 23, 2021. Due to public health concerns surrounding the COVID-19 pandemic, the Commission meeting of June 23, 2021 was conducted telephonically. The meeting convened at 2:03 p.m. with the following Commissioners present:

Commissioner Owen P. Eagan, presiding
Commissioner Jay Shaw
Commissioner Jonathan J. Einhorn
Commissioner Matthew Streeter
Commissioner Christopher P. Hankins
Commissioner Lenny T. Winkler
Commissioner Stephen Fuzesi Jr.
Commissioner Victoria W. Chavey

Also present were staff members, Colleen M. Murphy, Mary E. Schwind, Kathleen K. Ross, Valicia D. Harmon, Paula S. Pearlman, Matthew D. Reed, Danielle L. McGee, Zack Hyde, and Cindy Cannata.

The Commissioners unanimously voted to approve the Commission's regular meeting minutes of June 9, 2021.

Those in attendance were informed that the June 23, 2021 regular meeting of the Commission was being recorded.

[Docket #FIC 2020-0251](#)

Luis Colon Ortega v. Fernando Spagnolo, Chief, Police Department, City of Waterbury; Police Department, City of Waterbury; and City of Waterbury

Luis Colon Ortega appeared on his own behalf. Attorney Richard Scappini appeared on behalf of the respondents. The Commissioners voted unanimously to approve the Hearing Officer's Report.

[Docket #FIC 2019-0606](#)

David Montoya v. Superintendent of Schools, Westport Public Schools; and Westport Public Schools

David Montoya appeared on his own behalf. Attorney Morgan Rueckert appeared on behalf of the respondents. The Commissioners voted unanimously to approve the Hearing Officer's Report.

[Docket #FIC 2019-0607](#)

David Montoya v. Superintendent of Schools, Westport Public Schools; and Westport Public Schools

David Montoya appeared on his own behalf. Attorney Morgan Rueckert appeared on behalf of the respondents. The Commissioners voted unanimously to approve the Hearing Officer's Report.

[Docket #FIC 2019-0686](#)

Cynthia McCorkindale v. Chairman, Board of Finance, Town of Bethel; Board of Finance, Town of Bethel; and Town of Bethel

Cynthia McCorkindale appeared on her own behalf. Attorney Martin Lawlor appeared on behalf of the respondents. The Commissioners voted, 7-0, to adopt the Hearing Officer's Report. Commissioner Chavey did not participate in this matter.

[Docket #FIC 2019-0750](#)

Kevin Rennie v. Deputy General Counsel, Office of Governor Ned Lamont

Kevin Rennie appeared on his own behalf. Assistant Attorney General Phillip Miller 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.*

[Docket #FIC 2020-0231](#)

John DiIorio v. Banking Committee, State of Connecticut, General Assembly

Attorney Ann Rubin appeared on behalf of the complainant. Attorney Jim Tamburro appeared on behalf of the respondents. The Commissioners voted, 7-0, to amend the Hearing Officer's Report. The commissioners voted, 7-0, to adopt the Hearing Officer's report as amended. Commissioner Chavey did not participate in this matter.

[Docket #FIC 2020-0285](#)

Italian-American Heritage Group of New Haven LLC v. Board of Park Commissioners, City of New Haven; and City of New Haven

Attorney Patricia Cofrancesco appeared on behalf of the complainant. Attorney Catherine Lamarr appeared on behalf of the respondents. The Commission voted, 7-0, to adopt the Hearing Officer's Report. Commissioner Chavey did not participate in this matter.

Colleen M. Murphy reported that the Commission has relocated its offices and that staff is considering convening in person and hybrid hearings and Commission meetings in the fall.

Colleen M. Murphy reported that applications for the Staff Attorney II position have closed.

Paula S. Pearlman reported on the close of the legislative session.

The meeting was adjourned at 3:35 p.m.

/s/Danielle L. McGee

Danielle L. McGee

MINREGmeeting 06232021/dlm/06232021

AMENDMENTS

Docket #FIC 2019-0750

Kevin Rennie v. Deputy General Counsel, Office of
Governor Ned Lamont

The Hearing Officer's Report is amended to delete paragraph 38 and to substitute in its place the following new paragraph 38:

38. THE FACTS OF THE INSTANT CASE, HOWEVER, ARE UNLIKE THE FACTS IN CRAVEN, WHEREIN THE COMPANIES HAD APPLIED FOR CERTAIN ECONOMIC BENEFITS AND THEREFORE PROVIDED THEIR NAMES TO THE STATE IN ORDER TO BE CONSIDERED FOR PARTICIPATION IN THE FIRST FIVE INITIATIVE. IT IS FOUND THAT THERE WAS NO TESTIMONY OR OTHER EVIDENCE PRESENTED IN THE INSTANT CASE FROM WHICH IT COULD BE DETERMINED THAT THE COMPANIES PROVIDED THEIR NAMES OR OTHER INFORMATION TO THE STATE AT ALL, IN CONFIDENCE OR OTHERWISE. ATTORNEY DALENA TESTIFIED ONLY THAT HE REDACTED THE NAMES OF COMPANIES THAT "THE STATE WAS PURSUING" AS PART OF AN ECONOMIC DEVELOPMENT PLAN. IT IS ALSO FOUND, AFTER CAREFUL IN CAMERA INSPECTION OF THE RECORDS IDENTIFIED IN PARAGRAPH 32, ABOVE, THAT SUCH RECORDS THEMSELVES DO NOT LEND SUPPORT TO THE POSITION THAT THE COMPANIES PROVIDED THEIR NAMES OR OTHER INFORMATION TO THE STATE.

Docket #FIC 2020-0231

John DiIorio v. Banking Committee, State of
Connecticut, General Assembly

The Hearing Officer's Report is amended as follows:

Page 6, add:

5. HENCEFORTH, THE RESPONDENTS SHALL STRICTLY COMPLY WITH §§1-210(a) AND 1-212(a), G.S.