

**SUNSHINE ORDINANCE
TASK FORCE**



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ORDER OF DETERMINATION

DATE DECISION ISSUED
February 7, 2024

CASE TITLE - File No. 23016

File No. 23016: Complaint filed by Rosa L. the Department of Emergency Management for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.25, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.

HEARING AND ACTION ON THE COMPLAINT

On April 18, 2023, Complaint Committee, acting in its capacity to hear petitions/complaints, heard the matter.

Action: Moved by Member Stein, seconded by Chair Schmidt, to find that the SOTF has jurisdiction, find that the requested records are public and to refer the matter to the SOTF Consent Calendar with the recommendation to find that there is a violation of Administrative Code, Sunshine Ordinance, Section 67.21 for failure to respond in a timely and complete manner and refer this case to the Compliance and Amendments Committee to follow up with the Acting Custodian of Record of the Department of Emergency Management on obtaining the remaining records.

The motion PASSED by the following vote:

Ayes: 3 - Stein, Schmidt, Wolfe
Noes: 0 - None

On March 6, 2024 the Task Force held a hearing to review the recommendation from the Committee and/or to review the merits of the Petitioner/complaint.

Action: Moved by Member Anderson, seconded by Member LaHood, to adopt the recommendation of the Complaint Committee and moved to find a violation of Section 67.21 for failure to respond in a timely and complete manner and to refer the matter to the Compliance and Amendments Committee to follow up with the action of the Custodian of Records for the Department of Emergency Management.

The Motion PASSED by the following vote.

Ayes: 9 - Anderson, LaHood, Kumar, Sugarman, Wolfe, Hill, Hyland,
Schmidt, Yankee

Noes: 0 - None

Absent: 2 - Pilpel, Stein

This Order of Determinations was approved
by the Sunshine Ordinance Task Force
on: February 7 2024.

cc. Rosa L. (Petitioner)
Maryellen Carroll, Department of Emergency Management (Respondent)