

**SUNSHINE ORDINANCE  
TASK FORCE**



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**ORDER OF DETERMINATION**

**DATE DECISION ISSUED**  
September 6, 2023

**CASE TITLE**

File No. 22112: Complaint filed by Michael Petrelis against Jonas Ionin and the Planning Commission for allegedly violating Administrative Code (Sunshine Ordinance), Section 67.5 for failure of any policy body to be open and public, and governed by the provisions of the Ralph M. Brown Act (Government Code Sections 54950 et. seq.).

**HEARING AND ACTION ON THE COMPLAINT**

On December 20, 2022, the Complaint Committee acting in its capacity to hear petitions/complaints heard the matter.

Action: Moved by Member Stein, seconded by Member Wolfe, to find that the SOTF has jurisdiction, find that the requested records are public and to refer the matter to the SOTF for consideration.

The motion PASSED by the following vote:

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

On September 6, 2023, the SOTF held a hearing to review the recommendation from committee and/or to review the merits of the petition/complaint.

Action: Moved by Member Pilpel, seconded by Member Wolfe, who later withdrew his second, was subsequently seconded by Member Schmidt to find that Jonas Ionin and the Planning Department violated Administrative Code (Sunshine Ordinance), Section 67.7(a), by failing to post an agenda at least 72 hours before a meeting containing a description of each item of business to be transacted or discussed at the meeting, the agenda shall specify for each item of business, proposed action or statement of business the items for discussion only and in addition posted on the website; Section 67.7(b) by failing to provide a description that is meaningful and is sufficiently clear and to alert a person of average intelligence and education whose interests are effected by the item that

he or she may have reason to attend the meeting or seek more information on the item, the description should be clear and easily understood; and the California Public Records Act, Section 54954.2(a)(1) by failing to provide notice at least 72-hours before a regular meeting containing a brief general description of each item of business to be transacted or discussed at the meeting.

The motion PASSED by the following vote:

Ayes: 7 - Pilpel, Schmidt, Wolfe, Yankee, Hyland, LaHood, Wong  
Noes: 0 - None  
Absent: 3 - Stein, Hill, Sugarman

Action: Moved by Chair Yankee, second by Member Wolfe, to find that Jonas Ionin and the Planning Department violated of Administrative Code (Sunshine Ordinance), Section 67.15(a), by failing to provide an opportunity for members of the public to directly address the policy body on the items specifically with regard to item B(2).

The motion Passed by the following vote:

Ayes: 7 - Yankee, Wolfe, Pilpel, Schmidt, Hyland, LaHood, Wong  
Noes: 0 - None  
Absent: 3 - Stein, Hill, Sugarman

This Order of Determination was approved  
by the Sunshine Ordinance Task Force  
on: October 4, 2023.

cc. Petitioner  
Respondent