

**SUNSHINE ORDINANCE
TASK FORCE**



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ORDER OF DETERMINATION

DATE DECISION ISSUED
March 6, 2024

CASE TITLE

File No. 23020: Complaint filed by Paul Kniha against the Municipal Transportation Agency 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.

File No. 23036: Complaint filed by Paul Khina against the Municipal Transportation Agency for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a request for records in a timely and/or complete manner.

HEARING AND ACTION ON THE COMPLAINT

On May 23, 2023, the Education, Outreach and Training Committee, acting in its capacity to hear petitions/complaints, heard the matter.

Action: Moved by Member Hill, seconded by Chair Hyland, to combine File Nos. 23020 and 23036, find that the Task Force has jurisdiction, that the requested records are public and to refer the matter to the Task Force for hearing with a recommendation for violations of 67.25 for failing to respond to an Immediate Disclosure Request in a complete and/or timely manner and 67.26 for failing to keep withholding to a minimum.

The motion PASSED by the following vote:

Ayes: 2 - Hill, Hyland
Noes: 0 - None

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

File Nos. 23020 and 23036 were called and heard together.

Action: Moved by Member Kumar, seconded by Member Anderson, to find that the Municipal Transportation Agency violated Administrative Code (Sunshine Ordinance), Section 67.27 by withholding records without justification and referred the matter to the Compliance and Amendments Committee for monitoring if Mr. Kniha informs the Task Force Administrator within five business days, that he has not received his records.

The Motion PASSED by the following vote.

Ayes: 10 - Kumar, Anderson, Yankee, Wolfe, Hyland, Stein, LaHood,
Sugarman, Schmidt, Pilpel

Noes: 0 - None

Absent: 1 - Hill

This Order of Determination was approved
by the Sunshine Ordinance Task Force
on: May 1, 2024.

cc: Paul Kniha (Petitioner)
Caroline Celaya, Municipal Transportation Agency (Respondent)