

**SUNSHINE ORDINANCE  
TASK FORCE**



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## ORDER OF DETERMINATION

DATE DECISION ISSUED: 10/2/2024

**File No. 24021:** Complaint filed by Matthew Lotocki against the Police Department for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a records request in a timely and/or complete manner.

### HEARING AND ACTION ON THE COMPLAINT

On 5/28/2024, the Education, Outreach and Training Committee, acting in its capacity to hear petitions/complaints, heard the matter.

**Action: Moved by Member Pilpel, seconded by Chair Hyland, to find that the SOTF has jurisdiction over the matter, that the requested records are public, and refer the matter to the full Task Force discussion and action.**

**The Committee requested that the Task Force Deputy City Attorney (DCA) provide an analysis of the case law cited in this matter, regarding Government Code §7923.600(a), Administrative Code Sec. 67.24(d), and Administrative Code Sec. 19(b) in relation to the Sunshine Ordinance. In addition, the Task Force requests that the DCA examine the data resulting from Automated License Plate Recognition cameras and whether that data will be subject to public disclosure.**

**The Committee recommended that the Task Force Chair not schedule this matter until the DCA's analysis memo is received.**

**The motion PASSED by the following vote:**

Ayes: 3 – Pilpel, Hyland, Kumar  
Noes: 0 – None

On 10/2/2024, the Sunshine Ordinance Task Force held a hearing to review the recommendation from the Committee and/or review the merits of the petition/complaint.

**Action: Moved by Member Anderson, seconded by Member Schmidt, to find that the Police Department violated Administrative Code (Sunshine Ordinance), Section(s) 67.21, by failing to provide the requested records. The SOTF orders the Police Department to provide the requested records, and to send the file to the Compliance and Amendments Committee for follow-up.**

**The motion PASSED by the following vote:**

Ayes: 8 – Anderson, Schmidt, LaHood, Sugarman, Kumar, Pipel, Yankee, Stein

Noes: 1 – Hyland

Absent: 1- Wolfe

This Order of Determination was approved by the Sunshine Ordinance Task Force on: 12/4/2024

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