



February 15, 2022

Via Electronic Mail

Nathalie Christian

122046-07264069@requests.muckrock.com

Re: Notice of Extension on Response to Request for Public Records Received
February 3, 2022

Dear Nathalie Christian:

1. The City of Benicia (“City”) is in receipt of your email request seeking “Communications from
 - a. Mayor Steve Young, Tom Campbell, and Trevor Macenki, pertaining to
 - b. Brandon Greene, Nimat Shakoor-Grantham, and Andre Stewart and made between November 1, 2020 and December 10, 2021
2. Communications from
 - a. Benicia City Council Members, Steve Young, Tom Campbell, Trevor Macenski, Christina Strawbridge, Lionel Largaespada;
 - b. City Manager Erik Upson; and
 - c. Equity, Diversity, and Inclusion Manager Dr. Maliika Chambers
 - d. Regarding
 - i. the outreach, nomination, and selection process for the Committee United for Racial Justice (CURE), and dated from November 1, 2020 to December 10, 2021”.

This letter shall serve as the City’s formal written response to your request under the California Public Records Act (Government Code section 6250 *et seq.*).

The City wishes to cooperate to the fullest extent possible with the Public Records Act. Under established California law, the City is obliged to comply with a request for a public record so long as the requester makes a specific and focused request for information, that information is maintained by the City in its ordinary course of business, the information is disclosable, and the record can be located with reasonable effort. The Public Records Act provides for the inspection or copying of existing identifiable public

records; it does not compel the City to create new records, lists, privilege logs, or reports in response to a request.

The City is required to determine whether the request, in whole or in part, seeks copies of disclosable public records. Pursuant to the California Public Records Act (Government Code §§6250 *et seq.*) Such determination must take place within ten (10) days of the City's receipt of the request, unless the requestor is advised that more time is needed.

However, pursuant to section 6253 of the California Government Code, the City may extend this time limit in in order to determine the following:

- [X] The need to search for and collect the requested records from field facilities or other establishments that are separate from the office processing the request;
- [X] The need to search for, collect, and appropriately examine a voluminous amount of separate and distinct records that are demanded in a single request;
- [] The need for consultation, which shall be conducted with all practicable speed, with another agency having substantial interest in the determination of the request or among two or more components of the agency having substantial subject matter interest;
- [X] The need to compile data, to write programming language or a computer program, or to construct a computer report to extract;

Here, the City requires such an extension as allowed by Government Code Section 6253(c).

The City requires an extension of that deadline for an additional fourteen (14) days for the reason noted above. Accordingly, the City will respond to your request on or before February 28, 2022.

Also please be advised that the timelines for a response required under Benicia Municipal Code Chapter 4.12 were suspended on April 7, 2020, by Resolution No. 20-32, as staffing limitations severely impact the City's ability to timely respond to such requests. This suspension shall remain in effect until the termination of the declared state of emergency or until such time as it is terminated by the Director of Emergency Services or the City Council of the City of Benicia. The City continues its commitment to governmental transparency and will continue to issue responses to requests pursuant to the requirements of the California Public Records Act.

If you have any questions about the City's response or would like to discuss your request, please feel free to contact me directly at abussart@ci.benicia.ca.us (707) 746-4200.

Sincerely,



Ashley Bussart, Deputy City Clerk

cc: Benjamin Stock, City Attorney
Erik Upson, City Manager
Lisa Wolfe, City Clerk
File