

David L. Alvord, *Mayor*
Mark Seethaler, *Councilman*
Chuck Newton, *Councilman*
Donald J. Shelton, *Councilman*
Steve Barnes, *Councilman*
Christopher J. Rogers, *Councilman*



PH: 801.254.3742 EMAIL: info@sjc.utah.gov FAX: 801.254.3393

June 26, 2014

Ms. Deanna K. Kaufman
[REDACTED]
South Jordan, Utah 84095

VIA U.S. MAIL

RE: GRAMA REQUESTS RECEIVED MAY 27, 2014.

Dear Ms. Kaufman:

The City received four requests for records from you on May 27, 2014. Two of the four have been answered. This letter is in response to the other two. The City acknowledges the extraordinary circumstances that necessitated the extension of time due to the voluminous quantity of records requested. UCA § 63G-2-204 (5)(c).

The first of the two requests was for:

"All email, texts or any written communication regarding the creation, compilation and execution of the "Mulligan's Financial Report – Cash Basis" presented to the public in the City Council meeting on 5/6/2014 and released to the public in the file MulliganHistoryResearchBook.pdf" marked as revised as of 5/7/2014 and posted on the City of South Jordan website. – This would include all employees, senior staff, mayor, council and any outside persons. – If any of this type of communication occurred on personal devices, addresses, or social media including Facebook or Twitter it is also requested should be disclosed, particularly from e-mail addresses seethaler@ldschurch.org, mark4sjc@gmail.com, dralvord@gmail.com – All digital files including scans if any may be provided on CD or DVD; paper correspondence if any may be provided via regular black and white photocopy."

In response the City identified 151 records 124 of which are public the remaining are protected under UCA § 63G-2-305 (17) "records that are subject to attorney client privilege."

The second request was for:

"All email, texts or any written communication containing the words or in reference to or pertaining to Mulligans or Hale Centre Theatre – This would include all employees, senior staff, mayor, council and any outside persons. – This request covers the time period from January 1 – May 27, 2014 - If any of this type of communication occurred on personal devices, addresses, or social media including Facebook or Twitter it is also requested should be disclosed, particularly from e-mail addresses seethaler@ldschurch.org, mark4sjc@gmail.com, dralvord@gmail.com – All digital files including scans if any may be provided on CD or DVD; paper correspondence if any may be provided via regular black and white photocopy."

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Over 2,500 records were identified. 2041 emails from City accounts are public. Of the remaining emails from City accounts:

- 22 were identified as temporary drafts and therefore not records pursuant to UCA § 63G-2-103(22)(b)(ii).
- 446 are classified as private or protected. Records are classified as private pursuant to UCA § 63G-2-302 (1)(g) as employment records containing certain private information, and UCA § 63G-2-302 (2)(d) "other records containing data on individuals the disclosure of which constitutes a clearly unwarranted invasion of personal privacy" as they contain medical information. Records are classified as protected under UCA § 63G-2-305(17) as "records that are subject to attorney client privilege," and UCA § 63G-2-305 (12) "records the disclosure of which would jeopardize the security of governmental property, governmental programs, or governmental recordkeeping systems from damage, theft, or other appropriation or use contrary to law or public policy".
- 19 pages of text messages from personal cell phones.

You have the right to appeal any part of the response to your request to the chief administrative officer of the City. A notice of appeal must be submitted within 30 days from the date of Your notice of appeal must include your name, mailing address, daytime telephone number, and explanation of what relief you are seeking. You may also include any supporting information with your notice of appeal. (UCA §§ 63G-2-205 & 63G-2-401). The notice of appeal should be submitted to the following:

ATTN: South Jordan City Manager
1600 W. Towne Center Drive
South Jordan, Utah 84095

Please let me know if you have any questions,

Sincerely,

Cindy Valdez, CMC
Deputy Recorder

Enclosure

cc: Gary L. Whatcott –City Manager
I. Robert Wall – City Attorney

RECEIVED

MAY 27 2014

South Jordan City City Recorders Office CITY OF SOUTH JORDAN GRAMA Record Request Fax: 801-254-3393



#2

The following form should be completely filled out and returned to the City Recorder's office. The City is allowed 10 business days in which to respond to your request. Presently, South Jordan City Charges .25¢ per page. The City may assess other fees for records compiled in a form other than that maintained. Research or Services Fee may be charged as provided by Utah Code 63G-2-203.

Requestor's Name: Deanna K. Kaufman

Address: [Redacted] City: South Jordan

State: UT Zip: 84095 Daytime Phone: [Redacted] Fax:

In accordance with the Governmental Records Access Management Act, I am seeking the following record(s) specifically described as:

- All e-mail, texts or any written communication regarding the creation, compilation and execution of the "Mulligan's Financial Report - Cash Basis" presented to the public in the City Council meeting on 5/6/2014 and released to the public in the file "MulligansHistoryResearchBook.pdf" marked as revised as of 5/7/2014 and posted on the City of South Jordan's website.
- This would include all employees, senior staff, mayor, council and any outside persons.
- If any of this type of communication occurred on personal devices, addresses, or social media including Facebook or Twitter it is also requested should be disclosed, particularly from e-mail addresses seehalter@idschurch.org, mark4sjc@gmail.com, dralvord@gmail.com
- All digital files including scans if any may be provided on CD or DVD; paper correspondence if any may be provided via regular black and white photocopy

which I believe are collected, filed and/or used by the City of South Jordan, 1600 W. Towne Center Drive, South Jordan, Utah 84095 (801) 254-3742.

I would like to view/inspect the record(s).

X I would like to receive a copy of the record(s) described above. I understand that the City charges a fee for copies of records and the copies will be provided subject to fees being paid. I authorize cost of up to \$100.00. If costs are greater than the amount I have specified, I further understand that the office will contact me and will not respond to a request for copies if I have not authorized adequate costs.

Deanna K Kaufman Signature

27 May 2014 Date

CITY'S RESPONSE TO RECORD REQUEST - FOR OFFICE USE ONLY

APPROVED - Requestor notified on _____, 20__

DENIED - Written denial sent on _____, 20__

Requestor notified that this office does not maintain record; and, if known, was also notified of name and address of agency that does maintain record on _____, 20__

Extension of time for extraordinary circumstances. Required notice sent _____, 20__

COPY FEES: \$ 0. If waived, approved by: _____

RECEIVED
MAY 27 2014
South Jordan City
City Recorders Office

CITY OF SOUTH JORDAN
GRAMA Record Request
Fax: 801-254-3393



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Requestor's Name: Deanna K. Kaufman

Address: [REDACTED] City: South Jordan

State: UT Zip: 84095 Daytime Phone: [REDACTED] Fax: _____

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- All e-mail, texts or any written communication containing the words or in reference to or pertaining to Mulligans or Hale Centre Theatre
- This would include all employees, senior staff, mayor, council and any outside persons.
- This request covers the time period January 1 - May 27, 2014
- If any of this type of communication occurred on personal devices, addresses, or social media including Facebook or Twitter it is also requested should be disclosed, particularly from e-mail addresses seethaler@ldschurch.org, mark4sjc@gmail.com, dralvord@gmail.com
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Deanna K Kaufman
Signature

27 May 2014
Date

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