

**From:** Nydia Patino <npatino@cityofsantacruz.com>  
**Subject:** **Public Records Request Response**  
**Date:** May 2, 2013 5:31:08 PM PDT  
**To:** "John E. Colby (colby@docktorcat.com)" <colby@docktorcat.com>

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May 2, 2013  
colby@docktorcat.com

Mr. Colby:

This email is in response to your public records request addressed to City Clerk Administrator, Bren Lehr, requesting information from the City of Santa Cruz as detailed below. Your request was received by the City via email on April 30, 2013.

**Requested records:**

“Dear Ms. Lehr:

From County of Santa Cruz Senior Health Service's Manager Christine Sippl's response copied below to my California Public Records Act (CPRA) request, it has come to my attention that the 180/180 (Housing First) program is a charitable project operating under the tax-exempt status of the Homeless Services Center of Santa Cruz (as its nonprofit fiscal sponsor). As an advocate representing several disabled homeless people — individuals using wheelchairs and walkers having serious medical conditions making them vulnerable to robbery, (sexual) assault and the elements — who I believe are prime candidates for permanent housing, I am submitting a CPRA request. Specifically, I ask for the following:

- the most current records of City of Santa Cruz financial contributions to the 180/180 project.
- the most current budgets for the 180/180 project.
- the most current audits for the 180/180 project.
- the most current financial reports, not included in the two items above, for the 180/180 project.
- the most current agreements between the City of Santa Cruz and the Homeless Services Center of Santa Cruz about the 180/180 project.
- the most current records listing the members, organizations and agencies affiliated with the 180/180

program.”

**The City is not involved in funding the 180/180 project and therefore the City has no disclosable public records that are responsive to your request.**

Under the California Public Records Act (CPRA) you are entitled to copies of identifiable, non-exempt public records (Govt. Code section 6253). Please note that the CPRA requires the City to provide access to, or copies of, records responsive to your request which are in its possession, subject to certain exceptions. The CPRA does not require the City to provide information, answer questions, or create records which do not exist.

To the extent that any of the records you seek are attorney-client communications under the attorney-client privilege or are otherwise attorney-client privileged records, such records are exempt from disclosure under the CPRA pursuant to Government Code section 6254(k).

In addition, to the extent that any of the records you seek are drafts and notes that are not kept in the ordinary course of business for the City and which the City has determined that the public interest in withholding the record clearly outweighs the public interest in disclosure due to the particular details and nature of the records, such records are exempt from disclosure under the CPRA pursuant to Government Code section 6254(a). Also given the particular details and nature of certain records that you seek, to the extent that such records involve communications to decision makers within the City for which final decisions have not yet been made and final actions have not yet been taken and/or the City has determined that the public interest in withholding the record clearly outweighs the public interest in disclosure, such records are exempt from disclosure under the CPRA pursuant to Government Code section 6255.

If you have any questions, please contact me.

Nydia Patiño  
Records Coordinator  
City of Santa Cruz

