



Lozano Smith

ATTORNEYS AT LAW

Harold M. Freiman
Attorney at Law

E-mail: hfreiman@lozanosmith.com

March 28, 2024

By E-Mail: thad@northcoastjournal.com

Thadeus Greenson
News Editor
The North Coast Journal
310 "F" Street
Eureka, CA 95501

Re: California Public Records Act Request

Dear Mr. Greenson:

As you are aware, our firm represents Eureka City Schools ("District"), which is in receipt of your California Public Records Act ("CPRA") (Gov. Code, § 7920.000 et seq.) request dated March 18, 2024, for specified records of the District. You specifically requested:

All correspondences, including but not limited to emails, in which Eureka City School Board members were provided resolution No. 23-24-023 and the related Agreement for Exchange of Real Property between Eureka City Schools and AMG Communities — Jacobs, LLC in advance of the board's Dec. 14, 2023, meeting.

Accordingly, enclosed with the transmission of this correspondence, the District is providing you with responsive, non-exempt, documents. Please be advised that the following types of documents are exempt from disclosure under the CPRA and on that basis are being withheld:

- Documents or information protected under the attorney-client communication privilege. (Gov. Code, § 7927.705; Evid. Code, §§ 952 and 954; Bus. & Prof. Code, § 6068.)
- Confidential closed session materials (Kleitman v. Superior Court (1999) 74 Cal.App.4th 324, as modified, review denied; Gov. Code, §§ 7927.705, 54957.2, subd. (a), and 54963.)
- Any records that constitute drafts, notes, and/or pre-decisional deliberations pursuant to the deliberative process privilege. (Gov. Code, §§ 7927.500, 7922.000; *Times Mirror Company v. Superior Court* (2001) 53 Cal.3d 1325, 1341.)

Limited Liability Partnership

2001 North Main Street, Suite 500 Walnut Creek, California 94596 Tel 925-953-1620 Fax 925-953-1625

Thadeus Greenson

March 28, 2024

Page 2

One of the enclosed documents has a redaction noted on it; the portion redacted is protected by the attorney-client privilege.

Please note that pursuant to Government Code section 7922.540, subd. (b), Gary Storts, Superintendent, is the person responsible for asserting the exemptions.

Sincerely,

LOZANO SMITH



Harold M. Freiman

HMF/ALP

cc: Gary Storts, Superintendent, Eureka City Schools



Micalyn Harris <harrismicalyn@eurekacityschools.org>

Attorney-Client | Confidential: DRAFT - 12.14.23 Agenda - Item Added

1 message

Micalyn Harris <harrismicalyn@eurekacityschools.org>

Fri, Dec 8, 2023 at 3:45 PM

To: Jessica Rebholtz <rebholtzj@eurekacityschools.org>, Lisa Ollivier <ollivierl@eurekacityschools.org>, Susan Johnson <johnsonsusan@eurekacityschools.org>, Mike Duncan <duncanm@eurekacityschools.org>, Rebecca Pardoe <pardoer@eurekacityschools.org>

Cc: "Arielle L. Percival" <apercival@lozanosmith.com>, "Ed. Fred Van Vleck" <vanvleckf@eurekacityschools.org>, Paul Ziegler <zieglerp@eurekacityschools.org>, Gary Storts <stortsg@eurekacityschools.org>

Hi Board members,

The attached **draft** agenda is the agenda reviewed by Mike/Susan yesterday in the President/Clerk review with the addition of one item, D/A Item M(33).

Based on internal conversations, and conversations with legal counsel re M(33), Fred needs additional time to review this item with Gary and Paul. **That said, we will be holding off publishing the agenda until closer to the 72-hour mark on Monday, December 11th.**

Please note this agenda remains highly confidential and is not public until Monday afternoon.

Thank you.

Micalyn

Micalyn Harris

Executive Assistant

Superintendent's Office

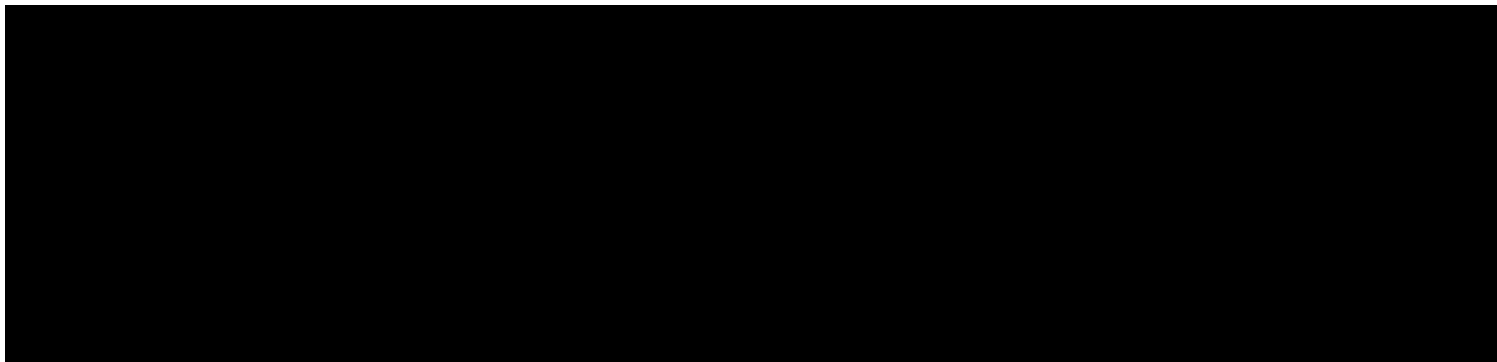
Eureka City Schools | 2100 J Street | Eureka, CA 95501

harrismicalyn@eurekacityschools.org

Tel: (707) 441-2414

Fax: (707) 441-3326

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Micalyn Harris <harrismicalyn@eurekacityschools.org>

Confidential: Closed Session Documents | Attorney-Client

1 message

Micalyn Harris <harrismicalyn@eurekacityschools.org>

Mon, Dec 11, 2023 at 2:39 PM

To: Jessica Rebholtz <rebholtzj@eurekacityschools.org>, Lisa Ollivier <ollivierl@eurekacityschools.org>, Susan Johnson <johnsonsusana@eurekacityschools.org>, Mike Duncan <duncanm@eurekacityschools.org>, Rebecca Pardoe <pardoe@eurekacityschools.org>

Cc: Gary Storts <stortsg@eurekacityschools.org>, Fred Van Vleck <vanvleckf@eurekacityschools.org>, "Harold M. Freiman" <hfreiman@lozanosmith.com>, Paul Ziegler <zieglerp@eurekacityschools.org>

Hi everyone,

Attached is a copy of the Resolution (and attached Agreement), which will be discussed during the closed session as Item C(5). Harold will be joining us virtually at 5:30 p.m. The Board can then discuss the next steps and determine if to move forward.

Thank you.

Micalyn

Micalyn Harris

Executive Assistant

Superintendent's Office

Eureka City Schools | 2100 J Street | Eureka, CA 95501

harrismicalyn@eurekacityschools.org

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CONFIDENTIAL - Reso 23-24-023 and Attached Agreement - Sent to Bd for Closed Session - 12.11.23.pdf

423K

Re: Confidential: Closed Session Documents | Attorney-Client

1 message

Micalyn Harris <harrismicalyn@eurekacityschools.org>

Mon, Dec 11, 2023 at 4:55 PM

To: Jessica Rebholtz <rebholtzj@eurekacityschools.org>, Lisa Ollivier <ollivierl@eurekacityschools.org>, Susan Johnson <johnsonsusan@eurekacityschools.org>, Mike Duncan <duncanm@eurekacityschools.org>, Rebecca Pardoe <pardoe@eurekacityschools.org>

Cc: Gary Storts <stortsg@eurekacityschools.org>, Fred Van Vleck <vanvleckf@eurekacityschools.org>, "Harold M. Freiman" <hfreiman@lozanosmith.com>, Paul Ziegler <zieglerp@eurekacityschools.org>

UPDATED: Attached is the Draft RESO and Attached Agreement

Hi everyone, I previously only sent the Agreement. Please review the attached doc instead of the one I previously sent. Thank you! Micalyn

Micalyn Harris

Executive Assistant

Superintendent's Office

Eureka City Schools | 2100 J Street | Eureka, CA 95501

harrismicalyn@eurekacityschools.org

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On Mon, Dec 11, 2023 at 2:39 PM Micalyn Harris <harrismicalyn@eurekacityschools.org> wrote:

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Micalyn Harris

Executive Assistant

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CONFIDENTIAL - Reso 23-24-023 and Attached Agreement - Sent to Bd for Closed Session - 12.11.23.pdf
471K



Micalyn Harris <harrismicalyn@eurekacityschools.org>

ECS BOARD/CABINET EMAIL - Board Meeting - Thursday, December 14, 2023

1 message

Micalyn Harris <harrismicalyn@eurekacityschools.org>

Mon, Dec 11, 2023 at 5:15 PM

To: Jessica Rebholtz <rebholtzj@eurekacityschools.org>, Lisa Ollivier <ollivierl@eurekacityschools.org>, Susan Johnson <johnsonsusan@eurekacityschools.org>, Mike Duncan <duncanm@eurekacityschools.org>, Rebecca Pardoe <pardoer@eurekacityschools.org>, Giselle Salas <gsalas37@eurekacityschools.org>

Cc: Cabinet <cabinet@eurekacityschools.org>

Hi ECS Board members,

The Board pack for the regular meeting on Thursday, December 14th, has now been posted to NovusAgenda.

Confidential Docs: Please review the Novus Agenda portal for the confidential Personnel Report, which has been attached to the item as confidential.

Please let me know if you have any questions.

Thank you!

Micalyn

Micalyn Harris

Executive Assistant

Superintendent's Office

Eureka City Schools | 2100 J Street | Eureka, CA 95501

harrismicalyn@eurekacityschools.org

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