

Jane Hagan

From: "Jane Hagan" <jhagan@inrpower.com>
To: "Mark Huddleston" <HuddleMD@jacksoncounty.org>
Cc: "Bud" <budrees@hotmail.com>
Sent: Tuesday, January 06, 2009 4:31 PM
Attach: SC Information Request Form Flywater1.pdf
Subject: Public Documents

I'm sorry to be asking your help once again to pry public documents loose from Shady Cove. I have attached a file containing an information request with attachments that was submitted to City Hall on 12/23/08. At the time, although she was unwilling to put anything in writing, the deputy recorder told my husband she knew nothing about the requested material.

My husband went back on 12/30/08 to ask yet again. The deputy recorder was not there but the Admin/Planning clerk was and told Bud she had never seen a check of that magnitude come through the city accounting system. Again, nothing in writing.

My husband asked for an appointment in writing with the City Administrator last week for this morning and was told she was out sick, after having been on vacation and unavailable for over two weeks. No indication was given as to when she would be available to meet with my husband regarding these documents.

So here we are with no documents and nothing in writing stating whether the documents even exist or not, and no idea of when we can get something definitive from City Hall. A tentative decision has already been made by County Development Services to divide the property in question into two parcels. The deadline for requesting a hearing to reverse that decision is Jan 12th, and thus far we have been unable to get documents with which to protest the action by the County.

Can you help us?

Jane Hagan

Jane Hagan

From: "Jane Hagan" <jhagan@inrpower.com>
To: "Mark Huddleston" <HuddleMD@jacksoncounty.org>
Sent: Friday, January 16, 2009 1:48 PM
Attach: Resolution 07-07.pdf; JCtyPHNot020209.pdf
Subject: Re: Public Documents

Mr. Huddleston, it has now been nearly a month since we first requested public records from the City of Shady Cove. Of the list we requested only one item has been provided to date. Although we requested a written explanation for the delay in obtaining the remaining documents, none was forthcoming and the continuing excuse of attorney review was offered verbally by the City.

In the one item we did receive (attached), it has come to light that the attorney for Malepsy is not licensed to practice law in OR. We have already checked into that with Leone Gholston, Media Specialist, Oregon State Bar in Tigard. I would think that would preclude any review authority that attorney would have over the remaining documents which are being held up.

We will be leaving town toward the end of next week and won't return until near the date of the hearing with the Jackson County Hearings Officer (see attached). Any help you can provide in getting the remaining documents released is appreciated.

Jane Hagan

4/9/2009

Jane Hagan

From: "Jane Hagan" <jhagan@inrpower.com>
To: "Mark Huddleston" <HuddleMD@jacksoncounty.org>
Cc: "Elise Smurzynski" <cityadmin@embarqmail.com>; "Ron Holthusen" <holthusenr@embarqmail.com>
Sent: Wednesday, January 28, 2009 2:29 PM
Subject: Public Records-Shady Cove

On January 7, 2009, you advised that an insufficient amount of time had gone by to qualify the City's lack of response to our request for public documents to be considered excessive under ORS 192.420 and 192.440. It has now been five weeks since our Request for Information was submitted to City Hall. We asked about the status of the documents again on February 21, 2009, before we left town for a week. We have still heard nothing from back from the City.

We have a hearing with Donald Rubenstein, County Hearings Officer, at 10:35 am on Monday, February 2, 2009, on the subject of the Flywater, LLC, application for partition of the parcel which appears to have been illegal sold to it by the City of Shady Cove on February 11, 2008. The documents the City has refused to provide to us so far will go a long way towards supporting our request for this hearing. Otherwise, we could be out the \$250 hearing fee and the time and energy we have invested in this question.

Are you still unwilling to intercede for us with the City to help us obtain the documents we need? We need to find out as soon as possible so we can decide what other steps we may need to take.

Thank you.

Jane Hagan

4/9/2009

Forrest D. Rees
22348 Hwy. 62
Shady Cove, OR 97539
541-878-2111

March 4, 2009

I, Forrest Rees, the undersigned, request the District Attorney of Jackson County to order Shady Cove City Administration and its employees to produce a copy the following records:

1. Audio recording of the executive session of the city council meeting of April 5, 2007 where the purchase of land was discussed.

I asked for a copy of these records on Feb. 24, 2009 at City Hall 22451 Hwy. 62, Shady Cove, OR 97539. The request was denied by the following person:

1. Margaret Borgen, Deputy City Recorder on Feb. 25, 2009.

Forrest D. Rees

Attachments:

Request for Information

Letter of Advice (OP-6376) May 18, 1990

Discussion

Exhibits

Jane Hagan
22348 Hwy. 62
Shady Cove, OR 97539
541-878-2111
April 14, 2009

I, Jane Hagan, the undersigned, request the District Attorney of Jackson County to order Shady Cove City Administration and its employees to produce a copy the following records:

1. Audio recording of the executive session of the city council meeting of March 15, 2007, where the proposed purchase of land was discussed.

I asked for a copy of these records on March 31, 2009, at City Hall 22451 Hwy. 62, Shady Cove, OR 97539. The request has been delayed for the past two weeks by the following persons:

1. Elise Smurzinski, City Administrator, on April 7, 2009
2. Margaret Borgen, Deputy City Recorder, on April 14, 2009

Jane Hagan

Attachments:

Shady Cove Request for Information, along with email removing one of the two public records requested.

Letter of Advice (OP-6376) May 18, 1990

Discussion