



**CITY OF NEWPORT BEACH**

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Newport Beach, California 92660  
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newportbeachca.gov

June 14, 2018

**Delivery Via Email No. 308281**

Mr. James Mosher

**RE: RESPONSE TO PUBLIC RECORDS ACT REQUEST DATED JUNE 2, 2018  
NOTICE OF DETERMINATION**

The City of Newport Beach ("City") has received and reviewed your California Public Records Act request dated Saturday, June 2, 2018 and received by the City on Monday, June 4, 2018. This response will serve as the City's notice of determination as to whether the request in whole or part seeks the production of non-exempt, non-privileged, disclosable public records in the possession of the City, pursuant to the California Public Records Act ("Act") (Gov. Code §§ 6250 *et seq.*).

Based on your request for "I would like to inspect any communications regarding the City Manager recruitment, including particularly any communications involving staff, Council and/or Roberts Consulting Group regarding the preparation and approval, per page A-3 of contract C-8550-1, of the recently posted recruitment brochure", City staff conducted a review of City records and has determined that the City is not in possession of any records responsive to your request, citing the following exemptions:

Deliberative Process Privilege: Based on the facts of the particular case the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure of the record. (Gov. Code § 6255(a).)

Drafts: Preliminary drafts, notes, or interagency or intra-agency memoranda that are not retained by the public agency in the ordinary course of business, if the public interest in withholding those records clearly outweighs the public interest in disclosure. (Gov. Code § 6254(a).)

The City provides a copy of the finalized brochure at the following web address:  
[www.newportbeachca.gov/government/open-government/job-opportunities/apply-online](http://www.newportbeachca.gov/government/open-government/job-opportunities/apply-online)

Should you have any questions, please do not hesitate to contact our office.

Sincerely,

  
Eric Bryan  
Records Specialist