CITY OF TWIN FALLS

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[redacted]

Update to the Public Records Request – #5299[redacted]

Dear[redacted]

Based upon the scope and breadth of public request #5254 which requested the same information as request #5299 for as single fiscal year, it is determined that it will take 12 hours to respond to your request (roughly 2 hours per fiscal year requested).

Idaho Code §74-102(10) allows the City to charge a fee for the compilation of public records requests when:

(i) The request is for more than one hundred (100) pages of paper records; or (ii) The request includes records from which nonpublic information must be deleted; or (iii) The actual labor associated with responding to requests for public records in compliance with the provisions of this chapter exceeds two (2) person hours.

Further, Idaho Code 74-102(11) states,

A requester may not file multiple requests for public records solely to avoid payment of fees. When a public agency or independent public body corporate and politic reasonably believes that one (1) or more requesters is segregating a request into a series of requests to avoid payment of fees authorized pursuant to this section, the public agency or independent public body corporate and politic may aggregate such requests and charge the appropriate fees. The public agency or independent public body corporate and politic may consider the time period in which the requests have been made in its determination to aggregate the related requests. A public agency or independent public body corporate and politic shall not aggregate multiple requests on unrelated subjects from one (1) requester.

Requester names and personal contact details redacted by Oversight Archive.

For purposes of this response, we have estimated the following time and costs necessary to adequately review, redact, and respond to your request:

Person	Rate	Hours	Total
Budget Coordinator	$ 47.29	12.0	$ 567.48
Total			$ 567.48

Before the City of Twin Falls can undertake this work and incur these costs, you will need to provide the City of Twin Falls with payment of $ 567.485 (See Idaho Code § 74-102(10) and (12)).

Once the City of Twin Falls receives this advanced payment from you it will begin the process of printing and/or reviewing the documents and will notify you when they are available for delivery to you. If the actual amount of work and copy charges is greater than the advanced payment above, you will be asked to make any necessary additional payment at the time the documents are delivered to you. If the advanced payment is greater than the actual amount of work and copy charges, the difference will be refunded to you at the time of document delivery or shortly thereafter.

An attorney for the City of Twin Falls has reviewed your request and this response.

NOTICE: PURSUANT TO IDAHO CODE § 74-115 YOU HAVE 180 DAYS TO APPEAL THIS DECISION BY FILING A PETITION IN STATE DISTRICT COURT IN THE COUNTY WHERE ALL OR PART OF THE RECORDS ARE LOCATED

Sincerely,

/s/ Bruce Castleton

Bruce Castleton
City Attorney
City of Twin Falls