



September 23, 2021

Via Electronic Mail

Attn: Gregg Horton

Re: Request for Public Records Received 9/13/2021

Dear Gregg Horton:

The City of Benicia (“City”) is in receipt of your email request seeking “record sufficient to determine the number of Benicia Firefighters who are vaccinated for COVID-19”. You also requested “any records tracking the vaccination rate of Benicia Firefighters over time.” This letter shall serve as the City’s formal written response to your request under the California Public Records Act (Government Code section 6250 *et seq.*). A copy of your request is enclosed for reference.

The City wishes to cooperate to the fullest extent possible with the Public Records Act. Under established California law, the City is obliged to comply with a request for a public record so long as the requester makes a specific and focused request for information, that information is maintained by the City in its ordinary course of business, the information is disclosable, and the record can be located with reasonable effort. The Public Records Act provides for the inspection or copying of existing identifiable public records; it does not compel the City to create new records, lists, privilege logs, or reports in response to a request.

The City is required to determine whether the request, in whole or in part, seeks copies of disclosable public records. Pursuant to the California Public Records Act (Government Code §§6250 *et seq.*), such determination must take place within ten (10) days of the City’s receipt of the request, unless the requestor is advised that more time is needed. Consistent with that requirement, the City has determined that your request, or part of it, seeks disclosable public records.

In response to your request, the Fire Dept. provided the following information:

- Currently, 23 of 37, or 62%, of Fire Dept. staff are vaccinated.

This is the only responsive information that is available in response to your request.

Please be advised that the timelines for a response required under Benicia Municipal Code Chapter 4.12 were suspended on April 7, 2020, by Resolution No. 20-32, as staffing limitations severely impact the City's ability to timely respond to such requests. This suspension shall remain in effect until the termination of the declared state of emergency or until such time as it is terminated by the Director of Emergency Services or the City Council of the City of Benicia. The City continues its commitment to governmental transparency and will continue to issue responses to requests pursuant to the requirements of the California Public Records Act.

We consider this request fulfilled. If you have any questions about this response, please feel free to contact me directly at jbergstrom@ci.benicia.ca.us or 707-746-4200.

Sincerely,

A handwritten signature in black ink that reads "Jennifer Bergstrom". The signature is written in a cursive, flowing style.

Jennifer Bergstrom
Deputy City Clerk

cc: Benjamin Stock, City Attorney
Erik Upson, City Manager
Josh Chadwick, Fire Chief
Lisa Wolfe, City Clerk
File

From: [Jennifer Bergstrom](#)
To: [Jennifer Bergstrom](#)
Subject: FW: Benicia Firefighter COVID vaccination rates
Date: Thursday, September 23, 2021 3:46:31 PM

From: Gregg Horton <[REDACTED]>
Sent: Friday, September 10, 2021 6:54 PM
To: Lisa Wolfe <[REDACTED]>
Subject: Benicia Firefighter COVID vaccination rates

Hello!

Please provide record sufficient to determine the number of Benicia Firefighters who are vaccinated for COVID-19. Please also provide any records tracking the vaccination rate of Benicia Firefighters over time. Let me know if you have any questions.

Thanks!
Gregg