

From: [Webmaster](#)
To: [OpenRecordsAssistance](#)
Subject: Open Records Complaint
Date: Tuesday, August 24, 2021 11:24:18 AM

Submitted on Tue, 08/24/2021 - 11:09

Submitted by: Anonymous

Submitted values are:

Requestor Information

Requestor Contact Information

Jessica Vargas
705 2nd ave north
Texas city , Texas. 77590

4099161877

Governmental Body Information

Governmental Body Contact Information

City of Texas city
Justin Herter
1801 9th Ave north
Texas city, Texas. 77590
jherter@texascitytx.gov
4096435926

Public Information Request at issue in Complaint

How did you submit your public information request to the governmental body?

In person

Date of your public information request:

08/05/2021

Did the governmental body ask you to pay for the requested information?

Yes

How much did the governmental body ask you to pay for the information?

105.90

How much have you paid for the information at this time?

105.90

Background Information about Complaint

Have you contacted the governmental body about your complaint?

Yes

When did you contact the governmental body about your complaint?

The same day I paid for the request.

How did the governmental body respond to your complaint?

Told me to pay he 105.90\$ and wait 3-4 days for the request but I had already made him aware in person the day before that I accepted the charges and would be back in the morning to pick hem up. He then told me I couldn't get a refund.

Have you contacted another agency about your complaint?

No

Complaint based on Public Information Request

Which of the following options best describes the nature of your complaint?

Accepted charges in person, came back next morning to pick up and paid for them and Justin better told me I had to wait for them even though I had just paid for them.

Open Government Hotline

Yes

Upload Initial Request
{Empty}

Supporting Document
{Empty}

From: [Webmaster](#)
To: [OpenRecordsAssistance](#)
Subject: Open Records Complaint
Date: Thursday, August 5, 2021 7:47:25 AM

Submitted on Thu, 08/05/2021 - 07:33

Submitted by: Anonymous

Submitted values are:

Requestor Information

Requestor Contact Information

Jessica Vargas
805 2nd ave north
Texas city , Texas. 77590

4099161877

Governmental Body Information

Governmental Body Contact Information

City of Texas City
Justin Herter
1801 9th Ave north
Texas City, Texas. 77590
jherter@texascitytx.gov
4096435926

Public Information Request at issue in Complaint

How did you submit your public information request to the governmental body?

In person

Date of your public information request:

07/26/2021

Did the governmental body ask you to pay for the requested information?

No

Background Information about Complaint

Have you contacted the governmental body about your complaint?

Yes

When did you contact the governmental body about your complaint?

07/30/2021

How did the governmental body respond to your complaint?

Refused to provide the information.

Have you contacted another agency about your complaint?

Yes

Please provide the name and address of the agency you contacted about your complaint.

U.S. Department of housing and urban development

What action was taken by the other agency?

No hing

Complaint based on Public Information Request

Which of the following options best describes the nature of your complaint?

The governmental body's response to my public information request is inadequate.

Open Government Hotline

Yes

Upload Initial Request
{Empty}

Supporting Document
{Empty}

From: [OpenRecordsAssistance](#)
To: j
Subject: Open Records Complaint
Date: Thursday, August 5, 2021 12:42:31 PM

This e-mail acknowledges receipt of your correspondence alleging the City of Texas City (the “city”) is failing to comply with the Public Information Act (the “Act”), chapter 552 of the Government Code.

In order to evaluate your complaint, we need a copy of your original request for information, dated July 26, 2021, made to the city.

Your original request for information may be faxed to the Education and Enforcement Section of the Open Records Division at (512) 481-1992, submitted through our online form (<https://www.texasattorneygeneral.gov/open-government/open-records-complaint>), or mailed to P.O. Box 12548, Austin, Texas 78711.

Should you have any questions regarding this letter, please call the Open Government Hotline at (877) 673-6839.

Sincerely,

Education and Enforcement Section
Open Records Division

PLEASE NOTE: Any replies to this email will not be received.

909179
726827
Received by Open Records

NOV 15 2021



OFFICE OF THE CITY ATTORNEY

KYLE L. DICKSON, CITY ATTORNEY
KDICKSON@TEXASCITYTX.GOV

November 3, 2021

Attorney General of Texas
Honorable Ken Paxton
Attn: Open Records Division
PO Box 12548
Austin, Texas 78711-2548

RE: OAG ID 909179 – Jessica Vargas

Dear Sir/Madam:

This letter is in response to your October 19, 2021, letter. Below is a recap of the chronology of events related to this inquiry.

08-5-2021, Jessica Vargas (“Vargas”) submitted a request for all of Justin Herter’s outgoing emails for June and July of 2021. The request was submitted to the City’s IT department who confirmed that there were 885 possible emails. *See* Exhibit 1. Based on the number of emails responsive to the request, a cost estimate was set to her. *See* Exhibit 2.

08-24-21, Vargas came to City Hall and paid the cost estimate in full. She then later returned and demanded a refund claiming she should not have to make a payment in advance.

08-25-21, a request was sent to the City’s Finance Department asking that a check be issued for a refund \$109.50.

09-8-21, Vargas returned to City Hall and demanded a deposit amount to get her records completed. At her request, we reduced the deposit to \$78.75 and brought the cost estimate to the cashiers so she could pay it. According to the cashier, Vargas refused to pay the reduced amount and paid \$105.90. *See* Exhibit 3. The City’s Finance Department was notified to send her a check for the difference of \$105.90 and \$78.75, \$27.15. *See* Exhibit 4.

09-23-21, Vargas was sent the final invoice showing the total due of \$143.50. Applying the deposit of \$78.75, Vargas has a remaining balance due of \$64.75. *See* Exhibit 5. Shortly after receiving the final invoice Vargas returned to City Hall complaining that the invoice was different than the cost estimate. We attempted to explain the difference between an "estimate" and an "invoice," but she became increasingly loud and conformational. Due to her behavior, she was asked to leave City Hall.

Vargas will be provided the responsive documents upon receipt of the amount due of \$64.75. Since September 23, 2021, the City has not received any further communications from Vargas regarding this matter. Your October 19, 2021 was the first time knew Vargas has any issue(s) with her Open Records Request.

You may contact me directly if you need anything additional.

Respectfully,

By: 

Kyle L. Dickson, City Attorney

Justin Herter

From: City of Texas city <helpdesk@texascitytx.gov>
Sent: Thursday, September 09, 2021 10:58 AM
To: Justin Herter
Cc: Jack P. Oliver II; Lesley Ragsdale; Toby Searcy
Subject: Re: Open Records Request

****EXTERNAL EMAIL****

Hi Justin Herter,

This OOR for your emails is 885 emails

Ticket: <https://helpdesk.texascitytx.gov/helpdesk/tickets/199>

On Wed, Sep 8 at 2:47 PM, Justin <jherter@texascitytx.gov> wrote:
You did June and July so you can disregard. The other 3 are for different dates for me as well as Rhomari and Derek. Please just give me the numbers for them and I will make sure the cost estimate has been paid prior to working on them.

From: City of Texas city <helpdesk@texascitytx.gov>
Sent: Tuesday, September 07, 2021 2:55 PM
To: Justin Herter <jherter@texascitytx.gov>
Subject: Ticket Updated - Open Records Request

****EXTERNAL EMAIL****

Dear Justin Herter,

There is a new comment on your ticket.

You can also reply to this email to add your comment.

Robert Turner added a note:--
Didn't I do this one already?

Sent from my iPhone, ignore the Typ0s.

Sincerely,
City of Texas City Support Team
<https://helpdesk.texascitytx.gov/helpdesk/tickets/199>

Disclaimer

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the



Jessica Vargas
805 2nd Ave N
Texas City, TX 77590

We have received your request for information, dated: August 5, 2021.

We have determined that complying with your request will result in the imposition of a charge that exceeds \$40. Therefore, we are providing you with this cost estimate as required by section 552.2615 of the Texas Government Code.

Itemized List of Charges:

LN	ITEMS	QTY	FEE
1	Standard Size Paper Copies (black and white), \$0.10 per page	609	\$60.90
2	Personnel charges, \$15.00	3	\$45.00

Total cost: \$105.90

There is a less expensive way for you to obtain this information. You may narrow the scope of your request.

Your request will be considered automatically withdrawn if you do not notify us in writing within ten business days from the date of this letter that you either:

1. (a) accept the charges, or
2. (c) have sent to the Open Records Division of the Office of the Attorney General a complaint alleging that you are being overcharged for the information you have requested.

Sincerely,
Justin Herter



City of Texas City
ADMIN
1801 9TH Avenue N.
Texas City, TX 77590
409-948-3111

015592-0005 Raneisha 09/08/2021 09:16AM

MISCELLANEOUS

MISCELLANEOUS INCOME

MISCELLANEOUS INCOME

Principal

Interest

105.90

0.00

105.90

Subtotal

105.90

Total

105.90

CHECK

105.90

Check Number 01096342

Change due

0.00

Paid by: JESSICA VARGAS

Comments: JESSICA VARGAS

OPEN RECORDS

PIR 2021-1053

Thank you for your payment

CUSTOMER COPY
DUPLICATE RECEIPT

Request #:	2751
Time Spent:	
First Name:	Jessica
Middle:	
*Last:	Vargas

Show Click on the SHOW/HIDE button to VIEW Address Information.

General Information Request

Labels flagged with a * indicate a required field.

Return

Save

Tasks

Email

Attachment

Page

No

Fees

First 40 copies are free

▼

Number:

OR Act

Add

ITEMS	QTY	FEE	Remove
(black and white), \$0.10 per page	609	\$60.90	<input type="checkbox"/>
charges, \$15.00	3	\$45.00	<input type="checkbox"/>
override calculated cost of records:		<input type="checkbox"/>	
TOTAL FEES DUE:		\$105.90	PD

ate:

Payment Amount: \$75.75

☐ Credit Ca

Save

Return

Public Records Request by Destiny Software, Inc.

EXHIBIT

3

Blumberg No. 3208

memo

To: Laura Boyd
From: Justin Herter
CC: Jon Branson
Date: 9/8/2021
Re: Refund for open records payment

Laura,

Background

Ms. Vargas submitted a request for all of my outbound emails for the month of June 2021. IT found approximately 600 responsive emails and a cost estimate was generated for the amount of \$105.90. She came to City Hall last week and was provided a copy of the cost estimate.

Last week she came to City Hall and made the payment. Approximately 40 minutes later, she came to my office filming me with her phone stating that she wanted a refund and we could not charge her for the cost of producing the emails. I told her that I would process the refund and a check would be sent to her.

Current Issue

She came back on 9-07-21, stating she had the right to pay for a deposit for the fees. I reduced the amount due for a deposit to \$78.75 and provided the invoice to the cashiers. On 9-8-21, she told the cashier she wanted to pay the full amount which was not the correct amount.

I need a check to go to her for the amount of \$27.15 which is the difference.

Check to:

Jessica Vargas
805 2nd Ave North Texas City, Texas 77590
Account number



CITY OF TEXAS CITY

Public Information Request Invoice

Records Description: #PIR 2021-1053 Date: September 23, 2021

0

Attention: Jessica Vargas

Agency/Company:

Address: 805 2nd Ave N

Texas City, TX 77590

Telephone: 1-409-916-1877

E-Mail:

LN	ITEMS	QTY	FEE
1	Standard Size Paper Copies (black and white), \$0.10 per page	533	\$53.50
2	Personnel charges, \$15.00	6	\$90.00

TOTAL CHARGES/AMOUNT DUE THIS INVOICE

Total: \$143.50

Deposit \$78.75

Balance Due: \$64.75

Public Information/Charges

(Please make check payable to: City of Texas City)

PLEASE SUBMIT PAYMENT SO THAT WE MAY FORWARD THE INFORMATION YOU HAVE REQUESTED UNDER THIS INVOICE.

Mail Payment To: **City of Texas City**

Attn: City Secretary's Office

Enter Address here

Texas City, Texas





OFFICE OF THE CITY ATTORNEY

KYLE L. DICKSON, CITY ATTORNEY
KDICKSON@TEXASCITYTX.GOV

November 3, 2021

Attorney General of Texas
Honorable Ken Paxton
Attn: Open Records Division
PO Box 12548
Austin, Texas 78711-2548

RE: OAG ID 909179 – Jessica Vargas

Dear Sir/Madam:

This letter is in response to your October 19, 2021, letter. Below is a recap of the chronology of events related to this inquiry.

08-5-2021, Jessica Vargas ("Vargas") submitted a request for all of Justin Herter's outgoing emails for June and July of 2021. The request was submitted to the City's IT department who confirmed that there were 885 possible emails. *See* Exhibit 1. Based on the number of emails responsive to the request, a cost estimate was set to her. *See* Exhibit 2.

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RECEIVED
NOV 03 2021
OPEN RECORDS DIVISION

909179
925676


Page 2 of 2
November 3, 2021

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Vargas will be provided the responsive documents upon receipt of the amount due of \$64.75. Since September 23, 2021, the City has not received any further communications from Vargas regarding this matter. Your October 19, 2021 was the first time knew Vargas has any issue(s) with her Open Records Request.

You may contact me directly if you need anything additional.

Respectfully,


By: _____
Kyle L. Dickson, City Attorney

Justin Herter

From: City of Texas city <helpdesk@texascitytx.gov>
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City of Texas City Support Team
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Jessica Vargas
805 2nd Ave N
Texas City, TX 77590

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2	Personnel charges, \$15.00	3	\$45.00

Total cost: \$105.90

There is a less expensive way for you to obtain this information. You may narrow the scope of your request.

Your request will be considered automatically withdrawn if you do not notify us in writing within ten business days from the date of this letter that you either:

1. (a) accept the charges, or
2. (c) have sent to the Open Records Division of the Office of the Attorney General a complaint alleging that you are being overcharged for the information you have requested.

Sincerely,
Justin Horter



City of Texas City
ADMIN
1801 9TH Avenue N.
Texas City, TX 77590
409-948-3111

015592-0005 Raneisha 09/08/2021 09:16AM

MISCELLANEOUS

MISCELLANEOUS INCOME
MISCELLANEOUS INCOME
Principal
Interest

105.90
0.00

Subtotal
Total

105.90
105.90
105.90

CHECK
Check Number 01096342

Change due 0.00

Paid by: JESSICA VARGAS

Comments: JESSICA VARGAS
OPEN RECORDS
PIR 2021-1053

Thank you for your payment

CUSTOMER COPY
DUPLICATE RECEIPT

it One v	Request #:	2751
2021	Time Spent:	
t: Jessica	Middle:	*Last: Vargas

Show Click on the SHOW/HIDE button to VIEW Address Information.

General Information Request

Labels flagged with a * indicate a required field.

Return **Save**

Tasks **Email** **Attachment** **Print**

Fees

First 40 copies are free

Number: OR Act

ITEMS	QTY	FEE	Return
(black and white), \$0.10 per page	609	\$60.90	<input type="checkbox"/>
charges, \$15.00	3	\$45.00	<input type="checkbox"/>

override calculated cost of records: ☐

TOTAL FEES DUE: \$105.90 PD

ate: Payment Amount \$78.75 ☐ Credit C

Save

Return

Public Records Request by Destiny Software, Inc.



memo

To: Laura Boyd
From: Justin Herter
CC: Jon Branson
Date: 9/8/2021
Re: Refund for open records payment

Laura,

Background

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Last week she came to City Hall and made the payment. Approximately 40 minutes later, she came to my office filming me with her phone stating that she wanted a refund and we could not charge her for the cost of producing the emails. I told her that I would process the refund and a check would be sent to her.

Current Issue

She came back on 9-07-21, stating she had the right to pay for a deposit for the fees. I reduced the amount due for a deposit to \$78.75 and provided the invoice to the cashiers. On 9-8-21, she told the cashier she wanted to pay the full amount which was not the correct amount.

I need a check to go to her for the amount of \$27.15 which is the difference.

Check to:

Jessica Vargas
805 2nd Ave North Texas City, Texas 77590
Account number



CITY OF TEXAS CITY

Public Information Request Invoice

Records Description: #PIR 2021-1053 Date: September 23, 2021
0

Attention: Jessica Vargas
Agency/Company:
Address: 805 2nd Ave N
Texas City, TX 77590
Telephone: 1-409-916-1877
E-Mail:

LN	FEES	QTY	FEES
1	Standard Size Paper Copies (black and white), \$0.10 per page	533	\$53.50
2	Personnel charges, \$15.00	6	\$90.00

TOTAL CHARGES/AMOUNT DUE THIS INVOICE

Total: \$143.50
Deposit \$78.75
Balance Due: \$64.75

Public Information/Charges

(Please make check payable to: City of Texas City)

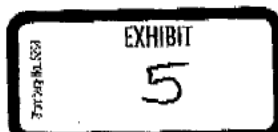
PLEASE SUBMIT PAYMENT SO THAT WE MAY FORWARD THE INFORMATION YOU HAVE REQUESTED UNDER THIS INVOICE.

Mail Payment To: City of Texas City

Attn: City Secretary's Office

Enter Address here

Texas City, Texas



909179
914346

RECEIVED

AUG 25

OPEN RECORDS DIVISION



CITY OF TEXAS CITY

1801 - 9th Avenue North
P.O. Drawer 3837
Texas City, Texas 77592-2608



7007 0710 0005 1484 5517



Jessica Vargas
805 2nd Ave North
Texas City, Texas 77590



FP[®] US POSTAGE
\$006.96²

FIRST-CLASS-100
Zip 77590

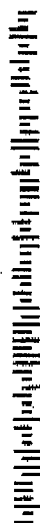
08/18/2021
034A 0061800950

752037541 0017



CITY OF TEXAS CITY

1801 - 9th Avenue North
P.O. Drawer 2608
Texas City, Texas 77592-2608



Jessica Vargas
805 2nd Ave North
Texas City, Texas 77590



US POSTAGE
\$000.51

7/25/2021
ZIP 77590

034A 0081800960

77592-2608

0081800960

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Jessica Vargas Date of Public Information Request: 08/05/2021
Address/City/State/Zip: 805 2nd Ave North Texas City TX 77590
Name & Description of requested documents: I am requesting all of Justin Porter's outgoing emails from June 1st 2021 to July 1st 2021.

☒ I wish to receive copies of the requested documents (.10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

☐ Postal Mail ☒ Phone 409-916-1877 ☒ E-Mail address

In making this request, I understand that the City of Texas City is under no obligation to create a document. I further understand that the information will be released in accordance with the Public Information Act, which may require a determination as to confidentiality by the Texas Attorney General prior to release. I further understand that the City of Texas City has ten (10) business days in which to request such a determination and/or to comply with this request.

Government bodies are not required to answer questions or perform legal research under the Public Information Act. We are to provide documents that are already in existence. Review or access of Public Information is available to the public during our normal business hours.

Requestor Signature

Received by

Receive Date

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:			
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	RELEASED BY:
CATEGORY:			REVIEWED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:		

Signature for receipt of Public Record:

Date Received:

COTC-CITY HALL
1801 9TH AVE N
TEXAS CITY, TX 77692
409-948-3111

SALE

2021 09:25AM

REF#: 00000007

09:25:49

APPR CODE: 004031

BATCH #: 000006

DD: 0001

TID: 008

Swiped

VISA

AMOUNT \$105.90

APPROVED

THANK YOU

PLEASE COME AGAIN

CUSTOMER COPY

Change due

Paid by: JESSICA VARGAS

Comments: JESSICA VARGAS
OPEN RECORDS

Signature: _____

Thank you for your payment

CUSTOMER COPY
DUPLICATE RECEIPT

I'm faxing over 2 envelopes from the city attorneys office. The first envelope is from when I previously requested some open records in July. I'm sending it to show that when he responded, I received his response in the mail within a decent time frame. The second envelope is from when I requested some open records on the city attorney Justin Herter. I'm attaching them to show the difference. Being when I requested open records on another city employee and received the response with a regular stamp at 5:00 in a decent time frame. The second envelope is showing I requested records on the 5th of August, about the city attorney and I NEVER received a response until I went to city hall in person. He then told me he emailed me and mailed me something in which I told him I never received. The day after I went to ask about it, I then received a letter the next day with his response showing post dated for 8/18/2021 and that for this letter he did certified mail. I never received it as certified mail as you can see the certified green part is ripped off and not by me, and I kept the letter stated to show I had to go down to pick up the response in person. I will go to post office to see why it took so long and why and how it went from certified to regular mail.

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

909177
914349
RECEIVED

AUG 31 2021

OPEN RECORDS DIVISION

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Jessica Vargas Date of Public Information Request: 08/23/2021

Address/City/State/Zip: 805 2nd Ave North, TX City, TX 77590

Name & Description of requested documents: I am requesting the complete and entire personnel files of Officer Martinez #4174, Officer M. Gonzalez #3940, and Officer Taylor #3985. I would like and all certifications, and sustained complaints, and any training these officers have received for 2021

☒ I wish to receive copies of the requested documents (.10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

☐ Postal Mail ☒ Phone 409-916-1877 ☒ E-Mail address:

In making this request, I understand that the City of Texas City is under no obligation to release a document. I further understand that the information will be released in accordance with the Public Information Act, which may require a determination as to confidentiality by the Texas Attorney General prior to release. I further understand that the City of Texas City has ten (10) business days in which to request such a determination and/or to comply with this request.

Government bodies are not required to answer questions or perform legal research under the Public Information Act. We are to provide documents that are already in existence. Review or access of Public Information is available to the public during our normal business hours.

[Signature]
Requestor Signature

Received by

08/23/2021
Receive Date

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:			
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:		RELEASED BY:	
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record: [Signature]

Date Received: 8/32/21

I am filing a complaint against Justin Hester for not fulfilling my request for the complete and entire personnel files for the officers. I did not receive a file at all for B. Martinez, and the only thing I received for the other two officers was evaluations. None of the training I asked for, or complaints. The other thing is, he ~~always~~ does not have my contact email correct, when on the request it says what it is, and this is probably like the 5th or 6th request I've filed and he's never once confirmed my email or ever contacted me to let me know when records are ready, I always have to go up to City Hall and ask for the records. With these records I requested them on the 23rd of August they were ready on the 25th of August, I went in on the 27th of August to file another open request, and Justin Hester still FAILED to inform me that the records were ready. It wasn't until I went back up there on the 30th ~~to~~ to find out about them, then they gave them to me.

[Print](#)

Please wait to print... saving Request information.

Public Request for Records**Request Made Via:****Date Entered:** 08/23/2021**Name:** Jessica Vargas**Topic:****Daytime Phone:** 1-409-916-1877**Mailing Address:** 805 2nd Ave N**City:** Texas City**State:** TX**Email Addr:****My Tracking Number:** PIR 2021-1115**Time Spent:****Company:****Cell or Other Phone:****Suite/Apt.****Zip:** 77590**General Information Request****Request Received By:** Justin Herter**Date Received:** 08/23/2021**Request Status:** In Review Process**Does this request
need attorney review:** No**Delivery Method****Requested:****Department:** City Attorney Office**Due Date:** 09/06/2021**Records Provided:****If yes, then date forwarded:****All Tasks Completed?** N**Billed/No 36 HR?** N**Be specific:** Include address and owner of property, file name or number, time period, incident location and date, etc.***In accordance with the provisions of the Public Information Act, I hereby request copies of the following (please be specific)**

Employment records Officer Martinez #4147, Officer Gonzalez 3990 and Officer Haynes #3985 See attached.

Property Address:**if applicable****PLEASE BE ADVISED THAT IN ORDER TO PROCESS FIRE DEPARTMENT REQUESTS YOU MUST PROVIDE THE DATE AND ADDRESS.****WAIVER:**

Texas Law gives the public the right to access records of governmental agencies, including those of the City of Texas City. State Law also provides that certain records are the exception to the law and are not available to the public (See Public Information Act). Request must be for information or records already in existence. The City of Texas City is happy to provide you with the records you are requesting and will do so promptly within our regular work schedule.

The act does not require the governmental body to create new information, to do legal research, or to answer questions.

Do you give permission to redact (remove) any information that is confidential pursuant to the Attorney General's Public Information Act, Sections: 522.101: Judicial Decisions; 522.102: Employees' personal privacy; 522.117: employee address, telephone nos., Social Security Nos, personal family information; 522.1175: personal information of security officers; 522.130(a); Driver's License, Permit, Title,

RECEIVED

AUG 23

OPEN RECORDS DIVISION

PAGE 1/2 * RCVD AT 8/23/2021 3:56:40 PM [Central Daylight Time] * SVR:OAGALAAVRFAX/13 * DNIS:5

Ms. Vargas,

Good afternoon!!!

The TCHA cannot fulfill your FOIA request because of Section 552.102 of the Texas Public Information Act: "Confidentiality of Certain Personnel Information."

Please let me know if you have any other questions or concerns.

Thanks!!!

Benjamin A. Davis
Deputy Executive Director



969179
913477



FOIA REQUEST



Me

To Benjamin Davis & 4 more

Aug 9 at 4:17 PM



Good afternoon Benjamin!!!

I am FOIA requesting your complete and entire TCHA employee personnel file. I have already spoke to the Harris County HUD field office as well about this prior to this email. Thank you and have a blessed day

From: [Webmaster](#)
To: [OpenRecordsAssistance](#)
Subject: Open Records Complaint
Date: Monday, August 23, 2021 12:45:10 PM

Submitted on Mon, 08/23/2021 - 12:38

Submitted by: Anonymous

Submitted values are:

Requestor Information

Requestor Contact Information

Jessica Vargas
805 2nd ave north
Texas City , Texas. 77590

4099161877

Governmental Body Information

Governmental Body Contact Information

Texas City Housing Authority
Benjamin Davis
PO Box 1767
Texas city , Texas. 77592
bdavis@tchousing.net
4099454011

Public Information Request at issue in Complaint

How did you submit your public information request to the governmental body?

Email

Date of your public information request:

08/09/2021

Did the governmental body ask you to pay for the requested information?

No

Background Information about Complaint

Have you contacted the governmental body about your complaint?

Yes

When did you contact the governmental body about your complaint?

Email

How did the governmental body respond to your complaint?

No response

Have you contacted another agency about your complaint?

No

Complaint based on Public Information Request

Which of the following options best describes the nature of your complaint?

I requested information more than 10 business days ago, and I have received no response from the governmental body.

Open Government Hotline

Yes

Upload Initial Request

{Empty}

Supporting Document

{Empty}

From: [OpenRecordsAssistance](#)
To:
Subject: Open Records Complaint
Date: Monday, August 23, 2021 1:22:35 PM

This e-mail acknowledges receipt of your correspondence alleging the Texas City Housing Authority (the “authority”) is failing to comply with the Public Information Act (the “Act”), chapter 552 of the Government Code.

In order to evaluate your complaint, we need a copy of your original request for information, dated August 9, 2021, made to the authority.

Your original request for information may be faxed to the Education and Enforcement Section of the Open Records Division at (512) 481-1992, submitted through our online form (<https://www.texasattorneygeneral.gov/open-government/open-records-complaint>), or mailed to P.O. Box 12548, Austin, Texas 78711.

Should you have any questions regarding this letter, please call the Open Government Hotline at (877) 673-6839.

Sincerely,

Education and Enforcement Section
Open Records Division

PLEASE NOTE: Any replies to this email will not be received.



FOIA REQUEST



Me

To Benjamin Davis & 4 more
Aug 9 at 4:17 PM



Good afternoon Benjamin!!!

I am FOIA requesting your complete and entire TCHA employee personnel file. I have already spoke to the Harris County HUD field office as well about this prior to this email. Thank you and have a blessed day

RECEIVED

AUG 23 2021

OPEN RECORDS DIVISION

PAGE 1/2 * RCVD AT 8/23/2021 3:56:40 PM [Central Daylight Time] * SVR:OAGAL4AVRFA/X/13 * DNIS:5

Ms. Vargas,

Good afternoon!!!

The TCHA cannot fulfill your FOIA request because of Section 552.102 of the Texas Public Information Act: "Confidentiality of Certain Personnel Information."

Please let me know if you have any other questions or concerns.

Thanks!!!

Benjamin A. Davis
Deputy Executive Director



911948
913478

OCT 04 2021

**PUBLIC INFORMATION ACT REQUEST CERTIFICATION FROM
GOVERNMENTAL BODY**

RE: OAG ID# 911948

911948
921137

Please complete this form to indicate the manner in which the referenced request will be or has been answered. Include your signature and date.

I am the officer of public information, or the authorized representative, for the following governmental body (the "governmental body"): Texas City Housing Authority

I am aware of a public information request to the governmental body from the requestor (the "requestor"): Jessica Vargas

Please initial the certification that applies.

X I certify the governmental body has made available to the requestor all existing responsive information that this governmental body owns, controls, or has a right of access to.

 I certify the governmental body has conducted a good faith search of information that this governmental body owns, controls, or has a right of access to, and has found no such information that is responsive to the requestor's public information request.

 I certify the governmental body has supplied the requestor all existing responsive information for which the governmental body is not claiming an exception, and has requested an attorney general's decision regarding the responsive information the governmental body believes is excepted from disclosure.

Public Information Officer, or Authorized Representative

Benji A. Davis
Signature

09/28/2021
Date

Benjamin A. Davis
Printed Name

Deputy Executive Director
Title

Transmission Report

Date/Time 09-28-2021
Local ID 1 4099434525

03:25:56 p.m.

Transmit Header Text
Local Name 1

Texas City Housing Authority

This document : Failed
(reduced sample and details below)
Document size : 8.5"x11"



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

September 14, 2021

9/28/21

Mr. Benjamin Davis
Deputy Executive Director
Texas City Housing Authority
P.O. Box 1767
Texas City, Texas 77592

Dear Mr. Davis:

The Office of the Attorney General (the "OAG") has received a complaint from Ms. Jessica Vargas alleging the Texas City Housing Authority (the "authority") has failed to respond appropriately to a request for information. The complaint was assigned ID# 911948.

The Public Information Act (the "Act"), chapter 552 of the Texas Government Code, generally requires a governmental body to release requested public information that it collects, assembles, maintains, or has right of access to, or to request a ruling from the OAG as to the applicability of exceptions to the Act. Our records do not indicate a request for an OAG ruling has been made in accordance with section 552.301 of the Act.

Although the OAG has civil enforcement authority under the Act, our office prefers to work with governmental bodies and requestors to resolve complaints informally. The easiest way to resolve this open records complaint is to release the requested information, provided the information is not confidential by law.

Please provide a written response to this letter within 10 business days. See 1 T.A.C. § 70.11(d)(3) (governmental body has a responsibility under the Act to promptly respond). A certification form is enclosed with this letter in order to expedite your response. You may use the form to certify: (i) the requested information has been or will be released to the requestor; (ii) the authority has no information responsive to the request; or (iii) the authority has requested or will request an attorney general's decision regarding the requested information. If the form is not applicable, you may provide a written response to this notification letter explaining how the authority has complied with the Act. The written response may be sent to the address below or faxed to the Education and Enforcement Section at (512) 481-1992.

Post Office Box 12548, Austin, Texas 78711-2548 • (512) 463-2100 • www.texasattorneygeneral.gov

Total Pages Scanned : 3

Total Pages Confirmed : 0

No.	Job	Remote Station	Start Time	Duration	Pages	Line	Mode	Job Type	Results
001	713	5124811992	03:24:46 p.m. 09-28-2021	00:00:00	0/3	1	--	HS	FA

Abbreviations:

HS: Host send
HR: Host receive
WS: Waiting send

PL: Polled local
PR: Polled remote
MS: Mailbox save

MP: Mailbox print
RP: Report
FF: Fax Forward

CP: Completed
FA: Fail
TU: Terminated by user

TS: Terminated by system
G3: Group 3
EC: Error Correct



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

September 14, 2021

9/28/21

Mr. Benjamin Davis
Deputy Executive Director
Texas City Housing Authority
P.O. Box 1767
Texas City, Texas 77592

Dear Mr. Davis:

The Office of the Attorney General (the "OAG") has received a complaint from Ms. Jessica Vargas alleging the Texas City Housing Authority (the "authority") has failed to respond appropriately to a request for information. The complaint was assigned ID# 911948.

The Public Information Act (the "Act"), chapter 552 of the Texas Government Code, generally requires a governmental body to release requested public information that it collects, assembles, maintains, or has right of access to, or to request a ruling from the OAG as to the applicability of exceptions to the Act. Our records do not indicate a request for an OAG ruling has been made in accordance with section 552.301 of the Act.

Although the OAG has civil enforcement authority under the Act, our office prefers to work with governmental bodies and requestors to resolve complaints informally. The easiest way to resolve this open records complaint is to release the requested information, provided the information is not confidential by law.

Please provide a written response to this letter within 10 business days. See 1 T.A.C. § 70.11(d)(3) (governmental body has a responsibility under the Act to promptly respond). A certification form is enclosed with this letter in order to expedite your response. You may use the form to certify: (i) the requested information has been or will be released to the requestor; (ii) the authority has no information responsive to the request; or (iii) the authority has requested or will request an attorney general's decision regarding the requested information. If the form is not applicable, you may provide a written response to this notification letter explaining how the authority has complied with the Act. The written response may be sent to the address below or faxed to the Education and Enforcement Section at (512) 481-1992.

Mr. Benjamin Davis - Page 2

If you have any questions regarding this letter, please contact the Education and Enforcement Section of the Open Records Division at (877) 673-6839 or (512) 936-6736 to discuss the resolution of this complaint. You will also find resources to assist you in complying with the Act at <https://www.texasattorneygeneral.gov/open-government>.

Thank you for your prompt attention to this matter.

Sincerely,

Education and Enforcement Section
Open Records Division

Enclosure

c: Ms. Jessica Vargas
805 2nd Avenue North
Texas City, Texas 77590
(w/o enclosure)

From: [Webmaster](#)
To: [OpenRecordsAssistance](#)
Subject: Open Records Complaint
Date: Tuesday, August 31, 2021 8:54:02 AM

Submitted on Tue, 08/31/2021 - 08:36

Submitted by: Anonymous

Submitted values are:

Requestor Information

Requestor Contact Information

Jessica Vargas
805 2nd ave north
Texas City, Texas. 77590

4099161877

Governmental Body Information

Governmental Body Contact Information

City of Texas City
Justin Herter
1801 9th Ave north
Texas City, Texas. 77590
jherter@texascitytx.gov
4096435926

Public Information Request at issue in Complaint

How did you submit your public information request to the governmental body?

Written request turned in to Justin Herter

Date of your public information request:

08/23/2021

Did the governmental body ask you to pay for the requested information?

No

Background Information about Complaint

Have you contacted the governmental body about your complaint?

Yes

When did you contact the governmental body about your complaint?

08/30/2021

How did the governmental body respond to your complaint?

None

Have you contacted another agency about your complaint?

No

Complaint based on Public Information Request

Which of the following options best describes the nature of your complaint?

Did not receive all the information requested

Open Government Hotline

Yes

Upload Initial Request

{Empty}

Supporting Document

{Empty}

From: [OpenRecordsAssistance](#)
To:
Subject: Open Records Complaint
Date: Thursday, September 2, 2021 10:59:46 AM

This e-mail acknowledges receipt of your correspondence alleging the City of Texas City (the “city”) is failing to comply with the Public Information Act (the “Act”), chapter 552 of the Government Code.

In order to evaluate your complaint, we need a copy of your original request for information, dated August 23, 2021, made to the city.

Your original request for information may be faxed to the Education and Enforcement Section of the Open Records Division at (512) 481-1992, submitted through our online form (<https://www.texasattorneygeneral.gov/open-government/open-records-complaint>), or mailed to P.O. Box 12548, Austin, Texas 78711.

Should you have any questions regarding this letter, please call the Open Government Hotline at (877) 673-6839.

Sincerely,

Education and Enforcement Section
Open Records Division

PLEASE NOTE: Any replies to this email will not be received.

NOV 01 2021

**PUBLIC INFORMATION ACT REQUEST CERTIFICATION FROM
GOVERNMENTAL BODY**
RE: OAG ID# 919478

919478
924759

Please complete this form to indicate the manner in which the referenced request will be or has been answered. Include your signature and date.

I am the officer of public information, or the authorized representative, for the following governmental body (the "governmental body"): CITY OF TEXAS CITY

I am aware of a public information request to the governmental body from the requestor (the "requestor"): FRGD AM6V

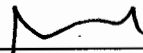
Please initial the certification that applies.

 I certify the governmental body has made available to the requestor all existing responsive information that this governmental body owns, controls, or has a right of access to.

 I certify the governmental body has conducted a good faith search of information that this governmental body owns, controls, or has a right of access to, and has found no such information that is responsive to the requestor's public information request.

X I certify the governmental body has supplied the requestor all existing responsive information for which the governmental body is not claiming an exception and has requested an attorney general's decision regarding the responsive information the governmental body believes is excepted from disclosure.

Public Information Officer, or Authorized Representative


Signature

27 OCT 21
Date

JUSTIN WERTON
Printed Name

LEGAL ASSISTANT
Title



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

October 15, 2021

Ms. Rhomari Leigh
City Secretary
City of Texas City
1801 9th Avenue North
Texas City, Texas 77590

Dear Ms. Leigh:

The Office of the Attorney General (the "OAG") has received a complaint from Freddreick Amey alleging the City of Texas City (the "city") has failed to respond appropriately to a request for information. The complaint was assigned ID# 919478.

The Public Information Act (the "Act"), chapter 552 of the Texas Government Code, generally requires a governmental body to release requested public information that it collects, assembles, maintains, or has right of access to, or to request a ruling from the OAG as to the applicability of exceptions to the Act. Our records do not indicate a request for an OAG ruling has been made in accordance with section 552.301 of the Act.

Although the OAG has civil enforcement authority under the Act, our office prefers to work with governmental bodies and requestors to resolve complaints informally. The easiest way to resolve this open records complaint is to release the requested information, provided the information is not confidential by law.

Please provide a written response to this letter within 10 business days. See 1 T.A.C. § 70.11(d)(3) (governmental body has a responsibility under the Act to promptly respond). A certification form is enclosed with this letter in order to expedite your response. You may use the form to certify: (i) the requested information has been or will be released to the requestor; (ii) the city has no information responsive to the request; or (iii) the city has requested or will request an attorney general's decision regarding the requested information. If the form is not applicable, you may provide a written response to this notification letter explaining how the city has complied with the Act. The written response may be sent to the address below or faxed to the Education and Enforcement Section at (512) 481-1992.

If you have any questions regarding this letter, please contact the Education and Enforcement Section of the Open Records Division at (877) 673-6839 or (512) 936-6736 to discuss the resolution of this complaint. You will also find resources to assist you in complying with the Act at <https://www.texasattorneygeneral.gov/open-government>.

Thank you for your prompt attention to this matter.

Sincerely,

Education and Enforcement Section
Open Records Division

Enclosure

c: Mr. Freddreick Amey
P.O. Box 1993
Texas City, Texas 77590
(w/o enclosure)

Sep. 21. 2021 7:25AM

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-543-5952

No. 3445 P. 2/3

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Fredrick Amoy Date of Public Information Request: 09-03-2021

Address/City/State/Zip: P.O. Box 1992, Texas City, TX

Name & Description of requested documents: Any and all of Khomai Leigh
governmental communications performed on her work cell phone
and any government official business performed on
her personal cell phone specifically text messages
on the dates of August 2nd, 2021 to September 2nd
July 12th - July 16th 2021

☒ I wish to receive copies of the requested documents (.10 cents per page)

Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

☐ Postal Mail ☐ Phone ☒ E-Mail address

In making this request, I understand that the City of Texas City is under no obligation to create a document. I further understand that the information will be released in accordance with the Public Information Act, which may require a determination as to confidentiality by the Texas Attorney General prior to release. I further understand that the City of Texas City has ten (10) business days in which to request such a determination and/or to comply with this request.

Government bodies are not required to answer questions or perform legal research under the Public Information Act. We are to provide documents that are already in existence. Review or access of Public Information is available to the public during our normal business hours.

Fredrick Amoy
Requestor Signature

Garrett McLean
Received by

Sep 3, 2021
Receive Date

DO NOT WRITE BELOW THIS LINE - FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:			
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:			RELEASED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record:

Garrett McLean
ED Director

Date Received:

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

1176

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Fredrick M. Pineda Date of Public Information Request: 09-03-2021

Address/City/State/Zip: P.O. Box 1993 Texas City, TX

Name & Description of requested documents: Denick m/ters governmental communications or official Business including text messages and photos and ~~other~~ videos while on the job as a government employee on the date of September 3rd 2021

☒ I wish to receive copies of the requested documents (.10 cents per page)
 Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

☐ Postal Mail ☐ Phone ☒ E-Mail address

In making this request, I understand that the City of Texas City is under no obligation to create a document. I further understand that the information will be released in accordance with the Public Information Act, which may require a determination as to confidentiality by the Texas Attorney General prior to release. I further understand that the City of Texas City has ten (10) business days in which to request such a determination and/or to comply with this request.

Government bodies are not required to answer questions or perform legal research under the Public Information Act. We are to provide documents that are already in existence. Review or access of Public Information is available to the public during our normal business hours.

Fredrick M. Pineda
 Requestor Signature

Robert M. Mc
 Received by

Sep 3, 2021
 Receive Date

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:			
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:			RELEASED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record: _____ Date Received: _____

919478
924274

**PUBLIC INFORMATION ACT REQUEST CERTIFICATION FROM
GOVERNMENTAL BODY**
RE: OAG ID# 919478

*Please complete this form to indicate the manner in which the referenced request will be
or has been answered. Include your signature and date.*

I am the officer of public information, or the authorized representative, for the following
governmental body (the "governmental body"): CITY OF TEXAS CITY

I am aware of a public information request to the governmental body from the requestor
(the "requestor"): FRGD AMGV

Please initial the certification that applies.

 I certify the governmental body has made available to the
requestor all existing responsive information that this governmental body
owns, controls, or has a right of access to.

 I certify the governmental body has conducted a good faith
search of information that this governmental body owns, controls, or has a
right of access to, and has found no such information that is responsive to
the requestor's public information request.

 X I certify the governmental body has supplied the requestor all
existing responsive information for which the governmental body is not
claiming an exception and has requested an attorney general's decision
regarding the responsive information the governmental body believes is
excepted from disclosure.

Public Information Officer, or Authorized Representative

[Signature]
Signature

27 OCT 21
Date

JUSTIN WIGTON
Printed Name

LOGAN ASHDAWN
Title



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

RECEIVED

OCT 15 2021

OPEN RECORDS DIVISION

October 15, 2021

Ms. Rhomari Leigh
City Secretary
City of Texas City
1801 9th Avenue North
Texas City, Texas 77590

#919478

Dear Ms. Leigh:

The Office of the Attorney General received a complaint from Freddreick Amey alleging the City of Texas City has failed to respond appropriately to a request for information. The complaint was assigned ID# 919478.

The Public Information Act (the "Act"), chapter 552 of the Texas Government Code, generally requires a governmental body to release requested public information that it collects, assembles, maintains, or has right of access to, or to request a ruling from the OAG as to the applicability of exceptions to the Act. Our records do not indicate a request for an OAG ruling has been made in accordance with section 552.301 of the Act.

Although the OAG has civil enforcement authority under the Act, our office prefers to work with governmental bodies and requestors to resolve complaints informally. The easiest way to resolve this open records complaint is to release the requested information, provided the information is not confidential by law.

Please provide a written response to this letter within 10 business days. See 1 T.A.C. § 70.11(d)(3) (governmental body has a responsibility under the Act to promptly respond). A certification form is enclosed with this letter in order to expedite your response. You may use the form to certify: (i) the requested information has been or will be released to the requestor; (ii) the city has no information responsive to the request; or (iii) the city has requested or will request an attorney general's decision regarding the requested information. If the form is not applicable, you may provide a written response to this notification letter explaining how the city has complied with the Act. The written response may be sent to the address below or faxed to the Education and Enforcement Section at (512) 481-1992.

Sep. 21, 2021 7:25AM

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 5th Ave North, Texas City, TX 77590
Fax 409-643-5952

No. 3445 P. 2/3

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Frederick Moore Date of Public Information Request: 09-23-2021

Address/City/State/Zip: P.O. Box 1992, Texas City, TX

Name & Description of requested documents: Any and all of Khonjai Leigh
governmental communications performed on her work cell phone
and any government official business performed on
her personal cell phone Sprint Valley Test #15550043
on the dates 15th August 2020, 2021 to September 2nd
July 12th - July 16th 2021

☒ I wish to receive copies of the requested documents (.10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

☐ Postal Mail ☐ Phone ☒ E-Mail address

In making this request, I understand that the City of Texas City is under no obligation to create a document. I further understand that the information will be released in accordance with the Public Information Act, which may require a determination as to confidentiality by the Texas Attorney General prior to release. I further understand that the City of Texas City has ten (10) business days in which to request such a determination and/or to comply with this request.

Government bodies are not required to answer questions or perform legal research under the Public Information Act. We are to provide documents that are already in existence. Review or access of Public Information is available to the public during our normal business hours.

Requester Signature

Received by

Receive Date

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:			
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:			RELEASED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record:

Date Received:

PAGE 2/3 * RCVD AT 9/21/2021 7:59:02 AM [Central Daylight Time] * SVR:OAGAL4AVRFAX03 * DNIS:9095 *

PAGE 3/4 * RCVD AT 10/27/2021 10:27:29 AM [Central Daylight Time] * SVR:OAGAL4AVRFAX/14 * DNIS:

Sep. 21. 2021 7:26AM

No. 3445 P. 3/3

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

1176

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Fredrick M. Avery Date of Public Information Request: 09-03-2021

Address/City/State/Zip: P.O. Box 1993 Texas City, TX

Name & Description of requested documents: Denise m/this governmental communications or official Business including text messages and photos and ~~other~~ videos while on the job as a government employee on the date of September 3rd 2021

☒ I wish to receive copies of the requested documents (.10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

☐ Postal Mail ☐ Phone ☒ E-Mail address

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Government bodies are not required to answer questions or perform legal research under the Public Information Act. We are to provide documents that are already in existence. Review or access of Public Information is available to the public during our normal business hours.

Requestor Signature

Received by

Receive Date

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:	
ROUTED ON:	RETURN TO CSO BY:
STAFF COMMENTS:	
FEE PAID:	
CATEGORY:	PAGES:
DUE DATE OF REQUEST:	REQUEST \$:
EXTENSION DATE:	
DATE RETURNED TO CSO:	
BASED BY:	
RECEIVED BY:	

Signature of Requester of Public Record

Date Received:

PAGE 3/3 * VD AT 9/21/2021 7:59:52 AM [Central Daylight Time] * SVR:OAGAL4AVRFAX/3 * DNIS:9095 *
PAGE 4/4 * RCVD AT 10/27/2021 10:27:29 AM [Central Daylight Time] * SVR:OAGAL4AVRFAX/14 * DNIS:9095 * CSII

September 20,2021

RECEIVED

SEP 21 2021

Good morning,I am reaching out to the Education and Enforcement section of the Open Records Division in regards to a complaint against the City of Texas city failing to comply with the Public Information act. I filed a open records request on September 3rd that request has not been completed or responded to at all. I filed another open records request on September 8th and that request has already been completed by the City of Texas City. I filed another open record request on September 3rd and the city attorney legal assistant Justin Herter refused to complete the request and closed it. I have a video of Derrick Miller taking a photo of me on either his personal cell phone or work phone while acting as a government employee at the city hall of Texas city I submitted a open records request for it and Justin Herter refused to complete the request and closed the request. The two request that I submitted on the 3rd are now past the 10th business day allowed without a request for a ruling from the OAG or to provide me with Cost for the information. I am faxing over all supporting documents with this formal complaint as well. In The public records act it informs citizens that if they are having an issue with a governmental body complying with The ACT to make the County District attorney office aware as well so I will also take that step to resolve this issue as quickly as possible. The email address I can be reached at for official responses to this complaint are

Fredrick Amey

09/20/2021

Fredrick Amey

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Frederick Amey Date of Public Information Request: 09-03-2021

Address/City/State/Zip: P.O. Box 1992, Texas City, TX

Name & Description of requested documents: Any and all of Rhonda Leigh governmental communications performed on her work cell phone and any government official business performed on her personal cell phone specifically text messages on the dates of August 23rd, 2021 to September 2nd, 2021 July 12th - July 16th 2021

☒ I wish to receive copies of the requested documents (.10 cents per page)
 Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

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☐ Postal Mail ☐ Phone ☒ E-Mail address

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[Signature]
 Requestor Signature

[Signature]
 Received by

Sep 3, 2021
 Receive Date

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ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:			RELEASED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record: [Signature] Date Received: _____
 ED Director

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
 City Secretary Office
 1801 9th Ave North, Texas City, TX 77590
 Fax 409-643-5952

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Fredrick M. Pineda Date of Public Information Request: 09-03-2021
 Address/City/State/Zip: P.O. Box 1993 Texas City, TX
 Name & Description of requested documents: Denick mlters governmental communications or official Bussiness including text messa and photos and ~~video~~ vidcos while acting as a government employee on the date of September 3rd 2021

- ☒ I wish to receive copies of the requested documents (.10 cents per page)
 Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.
- OR
- ☐ I wish to view requested documents.
- Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

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Fredrick M. Pineda Requestor Signature Garrett H. Mc Received by Sep 3, 2021 Receive Date

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ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:	RELEASED BY:		
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record: _____ Date Received: _____

From: [Webmaster](#)
To: [OpenRecordsAssistance](#)
Subject: Open Records Complaint
Date: Friday, October 22, 2021 12:29:35 PM
Attachments: [img_4073-copy.pdf](#)
[2021-10-22-11.11.11_0.pdf](#)

Submitted on Fri, 10/22/2021 - 12:24

Submitted by: Anonymous

Submitted values are:

Requestor Information

Requestor Contact Information

Freddrick amey
P.O.Box 1993
Texas City , Texas. 77592

4092569933

Governmental Body Information

Governmental Body Contact Information

City of Texas City
Rhomari Leigh/Justin Herter
1801 9th Ave N
Texas City, Texas. 77592
jherter@texas-city-tx.org
4096435917

Public Information Request at issue in Complaint

How did you submit your public information request to the governmental body?

In person

Date of your public information request:

09/21/2021

Did the governmental body ask you to pay for the requested information?

Yes

How much did the governmental body ask you to pay for the information?

130

How much have you paid for the information at this time?

0

Background Information about Complaint

Have you contacted the governmental body about your complaint?

No

Have you contacted another agency about your complaint?

No

Complaint based on Public Information Request

Which of the following options best describes the nature of your complaint?

I think a governmental body is overcharging me for the information I requested.

Open Government Hotline

Yes

Upload Initial Request

[img_4073-copy.pdf](#)

Oct. 23. 2021 10:56AM

No. 3650

RECEIVED

OCT 23 2021

OPEN RECORDS DIVISION

I would like to add the documents that are attached, to complaint id#919599. On 10/20/2022 I attempted to pick up the documents I paid the 105.90 for, and I was informed that NOW, in order to get the documents I had to pay \$54.25. I asked for a receipt of the new charges and initially the city refused until I pulled out my cellphone and started recording asking them if they were refusing to provide me with a itemized receipt of the new cost. I then made them aware that in the PIA it specifically states that they have a certain amount of time to contact me and let me know of the new charges. That was not done at all, it cannot be done because as you will see on the cost estimate that I received from them that they have my contact information wrong even though in the past I have received and outgoing email from them from my correct email address where we have communicated successfully through Email. They also attempted to tell me that I only paid a deposit of 78 dollars that's when I provided them with TWO receipts proving that I paid the full amount of 105.90 I then let them know I paid with my credit card and a check and that all of my payments are documented and asked them to provide me with a receipt of my deposit of 78 dollars. They refused. Also when I pulled out my cellphone right before i started recording The City attorney Kyle Dickson when he initially refused to provide me with a itemized receipt he threatened to call the police on me for recording him. A officer then came to city hall and Kyle Dickson went and said something to him but the officer did not engage me. I should not have to deal with the police being called on me for filing open record request and recording when the city employees habitually violate the PIA. This is a violation of the PIA. In the PIA it states that All governmental bodies responding to information request have the responsibility to treat all requestors UNIFORMLY and shall give to the requestor all reasonable comfort and facility, including accommodation in accordance with ADA requirements.

Thank You,
Teresa Jorgensen

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Jessica Vargas Date of Public Information Request: 08/05/2021

Address/City/State/Zip: 805 2nd Ave North, Texas City, TX 77590

Name & Description of requested documents: I am requesting all of Justin Porter's outgoing emails from June 1st 2021 to July 1st 2021.

- ☒ I wish to receive copies of the requested documents (.10 cents per page)
 Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

- ☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

- ☐ Postal Mail ☒ Phone 409-916-1877 ☒ E-Mail address

In making this request, I understand that the City of Texas City is under no obligation to create a document. I further understand that the information will be released in accordance with the Public Information Act, which may require a determination as to confidentiality by the Texas Attorney General prior to release. I further understand that the City of Texas City has ten (10) business days in which to request such a determination and/or to comply with this request.

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Jessica Vargas
 Requestor Signature

Received by

08/05/2021
 Receive Date

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

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ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:	RELEASED BY:		
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record: [Signature]

Date Received: 8/5/21

Jessica Vargas
805 2nd Ave N
Texas City, TX 77590

We have received your request for information, dated August 5, 2021.

We have determined that complying with your request will result in the imposition of a charge that exceeds \$40. Therefore, we are providing you with this cost estimate as required by section 552.2615 of the Texas Government Code.

Itemized List of Charges:

LN	ITEMS	QTY	FEE
1	Standard Size Paper Copies (black and white), \$0.10 per page	609	\$60.90
2	Personnel charges, \$15.00	3	\$45.00

Total cost: \$105.90

There is a less expensive way for you to obtain this information. You may narrow the scope of your request.

Your request will be considered automatically withdrawn if you do not notify us in writing within ten business days from the date of this letter that you either:

1. (a) accept the charges, or
2. (c) have sent to the Open Records Division of the Office of the Attorney General a complaint alleging that you are being overcharged for the information you have requested.

Sincerely,
Justin Herter



City Secretary's Office

August 31, 2021

Jessica Vargas,

PIR: 2021-1133

Status: In Process

Open Records Request stating "Justin Herter outbound emails July to August 2021" is still in process. The request's due date is 9/10/2021.

Sincerely,

Rhomari Leigh
City Secretary

Oct. 23. 2021-10:57AM

No. 3658 P. 5

*Request Made Via:	Select One v	Request #:	2751
Date Entered:	08/05/2021	Time Spent:	
Requestor:	<input type="radio"/> Mr. <input type="radio"/> Ms.	*First:	Jessica
		Middle:	
		*Last:	Vargas
Company:			

Show

Click on the SHOW/HIDE button to VIEW Address Information.

General Information Request

Labels flagged with a * indicate a required field.

PIR 2021-1053

Return**Save**

Request	Status	Tasks	Email	Attachment	Fees	No
----------------	---------------	--------------	--------------	-------------------	-------------	-----------

Fees				
First 40 copies are free				
Select One v		Number:		OR Act
Save				
LN	ITEMS	QTY	FEE	Remove
1	Standard Size Paper Copies (black and white), \$0.10 per page	609	\$60.90	<input type="checkbox"/>
2	Personnel charges, \$15.00	3	\$45.00	<input type="checkbox"/>
Check to override calculated cost of records:			<input type="checkbox"/>	
TOTAL FEES DUE:			\$ 105.90	PP
Receipt No.		Date:		Payment Amount \$78.75 <input type="radio"/> Credit Card
Save				

Return

Public Records Request by Destiny Software, Inc.

COTC-CITY HALL
1001 9TH AVE N
TEXAS CITY, TX 77592
409-948-3111

SALE

2021 09:25AM

TID: 008 REF#: 00000007
DID: 0001
Batch #: 000006
08/24/21 09:25:45
APPR CODE: 004031
VISA Swiped
***** **/**

105.90
0.00

AMOUNT \$105.90 105.90

APPROVED 105.90
105.90

THANK YOU
PLEASE COME AGAIN 105.90

CUSTOMER COPY

Change due 0.00

Paid by: JESSICA VARGAS

Comments: JESSICA VARGAS
OPEN RECORDS

Signature: _____

Thank you for your payment

CUSTOMER COPY
DUPLICATE RECEIPT

City of Texas City
ADMIN
1801 9TH Avenue N.
Texas City, TX 77590
409-948-3111

015592-0005 Raneisha 09/08/2021 09:16AM

MISCELLANEOUS

MISCELLANEOUS INCOME

MISCELLANEOUS INCOME

Principal

105.90

Interest

0.00

105.90

Subtotal

105.90

Total

105.90

105.90

CHECK

Check Number 01096342

Change due

0.00

Paid by: JESSICA VARGAS

Comments: JESSICA VARGAS
OPEN RECORDS
PIR 2021-1053

Thank you for your payment

CUSTOMER COPY
DUPLICATE RECEIPT

Jessica Vargas
805 2nd Ave N
Texas City, TX 77590

We have received your request for information, dated: August 5, 2021.

We have determined that complying with your request will result in the imposition of a charge that exceeds \$40. Therefore, we are providing you with this cost estimate as required by section 552.2615 of the Texas Government Code.

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Total cost: \$105.90

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1. (a) accept the charges, or
2. (c) have sent to the Open Records Division of the Office of the Attorney General a complaint alleging that you are being overcharged for the information you have requested.

Sincerely,
Justin Herter

Oct. 23, 2021 10:58AM

No. 3658 P. 9

2nd Request for same emails

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

COPY

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Name: Jessica Vargas Date of Public Information Request: 08/31/2021

Address/City/State/Zip: 805 2nd Ave North Texas City TX 77590

Name & Description of requested documents: I am requesting a copy of Justin Herter's outgoing emails from June 1st 2021 to July 1st 2021.

☒ I wish to receive copies of the requested documents (.10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

☒ Postal Mail ☒ Phone 409-916-1877 ☒ E-Mail address

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Requestor Signature: [Signature] Received by: [Signature]

Receive Date: 08/31/2021

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:			
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:			RELEASED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record: _____

Date Received: 08/31/2021

CITY OF TEXAS CITY

Public Information Request Invoice

Records Description: #PIR 2021-1053 Date: September 23, 2021

0

Attention: Jessica Vargas

Agency/Company:

Address: 805 2nd Ave N

Texas City, TX 77590

Telephone: 1-409-916-1877

E-Mail:

LN	ITEMS	QTY	FEES
1	Standard Size Paper Copies (black and white), \$0.10 per page	435	\$43.50
2	Personnel charges, \$15.00	6	\$90.00

TOTAL CHARGES/AMOUNT DUE THIS INVOICE

Total: \$133.50

Deposit: \$78.75

Balance Due: \$54.25

Public Information/Charges

(Please make check payable to: City of Texas City)

PLEASE SUBMIT PAYMENT SO THAT WE MAY FORWARD THE INFORMATION YOU HAVE REQUESTED UNDER THIS INVOICE.

Mail Payment To: City of Texas City

Attn: City Secretary's Office

Enter Address here

Texas City, Texas

Now they are saying i owe more money for less documents I paid for 609 pages now its only 435 pages with more hours of work. Where are the other 174 pages i paid for and why is it more money for less pages??

CITY OF TEXAS CITY

Public Information Request Invoice

Records Description: #PIR 2021-1053 Date: September 23, 2021

0

Attention: Jessica Vargas

Agency/Company:

Address: 805 2nd Ave N

Texas City, TX 77590

Telephone: 1-409-916-1877

E-Mail:

LN	ITEMS	QTY	FEE
1	Standard Size Paper Copies (black and white), \$0.10 per page	435	\$43.50
2	Personnel charges, \$15.00	6	\$90.00

TOTAL CHARGES/AMOUNT DUE THIS INVOICE

Total: \$133.50

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Mail Payment To: City of Texas City

Attn: City Secretary's Office

Enter Address here

Texas City, Texas

RECEIVED

SEP 17 2021

OPEN RECORDS DIVISION

ML-919599-21

919599

I want to file a complaint on Justin Herter, the city attorney for Texas City, Texas. I have 8 open records request in which he hasn't responded and let me know what's going on with them. The open records I am requesting are on him which is why I feel like he's doing this. I've already paid for some open records for his emails in which he had me pay for them, and this is 5 business days today in which he still hasn't contacted me to pick up. Along with not complying with the process of the open records act in responding to me within 10 days, he's also not complying when it comes to payment of the records. My total cost was \$105.19, in which he had me pay in full, he told me I had to pay them in full, and that asking for a deposit for them wasn't the correct way to pay for them. I also have video of Justin Herter telling me "do not come to city hall anymore to do my open records request." When I go up there I go up there first thing in the morning when they open and he has me wait 45 min to do the request and to have him check on

other ones I have previously requested.
He does this cause there is zero
accountability for these city employees and
their actions. I am enclosing all the
documents with the dates. This is not the
first complaint I've filed against him with
you all. This is unacceptable and against
the law, and he needs to be held
accountable. Thank you!

Justica Janyas

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REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
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1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

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Name: Jessica Vargas Date of Public Information Request: 08/05/2021

Address/City/State/Zip: 805 2nd Ave North, Texas City, TX 77590

Name & Description of requested documents: I am requesting all of Justin

Porter's outgoing emails from June 1st 2021 to July 1st 2021.

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Requestor Signature Jessica Vargas

Received by _____

Receive Date 08/05/2021

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STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:		RELEASED BY:	
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record: [Signature]

Date Received: 8/5/21

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

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Name: Jessica Vargas Date of Public Information Request: 08/27/2021

Address/City/State/Zip: 852nd Ave North

Name & Description of requested documents: I am requesting all of

Justin Fleters outgoing emails from July 26, 2021 to
August 25, 2021

☒ I wish to receive copies of the requested documents (.10 cents per page)
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[Signature]
Requestor Signature

[Signature]
Received by

08/27/2021
Receive Date

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ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
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FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:			RELEASED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record: [Signature]

Date Received: _____

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

COPY

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Jessica Vargas Date of Public Information Request: 08/30/2021

Address/City/State/Zip: 805 2nd Ave North

Name & Description of requested documents: I am requesting the complete and entire personnel file for officer Manuel Johnson.

☒ I wish to receive copies of the requested documents (.10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

☐ Postal Mail ☒ Phone 409-916-1877 ☒ E-Mail address

In making this request, I understand that the City of Texas City is under no obligation to create a document. I further understand that the information will be released in accordance with the Public Information Act, which may require a determination as to confidentiality by the Texas Attorney General prior to release. I further understand that the City of Texas City has ten (10) business days in which to request such a determination and/or to comply with this request.

Government bodies are not required to answer questions or perform legal research under the Public Information Act. We are to provide documents that are already in existence. Review or access of Public Information is available to the public during our normal business hours.

Requestor Signature Jessica Vargas

Received by [Signature]

Receive Date 08/30/2021

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:			
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:			RELEASED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record: _____

Date Received: 08/30/2021

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

COPY

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Jessica Vargas Date of Public Information Request: 08/31/2021

Address/City/State/Zip: 805 2nd Ave North City TX, 77590

Name & Description of requested documents: I am requesting all of

Justin Heister's outgoing emails from June 1st 2021 to
July 1st 2021.

☒ I wish to receive copies of the requested documents (.10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☒ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

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Requestor Signature

Received by

Receive Date

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

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ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:		RELEASED BY:	
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:	

Signature for receipt of Public Record: _____

Date Received: 08/31/2021



Texas City

EST. 1911

City Secretary's Office

August 31, 2021

Jessica Vargas,

PIR: 2021-1133

Status: In Process

Open Records Request stating "Justin Herter outbound emails July to August 2021" is still in process. The request's due date is 9/10/2021.

Sincerely,

Rhomari Leigh
City Secretary

*Request Made Via:	Select One v	Request #:	2751
Date Entered:	08/05/2021	Time Spent:	
Requestor: <input type="radio"/> Mr. <input type="radio"/> Ms.	*First: Jessica	Middle:	*Last: Vargas
Company:			

Show

Click on the SHOW/HIDE button to VIEW Address Information.

General Information Request

Labels flagged with a * indicate a required field.

PIR 2021-1053

Return**Save****Request****Status****Tasks****Email****Attachment****Fees****No****Fees**

First 40 copies are free

Select One v

Number:

OR Act

Add

LN	ITEMS	QTY	FEE	Remove
1	Standard Size Paper Copies (black and white), \$0.10 per page	609	\$60.90	<input type="checkbox"/>
2	Personnel charges, \$15.00	3	\$45.00	<input type="checkbox"/>
Check to override calculated cost of records:				<input type="checkbox"/>
TOTAL FEES DUE:			\$105.90	PP

Receipt No.

Date:

Payment Amount \$78.75

☐ Credit Card**Save****Return**

Public Records Request by Destiny Software, Inc.

City of Texas City
ADMIN
1801 9TH Avenue N.
Texas City, TX 77590
409-948-3111

015592-0005 Raneisha 09/08/2021 09:16AM

MISCELLANEOUS	
MISCELLANEOUS INCOME	
MISCELLANEOUS INCOME	
Principal	105.90
Interest	0.00

105.90

Subtotal	105.90
Total	105.90

105.90

CHECK
Check Number 01096342

Change due 0.00

Paid by: JESSICA VARGAS

Comments: JESSICA VARGAS
OPEN RECORDS
PIR 2021-1053

Thank you for your payment

CUSTOMER COPY
DUPLICATE RECEIPT

Supporting Document

[2021-10-22-11.11.11_0.pdf](#)

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Fredrick Amey Date of Public Information Request: 9-21-2021
Address/City/State/Zip: P.O. Box 1993, Texas City, TX 77592

Name & Description of requested documents: The complete and entire case file including all body cam internal notes, memos, pictures from the case of Ericson Thomas evading arrest on January 22nd 2019 specifically Officer Wright and Officer Valdez, and any other officers who were on the scene

- ☒ I wish to receive copies of the requested documents (.10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

- ☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

☐ Postal Mail ☐ Phone ☒ E-Mail address [redacted]

In making this request, I understand that the City of Texas City is under no obligation to create a document. I further understand that the information will be released in accordance with the Public Information Act, which may require a determination as to confidentiality by the Texas Attorney General prior to release. I further understand that the City of Texas City has ten (10) business days in which to request such a determination and/or to comply with this request.

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Fredrick Amey
Requestor Signature

Gareth C. M...
Received by

09-21-2021
Receive Date

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:			
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:	
STAFF COMMENTS:			
FEE PAID:	PAGES:	FEE DUE: \$	
CATEGORY:			RELEASED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:		REVIEWED BY:

Signature for receipt of Public Record: _____ Date Received: _____

From: [Justin Herter](#)
To: [Opinion Committee](#)
Subject: ID 923375 ATTN. Terra Smith
Date: Saturday, April 2, 2022 4:45:15 PM
Attachments: [image003.jpg](#)

Ms. Smith,

This is a response to your questions in reference to Mr. Amey's complaint (923375). I am in charge of open records for the City of Texas City and I am currently deployed with the military and working remotely. I believe you have been in contact with Rhomari Leigh, the City Secretary, and I needed to provide some facts. On October 8, 2021, Mr. Amey accepted the charges and was directed to contact the cashiers to submit his payment. He never made and on February 26, 2022, I closed this request (log from our system below).

2-26-22 - Requestor never submitted payment. Closing request.

10-08-21- Requestor accepted cost. He was directed to contact by phone the cashiers .

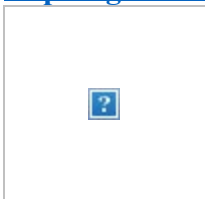
Mr. Amey has a history of filing requests with the City and never picking them up. He was trespassed from City Hall for displaying a very offensive sign and graphic regarding our City Secretary, Rhomari Leigh. I am confused that he accepted the charges and then filed a complaint. Can you please advise me when he submitted it?

I will provide the answers you requested, but I want to verify that his complaint is valid as he accepted charges.

Very respectfully,

Justin Herter
City of Texas City
Office Of The City Attorney
409-643-5926 – Office

To File An Open Records Request Click Below:
http://agenda.texas-city-tx.org/public_records.cfm



DISCLAIMER: This email (plus any attachments) is a public record of the City of Texas City and is subject to public disclosure under the Texas Public Information Act.

Frederick Amey
PO Box 1993
Texas City, TX 77591

We have received your request for information, dated:September 21, 2021.

We have determined that complying with your request will result in the imposition of a charge that exceeds \$40. Therefore, we are providing you with this cost estimate as required by section 552.2615 of the Texas Government Code.

Itemized List of Charges:

LN	ITEMS	QTY	FEE
1	Body Cam Footage, \$1.00 per minutes	70	\$70.00
2	Body Cam Footage Fee, \$10.00 per recording	3	\$30.00
3	Personnel Time - Body Cam Redaction & Blurring, \$15.00	2	\$30.00

Total cost: \$130.00

There is a less expensive way for you to obtain this information. You may narrow the scope of your request.

Your request will be considered automatically withdrawn if you do not notify us in writing within ten business days from the date of this letter that you either:

1. (a) accept the charges, or
2. (c) have sent to the Open Records Division of the Office of the Attorney General a complaint alleging that you are being overcharged for the information you have requested.

Sincerely,
Justin Herter

<html><head></head><body style="overflow-wrap: break-word; -webkit-
space;">I originally filed my open record request on 8/20/2022 for body cam footage from Manuel Johnson on May 19th 2019, and the time frame I requested was from 11pm-1am. The next day the city attorney sent a letter to the OAG stating Manuel Johnson was under investigation (he was not) and could not release it. In November 2022 the OAG ruled for the city to release the body cam footage which I never received because the city never emailed me the ruling letter. Which is the reason why I asked in January of 2023 if there was an update from the OAG in which the city secretary responded she would let the city attorney to provide an update on the OAG letter. I then asked shin in February 2023 which another PIA request I filed in which she responses there was no response from the OAG at this time. I then filed a 2nd request for it on 4/25/2023 (even after the OAG told them to release) in which the city secretary tells me they were part of an IA investigation and are both in Maunel Johnsonâ€™s G-file. I then reached out to the OAG to file a complaint about this response and in speaking to Ms.Ward she lets me know the city was supposed to release in November of 2022. I then let the city know it was supposed to be released, and at that time I asked to send me a copy of the OAG ruling which they never did. I had to go online and search the OR# she provided and retrieved it that way. I then sent to Kyle Dickson and Rhomari Leigh in which they sent me a cost estimate of 4\$ and told me it would be ready to pick up at City Hall. I went and paid the 4\$, and watched the video which was completely blurred out and only 17 min. I then let her know and have yet to get a response. </body></html>

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Jessica Vargas Date of Public Information Request: 08/10/2022

Address/City/State/Zip: _____

Name & Description of requested documents: I am requesting the body camera footage from Manuel Johnson on May 19th 2021. The time frame I am requesting is 11:00 PM to 1:00 AM.

- ☐ I wish to receive copies of the requested documents (.10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

- ☐ I wish to view requested documents.

Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

Contact me by:

☐ Postal Mail ☐ Phone _____ ☒ E-Mail address _____

In making this request, I understand that the City of Texas City is under no obligation to create a document. I further understand that the information will be released in accordance with the Public Information Act, which may require a determination as to confidentiality by the Texas Attorney General prior to release. I further understand that the City of Texas City has ten (10) business days in which to request such a determination and/or to comply with this request.

Government bodies are not required to answer questions or perform legal research under the Public Information Act. We are to provide documents that are already in existence. Review or access of Public Information is available to the public during our normal business hours.

Jessica Vargas
Requestor Signature

Received by

08/10/2022
Receive Date

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:		
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:
STAFF COMMENTS:		
FEE PAID:	PAGES:	FEE DUE: \$
CATEGORY:		RELEASED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:

Signature for receipt of Public Record: _____ Date Received: _____



OFFICE OF THE CITY ATTORNEY

KYLE L. DICKSON, CITY ATTORNEY
KDICKSON@TEXASCITYTX.GOV

August 21, 2022

Attorney General of Texas
Honorable Ken Paxton
Attn: Open Records Division
PO Box 12548
Austin, Texas 78711-2548

Dear Sir:

Pursuant to the TEX. GOV'T CODE § 552.301(a) and on behalf of the City of Texas City, Texas ("City"), we hereby request the Attorney General's decision about whether information requested under the Texas Public Information Act (the "Public Information Act" or the "Act") is exempt from disclosure.

On August 11, 2022, the City received an open records request from Jessica Rae Vargas ("Vargas") for the following documents:

Three request as follows: 1. requesting copy of email sent to Chief Joe Stanton on March 2, 2019 from the Texas City African American Association 2. Requesting body camera footage from Manuel Johnson on May 19, 2019. Time frame 11:00 pm- 1:00 am 3. Requesting the email that Mayor Dedrick Johnson sent out to city employees on September 22, 2021 at 3:55 pm. I would like the full unredacted email.

Attached hereto as Exhibit "1" is a copy of the open records request from Vargas.

With regard to item No. 1 - The document requested was not received via email, but was a memo dated March 2, 2019 ("Memo") that was left under the door of Chief Joe Stanton office. A copy of the Memo is attached as Exhibit "2". The Memo purports to be from the Texas City African American Association but is unsigned and the person(s) who delivered it to Chief Stanton are unknown. The Memo makes numerous allegations against police officers employed by the Texas City Police Department. Based on the allegations contained in the Memo, an investigation was conducted but no misconduct was found and therefore no disciplinary action was taken, The Memo and other documents assembled during the investigation were put in the "G" file of one of police officers named in the Memo.

The Texas Public Information Act ("PIA") generally makes information in the possession of a governmental body available to the public. See TEX. GOV'T CODE § 552.021. The PIA contains numerous exceptions to the general rule of required public disclosure, one of which applies to information made confidential by law under §552.101. Section 552.101 of the TEX. GOV'T CODE provides that "[i]nformation is excepted from required public disclosure if it is information considered to be confidential by law, either constitutional, statutory, or by judicial decision."

The disclosure of information from the personnel files of police officers serving in cities that have adopted Chapter 143 of the Local Government is governed by TEX. GOV'T CODE TEX. §143.089. Texas City has adopted Chapter 143. Section 143.089 contemplates two different types of personnel files: (1) a police officer's civil service file that the civil service director is required to maintain pursuant to section 143.089(a) and (2) an internal file that the police department may maintain for its own use pursuant to section 143.089(g). In cases in which a police department investigates a police officer's alleged misconduct and takes disciplinary action against a police officer, it is required by section 143.089(a)(2) to place all investigatory records relating to the investigation and disciplinary action, including background documents such as complaints, witness statements, and documents of like nature from individuals who were not in a supervisory capacity, in the police officer's civil service file maintained under section 143.089(a). Records maintained in the police officer's civil service file are subject to release under chapter 552 of the Government Code. However, information maintained in a police department's internal file pursuant to section 143.089(g) is confidential and must not be released "[e]xcept as provided by Subsection (h)" which states that "[a]s provided by Section 1701.451, Occupations Code, a law enforcement agency hiring a police officer is entitled to view the contents of the officer's personnel file maintained under Subsection (g)." TEX. GOV'T CODE §143.089(h) is not applicable in this matter.

This issue was addressed in OR2021-35503 and therefore, the City believes that the information requested by Vargas in item No. 1 is exempt from disclosure under TEX. GOV'T CODE §143.089(g). A copy of OR2021-35503 is attached as Exhibit "3". Open Records Decision No. 642 may be applicable as well.

With regard to item No. 2 – Prior to Vargas' open records request, an internal investigation was initiated by the Texas City Police Department related to allegations of actions/conduct of Officer Johnson. The investigation is still being conducted by the Texas City Police Department, Case. The City believes that the information requested by Vargas would be exempt from disclosure pursuant to TEX. LOCAL GOV'T CODE §552.108(a)(1) until the conclusion of the internal investigation. Section 552.152 of the TEX. LOCAL GOV'T CODE provides that "[i]nformation in the custody of a governmental body that relates to an employee or officer of the governmental body is excepted from the requirements of Section 552.021 if, under the specific circumstances pertaining to the employee or officer, disclosure of the information would subject the employee or officer to a substantial threat of physical harm." The information should also be exempt from disclosure pursuant to TEX. LOCAL GOV'T CODE 552.152.

August 26, 2022
Page 3 of 3

Therefore, the City believes that the information requested by Vargus in item No. 2 is exempt from disclosure under TEX. LOCAL GOV'T CODE §552.108(a)(1) and/or TEX. LOCAL GOV'T CODE § 552.152.

With regard to item No. 3 – Vargus previously requested this email on November 24, 2021, PIR 2022-177 and was provided a reacted copy. See Exhibit “4”.

The City believes that the information requested by Vargus in item No. 3 is exempt from disclosure under TEX. LOCAL GOV'T CODE § 552.152 of the Government Code which provides that “[i]nformation in the custody of a governmental body that relates to an employee or officer of the governmental body is excepted from the requirements of Section 552.021 if, under the specific circumstances pertaining to the employee or officer, disclosure of the information would subject the employee or officer to a substantial threat of physical harm.”

Attached as Exhibit “5” is a copy of the email from Mayor Johnson. The email concerns the physical safety of all of the City’s employees located at City Hall, 1801 9th Avenue North, Texas City, Texas. The email was sent due to events that had occurred at City Hall shortly before the email was sent. This email deals directly with the safety of all employees located at that facility and the release of this document could subject the employees to a substantial threat of physical harm.

For the reasons set forth above, the City believes that the information requested by Vargas is exempt from disclosure. If you need any additional information, you may contact me directly at (409) 643-5926. We thank the Attorney General in advance for its consideration of this matter and hereby request a decision.

Respectfully,

By: Kyle L. Dickson
Kyle L. Dickson, City Attorney

Attachment(s)



Rhomari Leigh

RE: FOIA REQUEST (2023-414)



From rleigh@texascitytx.gov

To Jessica Vargas & 1 more

Jan 24 at 10:48 AM ✓

Good morning,

This request was received on January 24, 2023, and has been assigned tracking number PIR [2023-414](#).

The request received on August 11, 2022, and was assigned tracking number PIR 2022-1225. It can be located in the title of the PDF attachment. I will ask the City Attorney to provide an update on the OAG letter.

Many Thanks,

Rhomari Leigh, TRMC
City Secretary



Jessica Vargas

Re: Fees



From

To Rhomari Leigh & 1 more

Jan 24 at 4:08 PM ✓

Have you spoken to Kyle about the update on my request
From August? Surely there has been an update by now.
Thank you!

[Sent from Yahoo Mail for iPhone](#)

[View more](#)

4:48



PublicRecords@texascitytx.gov

Public Records Request No. PIR 2023-414



From PublicRecords@texascitytx.gov

To |

Feb 3 at 4:28 PM ✓

You have submitted a request for the following public information from the City of Texas City:

"1. electronic copy of the female officer that was operating patrol unit 47 on 1/19/2023 2. electronic copy of the audio and video from the interior (inside) of patrol unit #47 on 1/19/2023 from 4:50pm - 4:55pm 3. follow up on open record request from 8/10/22, there is no pir# because you did not assign it, just sent to AG"

The following is the request response from the City of Texas City:

Response for No. 2- Per TCPD "No footage found for location, date nor the time."

Response for No. 3- PIR Number provided. No status update.

Rhomari Leigh, TRMC
City Secretary
City of Texas City
1801 9th Ave. N.
Texas City, Texas 77590
Fax: (409) 643-5917

**Please do not reply to this email. You may email at jmonroe@texascitytx.gov **



Delete



Archive



Move



Reply



More

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

PIR 2023-792

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Jessica Vargas Date of Public Information Request: 04/25/2023

Address/City/State/Zip: 215 7th Ave North TX City TX 77590

Name & Description of requested documents: I am requesting the body camera footage from Manuel Johnson on May 19th 2019. The time frame I am requesting is 11:00 PM to 1:00 AM

☐ I wish to receive copies of the requested documents (.10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

OR

☐ I wish to view requested documents.

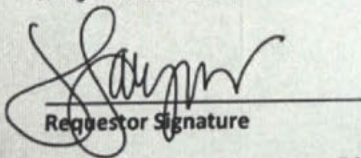
Please notify me for viewing only, when the documents will be available and/or how to schedule an appointment to view the documents. I reserve the right to request copies after viewing the documents.

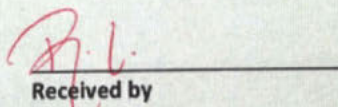
Contact me by:

☐ Postal Mail ☒ Phone 409-916-1877 ☒ E-Mail address

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Requestor Signature


Received by


Receive Date
4/26/2023

DO NOT WRITE BELOW THIS LINE - FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:		
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:
STAFF COMMENTS:		
FEE PAID:	PAGES:	FEE DUE: \$
CATEGORY:	RELEASED BY:	
DUE DATE OF REQUEST:	EXTENSION DATE:	REVIEWED BY:

Signature for receipt of Public Record: _____ Date Received: _____



PublicRecords@texascitytx.gov

Public Records Request No. PIR 2023-792



From PublicRecords@texascitytx.gov

To

Apr 26 at 4:23 PM ✓

You have submitted a request for the following public information from the City of Texas City:

"2 PIR requests are attached. "

The following is the request response from the City of Texas City:

Please provide a location.

**Rhomari Leigh, TRMC
City Secretary
City of Texas City
1801 9th Ave. N.
Texas City, Texas 77590
Fax: (409) 643-5917**

****Please do not reply to this email. You may email at rleigh@texascitytx.gov ****



5182_9100_Public Informatio

4:26



AA



Jessica Vargas

PIR# 2023-792



From [REDACTED]
To Rhomari Leigh & 1 more
Apr 27 at 12:19 PM ✓

In regard's to your last email for the location of PIR that is attached, the address will be 1201 Texas Ave Texas City Tx, 77590. Thank you!

CITY OF TEXAS CITY
REQUEST FOR DISCLOSURE OF PUBLIC RECORDS
City Secretary Office
1801 9th Ave North, Texas City, TX 77590
Fax 409-643-5952

PLEASE PRINT ALL INFORMATION: Every effort is made to expedite all requests for disclosure of public records; however, due to personnel demands and schedules, there are incidents when the disclosures of records may take the time allowed by law.

Name: Jessica Vargas Date of Public Information Request: 04/25/2023
Address/City/State/Zip: 215 7th Ave North Texas City Tx 77590
Name & Description of requested documents: I am requesting the body camera footage from Manuel Johnson on May 1st 2019. The time frame I am requesting is 11:00 PM to 1:00 AM

☐ I wish to receive copies of the requested documents (10 cents per page)
Documents copied onto non-standard size paper, computer disc, and other medium will require additional charges. An estimate of charges will be provided if the amount exceeds \$40.00.

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☐ Postal Mail ☒ Phone 409-916-1877 ☐ E-Mail address [REDACTED]

In making this request, I understand that the City of Texas City is under no obligation to create a document. I further understand that the information will be released in accordance with the Public Information Act, which may require a determination as to confidentiality by the Texas Attorney General prior to release. I further understand that the City of Texas City has ten (10) business days in which to request such a determination and/or to comply with this request.

Government bodies are not required to answer questions or perform legal research under the Public Information Act. We are to provide documents that are already in existence. Review or access of Public Information is available to the public during our normal business hours.

[Signature] Requestor Signature
[Signature] Received by
Receive Date: 04/25/2023
4/26/2023

DO NOT WRITE BELOW THIS LINE- FOR CITY USE ONLY

ROUTED TO THE FOLLOWING DEPARTMENTS:		
ROUTED ON:	RETURN TO CSO BY:	DATE RETURNED TO CSO:
STAFF COMMENTS:		
FEE PAID:	PAGES:	FEE DUE: \$
CATEGORY:	RELEASED BY:	REVIEWED BY:
DUE DATE OF REQUEST:	EXTENSION DATE:	

Signature for receipt of Public Record: _____ Date Received: _____



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PublicRecords@texascitytx.gov

Public Records Request No. PIR 2023-792



From PublicRecords@texascitytx.gov

To

May 10 at 3:52 PM ✓

You have submitted a request for the following public information from the City of Texas City:

"2 PIR requests are attached. 4/28/23 - email stated "In regard's to your last email for the location of PIR that is attached, the address will be 1201 Texas Ave Texas City Tx, 77590. Thank you!"

The following is the request response from the City of Texas City:

Both of the requested records (Body Cam & email) were part of an internal investigation that was placed in Officer M. Johnson's G-file. Neither is available for public release at this time.

**Rhomari Leigh, TRMC
City Secretary
City of Texas City
1801 9th Ave. N.
Texas City, Texas 77590
Fax: (409) 643-5917**

****Please do not reply to this email. You may email at rleigh@texascitytx.gov ****



5182_9096_request 2023-792.pdf



Kyle Dickson

Re: PIR#2023-792



From kdickson@texascitytx.gov

To Jessica Vargas & 2 more

May 17 at 10:23 AM ✓

No, we are not producing any documents in response to [2023-792](#). That document was already addressed by the AG's office.

Kyle

[View more](#)

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AA



Kyle Dickson

Re:



From kdickson@texascitytx.gov

To Jessica Vargas & 2 more

May 12 at 3:51 PM ✓

Attached is OR2021-35503. The OAG states at the bottom of page 2 and top of page 3 that the City “**must withhold** the submitted information.” This OR was provided to the OAG yesterday in response to your complaint. The document you have requested is the same document that was the subject of OR2021-35503 and will not be provided.

Kyle

[View more](#)

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4:32



PublicRecords@texascitytx.gov

Public Records Request No. PIR 2023-792



From PublicRecords@texascitytx.gov

To

May 16 at 4:48 PM

You have submitted a request for the following public information from the City of Texas City:

"2 PIR requests are attached. 4/28/23 - email stated "In regard's to your last email for the location of PIR that is attached, the address will be 1201 Texas Ave Texas City Tx, 77590. Thank you!"

The following is the request response from the City of Texas City:

Attached is the cost estimate for the thumb drive that contains the body camera footage. The Mayor's letter is also ready to be picked up. Once you pay for the thumb drive it will be released.

Rhomari Leigh, TRMC
City Secretary
City of Texas City
1801 9th Ave. N.
Texas City, Texas 77590
Fax: (409) 643-5917

**Please do not reply to this email. You may email at rleigh@texascitytx.gov **



5182_Cost Estimate_05-16-23_1644.pdf



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AA

2019. Time frame 11:00 pm- 1:00 am 3. Requesting the email that Mayor Dedrick Johnson sent out to city employees on September 22, 2021 at 3:55 pm. I would like the full unredacted email."

The following is the request response from the City of Texas City:

The Body Camera Footage and the un-redacted email from the Mayor is ready to be picked up at City Hall at the front window.

**Rhomari Leigh, TRMC
City Secretary
City of Texas City
1801 9th Ave. N.
Texas City, Texas 77590
Fax: (409) 643-5917**

****Please do not reply to this email. You may email at rleigh@texascitytx.gov ****



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The body cam footage you provided me was INCORRECT, please refer to the email you sent stating it would be ready with the CORRECT date and time. You provided me body cam footage for 17 min that was completely blurred out. This has also been paid for. The request i asked for from Manuel was 11pm to 1am on May 19th 2019 location was 1201 Texas Ave. Please provide the PROPER documentation by Monday (5/22/23) to avoid me having to update my OAG complaint. MANY THANKS!!