

From: Richard Spotswood [mailto:spotswood@comcast.net]
Sent: Thursday, October 5, 2017 1:05 AM
To: 'Rick Bagley, Ed.D.'
Cc: opinion@marinij.com; 'Capron Anne'; 'Bauer Annelise'; trustee.reagan@rossvalleyschools.org; 'Pratt Wesley'; 'Stock Amy'; 'Stoeckley Cynthia'
Subject: RE: PRA Inquiry at 1:02 a.m.

Rick: It's 1:02 a.m. I appreciate your late night diligence. It's time to go to bed. Sorry about confusing the "public documents act" with the "public records act" but neither of us are on our game at this later hour. Assemblyman Bill Bagley (R-San Rafael) who authored that act decades ago would undoubtedly know the difference. I've just shared your comments with him. In any event, the legal citations in my formal request will rule the day. Good night. Dick

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From: Rick Bagley, Ed.D. [mailto:rbagley@rossvalleyschools.org]
Sent: Thursday, October 05, 2017 12:49 AM
To: Richard Spotswood
Cc: opinion@marinij.com; Capron Anne; Bauer Annelise; trustee.reagan@rossvalleyschools.org; Pratt Wesley; Stock Amy; Stoeckley Cynthia
Subject: Re: PRA Inquiry

Dear Mr. Spotswood,

Perhaps I've not been clear, so my apologies if I gave you the incorrect impression that we are questioning your right to view available public documents under what you referred to as the "California Public Documents Act," but is actually the California Public Records Act, or "CPRA" (Government Code §§ 6250 *et seq.*). We are absolutely not questioning that right, irrespective of the assumptions and accusations you've attached to it regarding the RVSD Board of Trustees.

As for transparency, I absolutely expect this exchange to be on the record, as evidenced by my having copied the full RVSD Board on these communications

In accordance with statutory timelines, my assistant Cynthia Stoeckley will forward you my contract/compensation information. So far as I am aware, my cv is not on file with the school district, as it was submitted to the independent search firm that conducted the superintendent search back in 2014.

Sincerely,

Rick Bagley

Message sent via iPad by
Dr. Rick E. Bagley, Superintendent
Ross Valley School District

On Oct 5, 2017, at 12:15 AM, Richard Spotswood <spotswood@comcast.net> wrote:

Rick: Here's the link: www.marinij.com where you will find Marin IJ contact info. If you'd like to see the print edition, copies are available at nominal cost at newsstands all over Marin. There's no apology due for the simple reason that I haven't made any accusations. I'm just asking to see your compensation package and your c.v. I have an absolute right to see that material.

As an 43 year-veteran attorney , I'd respectfully suggest you'd check with RVSD's attorneys. I know they will explain that I'm simply exercising my personal rights under the California Public Documents Act. I've provided the legal citations in my letter sent to you via personal delivery and (today) certified mail. I've tried to be helpful in explaining my thoughts regarding my PDA. That's done in good faith as a courtesy to you. As a professional school superintendent, I'm sure you are aware that an explanation for my PDA request is not necessary, required or even appropriate. I have an absolute right to view those documents as provided by California law. Please be aware that all of your comments to me are "on the record." Also understand that all electronic communications between us have been shared with my editor. It's our believe that transparency is a public good and that's all that I'm seeking. If your compensation is appropriate and your c.v. checks out, you, your board or RVSD taxpayers should have no concerns. Dick

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From: Rick Bagley, Ed.D. [<mailto:rbagley@rossvalleyschools.org>]
Sent: Wednesday, October 04, 2017 11:49 PM
To: Richard Spotswood
Cc: opinion@marinij.com; Capron Anne; Bauer Annelise; trustee.reagan@rossvalleyschools.org; Pratt Wesley; Stock Amy
Subject: Re: PRA Inquiry

Dear Mr. Spotswood,

I do not subscribe to the IJ, so if you could kindly send me the requested contact information of your superior(s) and my administrative counterpart (CEO), I would greatly appreciate it. As to your PRA, we will provide responsive documents to the extent they are available, in a timely manner consistent with applicable statute.

Just so I am clear on your intent for my being at the "lead of your list," twenty-four months after the fact you are just now getting around to accusing the Ross Valley Board of Trustees of having approved

inappropriate compensation to their only employee, based solely on my 2015 endorsement of two school board candidates?

Assuming my understanding above is accurate, once you've "followed the money" to your satisfaction, as with every newspaper in the US, I expect the IJ will write a full and immediate retraction of your specious allegations, along with your apology to the RVSD Board.

Sincerely,

Rick Bagley

Message sent via iPad by
Dr. Rick E. Bagley, Superintendent
Ross Valley School District

On Oct 4, 2017, at 10:45 PM, Richard Spotswood <spotswood@comcast.net> wrote:

Rick: As in every newspaper in the US, their names and contact information are published every day on the newspaper's masthead as well as on the www.marinij.com website.

My "news sense" was alerted when you endorsed candidates in the last school board election. That's when you went on my watch list. I have no idea who was running for the trustee posts but when a school superintendent endorse particular candidates in their own district... folks who set their salary ... I fear something is up and it merits extra public scrutiny. To my knowledge no other Marin school superintendent has ever endorsed candidates in their own district. One who would take such a step open up the obvious question as to whether those who they endorse may grant them unduly lucrative contractual terms. This explains why you lead the list. Rest assured it has nothing to do with the bitter divide public school/public charter school. I have no horse in that race. I'm just interested in "following the money." After I review the requested documents, rest assured I will write nothing without first speaking with you ... in person if you wish.

That said, when will the requested documents be provided to me for inspection?
Dick

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From: Rick Bagley, Ed.D. [<mailto:rbagley@rossvalleyschools.org>]

Sent: Wednesday, October 04, 2017 10:06 PM

To: Richard Spotswood

Cc: Capron Anne; Bauer Annelise; trustee.reagan@rossvalleyschools.org; Pratt Wesley;

Stock Amy

Subject: Re: PRA Inquiry

Dear Mr. Spotswood,

Thank you for your reply. While we will of course be timely and responsive to your public records request to the extent the documents you seek are available, I find it more than curious you've chosen me as the only superintendent in all of Marin County, who piques your "news sense."

My sense is that it is time for our Board and/or me to have a conversation with the IJ's leadership, to hopefully gain a better understanding as to why our district (serving approximately 6% of all Marin's public school students), continues to be a focus of such disproportionate curiosity to you and your colleagues.

Can you kindly provide me with the name, position and contact information of your supervisor/editor at the IJ as well as the name and contact information of the IJ's chief executive officer?

Thank you so much.

Sincerely,

Rick Bagley

Message sent via iPad by
Dr. Rick E. Bagley, Superintendent
Ross Valley School District

On Oct 4, 2017, at 7:05 PM, Richard Spotswood <spotswood@comcast.net> wrote:

Dr. Bagley: So far you are the first but you will be followed up with other agencies. My criteria is simply that the person or the agency is in the news and my news sense makes me curious. The last time I made such a request (though I have just made an extensive request for documentation on a raft of issues from the Sausalito Marin City School District) was regarding the Ross Valley Sanitary District when Brett Richards was general manger. In the past I've made a similar request to the Novato Fire Protection District. Since the requested material is a public record, I presume that the recipient is well aware that such information will sooner-or-later be disseminated. While somewhat different in detail but in the same spirit, I have made requests for pension information when it appears that the public employee (always senior management) is receiving two pensions from two different local agencies. As the police chief of Tiburon said at the time. "I know you have to do it and I have nothing to hide." Dick Spotswood

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From: Rick Bagley, Ed.D. [<mailto:rbagley@rossvalleyschools.org>]
Sent: Wednesday, October 04, 2017 6:25 PM
To: spotswood@comcast.net
Subject: PRA Inquiry

Dear Mr. Spotswood,

Yesterday my assistant Cynthia informed me that we received the attached public records request from you. For our clarification, is this a request being sent to all superintendents in Marin County or only to a select group? If the latter, would you mind clarifying the criterion used to determine which superintendents would receive the PRA?

Thank you.

Rick Bagley, Ed.D.