



Board:	City Commission
Agenda	06-08-2026
Date:	
Department:	City Commission
Presenter:	Kim Berry, City Clerk

Staff Report

Agenda Item Title:

Freedom of Information Act (FOIA) Appeal of Denial of Public Record – Michael O'Connor

Background:

City of Gladstone FOIA Policies and Guidelines Section 8 Appeal of Denial of a Public Record (page 8) also located on City website

The Requestor must appeal to the City Commission and identify the reason or reasons the requestor is seeking a reversal of the denial.

The City of Gladstone Commission is not considered to have received a written appeal until the first regularly scheduled City of Gladstone Commission meeting following submission of the written appeal.

Within 10 business days after receiving the appeal, the City of Gladstone Commission will respond in writing by:

- Reversing the disclosure denial;
- Upholding the disclosure denial; or
- Reverse the disclosure denial in part and uphold the disclosure denial in part; or
- Under unusual circumstances, issue a notice extending for not more than 10 business days the period during which the City of Gladstone Commission shall respond to the written appeal. The City of Gladstone Commission shall not issue more than 1 notice of extension for a particular written appeal.

Fiscal Effect:

None

Supporting Documentation:

- Appeal dated 06-02-2026
- FOIA Request 2026-06 City Response
- City of Gladstone FOIA Policies and Guidelines Re: Section 8 Appeal of a Denial of a Public Record
- State of Michigan FOIA law

Recommendation:

The appeal was submitted as a denial of public record; the FOIA request was not denied it was approved as stated in the city response letter (attached). All public records were provided unredacted upon payment of the FOIA fee. One must examine and review the public records to determine if there are exempt records or nonexempt records.

Motion to uphold the approval of FOIA request as no public records were denied and to uphold the fee in the amount of \$23.62 as MCL15.234 Section 4 (1) allows for the examination, review and the deletion and separation of exempt from nonexempt information.