



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

Staff Report

Agenda Item Title:

Freedom of Information Act (FOIA) Appeal of Excess Fees – Michael O'Connor

Background:

City of Gladstone FOIA Policies and Guidelines Section 9 Appeal of an Excessive FOIA Processing Fee (page 9) also located on City website

The Requestor must appeal to the City Commission and identify how the required fee exceeds the amount permitted by state law and/or the city's FOIA Policy.

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:

- Waiving the fee
- Reducing the fee and issuing a written determination indicating the specific basis that supports the remaining fee
- Upholding the fee and issuing a written determination indicating the specific basis that supports the required fee
- Issuing a notice detailing the reason or reasons for extending for not more than 10 business days the period during which the City of Gladstone Commission will 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 currently

Supporting Documentation:

- Appeal dated 06-02-2026
- FOIA Request 2026-06 City Response

- City of Gladstone FOIA Policies and Guidelines Re: Section 4 Fee Deposits, Section 5 Calculation of Fees, Section 6 Waiver of Fees, Section 7 Discounted Fees and Section 9 Appeal of Excessive Fee
- State of Michigan FOIA law

Recommendation:

Motion to receive the Appeal of Excessive FOIA Fees by Michael O'Connor in reference to his FOIA Request No. 2026-06 and add to the City Commission regular meeting agenda on Monday, June 22, 2026.