

# Exhibit G

Susan LaFontaine, Evergreen Drive, May 6, 2026 Commission Meeting

## Re The Consent Agenda Item #9: Resolution 38-05-26 for the Master Fee Schedule changes regarding Public Records Requests

The Town is proposing a "special fee" as allowed by Florida Statute for public records requests that require "extensive use" of IT resources and /or "extensive clerical or supervisory assistance by personnel".

As a citizen who has made several public records requests, first I want to say thank you to the Town Clerk's office and associated departments for their prompt fulfillment of my prior requests.

Second, I request that before you adopt this resolution the Town should

#1: Define "**extensive use**" & "**extensive clerical or supervisory assistance**".

And #2: Define how "**the labor cost of the personnel providing the service that is actually incurred**" will be determined, recorded and reported to the requestor, so we know exactly what we are being charged for.

I know that the 2025 Government in the Sunshine Manual states that this Florida statute (*Section 119.07(4)(d), F.S.*), "does not identify the legislature's intent as to what may constitute "extensive" use and provides no definition of that term". But the Sunshine Manual also states that "the Attorney General's office has suggested that agencies implement the service charge authorization in a manner that reflects the purpose and intent of the Public Records Act and does not represent an unreasonable infringement upon the public's statutory and constitutional right of access to public records."

A clear definition of my two points above is essential to transparency and an informed public, don't you think? And it's not prohibited by Fla Statute. Here's how two state agencies address this issue:

The Fla Department of Law Enforcement's policy includes: "FDLE will assess a statutory "extensive use" charge for any **request requiring more than thirty (30) minutes** of clerical or information technology resources."

@ [www.fdle.state.fl.us/getContentAsset/288f443b-690a-480c-a585-0d7c5de9e9f8/73aabf56-e6e5-4330-95a3-5f2a270a1d2b/2025-FDLE-s-Guide-to-Public-Records-Requests.pdf?language=en](http://www.fdle.state.fl.us/getContentAsset/288f443b-690a-480c-a585-0d7c5de9e9f8/73aabf56-e6e5-4330-95a3-5f2a270a1d2b/2025-FDLE-s-Guide-to-Public-Records-Requests.pdf?language=en)

And the SFWMD is even clearer: It also defines "extensive use" as taking more than 30 minutes of agency resources and further defines what constitutes "clerical or supervisory assistance":

*"A special service charge will be warranted if the nature or volume of the public records requested to be inspected or copied **requires extensive use, or more than 30 minutes of agency resources.** Such charge is in addition to the actual cost of duplication. Clerical or supervisory assistance includes: • Searching for and or locating the requested record • Reviewing for statutorily exempt information • Deletion of statutorily exempt information • Preparing, copying, and re-filing of the requested record The charge for clerical or supervisory resources will be no greater than the hourly rate, including benefits, of the lowest paid personnel capable of providing such services"*

@ [WWW.SFWMD.GOV/SITES/DEFAULT/FILES/DOCUMENTS/CHARGES FOR INSPECTION AND COPYIN G PUBLIC RECORDS.PDF](http://WWW.SFWMD.GOV/SITES/DEFAULT/FILES/DOCUMENTS/CHARGES_FOR_INSPECTION_AND_COPYING_PUBLIC_RECORDS.PDF)

Again, a clear definition of my two points above is essential to transparency and an informed public. Thank you.