

AGENDA REPORT

TO: Mayor Pat Humphrey & Clare City Commissioners
FROM: Diane Lyon, City Clerk
DATE: November 16, 2023
RE: *Communications

For the Agenda of November 14, 2023

***Note: This is a Consent Agenda item and is considered as routine by the City Commission. As such, this matter shall be automatically enacted by one motion with all other Consent Agenda items unless a Commissioner or citizen requests this item be individually discussed, in which event it shall be removed from the Consent Agenda and considered and acted upon in its designated sequence on the approved Clare City Commission agenda of November 14, 2023.**

FOIA Requests & Responses: The most recent FOIA requests and responses are attached for information. Clarissa Filhart; Ashley Fox.

Mobile Food Distribution: Clare County's December Mobile Food Distribution will take place at Clare County Transit, 1473 Transportation Drive in Harrison on December 2, with registration starting at 9 a.m.

Site Plans, Special Use Permits, Variance Requests & Public Notices:
December Board of Review.

Attachments. As noted above.

Diane Lyon

From: Clarissa Filhart <cookiefil@yahoo.com>
Sent: Monday, November 6, 2023 7:18 AM
To: Clarissa Filhart; Diane Lyon
Subject: Re: Saturday and Tuesday's EPB

November 6, 2023

Diane,

Please amend the November 3, 2023, FOIA request for the download of the QVF on November 4, 2023, to request today's (November 6, 2023) download of the QVF.

Thank you,
Clarissa Filhart
9088 N. Leaton Rd.
Clare, MI 48617

[Sent from Yahoo Mail on Android](#)

On Fri, Nov 3, 2023 at 2:42 PM, Clarissa Filhart
<cookiefil@yahoo.com> wrote:

November 3, 2023

Diane,

I hope you are doing well on this first Friday in November. I'm confident you haven't missed hearing from me, but I still love you!

Will you create a digital copy and a paper copy of the EPB after it is downloaded Saturday, from the state, and a second set of digital and paper records after the November 7, 2023, election in the City of Clare's precinct 1 (Isabella County), please?

As you know, MCL 168.509gg, requires the driver's license and date of birth fields to be closed prior to duplicating the records, but the other components are able to be disclosed lawfully.

Jocelyn Benson has lost another lawsuit regarding her unlawful directives and is being required to re-write or rescind components of the clerk's refresh manual because of unlawful content. Benson is now 0-6. My hope is to have the truth brought out into the light because it is evident that something is not right in the state's records. The FOIA that I sent for all of Isabella County's EPB for November 8, 2022, was missing two jurisdictions. One was my jurisdiction. The answer to the missing data was, "we have given you everything that is in the database that the bureau of elections manages".

If there are costs for creating this Freedom of Information Act request, please advise. If clarification is necessary for any aspect of this request is necessary let me know.

Respectfully,
Clarissa Filhart
989 339 6850
9088 N. Leaton Rd.
Clare, MI 48617



Where the north begins at the crossroads of Rt 10 and 127.

202 West Fifth Street, Clare, Michigan 48617
www.cityofclare.org
phone: (989) 386-7541 fax: (989) 386-4508

November 13, 2023

RESPONSE TO REQUEST FOR PUBLIC RECORD

Clarissa Filhart
9088 N. Leaton Rd.
Clare, MI 48617

Tel: (989) 339-6850
cookiefil@yahoo.com

RE: FOIA Request #2023-096 via email dated 11/3/2023, revised on 11/6/23, and again revised on 11/6/23 and received on 11/8/2023.

Revision #2 Request: Please amend my original FOIA request from November 3, 2023, to request the downloaded QVF for November 4, 2023, to a request for today's (November 6, 2023) download of the QVF.

Original Request: Will you create a digital copy and a paper copy of the EPB after it is downloaded Saturday, from the state, and a second set of digital and paper records after the November 7, 2023, election in the City of Clare's precinct 1 (Isabella County), please?

Response to Request. X Your request as described is denied under exemptions MCL 15.243(1)(y), MCL 15.243(z), and MCL 168.509gg. Per the Michigan Bureau of Elections, requests for epb data must be directed to the Bureau, to ensure that sensitive information related to both individual voters and the epb are removed before public disclosure of otherwise available information. Please contact the Michigan Secretary of State's Office at Michigan.gov/ContactSOS if you do not agree with this decision.

The City of Clare's FOIA Procedures and Guidelines and Summary are available for review on our website at www.cityofclare.org. A copy of this request will be kept on file for no less than one (1) year.

If your FOIA request has been denied in whole or in part, you may do one of the following at your option:

- (1) Commence an action in the circuit court to compel disclosure of the public records or information within 180 days after the governmental unit's final determination to deny your request. If the circuit court orders disclosure of all or a portion of the public record or information, you have the right to receive reasonable attorney's fees, costs, and disbursements. If the circuit court determines that the governmental unit arbitrarily and capriciously denied your request, you also have the right to receive punitive damages in the amount of \$500.00. Please see MCL 12.231 *et seq.* for further information on the Freedom of Information Act.
- (2) Submit to the City Manager a written appeal that specifically states the word "**appeal**" and identifies the reason(s) for reversal of the denial. Your appeal should be sent to City of Clare – City Manager, 202 West Fifth Street, Clare, MI 48617-1490.



FOIA Coordinator or Authorized Representative

November 13, 2023
Response Date

The City of Clare is an Equal Opportunity Provider and Employer



Diane Lyon

From: FOIA@cityofclare.gov
Sent: Tuesday, November 14, 2023 10:43 AM
To: FOIA
Subject: New submission from Request for Examination or Copy of Records (FOIA)

Requestor Information

Name

Ashley Fox

Date of Birth

07/01/1989

Street Address

415 W. Railway St

City

Coleman

State

MI

Zip Code

48618

Daytime Phone:

(989) 259-0075

Email

afox69258@gmail.com

Request Information

Date/Time of Incident:

12/31/2021

CPD Comp #:

Do not have

Type of Incident:

Civil

Location of Incident:

McDonald's in clare

I am requesting the following record(s):

Pastor Jeremy Bare call the police to the McDonald's in clare on this date. I spoke to police and informed them that my boyfriend Russ Sandoval was threatening me with a gun and abusing me to the point that I was scared to go home. I also mentioned that there was another gun and drugs in the home.

I am requesting the above record(s) for:

Copying

Please check this box if you wish to receive a "True Copy" of the requested record(s):

Check Here

Free Drive-Through Mobile Food Distribution

GREATER LANSING
foodbank



FEEDING
AMERICA

Greater Lansing Food Bank- Clare County



clarecountyfood.com

Partial sponsorship of this month's food distribution donated by United Way of Clare and Gladwin Counties

Saturday - December 2, 2023

Registration: Starts at 9:00 a.m.

Distribution: Starts at 10:00 a.m.

Clare County Transit Building

1473 Transportation Dr., Harrison, MI 48625

Please Note:

- **Distribution will be a single lane pick up, so wait time may be extended**
- Food will be placed in your trunk/hatchback, so please make room in advance.
- Please stay in your vehicle for registration and food distribution.
- Restrooms will NOT be available.
- If you are not feeling well, please have someone pick up food for you.
- Everyone who is in need of food are welcome to participate.

For more information contact:

Clare County Food Facebook page or

Greater Lansing Food Bank at:

www.greaterlansingfoodbank.org,

GLFoodBank1 (on Facebook) or call 517/908-3680

The Greater Lansing Food Bank - Clare County Food

is an equal opportunity provider



PUBLIC NOTICE
December Board of Review

The **City of Clare Board of Review** will hold a meeting on **Tuesday, December 12, 2023, at 1 pm** at Clare City Hall, 202 Fifth Street, Clare MI 48617. The purpose of this meeting is to correct the assessment roll as allowed by MCL 211.53b. This meeting is subject to the Open Meetings Act. This institution is an equal opportunity provider and employer.

Sharon Frischman, MMAO, AI-GRS
City Assessor

