



CITY OF ANN ARBOR, MICHIGAN

301 E. Huron Street, P.O. Box 8647, Ann Arbor, Michigan 48107-8647

Phone (734)794-6140 Fax (734)994-8296

www.a2gov.org

City Clerk

June 12, 2020

Edward Vielmetti
1210 Brooklyn Ave
Ann Arbor, MI 48104
Via Email: edward.vielmetti@gmail.com

Subject: Freedom of Information Act Request received May 21, 2020
2742 Vielmetti

Dear Edward Vielmetti:

I am responding to your attached request under the Michigan Freedom of Information Act received May 21, 2020. Your request is granted in part and denied in part. Your request is denied to the extent that the following omissions and/or redactions have occurred:

Part 2 is granted and Parts 1 and 3 are denied pursuant to MCL 15.243(1)(y):

Records or information of measures designed to protect the security or safety of persons or property, or the confidentiality, integrity, or availability of information systems, whether public or private, including, but not limited to, building, public works, and public water supply designs to the extent that those designs relate to the ongoing security measures of a public body, capabilities and plans for responding to a violation of the Michigan anti-terrorism act, chapter LXXXIII-A of the Michigan penal code, 1931 PA 328, MCL 750.543a to 750.543z, emergency response plans, risk planning documents, threat assessments, domestic preparedness strategies, and cybersecurity plans, assessments, or vulnerabilities, unless disclosure would not impair a public body's ability to protect the security or safety of persons or property or unless the public interest in disclosure outweighs the public interest in nondisclosure in the particular instance.

The Michigan Freedom of Information Act specifically provides that a public body may charge a fee for searching for and copying a public record.

If you receive written notice that all or a portion of your request has been denied, then

under Sec. 10 of the Freedom of Information Act (FOIA) and Sec. 16 of the City's FOIA Procedures and Guidelines you may, at your option, either 1) submit to the City Administrator, within 180 days of the date of this response, a written appeal that specifically states the word "appeal" and identifies the reason(s) for reversal of the denial; or 2) commence a civil action in the Washtenaw County Circuit Court to compel the City's disclosure of the record. If, after judicial review, the circuit court determines that the City has not complied with the Act and orders disclosure of all or a portion of a public record, you may be awarded reasonable attorney's fees and damages as specified under the FOIA.

The City's FOIA Procedures and Guidelines and Written Public Summary are available online at www.a2gov.org/FOIA.

If you have any questions concerning this response, please contact Jennifer Alexa, Deputy Clerk, at 734-794-6140.

Sincerely,

A handwritten signature in cursive script, appearing to read "Jacqueline Beaudry".

Jacqueline Beaudry
City Clerk

FOIA Request - 2742 - Vielmetti

The Barton Dam is classified as a high hazard dam and is regulated by the Federal Energy Regulatory Commission (FERC).

Please provide the following records.

1. The "Emergency Action Plan" filed with the Federal Energy Regulatory Commission for the Barton Dam and for the Argo Dam (P 3142).
2. Records showing current policies, procedures, guidelines and methods for notifying the public of unusual or abnormal conditions at the Barton and Argo dams, including policies and procedures designed to notify the public of low water conditions, high water conditions, and dam malfunctions that could lead to property damage or loss of life downstream.
3. Inundation maps showing projected water levels and flooding areas should one or more dam fail.

I do not expect any fees for these requests, and please contact me before proceeding if there are to be any costs.

Ed