



**Mr. Camie Sanders, Mayor**

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December 1, 2014

Joshua Jones  
Assistant Attorney General  
Public Access Bureau

RE: OMA Request for Review – 2014 PAC 32236

Dear Mr. Jones:

I am responding to your review of the allegation that the Marshall City Council violated the OMA in connection with our November 10, 2014, meeting.

At the October 27, 2014 Council meeting, a Police Committee meeting was called for October 30, 2014 at 6pm to discuss appointing Assistant Chief Chris Smithson to the Chief of Police position. This meeting was open to the public. It was then decided to post consideration of the Chief appointment on the agenda for the November 10, 2014 meeting. The appointment was acted on and passed with a 7-1 vote in favor of moving Chris Smithson from the Assistant Chief position to the Chief's position.

Both the committee meeting and the Council meeting were posted over 48 hours, as well as agendas, before said meetings were held. Mr. Kraft was at the meeting and raised the question about the agenda item being unclear and asked that the item be tabled.

Our city attorney advised that while he thought the agenda could have more detail and that in the future we should provide more detail, the agenda as written complied with the law. The general subject matter of the resolution was a mayoral appointment as listed on the agenda.

**Cory M. Sheehy, P.E.**  
Director of Public Works

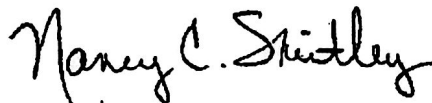
**Duane Low**  
Superintendent of Public Works

**Rick Shutter**  
Chief of Police

**Nancy C. Smitley**  
Office Manager

We are now taking the appropriate steps to insure this type of misunderstanding does not happen again by providing more detail in our agenda and committee postings.

Sincerely;

A handwritten signature in black ink that reads "Nancy C. Smitley". The signature is written in a cursive style with a large, prominent "N" and "S".

Nancy C. Smitley  
FOIA & OMA Officer