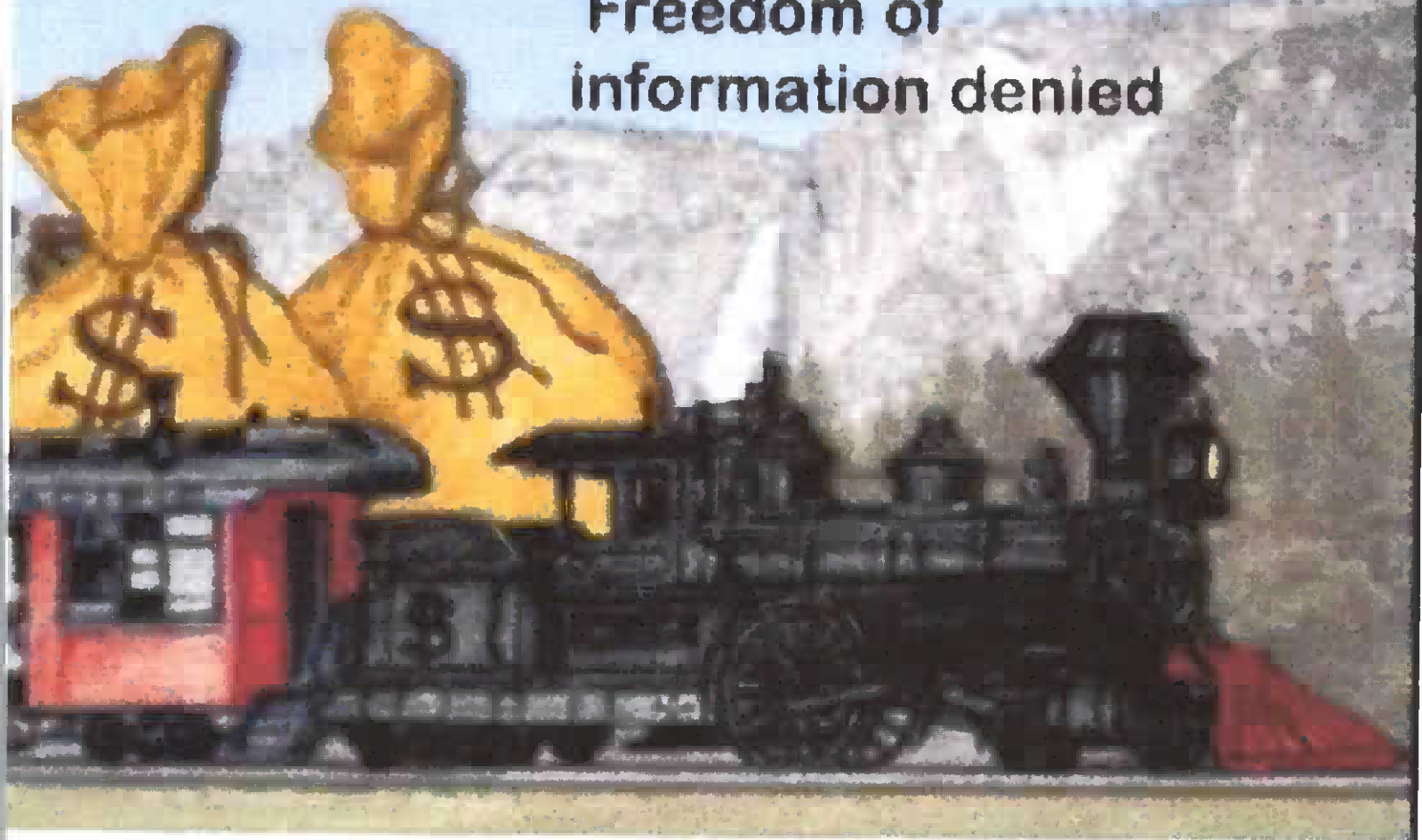


All following freedom of information requests lied to, denied and or ignored, especially finances

# GREAT AMERICAN SWINDLE

Freedom of  
information denied





TOWN OF ISLIP OFFICE OF THE COMPTROLLER

TOWN HALL • 655 MAIN STREET • ISLIP, NEW YORK 11751 • (631) 224-5576

Joseph Ludwig  
Comptroller and Director of Finance

November 16, 2009

[REDACTED]  
Dear [REDACTED]

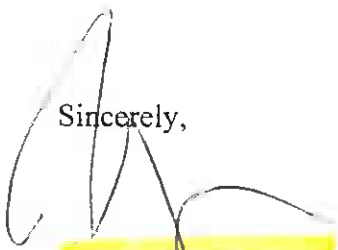
Receipt of your Freedom of Information Application (copy attached) is acknowledged. This office will respond to your request as promptly as possible.

Please be mindful that your request will be researched and reviewed in the order that it was received and that the Town receives many such requests daily. Unless advised otherwise, your request will be granted or denied, in whole or in part, twenty (20) business days from the date of this acknowledgment. (21 NYCRR 1401.5 (c)(3) )

Please note that the Public Officers Law requires that a municipality respond to acknowledge your request within five (5) business days. There is no specific time limit as to the time to produce the documents.

Thank you.

Sincerely,

  
JOSEPH LUDWIG  
Comptroller

JL:cd  
Enc.



STATE OF NEW YORK  
DEPARTMENT OF STATE  
COMMITTEE ON OPEN GOVERNMENT

## Committee Members

Tedra L. Cobb  
Lorraine A. Cortés-Vázquez  
John C. Egan  
Robert Hermann  
Robert L. Megna  
Garry Pierre-Pierre  
Richard Ravitch  
Clifford Richner  
David A. Schulz  
Robert T. Simmeljaer II

Executive Director

Robert J. Freeman

One Commerce Plaza, 99 Washington Ave., Suite 650, Albany, New York 12231  
(518) 474-2518  
Fax (518) 474-1927  
Website Address: <http://www.dos.state.ny.us/coog/index.html>

March 1, 2010

Ms. Pat Montanino  
28 Campbell Lane  
East Islip, NY 11730

The staff of the Committee on Open Government is authorized to issue advisory opinions. The ensuing staff advisory opinion is based solely upon the information presented in your correspondence.

Dear Ms. Montanino:

We are in receipt of your request for an advisory opinion concerning the application of the Freedom of Information Law to records requested from a police department. Specifically, you were informed that you would be provided a copy of a two-page record that will require, due to "backlog", 240 days to provide. In this regard, we offer the following comments.

The Freedom of Information Law provides direction concerning the time and manner in which agencies must respond to requests. Specifically, §89(3)(a) of the Freedom of Information Law states in part that:

"Each entity subject to the provisions of this article, within five business days of the receipt of a written request for a record reasonably described, shall make such record available to the person requesting it, deny such request in writing or furnish a written acknowledgement of the receipt of such request and a statement of the approximate date, which shall be reasonable under the circumstances of the request, when such request will be granted or denied..."

It is noted that new language was added to that provision in 2005 stating that:

"If circumstances prevent disclosure to the person requesting the record or records within twenty business days from the date of the acknowledgement of the receipt of the request, the agency shall state, in writing, both the reason for the inability to grant the request within

twenty business days and a date certain within a reasonable period, depending on the circumstances, when the request will be granted in whole or in part."

Based on the foregoing, an agency must grant access to records, deny access in writing, or acknowledge the receipt of a request within five business days of receipt of a request. When an acknowledgement is given, it must include an approximate date within twenty business days indicating when it can be anticipated that a request will be granted or denied. However, if it is known that circumstances prevent the agency from granting access within twenty business days, or if the agency cannot grant access by the approximate date given and needs more than twenty business days to grant access, it must provide a written explanation of its inability to do so and a specific date by which it will grant access. That date must be reasonable in consideration of the circumstances of the request.

The amendments clearly are intended to prohibit agencies from unnecessarily delaying disclosure. They are not intended to permit agencies to wait until the fifth business day following the receipt of a request and then twenty additional business days to determine rights of access, unless it is reasonable to do so based upon "the circumstances of the request." From our perspective, every law must be implemented in a manner that gives reasonable effect to its intent, and we point out that in its statement of legislative intent, §84 of the Freedom of Information Law states that "it is incumbent upon the state and its localities to extend public accountability *wherever and whenever feasible*." Therefore, when records are clearly available to the public under the Freedom of Information Law, or if they are readily retrievable, there may be no basis for a delay in disclosure. As the Court of Appeals, the state's highest court, has asserted:

"...the successful implementation of the policies motivating the enactment of the Freedom of Information Law centers on goals as broad as the achievement of a more informed electorate and a more responsible and responsive officialdom. By their very nature such objectives cannot hope to be attained unless the measures taken to bring them about permeate the body politic to a point where they become the rule rather than the exception. The phrase 'public accountability wherever and whenever feasible' therefore merely punctuates with explicitness what in any event is implicit" [Westchester News v. Kimball, 50 NY2d 575, 579 (1980)].

In a judicial decision concerning the reasonableness of a delay in disclosure that cited and confirmed the advice rendered by this office concerning reasonable grounds for delaying disclosure, it was held that:

"The determination of whether a period is reasonable must be made on a case by case basis taking into account the volume of documents requested, the time involved in locating the material, and the complexity of the issues involved in determining whether the materials fall within one of the exceptions to disclosure. Such a



standard is consistent with some of the language in the opinions, submitted by petitioners in this case, of the Committee on Open Government, the agency charged with issuing advisory opinions on FOIL" (Linz v. The Police Department of the City of New York, Supreme Court, New York County, NYLJ, December 17, 2001).

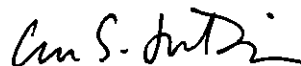
If neither a response to a request nor an acknowledgement of the receipt of a request is given within five business days, if an agency delays responding for an unreasonable time beyond the approximate date of less than twenty business days given in its acknowledgement, if it acknowledges that a request has been received, but has failed to grant access by the specific date given beyond twenty business days, or if the specific date given is unreasonable, a request may be considered to have been constructively denied [see §89(4)(a)]. In such a circumstance, the denial may be appealed in accordance with §89(4)(a), which states in relevant part that:

"...any person denied access to a record may within thirty days appeal in writing such denial to the head, chief executive, or governing body, who shall within ten business days of the receipt of such appeal fully explain in writing to the person requesting the record the reasons for further denial, or provide access to the record sought."

Section 89(4)(b) was also amended, and it states that a failure to determine an appeal within ten business days of the receipt of an appeal constitutes a denial of the appeal. In that circumstance, the appellant has exhausted his or her administrative remedies and may initiate a challenge to a constructive denial of access under Article 78 of the Civil Practice Law and Rules.

On behalf of the Committee on Open Government, we hope that this is helpful.

Sincerely,



Camille S. Jobin-Davis  
Assistant Director

CSJ:jm

cc: Records Access Officer

## COMMITTEE ON OPEN GOVERNMENT

STATE OF NEW YORK  
DEPARTMENT OF STATE  
ONE COMMERCE PLAZA  
150 WASHINGTON AVENUE  
ALBANY, NY 12231-0001  
TELEPHONE: (518) 474-2518  
FAX: (518) 474-1927  
WWW.DOS.NY.GOV/COOG/

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### EXECUTIVE DIRECTOR

ROBERT J. FREEMAN

December 19, 2016

Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

The staff of the Committee on Open Government is authorized to issue advisory opinions. The ensuing staff advisory opinion is based solely upon the information presented in your correspondence, except as otherwise indicated.

Dear Ms. Montanino:

We are in receipt of your request for an advisory opinion regarding the manner in which the Town of Islip responded to your Freedom of Information Law (FOIL) request.

On November 2, 2106, the Office of the Town Attorney sent you an update on the status of all FOIL requests submitted by you to the Town between July 21, 2016 and November 1, 2016. Your FOIL requests numbered S91621, M10163, and M71632 were labeled "Processed" and the Town indicated that it required a deposit totaling \$23.00 prior to disclosing the records. According to the copy of the receipt you provided, you submitted a cash payment of \$23.00 for the three FOIL requests on November 4, 2016. As of today, you have yet to receive the records for which you submitted payment.

On December 13, 2016, you submitted a complaint to the Town about the significant delay in providing the requested records. I note that in your complaint that you reference the "Federal Freedom of Information Law" and "FOIA." Record requests to local government units located within New York State (such as the Town of Islip) are made pursuant to the New York State Freedom of Information Law, not the federal Freedom of Information Act (FOIA). The federal Freedom of Information Act pertains to access to federal government records.

On December 14, 2016, you received a response from the Office of the Town Attorney offering the opinion that:

"[T]he law does not mandate any specified time limitation between the date a requested deposit is made by an applicant and the time an applicant is to receive the requested records. Moreover, the Town of Islip receives many Foil (sic) applicants and addresses them in the order they are received."

In our opinion, the Town has responded to your FOIL requests in a manner inconsistent with the intent and language of the law. FOIL does, in fact, provide direction concerning the time and manner in which agencies must respond to requests. Specifically, §89(3)(a) of FOIL states in part that:

"Each entity subject to the provisions of this article, within five business days of the receipt of a written request for a record reasonably described, shall make such record available to the person requesting it, deny such request in writing or furnish a written acknowledgement of the receipt of such request and a statement of the approximate date, which shall be reasonable under the circumstances of the request, when such request will be granted or denied.... If an agency determines to grant a request in whole or in part, and if circumstances prevent disclosure to the person requesting the record or records within twenty business days from the date of the acknowledgement of the receipt of the request, the agency shall state, in writing, both the reason for the inability to grant the request



Department  
of State

within twenty business days and a date certain within a reasonable period, depending on the circumstances, when the request will be granted in whole or in part." (emphasis added)

Contrary to Mr. Cannava's assertion, the law does set forth time limits in which an applicant is to receive requested records. To assert that an agency may process a FOIL request and accept payment for those records, but fail to make the records available to the requestor shortly after receiving payment, is inconsistent with both the intent of FOIL and specific requirements set forth in the law.

Every law, including FOIL, should be implemented in a manner that gives reasonable effect to its intent. To give reasonable effect to the intent of FOIL, I believe that an agency must grant access to records "wherever and whenever feasible." The phrase quoted in the preceding sentence appears in §84, the legislative declaration, which states in part that:

"The legislature hereby finds that a free society is maintained when government is responsive and responsible to the public, and when the public is aware of governmental actions. The more open a government is with its citizenry, the greater the understanding and participation of the public in government.

As state and local government services increase and public problems become more sophisticated and complex and therefore harder to solve, and with the resultant increase in revenues and expenditures, it is incumbent upon the state and its localities to extent public accountability wherever and whenever feasible" (emphasis added).

From my perspective, if records are clearly available to the public under FOIL and if they are readily retrievable, there may be no basis for a lengthy delay in disclosure. As the state's highest court, the Court of Appeals, has asserted:

"...the successful implementation of the policies motivating the enactment of the Freedom of Information Law centers on goals as broad as the achievement of a more informed electorate and a more responsible and responsive officialdom. By their very nature such objectives cannot hope to be attained unless the measures taken to bring them about permeate the body politic to a point where they become the rule rather than the exception. The phrase 'public accountability wherever and whenever feasible' therefore merely punctuates with explicitness what in any event is implicit" (*Westchester News v. Kimball*, 50 NY2d 575, 579 (1980)).

Further, in our opinion, it is unreasonable for an agency to delay its response when requested records can be located with facility and are clearly public. That other earlier requests involved records that may be voluminous, difficult to locate, and/or time consuming to review would not, in our view, authorize an agency, as a matter of practice of policy, to deal with requests solely on the basis of the dates of their receipt.

It has long been advised that when an agency is unable to deny or provide access to records within five business days, it must provide an acknowledgement within that time indicating an approximate date, not to exceed twenty additional business days, on which it will grant access in whole or in part. If it is determined, either within five business days of the receipt of the request, or at or near the expiration of twenty business days of its acknowledgement, that it is unable to respond within twenty additional business days, it must indicate a "date certain" that includes both the date and the reasons for requiring additional time. Although we recognize that there are occasions when an agency will require an extension of time beyond that which it initially predicted, there is no provision in the statute for an extension beyond the date certain or repeated extensions. The date certain must be reasonable based on attendant facts and circumstances.

When an agency fails to comply with the time limits for response as described in §89(3)(a), or denies access to records in writing, FOIL permits the applicant to file an administrative appeal, and, if the agency denies the appeal, that person may seek judicial review pursuant to Article 78 of the Civil Practice Law and Rules. We note that the Legislature chose to distinguish the two types of denials in §89(4)(a), as follows:

"...any person denied access to a record may within thirty days appeal in writing such denial to the head, chief executive or governing body of the entity, or the person therefor designated by such head, chief executive, or governing body, who shall within ten business days of the receipt of such appeal fully explain in writing to the person requesting the record the reasons for further denial, or provide access to the record sought"

and further,

"Failure by an agency to conform to the provisions of subdivision three of this section shall constitute a denial."

Because it distinguishes between the two types of denials, one in writing and the other due to a failure to respond in a timely manner, it is our opinion that the Legislature intended that there may be two types of appeals: one, from a denial of

access in writing based on an exception to rights of access, and the other, from a constructive denial of access as a result of the agency's failure to comply with the time limits for response required by §89(3)(a).

This advisory opinion is offered in an effort to encourage the Town provide the records you requested and for which you provided payment as expeditiously as possible consistent with rights of access conferred by FOIL.

Sincerely,

  
Kristin O'Neill  
Assistant Director

cc: Ernest J. Cannava  
Lori Hahn

## In East Islip, problems extend from the roads

We all acknowledge our roads are in terrible shape, including in my hamlet of East Islip. I have tried to find out which roads will be repaved in my town, however either this is top-secret information or no plan exists.

I went to the town's offices over a year ago to request a copy of the capital budget and their plan to repave roads. I wanted to speak with the finance person who could tell me how much of my tax dollars were being used to repave roads. I was referred to the town attorney. I knew this was going nowhere since I was being lawyered up. I made my request under FOIL and waited.

★ In the interim, I called the highway superintendent and inquired about the road-repaving plan. He provided a long-winded evaluation process that occurs every year. However, upon asking for the plan he could not produce one. The attorney got back to me a few weeks later and basically stated no funds are budgeted and there is no plan.

Our roads get worse and our politicians are unable to address the problem, but we know they love to boast how they are doing "the people's work."

*Michael Fagan,  
East Islip*



8:13



< All Inboxes



## RE: Foil question

Good Afternoon,

In my opinion, it is unlikely that minutes from a recent meeting of a public body would not exist in electronic form. Unless they are hand-written, the minutes would have been prepared in electronic form on a computer and can be provided to you in that form.

If they do not exist in electronic form, they likely could be scanned and-mailed to you.

Kristin O'Neill

**From:** Owner <[pmontanino1@optonline.net](mailto:pmontanino1@optonline.net)>

**Sent:** Saturday, May 30, 2020 3:06 PM

**To:** dos.sm.Coog.InetCoog <[dosCOOG@dos.ny.gov](mailto:dosCOOG@dos.ny.gov)>

**Subject:** Foil question

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Dear Committee on Open Government:

I requested minutes to a public meeting at Islip Town Hall, and they are stating the minutes and other documents are not available in electronic form.

It is my thought this has been and always should be available to the public in electronic form.

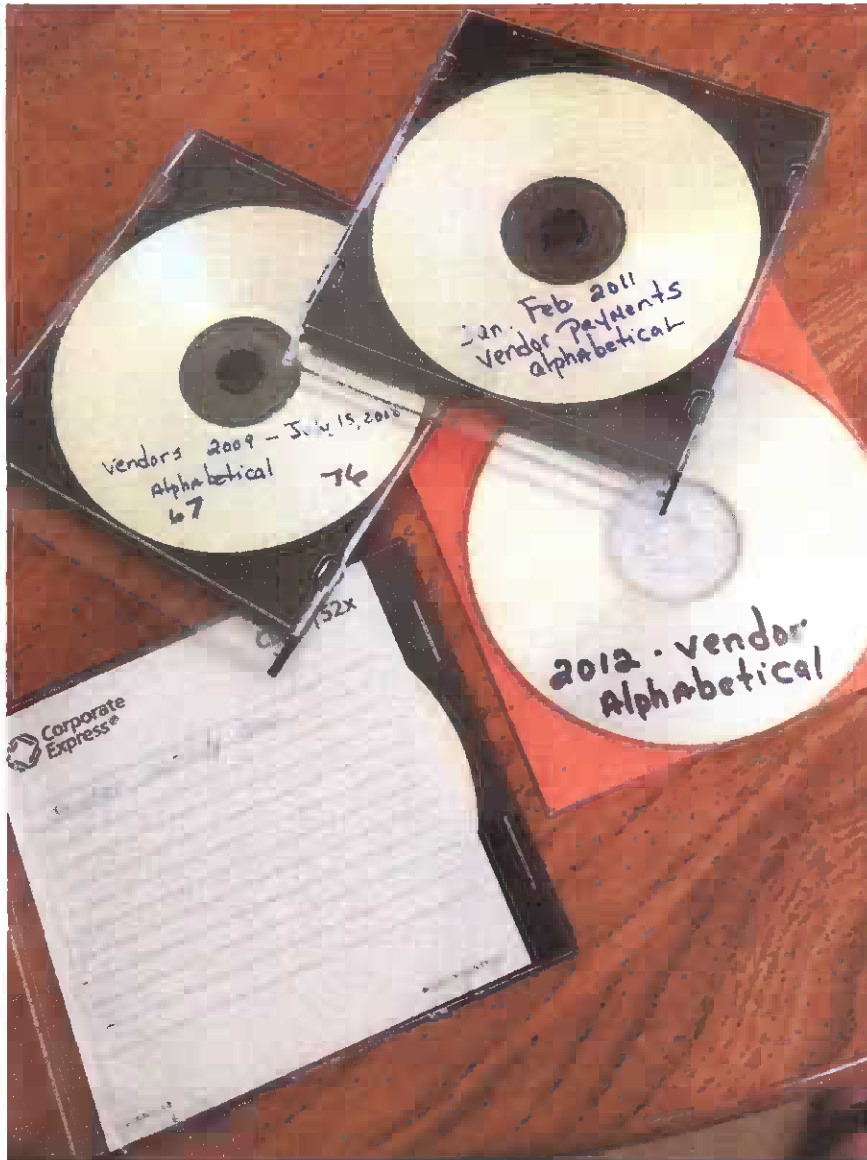
Please correct me if I am wrong .

Thank you Ms. Montanino





**DENIES RESIDENTS TOWN BOARD MINUTES, SY THEY NEVER ARE IN ELECTRONIC FORM!**



**VENDOR NAMES AND TOTALS DENIED BY CURRENT ADMINISTRATION!**

Application Number

531923

Town meet CD under gr tanks  
Mortanino, Mr & Mrs.

AGENCY USE ONLY

FOR AGENCY USE ONLY BELOW

SECTION 3- NOTICE TO APPLICANT

DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ 450. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip - Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</li> <li><input type="checkbox"/> Records not possessed by the Town of Islip</li> <li><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</li> <li><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</li> <li><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</li> <li><input type="checkbox"/> Unwarranted invasion of personal privacy</li> <li><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</li> <li><input type="checkbox"/> Law Enforcement records</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</li> <li><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</li> <li><input type="checkbox"/> Would endanger the life or safety of any person</li> <li><input type="checkbox"/> Municipalities are only required to search for specific documents requested</li> <li><input type="checkbox"/> Exempt inter-agency or intra-agency materials</li> <li><input type="checkbox"/> Exempt examination questions or answers</li> </ul> |
|--|--|

within thirty (30) days or your FOIL will be deemed closed.

Other CDs of Islip Town Board Meetings 10/18/16 + April 7, 2015 no longer available

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:

*[Signature]*

Date:

3/13/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

December 20, 2016  
Islip Town Hall  
655 Main Street  
Islip, New York, 11730

Re: Notice Of FOIA Twenty-Day Statutory Deadline Violation/Offer To Assist.

RECEIVED  
TOWN OF ISLIP

DEC 19 2016

Dear Sir or Madam:

TOWN CLERK'S OFFICE

As per Committer on Open Government Opinion enclosed and also sent VIA email, I demand the immediate release of any and all foils due per freedom of Information Law as you are in VIOLATION OF THE LAW.

The FOIA requires your office to respond to a FOIA request within twenty business days from the date of receipt of such a request. It appears that this deadline has now elapsed without any response from your office. I am notifying you that at this time I am exercising legal options under the FOIA to file suit to compel compliance with the time limits of the FOIA. Therefore the public disclosure of the information contained in the foils will illuminate the public's perception of a very important issue. For this reason, **TIME IS OF THE ESSENCE** regarding the public disclosure of this report.

I do not wish to initiate litigation at this point because they feel a cooperative approach is better suited to resolving this situation. Therefore, I am offering to assist your office in any way possible to facilitate the prompt release of the requested document. If we may redefine or clarify our request, or answer any questions, by all means, please let me know.

Please let me know if I can help you in your efforts to publicly disclose the important information contained in the requested documents. While I do not resort to litigation at this time, because of the time sensitive nature of the requested document, a legal action may be required if disclosure is not promptly forthcoming.

Very truly yours,

Patricia Montanino

cc: RECLAIM NEW YORK  
Committee on Open government



## **Electronic Freedom of Information Act Amendments of 1996**

The Electronic Freedom of Information Act Amendments of 1996 (E-FOIA) stated that all agencies are required by statute to make certain types of records, created by the agency on or **after**

**November 1, 1996, available**

**electronically**. Agencies must also provide electronic reading rooms for citizens to use to have access to records. Given the large volume of records and limited resources, the amendment also extended the agencies' required response time to FOIA requests. **Formerly, the response time was ten days and the amendment extended it to twenty days.**

Our country was founded on democratic principles of openness and accountability, and for 30 years, FOIA has supported these principles. Today, the **"Electronic Freedom of Information Act Amendments of 1996" reforges an important link between the United States Government and the American people.**

# **Electronic FOIA Act Adopted; Will Affect Paper Records Too**

**by James X. Dempsey,**

**National Security Archive Special Counsel**

[REDACTED]

[REDACTED]

The stated intent of the legislation, the first significant rewrite of FOIA since 1986, was to "bring the FOIA into the electronic age." The legislation may also have far-reaching positive effects on the processing of requests for old-fashioned paper records. Enactment of the E-FOIA law culminates a years-long effort by FOIA champion Sen. Patrick Leahy (D-VT).

Note that most provisions of the law do not take effect for 6 months; some are not effective until a year from now.

## **I. Providing Records in Electronic Format**

The legislation's provision (sec. 3) making it clear that a record for FOIA purposes includes information stored in electronic form merely serves to codify what the courts and the Department of Justice had long since recognized: that computer databases and other electronic records are "agency records" covered by FOIA. More significant is the amendment (sec. 5) requiring agencies to

provide information "in any form or format requested," including in electronic form, "if the record is readily reproducible by the agency in that form or format." This provision overrules *Dismukes v. Dept. of Interior*, 603 F.Supp 760 (D.D.C. 1984), which had held that an agency had no obligation under the FOIA to accommodate a requester's format preference. This change will make it easier for requesters to obtain information in formats facilitating computer analysis and on-line redissemination.

## **II. Computer Searches**

Section 5 also defines "search," as meaning "to review, manually or by automated means, agency records for the purpose of locating those records which are responsive to a request." This clarification is important since the retrieval of records from a computer database may require the application of codes or some form of programming. The amendment makes it clear that such manipulation of the information does not constitute the creation of new records. (In responding to a FOIA request, agencies are not required to "create" documents that do not otherwise exist.)

## **III. Electronic Reading Rooms**

In a provision applicable to both paper and electronic records, the legislation requires all agencies to make available for inspection and copying copies of records released in response to FOIA requests that the agencies determine "are likely to become the subject of subsequent requests for substantially the same records," and to create an index of such records. (sec. 4.) Many agencies already do this in their FOIA "reading rooms," but the legislation makes the practice mandatory in an effort to help reduce the number of multiple requests for the same records requiring separate agency responses. (Since not all individuals are near agency reading rooms, requesters would still be able to request previously-released records through the normal FOIA process.)

In addition, section 4 of the legislation requires agencies to post on-line copies and indexes of released records that are likely to be the subject of frequent requests, as well as materials such as administrative opinions, policy statements, and staff manuals that they are already required under subsection (a)(2) of FOIA to make public, creating in essence electronic reading rooms. Agencies must comply with this electronic access provision by November 1, 1997, and the requirement only applies to records created on or after November 1, 1996. The index of previously released records need not be on-line until December 31, 1999.

#### **IV. Responding to Agency Delays**

In provisions that are not limited to electronic records, the legislation addresses one of the most serious problems in the operation of the FOIA, namely, agency delays in responding to requests. The success of the legislation in this regard will depend on agency commitment to change and judicial interpretation of the new language.

##### **1. 10 Days Extended to 20**

In recognition of the fact that many agencies routinely fail to meet the current statutory requirement that they respond to FOIA requests within 10 days, the legislation doubles the time limit to 20 days. (sec. 8(b).) Since delays of two or three years are common at many agencies, particularly those in the national security arena, it is not clear what, if any, significance this change will have. (It will mean that those who wish to file suit based on a non-reply will have to wait another 10 days before going to court.)

##### **2. Multi-Track Processing**

Some agencies now adhere to a first-in, first-out processing system, which results in lengthy delays even for simple requests. In an effort to encourage agencies to employ better request management practices, section 7(a) of the legislation expressly permits agencies to adopt multi-track systems, and to provide a

person whose request does not qualify for the fastest track an opportunity to limit the scope of the request in order to qualify for faster processing. This provision is permissive and merely hortatory, since agencies have never been precluded from adopting multi-track processing. Indeed, for many years some agencies have been using multi-track processing of one sort or another.

### **3. "Unusual Circumstances"**

In the past, the FOIA allowed an agency in "unusual circumstances" to extend the response time for a maximum of 10 working days. Recognizing that in some unusual cases even 10 more days is not enough, the new legislation (sec. 7(b)) authorizes an agency in such a case to provide the requester an opportunity to limit the scope of the request so that it may be processed within the extra 10 days or to arrange an alternative time frame. The refusal of the requester to reasonably limit the request or agree on an alternate time frame shall be considered in determining whether "exceptional circumstances" exist for purposes of an Open America stay. However, the legislation does not require the government to provide such an opportunity to limit the scope of a request, nor does it indicate how the reasonableness of the government's position will be assessed. In this case, therefore, the legislation seems merely to be giving a statutory basis to what agencies and requesters already do, with mixed results.

### **4. "Exceptional Circumstances" and Open America**

The FOIA provides that in "exceptional circumstances," a court may extend the statutory time limits for an agency to comply with FOIA, but the statute has not specified what those circumstances might be. *Open America v. Watergate Special Prosecution Force*, 547 F.2d 605 (D.C. Cir. 1976), held that a massive backlog of requests could constitute "exceptional circumstances," and the courts have since tolerated lengthy delays based on backlogs without inquiring into whether the agencies were doing anything to address them.

**In a potentially significant change, section 7(c) of the E- FOIA legislation makes it clear that routine, predictable agency**



backlogs for FOIA requests do not constitute "exceptional circumstances" justifying an agency's failure to comply with the statutory time limits, unless the agency demonstrates reasonable progress in reducing its backlog. While this is consistent with the facts of Open America -- the case involved an unforeseen 3,000 percent increase in FOIA requests in one year, in an agency with insufficient resources to process those requests -- the courts have been very deferential to the agencies in applying the Open America doctrine. The amendment in the E-FOIA bill makes it clear that routine backlogs do not give agencies an automatic excuse to ignore the time limits. Henceforth, those agencies with backlogs must make efforts to reduce that backlog before exceptional circumstances will be found to exist.

### **5. Expedited Processing**

In another provision of potential significance, the legislation (sec. 8(a)) requires all agencies to promulgate regulations providing for expedited processing of requests in cases in which the requester "demonstrates a compelling need," defined as a situation posing an imminent threat to the life or physical safety of an individual or, "with respect to a request made by a person primarily engaged in disseminating information, urgency to inform the public concerning actual or alleged Federal Government activity." The requester bears the burden of showing that expedition is appropriate. An agency must rule on a request for expedited processing within 10 days, and the denial of expedited treatment can be challenged in court, based on the record that was before the agency at the time of the denial. However, the usefulness of the provision may be limited by the fact that the legislation does not specify how quickly an agency must respond to a request to which it grants expedited treatment; the amendment only states that an agency shall process such requests "as soon as practicable."

## **V. Redaction**

The legislation requires an agency, when it deletes information from a record it is releasing, to indicate the amount of information deleted on the released portion of the record. The section (sec. 9) is entitled "Computer Redaction," and was prompted by the fact that it is at times impossible to tell whether information redacted from a computer record consists of a few words or many pages, but the amendment also applies generally to paper records. It may have significance for intelligence agencies, which regularly release snippets of information with no indication of context, although the agencies can continue to argue that any indication of context will itself injure national security.

## **VI. Oversight**

Section 10 of the legislation requires each agency annually to publish on-line a report on FOIA compliance, including the number of FOIA denials, the number and dispositions of appeals, a complete description of all statutes relied upon as (b)(3) withholding laws, the number of pending requests, the median number of days such requests have been pending, and the number of full-time staff devoted to FOIA.

## **VII. Public Interest**

The E-FOIA act includes a "Findings and Purpose" section (sec. 2), which states that the "purpose" of FOIA is to require agencies to make certain information available to the public and to establish an enforceable right of access "for any public or private purpose." This was intended as a response to the holding of the Supreme Court in the case of DOJ v. Reporters Committee, in which the

Court indicated that the "basic purpose" of FOIA was to shed light on the workings of the government and that, for (b)(7)(C) purposes, privacy interests would outweigh the interest in disclosure of records about individuals in the hands of the government that indicated nothing about "the workings of the government." This should help turn the courts away from second-guessing the bona fides of a request.

### **VIII. Effective Date**

To provide agencies time to implement the new requirements under the Act, the sections concerning multi-track and expedited processing, unusual and exceptional circumstances, and the doubling of the statutory time limit will take effect one year after the October 2, 1996 date of enactment, and the other provisions will take effect 180 days after date of enactment.

### **H.R.3802**

### **Amendments:**

**One Hundred Fourth Congress of the United States of  
America AT THE SECOND SESSION**

**Begun and held at the City of Washington on  
Wednesday, the third day of January, one thousand nine  
hundred and ninety-six**

**An Act** To amend section 552 of title 5, United States Code, popularly known as the Freedom of Information Act, to provide for public access to information in an electronic format, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the  
United States of America in Congress assembled,*


## SECTION 1. SHORT TITLE.

This Act may be cited as the 'Electronic Freedom of Information Act Amendments of 1996'.

## SEC. 2. FINDINGS AND PURPOSES.

(a) **FINDINGS**- The Congress finds that--

*(1) the purpose of section 552 of title 5, United States Code, popularly known as the Freedom of Information Act, is to require agencies of the Federal Government to make certain agency*



(2) since the enactment of the Freedom of Information Act in 1966, and the amendments enacted in 1974 and 1986, the Freedom of Information Act has been a valuable means through which any person can learn how the Federal Government operates;

(3) the Freedom of Information Act has led to the disclosure of waste, fraud, abuse, and wrongdoing in the Federal Government;

(4) the Freedom of Information Act has led to the identification of unsafe consumer products, harmful drugs, and serious health hazards;

(5) Government agencies increasingly use computers to conduct agency business and to store publicly valuable agency records and information; and

(6) Government agencies should use new technology to enhance public access to agency records and information.

(b) **PURPOSES**- The purposes of this Act are to--

(1) foster democracy by ensuring public access to agency records and information;

(2) improve public access to agency records and information;

(3) ensure agency compliance with statutory time limits; and

(4) maximize the usefulness of agency records and information collected, maintained, used, retained, and disseminated by the Federal Government.

### **SEC. 3. APPLICATION OF REQUIREMENTS TO ELECTRONIC FORMAT INFORMATION.**

Section 552(f) of title 5, United States Code, is amended to read as follows:

`(f) For purposes of this section, the term--

`(1) `agency' as defined in section 551(1) of this title includes any executive department, military department, Government corporation, Government controlled corporation, or other establishment in the executive branch of the Government (including the Executive Office of the President), or any independent regulatory agency; and

`(2) `record' and any other term used in this section in reference to information includes any information that would be an agency record subject to the requirements of this section when maintained by an agency in any format, including an electronic format.'

### **SEC. 4. INFORMATION MADE AVAILABLE IN ELECTRONIC FORMAT AND INDEXATION OF RECORDS.**



Section 552(a)(2) of title 5, United States Code, is amended--

(1) in the second sentence, by striking `or staff manual or instruction' and inserting `staff manual, instruction, or copies of records referred to in subparagraph (D)';

(2) by inserting before the period at the end of the third sentence the following: `, and the extent of such deletion shall be indicated on the portion of the record which is made available or published, unless including that indication would harm an interest protected by the exemption in subsection (b) under which the deletion is made';

(3) by inserting after the third sentence the following: `If technically feasible, the extent of the deletion shall be indicated at the place in the record where the deletion was made.';

(4) in subparagraph (B), by striking `and' after the semicolon;

(5) by inserting after subparagraph (C) the following:

`(D) copies of all records, regardless of form or format, which have been released to any person under paragraph (3) and which, because of the nature of their subject matter, the agency determines have become or are likely to become the subject of subsequent requests for substantially the same records; and (E) a general index of the records referred to under subparagraph (D)';

(6) by inserting after the fifth sentence the following: `Each agency shall make the index referred to in subparagraph (E) available by computer telecommunications by December 31, 1999.'; and (7) by inserting after the first sentence the following: `For records created on or after November 1, 1996, within one year after such date, each agency shall make such records available, including by computer telecommunications or, if computer telecommunications means have not been established by the agency, by other electronic means.'.

## **SEC. 5. HONORING FORM OR FORMAT REQUESTS.**

Section 552(a)(3) of title 5, United States Code, is amended--

(1) by inserting `(A)' after `(3)';

(2) by striking `(A)' the second place it appears and inserting `(i)';

(3) by striking `(B)' and inserting `(ii)'; and

(4) by adding at the end the following new subparagraphs:

`(B) In making any record available to a person under this paragraph, an agency shall provide the record in any form or format requested by the person if the record is readily reproducible by the agency in that form or format. Each agency shall make reasonable efforts to maintain its records in forms or formats that are reproducible for purposes of this section. `(C) In responding under this paragraph to a request for records, an agency shall make reasonable efforts to search for the records in electronic form or format, except when such efforts would significantly interfere with the operation of the agency's automated information system. `(D) For purposes of this paragraph, the term `search' means to review, manually or by automated means, agency records for the purpose of locating those records which are responsive to a request.'.

## **SEC. 6. STANDARD FOR JUDICIAL REVIEW.**

Section 552(a)(4)(B) of title 5, United States Code, is amended by adding at the end the following new sentence: `In addition to any other matters to which a court accords substantial weight, a court shall accord substantial weight to an affidavit of an agency concerning the agency's determination as to technical feasibility under paragraph (2)(C) and subsection (b) and reproducibility under paragraph (3)(B).!.

## **SEC. 7. ENSURING TIMELY RESPONSE TO REQUESTS.**

**(a) MULTITRACK PROCESSING-** Section 552(a)(6) of title 5, United States Code, is amended by adding at the end the following new subparagraph:

`(D)(i) Each agency may promulgate regulations, pursuant to notice and receipt of public comment, providing for multitrack processing of requests for records based on the amount of work or time (or both) involved in processing requests.

`(ii) Regulations under this subparagraph may provide a person making a request that does not qualify for the fastest multitrack processing an opportunity to limit the scope of the request in order to qualify for faster processing.

`(iii) This subparagraph shall not be considered to affect the requirement under subparagraph (C) to exercise due diligence.'.

**(b) UNUSUAL CIRCUMSTANCES-** Section 552(a)(6)(B) of title 5, United States Code, is amended to read as follows:

`(B)(i) In unusual circumstances as specified in this subparagraph, the time limits prescribed in either clause (i) or clause (ii) of subparagraph (A) may be extended by written notice to the person making such request setting forth the unusual circumstances for such extension and the date on which a determination is expected to be dispatched. No such notice shall specify a date that would result in an extension for more than ten working days, except as provided in clause (ii) of this subparagraph. `(ii) With respect to a request for which a written notice under clause (i) extends the time limits prescribed under clause (i) of subparagraph (A), the agency shall notify the person making the request if the request cannot be processed within the time limit specified in that clause and shall provide the person an opportunity to limit the scope of the request so that it may be processed within that time limit or an opportunity to arrange with the agency an alternative time frame for processing the request or a modified request. Refusal by the person to

reasonably modify the request or arrange such an alternative time frame shall be considered as a factor in determining whether exceptional circumstances exist for purposes of subparagraph (C). `(iii) As used in this subparagraph, `unusual circumstances' means, but only to the extent reasonably necessary to the proper processing of the particular requests-- `(I) the need to search for and collect the requested records from field facilities or other establishments that are separate from the office processing the request; `(II) the need to search for, collect, and appropriately examine a voluminous amount of separate and distinct records which are demanded in a single request; or `(III) the need for consultation, which shall be conducted with all practicable speed, with another agency having a substantial interest in the determination of the request or among two or more components of the agency having substantial subject-matter interest therein. `(iv) Each agency may promulgate regulations, pursuant to notice and receipt of public comment, providing for the aggregation of certain requests by the same requestor, or by a group of requestors acting in concert, if the agency reasonably believes that such requests actually constitute a single request, which would otherwise satisfy the unusual circumstances specified in this subparagraph, and the requests involve clearly related matters. Multiple requests involving unrelated matters shall not be aggregated.'.

**(c) EXCEPTIONAL CIRCUMSTANCES-** Section 552(a)(6)(C) of title 5, United States Code, is amended by inserting `(i)' after `(C)', and by adding at the end the following new clauses:

`(ii) For purposes of this subparagraph, the term `exceptional circumstances' does not include a delay that results from a predictable agency workload of requests under this section, unless the agency demonstrates reasonable progress in reducing its backlog of pending requests. `(iii) Refusal by a person to reasonably modify the scope of a request or arrange an alternative time frame for processing a request (or a modified request) under

clause (ii) after being given an opportunity to do so by the agency to whom the person made the request shall be considered as a factor in determining whether exceptional circumstances exist for purposes of this subparagraph.'.

## **SEC. 8. TIME PERIOD FOR AGENCY CONSIDERATION OF REQUESTS.**

**(a) EXPEDITED PROCESSING-** Section 552(a)(6) of title 5, United States Code (as amended by section 7(a) of this Act), is further amended by adding at the end the following new subparagraph:

`(E)(i) Each agency shall promulgate regulations, pursuant to notice and receipt of public comment, providing for expedited processing of requests for records--

`(I) in cases in which the person requesting the records demonstrates a compelling need; and

`(II) in other cases determined by the agency.

`(ii) Notwithstanding clause (i), regulations under this subparagraph must ensure--

`(I) that a determination of whether to provide expedited processing shall be made, and notice of the determination shall be provided to the person making the request, within 10 days after the date of the request; and

`(II) expeditious consideration of administrative appeals of such determinations of whether to provide expedited processing.

`(iii) An agency shall process as soon as practicable any request for records to which the agency has granted expedited processing under this subparagraph. Agency action to deny or affirm denial of a request for expedited processing pursuant to this subparagraph, and failure by an agency to respond in a timely manner to such a request shall be subject to judicial review under paragraph (4), except that the judicial review shall be based on the record before the agency at the time of the determination.

`(iv) A district court of the United States shall not have jurisdiction to review an agency denial of expedited processing of a request for records after the agency has provided a complete response to the request.

`(v) For purposes of this subparagraph, the term `compelling need' means--

`(I) that a failure to obtain requested records on an expedited basis under this paragraph could reasonably be expected to pose an imminent threat to the life or physical safety of an individual; or

`(II) with respect to a request made by a person primarily engaged in disseminating information, urgency to inform the public concerning actual or alleged Federal Government activity.

`(vi) A demonstration of a compelling need by a person making a request for expedited processing shall be made by a statement certified by such person to be true and correct to the best of such person's knowledge and belief.'.

**(b) EXTENSION OF GENERAL PERIOD FOR DETERMINING WHETHER TO COMPLY WITH A REQUEST-** Section 552(a)(6)(A)(i) of title 5, United States Code, is amended by striking `ten days' and inserting `20 days'.

**(c) ESTIMATION OF MATTER DENIED-** Section 552(a)(6) of title 5, United States Code (as amended by section 7 of this Act and subsection (a) of this section), is further amended by adding at the end the following new subparagraph:

`(F) In denying a request for records, in whole or in part, an agency shall make a reasonable effort to estimate the volume of any requested matter the provision of which is denied, and shall provide any such estimate to the person making the request, unless providing such estimate would harm an interest protected by the exemption in subsection (b) pursuant to which the denial is made.'.

## **SEC. 9. COMPUTER REDACTION.**

Section 552(b) of title 5, United States Code, is amended in the

matter following paragraph (9) by inserting after the period the following: 'The amount of information deleted shall be indicated on the released portion of the record, unless including that indication would harm an interest protected by the exemption in this subsection under which the deletion is made. If technically feasible, the amount of the information deleted shall be indicated at the place in the record where such deletion is made.'.

## **SEC. 10. REPORT TO THE CONGRESS.**

Section 552(e) of title 5, United States Code, is amended to read as follows:

`(e)(1) On or before February 1 of each year, each agency shall submit to the Attorney General of the United States a report which shall cover the preceding fiscal year and which shall include--

`(A) the number of determinations made by the agency not to comply with requests for records made to such agency under subsection (a) and the reasons for each such determination;

`(B)(i) the number of appeals made by persons under subsection (a)(6), the result of such appeals, and the reason for the action upon each appeal that results in a denial of information; and

`(ii) a complete list of all statutes that the agency relies upon to authorize the agency to withhold information under subsection (b)(3), a description of whether a court has upheld the decision of the agency to withhold information under each such statute, and a concise description of the scope of any information withheld;

`(C) the number of requests for records pending before the agency as of September 30 of the preceding year, and the median number of days that such requests had been pending before the agency as of that date;

`(D) the number of requests for records received by the agency and the number of requests which the agency processed;

`(E) the median number of days taken by the agency to process different types of requests;



`(F) the total amount of fees collected by the agency for processing requests; and

`(G) the number of full-time staff of the agency devoted to processing requests for records under this section, and the total amount expended by the agency for processing such requests.

`(2) Each agency shall make each such report available to the public including by computer telecommunications, or if computer telecommunications means have not been established by the agency, by other electronic means.

`(3) The Attorney General of the United States shall make each report which has been made available by electronic means available at a single electronic access point. The Attorney General of the United States shall notify the Chairman and ranking minority member of the Committee on Government Reform and Oversight of the House of Representatives and the Chairman and ranking minority member of the Committees on Governmental Affairs and the Judiciary of the Senate, no later than April 1 of the year in which each such report is issued, that such reports are available by electronic means.

`(4) The Attorney General of the United States, in consultation with the Director of the Office of Management and Budget, shall develop reporting and performance guidelines in connection with reports required by this subsection by October 1, 1997, and may establish additional requirements for such reports as the Attorney General determines may be useful.

`(5) The Attorney General of the United States shall submit an annual report on or before April 1 of each calendar year which shall include for the prior calendar year a listing of the number of cases arising under this section, the exemption involved in each case, the disposition of such case, and the cost, fees, and penalties assessed under subparagraphs (E), (F), and (G) of subsection (a)(4). Such report shall also include a description of the efforts undertaken by the Department of Justice to encourage agency compliance with this section.'.

## **SEC. 11. REFERENCE MATERIALS AND GUIDES.**

Section 552 of title 5, United States Code, is amended by adding after subsection (f) the following new subsection:

`(g) The head of each agency shall prepare and make publicly available upon request, reference material or a guide for requesting records or information from the agency, subject to the exemptions in subsection (b), including--

- `(1) an index of all major information systems of the agency;
- `(2) a description of major information and record locator systems maintained by the agency; and
- `(3) a handbook for obtaining various types and categories of public information from the agency pursuant to chapter 35 of title 44, and under this section.'

## **SEC. 12. EFFECTIVE DATE.**

(a) **IN GENERAL**- Except as provided in subsection (b), this Act shall take effect 180 days after the date of the enactment of this Act.

### **(b) PROVISIONS EFFECTIVE ON ENACTMENT**

- Sections 7 and 8 shall take effect one year after the date of the enactment of this Act.

Speaker of the House of Representatives.

Vice President of the United States and President of the Senate.

*Town of Islip on Sept 16, 2015 Kerry stated, "We don't do electronic foils"*

won't give CD minutes Sept 2019

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (ff) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

SECTION 1 - TO BE COMPLETED BY APPLICANT			
I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:			
1. NAME OF APPLICANT:	5. MAILING ADDRESS (include suite if applicable):		
2. NAME OF BUSINESS FIRM:	6. CITY:	7. STATE:	8. ZIP CODE:
3. SIGNATURE OF APPLICANT:	9. DATE OF APPLICATION:		
4. TELEPHONE NUMBER:	10. DEPARTMENT IF KNOWN:		

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

**FEE SCHEDULE**

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

**SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

*4/6/20*  
Date

*[Signature]*  
Records Access Officer

*114204*  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

~~n Street, Islip New York 11751 (631) 224-5550~~

It a municipality acknowledge receipt of a FOIL request within five (5) business days.

## FOIL REQUEST

April 1, 2020

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
Video of Islip Town Public Board meeting September 2019 and minutes of public  
portion electronic email form September 2019.

---

Regarding fees: (Check one.)

X  I am willing to pay applicable fees for processing my FOIL  
request. (Check applicable fee category; see Reference Guide for  
help.)

- Commercial use
- Educational use
- Non-commercial scientific institution
- News media
- X  Other (private use)

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol@optonline.net

RECEIVED

APR - 1 2020

FOIL

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

May 5, 2020

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

**Re: Foil M4204**

Dear Ms. Montanino:

In accordance with NYS Public Officers Law Article 6 and related case law, I hereby provide you with a date certain that your request will be handled; to wit, **June 15, 2020**.

The reason for the delay in processing your FOIL Application is due to the Executive Order issued by the New York State Governor's Office wherein it ordered a reduction to our staff. Unfortunately, due to this reduction, we have been unable to process and/or finalize a response to your request.

Thank you for your anticipated understanding.

Very truly yours,

A handwritten signature in black ink, appearing to read "Lori J. Hahn", is written over the typed name and title.

Lori J. Hahn  
Records Access Officer

LJH/

**RECEIVED**

JUN 17 2019

**FOIL REQUEST**

**FOIL**

**Date: 6.17.19**

**To: FOIL Officer,  
New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), the following documents: email-electronic form documents of VENDOR ACTIVITY 2018, 2019  
name, dollar amount.**

**Submitted by:**

***Patricia Montanino***

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontanino1@optonline.net**

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 – TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:	5. MAILING ADDRESS (include suite if applicable):		
2. NAME OF BUSINESS FIRM:	6. CITY:	7. STATE:	8. ZIP CODE:
3. SIGNATURE OF APPLICANT:	9. DATE OF APPLICATION:		
4. TELEPHONE NUMBER:	10. DEPARTMENT IF KNOWN:		

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

## FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

6/20/19  
Date

*Lori J. Hahn*  
Records Access Officer

**LORI J. HAHN**

M61943  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

1 Street, Islip New York 11751 (f) 631-224-5574

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

*The town did not want vendors matched to donors/Bribes*



Application Number

M61943

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

✓ A deposit in the amount of \$ 100<sup>00</sup> is required within thirty (30) days before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, ~~Constituent Services~~, 655 Main Street, Islip, New York 11751. For questions, please call ~~224-5380~~. Office of the Town Attorney  
214-5550

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip—Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

Ⓢ If we do not receive your deposit within thirty (30) days, your FOIL will be deemed closed.

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |   |
|--|---|
| <p>Request needs to be more specific because cannot determine what record(s) you seek</p> <p><input type="checkbox"/> Records not possessed by the Town of Islip</p> <p><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</p> <p><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</p> <p><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</p> <p><input type="checkbox"/> Unwarranted invasion of personal privacy</p> <p><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</p> <p><input type="checkbox"/> Law Enforcement records</p> | <p><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</p> <p><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</p> <p><input type="checkbox"/> Would endanger the life or safety of any person</p> <p><input type="checkbox"/> Municipalities are only required to search for specific documents requested</p> <p><input type="checkbox"/> Exempt inter-agency or intra-agency materials</p> <p><input type="checkbox"/> Exempt examination questions or answers</p> <p><input type="checkbox"/> Other</p> |
|--|---|

Name of Records Access Officer:

Lori J Hahn

Records Access Officer's Signature:

Lori J Hahn

Date:

7/17/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

August 5, 2019

Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

RE: Foil Application No. M61943

Dear Ms.Montanino:

I am in receipt of your appeal regarding the above referenced Foil Application which was received August 2nd, 2019.

Second, you did not in fact receive a denial of your Foil request. You were advised by the Town of Islip Foil Access Officer, Lori Hahn, on July 17, 2019 that due to the nature of your application you were required to give a deposit in the amount of \$100.00 within thirty (30) days and a Foil affidavit as per NYS Law. Neither of those requirements were met by you.

Earlier this year you filed a similar application No. M11929. The only difference is that you asked for records pertaining to previous years.

In case for some reason you do not recall my response to an appeal you made regarding that application I have attached a copy of my letter to you dated March 5<sup>th</sup>, 2019. My explanation of why the Town of Islip requests a deposit for such records and why you should have limited the scope of the records sought still holds true.

With your appeal you included an opinion which you stated you had received from the Committee on Open Government pertaining to the issue of whether a vendor activity record must be given by a municipality in an unredacted format. Thank you for this inclusion because it supports my position in this matter.

I respectfully draw your attention to the following portion of the opinion:

"Fourth, although most purchase orders relate to private companies, some might involve town officers or employees concerning travel, health benefits or other matters in which there may be purchases or payments." In addition, there might be child support payments or wage garnishees pursuant to court orders, which clearly have nothing to do with private companies providing goods

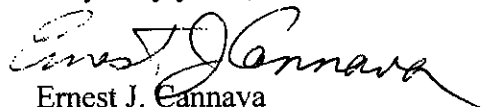
Ms. Patricia Montanino  
August 5, 2019  
Page 2

or services to the municipality. Those kinds of items may be withheld as stated in the opinion; and, therefore, should be redacted, deleted or removed from the records before the applicant receives the vendor activity report on the ground that disclosure would result in an "unwarranted invasion of personal privacy" as stated in the opinion.

Consequently, I concur with the position taken by the Town of Islip's Records Access Officer that the vendor activity record requested by you cannot be created without considerable redactions being made. Therefore, you are required to make an initial deposit of \$100.00 before the work necessary to create the record can be commenced.

Your appeal is justifiably denied.

Very truly yours,

  
Ernest J. Cannava  
Senior Assistant Town Attorney

EJC:mer  
Attachment  
cc.: Lori Hahn, Town of Islip Records Officer

From: dos.sm.Coog.InetCoog  
Subject: RE: question/need opinion  
Date: February 21, 2017 at 8:54 AM  
To: Pat Montanino

Good Morning Pat,

I don't know what would be redacted in a certificate of insurance. Off the top of my head, I can't think of a permissible ground for denial. I would recommend that you ask for an explanation of the redactions from the records access officer.

Kristin O'Neill

-----Original Message-----

From: Pat Montanino [mailto:pat.montanino@slip.town.ct.us]  
Sent: Tuesday, February 21, 2017 8:43 AM  
To: dos.sm.Coog.InetCoog  
Subject: question/need opinion

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

I foiled for Islip Town , documents of all insurance certificates for all wining bid vendors to view.

Answer- items not allowed to view, to many redactions.

why would their be a redaction?

Pat Montanino

10:00 AM 2/21/17 left message  
24-5550 (631)

From: **dos.sm.Coog.InetCoog** <dosCCOG@dos.ny.gov> Subject: RE: question/need opinion

Date: February 28, 2017 at 7:47 AM To: Pat Montanino

Cc: [thana@islip.ny.gov](mailto:thana@islip.ny.gov), [townattorney@is-priv.gov](mailto:townattorney@is-priv.gov)

Good Morning Pat,

I can't see your attachment, but I am assuming you are referring to the February 23, 2017 letter from Ernest J. Cannava. In my opinion, the redaction of the policy number on the basis of "personal privacy" is inconsistent with the law. My understanding is that these are insurance policies for vendors, i.e., businesses. The provision of FOIL that permits an agency to withhold records on the basis of unwarranted invasion of personal privacy (87(2)(b)) does not apply to business or to individuals acting in a business capacity.

See [http://www.dos.ny.gov/coog/foil\\_lisGng/fp.html](http://www.dos.ny.gov/coog/foil_lisGng/fp.html) and scroll down to "Privacy Relative to Entities" and "Privacy Relative to One's Business Capacity."

I am copying the Town on this e-mail in an effort to encourage compliance. Kristan

# Group sues LI towns, school district over financial records



Islip Town Hall is seen in an undated image. Credit: Finn Geismar

By Sarah Armaghansarah.armaghan@newsday.com @ArmaghanS Updated August 3, 2016 4:29 PM

Two Long Island towns and an East End school district were sued Wednesday by a New York City-based nonprofit that says that Freedom of Information Law requests for financial records filed earlier by the group were not filled.

**Officials from Reclaim New York Center for Government Reform and Accountability announced the suit — which focuses on Islip** and Babylon towns as well as the Southampton school district — outside the Suffolk County Courthouse in Central Islip during a news conference.

**Requests for comment from Islip and the school district were not immediately returned.**

**The Town of Islip at first refused to release the information, but then said it would comply if the nonprofit signed an affidavit assuming liability for any “claims and damages” that arose as a result of the records release, Muir said. He characterized that as a “scare tactic.”**

# Islip settles suit over access to financial records filed by nonprofit



In 1664, the settler Matthias Nicoll named the town after his village of Islip in Northamptonshire, England. Credit: Erin Geismar

By Sarah Armaghansarah.armaghan@newsday.com @ArmaghanS Updated December 4, 2016 2:32 PM

**The Town of Islip has settled a civil suit brought by a New York City-based nonprofit seeking the municipality's 2014 financial records, the group announced.**

**The Reclaim New York Center for Government Reform and Accountability filed a suit on Aug. 3 claiming the town "stonewalled" the group's efforts for transparency with public records. The town complied after more than six months, multiple records requests, appeals, legal opinions from the State of New York and thousands of dollars in expenses, said Brandon Muir, executive director of the nonprofit.**

**An Islip Town spokeswoman declined to comment on the settlement.**

The town wrote a check to the attorney who represented Reclaim New York in the suit for \$4,012.52 on Nov. 24, according to Douglass Kellog, communications



**RECEIVED**

**FOIL REQUEST**

AUG 16 2019

**Date: 8.16.19**

**FOIL**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90 PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), documents of Town Board or Supervisor in writing, giving specific permission to serve or consume said alcoholic beverages on Islip Town Beach 2014- present, and Benjamin Beach.**

**Submitted by:**

***Patricia Montanino***

**28 CAMPBELL LANE  
EAST ISLIP, NY 11730**

**Email: pmontanino1@optonline.net**

Application Number

M81929

AGENCY USE ONLY

Montanino, Patricia

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ 25. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

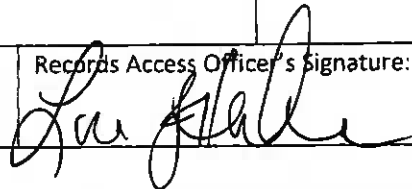
## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |   |
|--|---|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</li> <li><input type="checkbox"/> Records not possessed by the Town of Islip</li> <li><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</li> <li><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</li> <li><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</li> <li><input type="checkbox"/> Unwarranted invasion of personal privacy</li> <li><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</li> <li><input type="checkbox"/> Law Enforcement records</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</li> <li><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</li> <li><input type="checkbox"/> <del>Would</del> endanger the life or safety of any person</li> <li><input type="checkbox"/> Municipalities are only required to search for specific documents requested</li> <li><input type="checkbox"/> Exempt inter-agency or intra-agency materials</li> <li><input type="checkbox"/> Exempt examination questions or answers</li> <li><input type="checkbox"/> Other</li> </ul> |
|--|---|

Name of Records Access Officer:

LORI L. HAHN

Records Access Officer's Signature:



Date:

11/7/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal: \_\_\_\_\_

Signature

Date

No documentation found responsive to your request concerning Benjamin Beach.

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:	5. MAILING ADDRESS (include suite if applicable):		
2. NAME OF BUSINESS FIRM:	6. CITY:	7. STATE:	8. ZIP CODE:
3. SIGNATURE OF APPLICANT:	9. DATE OF APPLICATION:		
4. TELEPHONE NUMBER:	10. DEPARTMENT IF KNOWN:		

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*In attached*

## FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

8/20/19  
Date

*Lori J. Rahn*

**LORI J. RAHN**  
Records Access Officer

1781929

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

1 Street, Islip New York 11751 (f) 631-224-5580

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

RECEIVED

FEB 07 2017

FOIL

## FOIL REQUEST

Date: February 7, 2017

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on: any and all donations given by John C. Dunphy (Private) Foundation to the Town of Islip 2014-2016 and The Grange aka Friends of the Grange.

---

Regarding fees: (Check one.)

☒ I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

Submitted by:

*Patricia Montanino*

Address:

28 Campbell Lane  
East Islip, NY 11730

Telephone/Tele Fax:

Email: pmontaninol@optonline.net

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

SECTION 1 - TO BE COMPLETED BY APPLICANT			
I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:			
1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
			8. ZIP CODE:
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).

*- See attached -*

**FEE SCHEDULE**

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**SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

*2/13/17*  
Date

*Lori J Hahn*  
Records Access Officer

*M21720*  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

~~Islip, New York 11751 - 631-224-5580~~

*municipality acknowledge receipt of a FOIL request within five (5) business days.*

Application Number

M21720

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ 1.00. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |  |
|---|--|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input checked="" type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input type="checkbox"/> Other |
|---|--|

Name of Records Access Officer:

Lori J. Hahn

Records Access Officer's Signature:

Lori J. Hahn

Date:

3/17/17

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

RECEIVED

JUL 21 2016

FOIL

FOIL REQUEST

Date: 7/21/2016

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: electronic copy of any document or information document on:

1) All calendar schedules for Supervisor Angie Carpenter, Councilmen Steve Flotteron and John Cochrane for January 2015 to present.

2) all correspondences between John Carney and Supervisor Angie Carpenter, Steve Flotteron and John Cochrane whether it be written or email January 2015- present.

ELECTRONIC FORM

---

Regarding fees: (Check one.)

☒ I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

☐ I am requesting a fee waiver. Justification for fee waiver is attached.

(Attach separate sheet; see Reference Guide for help.)

Submitted by:

*Patricia Montanino*

Address:

28 Campbell Lane  
East Islip, NY 11730

Telephone/Tele Fax:

Email:

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete this Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	
8. ZIP CODE:			

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).

*See attached*

## FEE SCHEDULE

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## SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

*7/22/16*

Date

*[Signature]*  
L. J. Hahn

Records Access Officer

*M71633*

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

in Street, Islip New York 11751 631-224-5380

has a municipality acknowledge receipt of a FOIL request within five (5) business days.



M71633

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ 70<sup>00</sup> is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Office of the Town Clerk, 655 Main Street, Islip, New York 11751. For questions, please call 224-~~5380~~ 5490

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |   |
|---|---|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input checked="" type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input checked="" type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input type="checkbox"/> Other |
|---|---|

Name of Records Access Officer: <u>Ken J Hahn</u>	Records Access Officer's Signature: <u>[Signature]</u>	Date: <u>11/2/16</u>
--	---	-------------------------

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

TOWN CLERK

**RECEIVED**

FEB 19 2019

Date stamp here:



FOIL OFFICER

Date stamp here:

**FOIL**

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to **Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574**

PLEASE TYPE OR PRINT CLEARLY

SECTION 1 - TO BE COMPLETED BY APPLICANT			
I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:			
1. NAME OF APPLICANT: <i>Pat Montanino</i>	5. MAILING ADDRESS (include suite if applicable): <i>Campbell Ln</i>		
2. NAME OF BUSINESS FIRM:	6. CITY: <i>RF</i>	7. STATE: <i>NY</i>	8. ZIP CODE:
3. SIGNATURE OF APPLICANT: <i>[Signature]</i>	9. DATE OF APPLICATION: <i>2/19/2019</i>		
4. TELEPHONE NUMBER:	10. DEPARTMENT IF KNOWN:		

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*as per conversation*  
*still waiting electronic (email)*  
*2015 - 2018 minutes town board meeting*

**FEE SCHEDULE**

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

**SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

*3/13/19*  
Date

*Lori J Hahn*  
Records Access Officer

Application Number

**LORI J. HAHN**

Office of Constituent Services, 655 Main Street, Islip New York 11751 631-224-5380

**PLEASE NOTE:** The Public Officer's Law requires that a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

D31919

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</li> <li><input type="checkbox"/> Records not possessed by the Town of Islip</li> <li><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</li> <li><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</li> <li><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</li> <li><input type="checkbox"/> Unwarranted invasion of personal privacy</li> <li><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</li> <li><input type="checkbox"/> Law Enforcement records</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</li> <li><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</li> <li><input type="checkbox"/> Would endanger the life or safety of any person</li> <li><input type="checkbox"/> Municipalities are only required to search for specific documents requested</li> <li><input type="checkbox"/> Exempt inter-agency or intra-agency materials</li> <li><input type="checkbox"/> Exempt examination questions or answers</li> <li><input checked="" type="checkbox"/> Other <b>Not available in format requested (via email)</b></li> </ul> |
|--|--|

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:

Lori J. Hahn

Date:

3/13/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

**RECEIVED**

MAR 24 2020

**FOIL REQUEST****FOIL**

Date: March 24, 2020

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
March 2020 Public Town Board meeting electronic form, due to law for electronic  
form and current issues of health.

---

Regarding fees: (Check one.)

X I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol1@optonline.net

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	
8. ZIP CODE:			

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).

*- See attached -*

## FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

3/26/20  
Date

*Lori Hahn*  
Records Access Officer

532043  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

**LORILL HAHN**  
n Street, Islip, New York 11751 (631) 224-5550

at a municipality acknowledge receipt of a FOIL request within five (5) business days.

FOR AGENCY USE ONLY BELOW

SECTION 3- NOTICE TO APPLICANT

DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip—Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |  |
|--|--|
| <p><input checked="" type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</p> <p><input type="checkbox"/> Records not possessed by the Town of Islip</p> <p><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</p> <p><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</p> <p><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</p> <p><input type="checkbox"/> Unwarranted invasion of personal privacy</p> <p><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</p> <p><input type="checkbox"/> Law Enforcement records</p> | <p><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</p> <p><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</p> <p><input type="checkbox"/> Would endanger the life or safety of any person</p> <p><input checked="" type="checkbox"/> Municipalities are only required to search for specific documents requested</p> <p><input type="checkbox"/> Exempt inter-agency or intra-agency materials</p> <p><input type="checkbox"/> Exempt examination questions or answers</p> <p><input checked="" type="checkbox"/> Other you did not request a document</p> |
|--|--|

Name of Records Access Officer:

**LORI J. HAHN**

Records Access Officer's Signature:

*Lori J. Hahn*

Date:

4/23/20

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

Application Number

M11714

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

✓ A deposit in the amount of \$56.00 (within thirty (30) days) is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, ~~655 Main Street, Islip, New York 11751.~~ Office of the Town Clerk. For questions, please call 224-5580.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_.
- Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment.

Ⓢ If we do not receive your deposit within thirty (30) days, your FOIL will be deemed closed.

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</li> <li><input type="checkbox"/> Records not possessed by the Town of Islip</li> <li><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</li> <li><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</li> <li><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</li> <li><input type="checkbox"/> Unwarranted invasion of personal privacy</li> <li><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</li> <li><input type="checkbox"/> Law Enforcement records</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</li> <li><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</li> <li><input type="checkbox"/> Would endanger the life or safety of any person</li> <li><input type="checkbox"/> Municipalities are only required to search for specific documents requested</li> <li><input type="checkbox"/> Exempt inter-agency or intra-agency materials</li> <li><input type="checkbox"/> Exempt examination questions or answers</li> <li><input type="checkbox"/> Other</li> </ul> |
|--|--|

Name of Records Access Officer:

Lori J Hahn

Records Access Officer's Signature:

Lori J Hahn

Date:

2/13/17

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

Application Number  
531714

AGENCY USE ONLY

FOR AGENCY USE ONLY BELOW

SECTION 3- NOTICE TO APPLICANT

DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |   |
|---|---|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek                   | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise |
| <input type="checkbox"/> Records not possessed by the Town of Islip   | <input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)   |
| <input checked="" type="checkbox"/> After diligent search, there are no records/documents that are responsive to your request | <input type="checkbox"/> Would endanger the life or safety of any person  |
| <input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents      | <input type="checkbox"/> Municipalities are only required to search for specific documents requested  |
| <input type="checkbox"/> Exempted by statute other than the Freedom of Information Law  | <input type="checkbox"/> Exempt inter-agency or intra-agency materials  |
| <input type="checkbox"/> Unwarranted invasion of personal privacy   | <input type="checkbox"/> Exempt examination questions or answers  |
| <input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations               | <input type="checkbox"/> Other  |
| <input type="checkbox"/> Law Enforcement records  |   |

Name of Records Access Officer:

Lon J Hahn

Records Access Officer's Signature:

Lon J Hahn

Date:

4/3/17

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date



## FOIL REQUEST

Date: March 19, 2020

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6  
Section 87 (5)

I am requesting, under the Freedom of Information Act (FOIL), the following records:  
documents on: public Town Board Meeting ELECTRONIC FORM-EMAIL- March 2020  
minutes and video.

Regarding fees: (Check one.)

X I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

**RECEIVED**

Submitted by:

MAR 19 2020

*Patricia Montanino***FOIL**

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: [pmontanino1@optonline.net](mailto:pmontanino1@optonline.net)

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
		8. ZIP CODE:	
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).

*[Handwritten signature]*

## FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## SECTION 2 - TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

*3/23/20*  
Date

*[Handwritten signature]*  
Records Access Officer

*532039*  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

~~n Street, Islip, New York 11751 - 631-224-5550~~

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

532039

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.

- ☒ The document(s) you requested are available. The cost of reproduction is \$ 5.00 <sup>mail</sup>

Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip—Town Clerk's Office, 655 Main Street, Islip, NY 11751 along with a self-addressed stamped envelope for the receipt of your documents.

- ☐ Please call 631-224-5380 to schedule an appointment to view documents.

- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |   |
|--|---|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</li> <li><input type="checkbox"/> Records not possessed by the Town of Islip</li> <li><input type="checkbox"/> After diligent search, there are no known documents it are responsive to your request</li> <li><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</li> <li><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</li> <li><input type="checkbox"/> Unwarranted invasion of personal privacy</li> <li><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</li> <li><input type="checkbox"/> Law Enforcement records</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</li> <li><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</li> <li><input type="checkbox"/> Would endanger the life or safety of any person</li> <li><input type="checkbox"/> Municipalities are only required to search for specific documents requested</li> <li><input type="checkbox"/> Exempt inter-agency or intra-agency materials</li> <li><input type="checkbox"/> Exempt examination questions or answers</li> <li><input checked="" type="checkbox"/> Other <u>Town Board minutes for march, 2020 not available electronically.</u></li> </ul> |
|--|---|

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:

Lori Hahn

Date:

4/23/20

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal: \_\_\_\_\_

Signature

Date

TOWN CLERK  
**RECEIVED**

JAN 16 2020

Date stamp here:

**FOIL**



FOIL OFFICER

no deed

Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

**SECTION 1 - TO BE COMPLETED BY APPLICANT**

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:

Tar Montanino

5. MAILING ADDRESS (include suite if applicable):

28 Campbell Ln

2. NAME OF BUSINESS FIRM:

6. CITY:

El

7. STATE:

NY

8. ZIP CODE:

11730

3. SIGNATURE OF APPLICANT:

9. DATE OF APPLICATION:

1/16/20

4. TELEPHONE NUMBER:

10. DEPARTMENT IF KNOWN:

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

View: Deed and all attachments  
for property donated to Islip Town -  
Islip Beach  
Town

**FEE SCHEDULE**

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

**SECTION 2 - TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

1/17/2020  
Date

Records Access Officer

Records Access Officer

m12024  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

655 Main Street, Islip New York 11751 (f) 631-224-5580

that a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

m12029

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

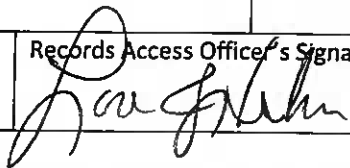
## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |  |
|---|--|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input checked="" type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input type="checkbox"/> Other |
|---|--|

Name of Records Access Officer:

LORI J. HAN

Records Access Officer's Signature:



Date:

3/3/20

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

**RECEIVED**

MAR 23 2020

FOIL REQUEST

**FOIL**

Date: March 23, 2020

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
The lawsuit for councilmanic redistricting to create at least one district with a Latino majority, document of all total charges ITEMIZED, attorneys in charge, 2018-2019.  
ELECTRONIC FORM.

---

Regarding fees: (Check one.)

  X   I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- Commercial use
- Educational use
- Non-commercial scientific institution
- News media
- X   Other (private use)

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontanino1@optonline.net

Patricia Devaney

From: Patricia Montanino <pmontanino1@optonline.net>  
Sent: Wednesday, January 25, 2017 9:17 AM  
To: townclerk  
Subject: Fwd: FOIA

RECEIVED  
JAN 25 2017  
FOIL

Begin forwarded message:

From: Patricia Montanino <pmontanino1@optonline.net>  
Subject: FOIA  
Date: January 24, 2017 at 8:21:22 PM EST  
To: "Townclerk@islipNY.gov" <Townclerk@islipNY.gov>

FOIL REQUEST

Date: January 25, 2017

To: FOIL Officer,  
New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Law (FOIL), the following records, documents on: any and all permits for 350 Higbie Lane, West Islip and C/O from 2011 to present.

Regarding fees: (Check one.)

☒ I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

Submitted by:

*Patricia Montanino*

Address:

28 Campbell Lane  
East Islip, NY 11730

**RECEIVED**

FOIL REQUEST

MAR 28 2017

To: FOIL Officer,

**FOIL**

Date: February 28, 2017

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records:  
documents on: Town board minutes with cover page —2012 Jan 5, 2012 pg 22,  
23 Jan 17, pg 6, 7, 23 Jan 31, 2012 pg 54-57 Mar 22, 2012 pages 61-67, April  
3, 2012 pg 48-51 July 2, 2012 pgs 58-62 Oct 1, 2012 pgs 84-88 Nov  
27, 2012 pgs 84-85 dec 11, 2012 pg 133

2015 Jan 28 pg 115, 118, 119 pg 149 reso #15  
Jan 28, 2015 pg 50, 51

Regarding fees: (Check one.)

X  I am willing to pay applicable fees for processing my FOIL  
request. (Check applicable fee category; see Reference Guide for  
help.)

- ☐ Commercial use  
☐ Educational use  
☐ Non-commercial scientific institution  
☐ News media  
☒ Other (private use)

Submitted by:

*Patricia Montanino*

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol@optonline.net

Minutes - made so residents cannot  
find what they are looking for - glossary  
has been removed.

cc: Committee on Open Government  
Reclaim New York

4/11/17 Not ready or  
readable



## FOIL REQUEST

To: FOIL Officer,

Date: January 5, 2020

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
revenue of all parking meters in the town of Bay Shore collected for 2018 and 2019

**VIEW**

---

Regarding fees: (Check one.)

X I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

Submitted by:

*Patricia Montanino*

---

Address:  
28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol@optonline.net

**RECEIVED**

JAN - 6 2020

**FOIL**

**RECEIVED**

**FOIL REQUEST**

JUL 26 2019

**Date: 7.26.19**

**FOIL**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90**  
**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), documents of any and all revenue made from plastic recyclables Jan-present 2019 for the Town of Islip.**

**Submitted by:**

***Patricia Montanino***

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontaninol@optonline.net**

**FOIL REQUEST**

**Date: 9.16.19**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90**  
**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), documents of :**

**Each vehicle sold, given away, junked etc. In 2019 that was housed at 100 Carlton Ave./ and or auction.**

**Each car sold, given away, junked etc. amount and date.**

**Submitted by:**

***Patricia Montanino***

**28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontaninol@optonline.net**

**RECEIVED**

SEP 16 2019

**FOIL**

**FOIL REQUEST**

**Date: 9.16.19**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90**  
**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), documents of revenue handed in from each department Jan- June 2019.**

**Submitted by:**

***Patricia Montanino***  
**28 CAMPBELL LANE**  
**EAST ISLIP, NY 11730**  
**Email: pmontaninol@optonline.net**

**RECEIVED**

**SEP 16 2019**

**FOIL**

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

June 9, 2020

Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

RE: Foil Application No. S42011

Dear Ms. Montanino:

I have been advised by the Town of Islip Records Access Officer, Ms. Lori Hahn, that you are seeking the Town Board meeting minutes for the month of September, 2019 in electronic form.

Your appeal letter dated June 1, 2020 states that because you believe you received two inconsistent responses from Ms. Hahn in regard to your FOIL application that you were "deceived" and for this reason you are appealing the denial of the minutes in an electronic format.

I have reviewed this matter and the responses to which you have referred and find that your belief is incorrect.

I presume that the response letter from Ms. Hahn that you say you received on May 30, 2020 was dated May 21, 2020. In that letter she simply explained why there would be a delay in processing your application due to the short staff caused by the virus. In this letter she did not state that your application was being approved but simply that "your request will be handled; to wit, June 15, 2020." Apparently what you claim to have been a different response was in fact a determination that the minutes requested were no longer available in an electronic format because they had been transcribed into the official minute book of the Town. Apparently you received this response after Ms. Hahn was advised by the Town Clerk's Office of such fact (May 27, 2020) but before you had received the May 21<sup>st</sup> letter via the postal service.

It is unfortunate that I must once again inform you as to the manner in which the Town Board Meeting Minutes are kept as a public record.

The official Town Board Meeting Minutes are not and have never been kept in an email form. The only official Town Board Minutes are those that are ultimately transcribed by a Clerk

Patricia Montanino

June 4, 2020

Page 2

~~from the disc of the court reporter who attended the meeting(s)~~ and entered in the Minute Books kept in the Town Clerk's Office.

Very truly yours,

*Ernest J. Cannava*

Ernest J. Cannava  
Senior Assistant Town Attorney

EJC:mer

cc.: Lori Hahn, Town of Islip Records Officer

1

2 TOWN OF ISLIP

3 STATE OF NEW YORK

4

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5

TOWN BOARD DISCUSSION AGENDA

6

TOWN CLERK'S OFFICE REGULAR MEETING

7

AND PUBLIC HEARINGS

8

-----x

9

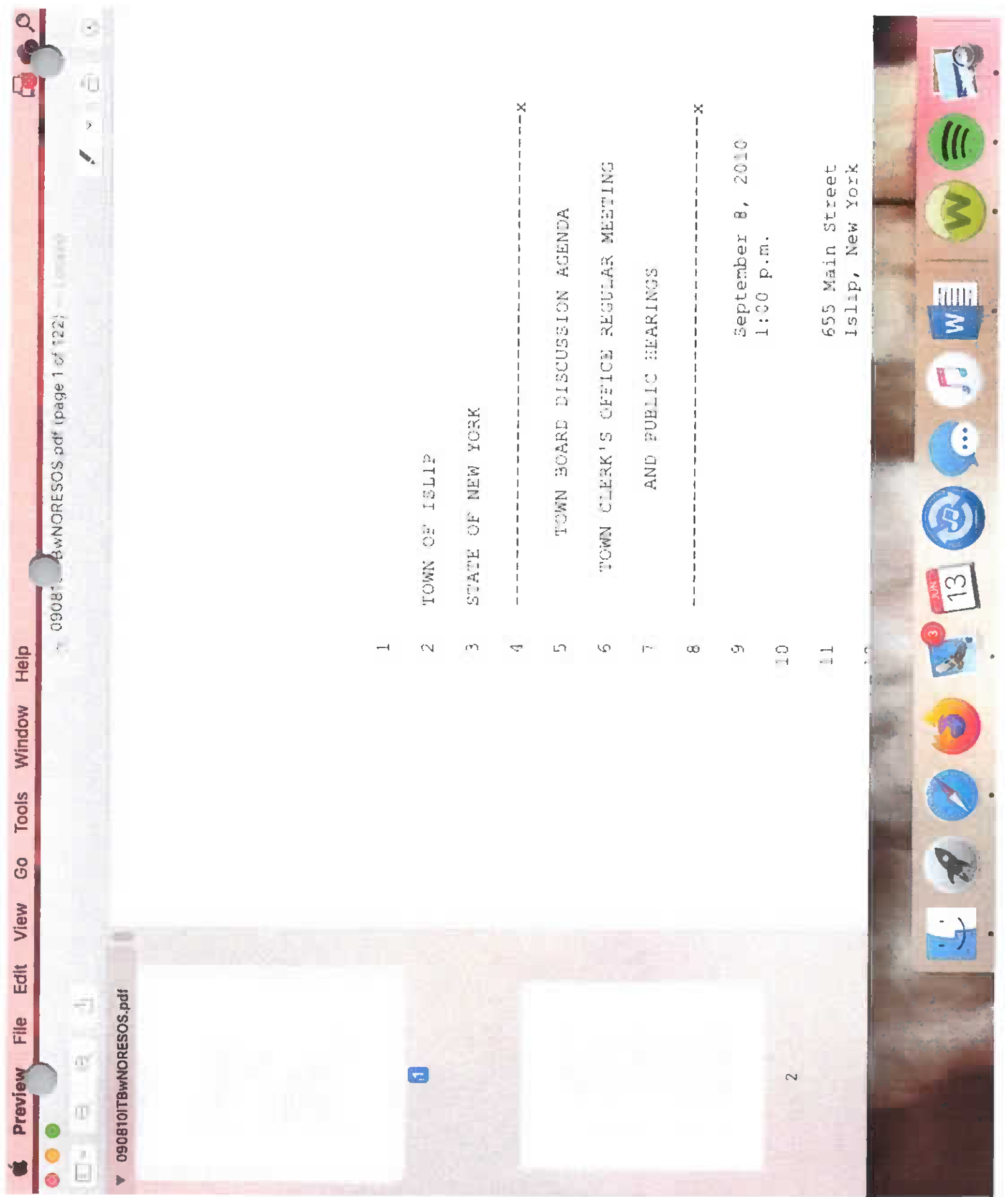
May 11, 2010  
1:00 p.m.

10

11

Connetquot State Park  
Sunrise Highway  
Oakdale, New York





1

1

TOWN OF ISLIP

2

STATE OF NEW YORK

3

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4

TOWN BOARD DISCUSSION AGENDA

5

TOWN CLERK'S OFFICE REGULAR MEETING

6

AND PUBLIC HEARINGS

7

-----x

8

September 8, 2010

1:00 p.m.

9

10

655 Main Street

Islip, New York

11





1

TOWN OF ISLIP

STATE OF NEW YORK

-----x

TOWN BOARD DISCUSSION AGENDA

TOWN CLERK'S OFFICE REGULAR MEETING

AND PUBLIC HEARINGS

-----x

September 28, 2010

7:03 p.m.

900 Udall Road

West Islip, New York

A P P E A R A N C E S:

2

SUPERVISOR PHIL NOLAN

COUNCILMAN JOHN H. EDWARDS



TOWN OF ISLIP

STATE OF NEW YORK

-----X

TOWN BOARD DISCUSSION AGENDA

-----X

October 26, 2010  
1:00 p.m.

655 Main Street  
Islip, New York

A P P E A R A N C E S:

SUPERVISOR PHIL NOLAN

COUNCILMAN JOHN H. EDWARDS

COUNCILMAN GENE PARRINGTON

COUNCILMAN STEVEN J. FLOTTERON

COUNCILWOMAN TRISH BERGIN WEICHERDT

TOWN CLERK REGINA V. DUFFY



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Courier New

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TOWN OF TOWN

STATE OF NEW YORK

TOWN BOARD EDUCATION AGENDA

TOWN CLERK'S OFFICE REGULAR MEETING

AND PUBLIC HEARING

JUNE 13, 2013

6:00 pm

Old Main Street  
Islip, New York

A T T E N T I O N

MEMBERS OF THE BOARD

MEMBER JOHN W. FOWLER

MEMBER GENE FORTINER

MEMBER STEVEN J. FORTINER



August  
16, 2011

BM Minutes  
T.O.I

TOWN BOARD MEETING  
OCT. 26, 2010  
minutes



TOWN OF ISLIP  
Board Meeting minutes

July 19, 2011



Big

world  
wide

TOWN BOARD MEETING  
SEPT. 8, 2010  
Minutes

X

world  
wide

TOWN BOARD MEETING  
SEPT. 28, 2010  
Minutes

TOWN BOARD MEETING  
MAY 11, 2010  
Minutes

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 – TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
3. SIGNATURE OF APPLICANT:		8. ZIP CODE:	
4. TELEPHONE NUMBER:		9. DATE OF APPLICATION:	
		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

## FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

3/23/20  
Date

*[Signature]*  
Records Access Officer

532039  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

n Street, Islip New York 11751 631-224-5550

at a municipality acknowledge receipt of a FOIL request within five (5) business days.

FOIL REQUEST

To: FOIL Officer,

Date: January 13, 2020

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
electronic form (email) Islip Town check registry for 2016, 2017, 2018 and 2019 each  
alphabetical order . Each year separate.

Regarding fees: (Check one.)

☒ I am willing to pay applicable fees for processing my FOIL  
request. (Check applicable fee category; see Reference Guide for  
help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

Submitted by:

*Patricia Montanino*

Address:  
28 Campbell Lane  
East Islip, NY 11730

Email: pmontanino1@optonline.net

TOWN CLERK  
**RECEIVED**

JAN 16 2020

Date stamp here:

**FOIL**



FOIL OFFICER

Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

**SECTION 1—TO BE COMPLETED BY APPLICANT**

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT: <u>Tar Montanino</u>		5. MAILING ADDRESS (include suite if applicable): <u>28 Campbell Ln</u>	
2. NAME OF BUSINESS FIRM: <u>[Signature]</u>		6. CITY: <u>EI</u>	7. STATE: <u>NY</u>
3. SIGNATURE OF APPLICANT: <u>[Signature]</u>		8. ZIP CODE: <u>11730</u>	
4. TELEPHONE NUMBER:		9. DATE OF APPLICATION: <u>1/16/20</u>	
		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

View: Deed and all attachments  
for property donated to Islip Town  
Islip Beach, Islip Town

**FEE SCHEDULE**

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

**SECTION 2—TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

1/17/2020  
Date

[Signature]  
Records Access Officer

112024  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

655 Main Street, Islip New York 11751 631-224-5380

that a municipality acknowledge receipt of a FOIL request within five (5) business days.



TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

February 13, 2020

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

**Re: Foil Applications S12031, S12030, M12024**

Dear Ms. Montanino:

In accordance with NYS Public Officers Law Article 6 and related case law, I hereby provide you with a date certain that your request will be handled; to wit, **March 13, 2020**.

The reason for the delay in processing your FOIL Application is due to the fact your requests require additional investigation.

Thank you for your anticipated understanding.

Very truly yours,

Lori J. Hahn  
Records Access Officer

LJH/

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
3. SIGNATURE OF APPLICANT:		8. ZIP CODE:	
4. TELEPHONE NUMBER:		9. DATE OF APPLICATION:	
		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).

*See attached*

## FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

Date

Records Access Officer

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

1 Street, Islip New York 11751 (631) 224-5550

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip—Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</li> <li><input type="checkbox"/> Records not possessed by the Town of Islip</li> <li><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</li> <li><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</li> <li><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</li> <li><input type="checkbox"/> Unwarranted invasion of personal privacy</li> <li><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</li> <li><input type="checkbox"/> Law Enforcement records</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</li> <li><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</li> <li><input type="checkbox"/> Would endanger the life or safety of any person</li> <li><input type="checkbox"/> Municipalities are only required to search for specific documents requested</li> <li><input type="checkbox"/> Exempt inter-agency or intra-agency materials</li> <li><input type="checkbox"/> Exempt examination questions or answers</li> </ul> |
|--|--|

Other your Request requires the filing of a FOIL Affidavit that is properly

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:

Lori J. Hahn

Date:

3/5/00

executed in accordance with NYS Law

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

long over due

FOIL REQUEST

Date: 12.2.16

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: of any document or information document on: all insurance certificates for all vendors winning a bid 2015-2016 to view.

Regarding fees: (Check one.)

X I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- X Other (private use)

☐ I am requesting a fee waiver. Justification for fee waiver is attached.  
(Attach separate sheet; see Reference Guide for help.)

Submitted by:

*Patricia Montanino*

Address:

28 Campbell Lane  
East Islip, NY 11730

Telephone/Tele Fax:

Email: pmontaninol@optonline.net



**RECLAIM  
NEW YORK**

## **RECLAIM NEW YORK FILES SUIT AGAINST TOWN OF ISLIP TO FORCE COMPLIANCE WITH TRANSPARENCY LAWS**

*Entities violated State FOIL, refusing to release basic expenditure information*


**(New York, NY) – In front of the Suffolk County Courthouse in Central Islip today, the non-profit Reclaim New York Center for Government Reform and Accountability (Reclaim New York) announced the filing of Article 78 litigation against three major government entities in Suffolk County, all of which recently refused to comply with New York State's Freedom of Information Law (FOIL).**

**The suit alleges that the Town of Islip, failed to follow state transparency laws when they denied or ignored requests to reveal expenditure information the public is clearly entitled to know.**

### **The Town of Islip**

**As part of their refusal to open their checkbooks, the Town of Islip demanded an affidavit be signed that would make Reclaim liable for any "claims and damages" that resulted from the release of the records. The request ignored a formal opinion from the Committee on Open Government that determined their overreaching scare tactic was not legal.**

## **Committee on Open Government**

The Committee on Open Government  is responsible for overseeing the implementation of the Freedom of Information Law (Public Officers Law, sections 84-90) and the Open Meetings Law (Public Officers Law, sections 100-111). The Freedom of Information Law governs rights of access to government records, while the Open Meetings Law concerns the conduct of meetings of public bodies and the right to attend those meetings. The committee also administers the Personal Privacy Protection Law. The committee is composed of 11 members, five government members are the Lieutenant Governor, the Secretary of State, whose office acts as secretariat for the committee, the Commissioner of General Services, the Director of the Budget, and one elected local government official appointed by the Governor. Of the six public members, at least two must be or have been representatives of the news media.

The Freedom of Information Law directs the committee to furnish advice to agencies, the public and the news media, issue regulations and report its observations and recommendations to the Governor and the Legislature annually. Similarly, under the Open Meetings Law, the committee issues advisory opinions, reviews the operation of the law and reports its findings and recommendations annually to the Legislature.

When questions arise under either the Freedom of Information Law or the Open Meetings Law, the committee can provide written or oral advice and attempt to resolve controversies in which rights may be unclear. Since its creation in 1974, nearly 20,000 written advisory opinions have been prepared by the committee at the request of government, the public and the news media. In addition, several thousand oral opinions have been provided by telephone. In addition, the opinions prepared since early 1993 that have educational or precedential value are identified by means of a series of key phrases in separate indices created in relation to the Freedom of Information Law and the Open Meetings Law. The full text of those opinions is now available through the Department of State's website. To gain direct access to the text of the opinions and open government statutes, you can search by going to the [Committee on Open Government](#) website.

The Freedom of Information Law (FOIL) pertains to the public's right to gain access to government records. See the OML Advisory Opinion Index. Both statutes are based upon a presumption of access and, since their initial enactment, have undergone significant changes based largely upon recommendations made by the Committee.

Appeal

From: dos.sm.Coog.InetCoog dosCOOG@dos.ny.gov

Subject: RE: question/need opinion

Date: February 28, 2017 at 7:47 AM

To: Pat Montanino pmontanino0@gmail.com

Cc: lhahn@islipny.gov, [townattorney@islipny.gov](mailto:townattorney@islipny.gov)

Good Morning Pat,

I can't see your attachment, but I am assuming you are referring to the February 23, 2017 letter from Ernest J. Cannava. In my opinion, the redaction of the policy number on the basis of "personal privacy" is inconsistent with the law. My understanding is that these are insurance policies for vendors, i.e., businesses. The provision of FOIL that permits an agency to withhold records on the basis of unwarranted invasion of personal privacy (87(2)(b)) **does not apply to business or to individuals acting in a business capacity.**

See [h5p://www.dos.ny.gov/coog/foil\\_lisGng/fp.html](http://h5p://www.dos.ny.gov/coog/foil_lisGng/fp.html) and scroll down to "Privacy Relative to Entities" and "Privacy Relative to One's Business Capacity."

I am copying the Town on this e-mail in an effort to encourage compliance.

Kristin

2/13/18

sent fax

9:49 - 631 224 5574

2 of 2



RECORDS APPEALS OFFICER

February 13, 2018

I sent a Freedom of Information Law request to RECORDS ACCESS OFFICER, the Records Access Officer for the Town of Islip, on December 20, 2017 (ELECTRONIC FORM: list of vendors used for 2016 and 2017 **separately**, alphabetical order name, dollar amount and total for all vendors used for 2016 and 2017 **SEPARATELY**) and January 10 (Revenue made in 2000 to present separate yrs for recyclable paper, bottles, cans. Contract for each vendor or vendors 2000 to present **view**), **(view Any and all bids for contracts — MacArthur Airport consultants)**, January 12, 2018 (electronic form of Islip Town Board meeting Dec 2016).

The determination of the requests I am appealing to is delay in responding to the above said foils. Consequently, I consider the requests to have been denied, and I am appealing on that basis.

Section 89(4)(a) of the Freedom of Information Law, requires the head, chief executive, or governing body of the entity, or whomever is designated to determine appeals, to respond within 10 business days of the receipt of an appeal. If the records are denied on appeal, please explain the reasons for the denial fully in writing as required by law.

In addition, the Freedom of Information Law directs that all appeals and the determinations that follow be sent to the Committee on Open Government, Department of State, One Commerce Plaza, 99 Washington Avenue, Albany, New York 12231.

I look forward to your prompt response.

Sincerely,  
Patricia Montanino

Date: 3.12.19

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90 PUBLIC  
OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Law (FOIL), the following documents: email--  
electronic form documents of VENDOR ACTIVITY 2015, 2016, 2017, and 2018.

Submitted by:

*Patricia Montanino*

---

Address: 28 CAMPBELL LANE

EAST ISLIP, NY 11730

Email: [pmontanino1@optonline.net](mailto:pmontanino1@optonline.net)

cc: Committee on Open Government

TOV  
**RECEIVED**  
MAR 19 2019  
Date stamp **FOIL**



FOIL OFFICER  
  
Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

SECTION 1 - TO BE COMPLETED BY APPLICANT			
I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:			
1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	
8. ZIP CODE:			

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See Attached*

**FEE SCHEDULE**

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

**SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

3/19/19  
Date

*Lawrence Hahn*  
Records Access Officer

1131935  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

655 Main Street, Islip New York 11751 631-224-5380

that a municipality acknowledge receipt of a FOIL request within five (5) business days.

From: dos.sm.Coog.InetCoog dosCOOG@dos.ny.gov  
Subject: RE: question/need opinion  
Date: February 21, 2017 at 8:54 AM  
To: Pat Montanino pmontanino0@gmail.com

Good Morning Pat,

I don't know what would be redacted in a certificate of insurance. Off the top of my head, I can't think of a permissible ground for denial. I would recommend that you ask for an explanation of the redactions from the records access officer.

Kristin O'Neill

-----Original Message-----

From: Pat Montanino [mailto:pmontanino0@gmail.com]  
Sent: Tuesday, February 21, 2017 8:43 AM  
To: dos.sm.Coog.InetCoog  
Subject: question/need opinion

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

I foiled for Islip Town , documents of all insurance certificates for all wining bid vendors to view.

Answer- Items not allowed to view, to many redactions.

why would their be a redaction?

Pat Montanino

10:00 AM 2/21/17 Left message  
224-5550 (631)

Application Number

M31935

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☒ A deposit in the amount of \$ 200<sup>00</sup> is required *within thirty (30) days* before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, ~~Constituent Services~~, 655 Main Street, Islip, New York 11751. For questions, please call ~~224-5380~~. *Office of the Town Attorney*

224-5550

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

*and your FOIL Affidavit*

*\* IF we do not receive your deposit within thirty (30) days,*

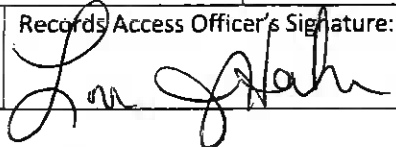
## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</li> <li><input type="checkbox"/> Records not possessed by the Town of Islip</li> <li><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</li> <li><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</li> <li><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</li> <li><input type="checkbox"/> Unwarranted invasion of personal privacy</li> <li><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</li> <li><input type="checkbox"/> Law Enforcement records</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</li> <li><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</li> <li><input type="checkbox"/> Would endanger the life or safety of any person</li> <li><input type="checkbox"/> Municipalities are only required to search for specific documents requested</li> <li><input type="checkbox"/> Exempt inter-agency or intra-agency materials</li> <li><input type="checkbox"/> Exempt examination questions or answers</li> <li><input type="checkbox"/> Other</li> </ul> |
|--|--|

Name of Records Access Officer

LORETTA J. HANN

Records Access Officer's Signature:



Date:

7/16/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

*+ the filing of a FOIL Affidavit executed in accordance with NYS Law.*

*your FOIL will be deemed closed.*

From: ~~dos.sm.Coog.lnetCoog~~ dosCOOG@dos.ny.gov  
Subject: RE: foil  
Date: April 14, 2020 at 11:59 AM  
To: Owner pmontanino1@optonline.net

Good Morning Mrs. Montanino,

I know we have discussed this on a number of occasions. As you know, FOIL is based upon a presumption of access. All records of an agency are available, except to the extent that records or portions thereof fall within one or more grounds for denial appearing in §87(2)(a) through (p) of the Law. Section 87(2)(b) of FOIL permits an agency to withhold records or portions thereof wherein disclosure "would constitute an unwarranted invasion of personal privacy under the provisions of subdivision two of section eighty-nine of this article."

Section 89(2)(b) of FOIL provides a non-exhaustive list of examples of "unwarranted invasion of personal privacy," one of which is "sale or release of lists of names and addresses if such lists would be used for solicitation or fund-raising purposes." (§89(2)(b) (iii))

Section 89(3) of FOIL states, in part:

"An agency may require a person requesting lists of names and addresses to provide a written certification that such person will not use such lists of names and addresses for solicitation or fund-raising purposes and will not sell, give or otherwise make available such lists of names and addresses to any other person for the purpose of allowing that person to use such lists of names and addresses for solicitation or fund-raising purposes."

In this regard, §89(3) relates back to the ability of an agency to withhold lists of names and addresses when the records will be used for solicitation or fundraising purposes and disclosure would constitute an unwarranted invasion of personal privacy. The provision involves "personal" privacy, i.e., the protection of privacy as it relates to natural persons.

As such, the Town may only require that you complete a certification to this effect, is when you are requesting records that contain names and addresses of natural persons. Otherwise, the Town may not condition disclosure on your willingness to complete this affidavit.

Kristin O'Neill  
Assistant Director

Town is still not complying

From: Owner <pmontanino1@optonline.net>  
Sent: Tuesday, April 14, 2020 11:01 AM  
To: dos.sm.Coog.lnetCoog <dosCOOG@dos.ny.gov>  
Subject: foil

*ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.*

Dear Coog,  
Islip Town will not release foils to residents unless they sign this form. They state it is the

**From:** Pat Montanino pmontanino1@optonline.net  
**Subject:** Re: Vendor Activity Report FOIL  
**Date:** August 2, 2019 at 1:44 PM  
**To:** FOILS FOILS@islipny.gov

Ernest:

I am appealing your decision on my foil pertaining to vendors. There is nothing to be redacted, the list is the list, what ever is enclosed in it is just that. Residents are entitled to see and know all expenditures. I have requested the vendor activity list in email form and I am expecting nothing less nor are the taxpayers.

As per committee on open government this response was sent:

#### The Shotgun Request

Many of you receive what I have come to characterize as the "shotgun request." Usually it will involve a variety of items, and often it will include information covering a period of years. Often, too, the applicant is commercial entity from out of state. You know that there's a commercial or profitmaking motive and sometimes wonder, "Why do they want it, and what will they do with it?"

In truth, even though I work for the Committee on Open (not closed) Government, I recognize that there are problems associated with these kinds of requests, and I'm taking this opportunity to offer suggestions with the goal of reducing or perhaps eliminating some of the difficulties and potential burdens that you've had to face.

One of the recent shotgun requests was made SmartProcure, a company in Deerfield Beach, Florida. SmartProcure, according to its website, operates a searchable database of government procurement information and makes it available to vendors and salespeople. The request sent to many towns involved "an existing, already maintained electronic record (without copying, scanning or printing) of purchase orders dated 2010-01-01 to current" and sought:

1. Purchase order number or equivalent
2. Purchase order date
3. Line item details
4. Line item quantity
5. Line item price
6. Vendor ID number, name, address, contact person and email address

SmartProcure asked that the information be emailed using a link that it provided.

To deal with the request, several points are offered.

First, in discussing the request with several of you, the phrases "line item details" and others are not familiar to many New Yorkers. If you don't know what they mean, you can't effectively respond, and it can be indicated in those instances that those portions of the request do not "reasonably describe" the records sought as required by section 89(3)(a) of FOIL.

Second, FOIL pertains to existing records. In some instances, towns and other government agencies do not maintain records electronically that include each of the items that were requested. If that is so, if the town does not maintain the items requested in the form or format that has been there would be no obligation to create a new record that contains each of those items. Third, the request covers a substantial period of time, more than 5 years. During that time, some towns have moved from paper based filing systems to electronic information systems. It is possible, therefore, that the information sought might have been stored electronically during the past three years, but that equivalent information kept earlier exists on paper. Insofar as the data can be extracted or generated and sent via email with reasonable effort and includes information that is clearly available under FOIL, the request should be honored.

Fourth, although most purchase orders relate to private companies, some might involve town officers or employees concerning travel, health benefits or other matters in which there may be purchases or payments. In some of those instances, there may be a home address or a social security number included in the records. When that so, those items may be withheld on the ground that disclosure would result in "an unwarranted invasion of personal privacy." From there, if the records are maintained electronically, the question is whether those items are maintained in a field that can be redacted prior to disclosure of the remainder of the record. If that can be accomplished with reasonable effort, an agency is required to do so. Otherwise the requester can be informed that the records include items that may properly be withheld, and that those items cannot be redacted, deleted or removed with reasonable effort and that, therefore, the request can be rejected.

In a related vein, in the case of a small business, the employer ID number, or EIN, may be a personal social security number. If that is known, it, too, should be withheld and treated in the same manner as the personal information described above.

Finally, no clerk with whom I've spoken maintains records that include a "vendor ID number", and very simply, you can't give what you haven't got.

On the other hand, many requests made by private companies are completely valid. A feature of FOIL that often generates questions involves one of the examples of an unwarranted invasion of personal privacy, the provision involving a request for a list of names and

involved one of the examples of an unbalanced invasion of personal privacy, the provision involving a request for a list of names and addresses that would be used for solicitation or fund-raising purposes. If a list involves vendors or persons acting in a business or professional capacity, there is nothing "personal" about it, and it must be disclosed, irrespective of its intended use. Only if a list consists of the names of individuals and their home addresses that is sought for solicitation or fund-raising purposes would a denial of access be proper.

Again, the fact that a request is made for a commercial or profit-making purpose is generally irrelevant, and if a record is available to one, it is available to all. That principle is also applicable to fees that may be charged for copies. Complaints have been made, for example, that the fee for a photocopy of a certificate of occupancy is as much as ten dollars. Assuming that a C of O exists, the fee for a copy can be no more than the fee for photocopying any other record: a maximum of twenty-five cents.

[dosCOOG@dos.ny.gov](mailto:dosCOOG@dos.ny.gov)

Ms. Montanino

On Jul 29, 2019, at 8:33 AM, FOILS <[FOILS@isipny.gov](mailto:FOILS@isipny.gov)> wrote:

Ms. Montanino:

I received a copy of the Vendor Activity Report you received back in 2010. I need something in writing from you that you are appealing your FOIL. You may send it to this email address and I will forward it on to Ernie Cannava, Esq.

Thank you.



**RECEIVED**

**FOIL REQUEST**

**APR 27 2018**

**Date: 4.27.18**

**FOIL**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90**  
**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL),  
the following documents: electronic form :**

**Public Town Board minutes of all meetings 2012-2017**

**Zoning Board minutes 2012-2017**

**Submitted by:**

**\* RESIDENTS OF ISLIP TOWNSHIP**

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**631 379 7724**

**Telephone/Tele Fax:**

**Email: pmontaninol@optonline.net**

**cc: Committee on Open Government  
Newsday  
Reclaim NY**

## FOIL REQUEST

April 1, 2020

To: FOIL Officer,  
New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law. secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
**Video of Islip Town Public Board meeting September 2019 and minutes of public**  
**portion electronic email form September 2019.**

---

Regarding fees: (Check one.)

X  I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- Commercial use
- Educational use
- Non-commercial scientific institution
- News media
- X  Other (private use)

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol@optonline.net

RECEIVED

APR - 1 2020

FOIL

**RECEIVED**

**FOIL REQUEST**

**APR 27 2018**

**Date: 4.27.18**

**FOIL**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90**  
**PUBLIC OFFICERS LAW, ARTICLE 6**

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**Submitted by:**

**\* RESIDENTS OF ISLIP TOWNSHIP**

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**631 379 7724**

**Telephone/Tele Fax:**

**Email: pmontaninol@optonline.net**

**cc: Committee on Open Government**

**Newsday**

**Reclaim NY**

FOIL REQUEST

Date: March 19, 2020

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6  
Section 87 (5)

I am requesting, under the Freedom of Information Act (FOIL), the following records:  
documents on: public Town Board Meeting ELECTRONIC FORM-EMAIL March 2020  
minutes and video.

Regarding fees: (Check one.)

X I am willing to pay applicable fees for processing my FOIL  
request. (Check applicable fee category; see Reference Guide for  
help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

**RECEIVED**

Submitted by:

MAR 19 2020

*Patricia Montanino*

**FOIL**

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: [pmontaninol1@optonline.net](mailto:pmontaninol1@optonline.net)

561717

Montanino, Patricia

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ 6.50. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip-Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☒ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |   |
|--|---|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</li> <li><input type="checkbox"/> Records not possessed by the Town of Islip</li> <li><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</li> <li><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</li> <li><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</li> <li><input type="checkbox"/> Unwarranted invasion of personal privacy</li> <li><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</li> <li><input type="checkbox"/> Law Enforcement records</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</li> <li><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</li> <li><input type="checkbox"/> Would endanger the life or safety of any person</li> <li><input type="checkbox"/> Municipalities are only required to search for specific documents requested</li> <li><input checked="" type="checkbox"/> Exempt inter-agency or intra-agency materials</li> <li><input type="checkbox"/> Exempt examination questions or answers</li> <li><input checked="" type="checkbox"/> Other: <u>Documentation not available in electronic form</u></li> </ul> |
|--|---|

Name of Records Access Officer:

Records Access Officer's Signature:

Date:

Lori J Hahn

Lori J Hahn

7/27/17

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

8-3-17

TOWN CLERK

FOIL OFFICER

Date stamp here:



Date stamp here:

# *Ed minutes*

## 12-17

### Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

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1. NAME OF APPLICANT:

5. MAILING ADDRESS (include suite if applicable):

2. NAME OF BUSINESS FIRM:

6. CITY:

7. STATE:

8. ZIP CODE:

3. SIGNATURE OF APPLICANT:

9. DATE OF APPLICATION:

4. TELEPHONE NUMBER:

10. DEPARTMENT IF KNOWN:

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

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## SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

Date

Records Access Officer  
**LORI J. HAHN**

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

1 Street, Islip New York 11751 (f) 631-224-5580

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

551810

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ✓ A deposit in the amount of \$ 90<sup>00</sup> is required <sup>within thirty (30) days</sup> before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, ~~Constituent Services~~, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380. *Office of the Town Attorney*

224-5350

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_.
- Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

⑨ Your FOIL will be deemed closed if we do not receive your deposit within thirty (30) days.

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |   |
|--|---|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br>X Other Only TB Minutes from 6/16-12/17 are available electronically in disk form @ \$5 <sup>00</sup> a piece as referenced |
|--|---|

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:

*Lori J. Hahn*

Date:

6/20/18

In the above deposit amount, TB Minutes from 11/2-5/16 are not available electronically.

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

Please contact Steve DeFato at (631) 300-780  
Suzanne Hand at (631) 277-2700  
and Accurate Court Reporting Service at (631) 331-3753  
to obtain minutes of the ZBA Hearings you requested.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

2/18/2020

**RECORDS APPEALS OFFICER**

I sent a Freedom of Information Law request TO THE TOWN OF ISLIP RECORDS ACCESS OFFICER, on January 2, 2020.

Foil is attached referenced to.

I have never received any confirmation of this foil, I will assume the Officer denied my request. I would like to appeal the denial of access. The residents have a right to know the items that are stored in this locations garage.

Section 89(4)(a) of the Freedom of Information Law, requires the head, chief executive, or governing body of the entity, or whomever is designated to determine appeals, to respond within 10 business days of the receipt of an appeal. If the records are denied on appeal, please explain the reasons for the denial fully in writing as required by law.

In addition, the Freedom of Information Law directs that all appeals and the determinations that follow be sent to the Committee on Open Government, Department of State, One Commerce Plaza, 99 Washington Avenue, Albany, New York 12231.

I look forward to your prompt response.

Sincerely,

***Patricia Montanino***

---

**Address: 28 CAMPBELL Lane  
EAST ISLIP, NY 11730**

**Email: pmontaninol@optonline.net**



June 26, 2017

Ernest John Cannava, Sr. Asst. Town Attorney  
Office of the Town Attorney  
Town of Islip  
655 Main St.  
Islip, N.Y.

Via Certified U.S. Mail No. 70161370000236947462 and regular U.S. Mail

Re: FOIL Applications 551792 and 551793

Mr. Cannava,

I am in receipt of your correspondence dated June 20, 2017 regarding the above-cited applications. Your correspondence indicates that the Hearing agendas for the Town of Islip Zoning Board of Appeals and Planning Board are available in electronic format and emphasizes that it is not incumbent upon the Town to generate a new format when the records are fully available in another format. Your correspondence concludes by stipulating that gathering of the requested records will not begin until the Town receives deposits of \$125.<sup>00</sup> and \$52.<sup>00</sup> – a total of \$177.<sup>00</sup>. I wish to appeal those determinations on the following bases:

- The Zoning Board of Appeals and Planning Board Hearing agendas are maintained in electronic format. In fact, they are maintained in electronic format on the Town website where those records generated since October 2016 are available for download. Copies are herewith enclosed for your reference.
- Given the efficiencies of modern technologies, standard business practices include the use of compatible word processing software applications on business computer systems to generate, store, modify, edit and distribute business records. Inasmuch as few businesses or business practices rely upon generating business records by hand or by typewriter, the overwhelming majority of business records are generated, in the first instance, in electronic format on business computer systems using standardized word processing software applications. As evidenced by the availability of the Zoning Board of Appeals and Planning Board Hearing agendas on the Town's website, that is apparently so for these records.
- As you are no doubt aware, the New York Committee on Open Government is authorized to issue advisory opinions regarding matters related to FOIL. The Committee has issued several opinions in this regard that are instructive:
  - FOIL – AO – 16279: In sum, it is our opinion that if the agency has the technology to scan a record without an effort additional to responding to a request in a different manner, and a request is made to supply the record via email, the agency must do so to comply with the Freedom of Information Law.
  - FOIL – AO – 17599: If an agency has a photocopier that doubles as a scanner, and if it would be no more labor intensive to scan than to photocopy, it has been advised that a court would likely find that the agency is required to scan the records and make them available in an electronic form. When records are maintained electronically, are accessible in their entirety and can be emailed, there is no fee.
  - FOIL – AO – 17734: In 2006, the Freedom of Information Law was amended, stating in relevant part that: "All entities shall, provided such entity has reasonable means available, accept requests for records submitted in the form of electronic mail and shall respond to such requests by electronic mail..."

With respect to scanning records in order to transmit them via email, §87(1)(b) authorizes agencies to impose fees for photocopies of records that do not exceed nine by fourteen inches, or the actual costs of reproducing other records, when it takes more than two hours of employee time to prepare a record. Therefore, it is our view that if the agency has the ability to prepare an electronic copy by means of scanning and when doing so will not involve any effort

additional to preparing a photocopy, it would be required to scan the records. For example, when copy machines are equipped with scanning technology that can create electronic copies as easily as paper copies, and the agency would not be required to perform any additional task in order to create an electronic record as opposed to a paper copy, we believe that the agency is required to do so.

From our perspective, every law must be implemented in a manner that gives reasonable effect to its intent. In its statement of legislative intent, §84 of the Freedom of Information Law states that "it is incumbent upon the state and its localities to extend public accountability wherever and whenever feasible." Lastly, although compliance with the Freedom of Information Law involves the use of public employees' time, the Court of Appeals has found that the law is not intended to be given effect "on a cost-accounting basis", but rather that "Meeting the public's legitimate right of access to information concerning government is fulfillment of a governmental obligation, not the gift of, or waste of, public funds" (Doolan v. BOCES, 48 NY 2d 341, 347 [1979]).

In addition to its advisory opinions, the Committee on Open Government provides FAQs. The following is also instructive:

**Do I get to choose in which electronic format the records are sent?**

*If an agency has reasonable means to convert accessible records from one electronic format into a different more desirable format, it must do so at your request.*

The requested records are apparently generated and maintained electronically in the first instance. To the degree that this is so, my request is reasonable pursuant to statute and the qualified opinion of the New York Committee on Open Government. Your observation regarding the Town's obligation as regards generating the requested records in a new format is a distinction without a difference. The records are available in electronic format. Given the standardization and ubiquity of business software applications, there is no legitimate reason for the Town's refusal to provide the documents that I have requested in electronic format.

To the degree that any portion of the records that I have requested might have been generated by non-electronic means in the first instance – such as by hand or by typewriter – there is no legitimate reason for the Town to refuse to scan the pages and provide the digital files to satisfy this request.

Very truly yours,

Pat Montanino  
28 Campbell Lane  
East Islip, NY 1173

cc: Committee on Open Government  
Newsday

**RECEIVED**

**FOIL REQUEST**

AUG 20 2018

Date: 8.20.18

**FOIL**

To: FOIL Officer,  
New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
**PUBLIC OFFICERS LAW, ARTICLE 6**

I am requesting, under the Freedom of Information Law (FOIL),  
the following records: any and all documents from 2014-present  
for revenue recycled plastic bottles, any and all documents from  
2015-present for revenue recycled glass bottles

Contract for each vendor

Bld and winning bidder for each vendor

Contract for any vendor for recycling

**TO VIEW**

Submitted by:

*Patricia Montanino*

---

Address: 28 CAMPBELL LANE

EAST ISLIP, NY 11730

Telephone/Tele Fax:

Email: pmontaninol@optonline.net

M11812

## FOR AGENCY USE ONLY BELOW

## SECTION B- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip—Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- ☒ Request needs to be more specific because cannot determine what record(s) you seek
- ☐ Records not possessed by the Town of Islip
- ☐ After diligent search, there are no known documents that are responsive to your request
- ☐ Municipalities are not required to respond to questions or inquiries, only to provide documents
- ☐ Exempted by statute other than the Freedom of Information Law
- ☐ Unwarranted invasion of personal privacy
- ☐ Would impair present or imminent contract awards or collective bargaining negotiations
- ☐ Law Enforcement records
- ☐ Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise
- ☐ Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6a and Sec. 89-2(a)
- ☐ Would endanger the life or safety of any person
- ☒ Municipalities are only required to search for specific documents requested
- ☐ Exempt Inter-agency or Intra-agency materials
- ☐ Exempt examination questions or answers
- ☐ Other \_\_\_\_\_

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:

Date:

2/2/18

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannavà, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

## FOIL REQUEST

To: FOIL Officer,

New York Freedom of Information Law (FOIL); N.Y. Pub. Off. Law, secs 84-90 PUBLIC OFFICERS LAW, ARTICLE 6

Date: January 18, 2018

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on: Revenue made in 2000 to present separate yrs for recyclable paper, bottles, cans.

Contract for each vendor or vendors 2000 to present.  
Bids for any recycle projects 2000 to present  
view

## Regarding fees: (Check one.)

☒ I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

☐ Commercial use☐ Educational use☐ Non-commercial scientific institution☐ News media☒ Other (private use)

RECEIVED

JAN 10 2008

Submitted by:

Patricia Montanino

FOIL

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontanino@optonline.net

cc: Committee on Open Government

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

MARIE E. KNAPP  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

September 19, 2016

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, New York 11730

RE: FOIL Appeal Application No. M71615

Dear Ms. Montanino:

I am in receipt of your appeal dated September 15, 2016.

If I understand the nature of your appeal, you are requesting copies of certain documents that you viewed and paper clipped with the former Town of Islip Records Access Officer Kerry Rastello.

As stated in the email sent to you by the current Records Access Officer, Lori Hahn, the documents chosen by you and requested were previously denied on October 30, 2015 and that your subsequent request for the same documentation was later denied on December 18, 2015 as a nullity. Following the second denial you failed to file an appeal with the court and your time in order to do so has long since lapsed.

Furthermore, as stated by Ms. Hahn, since almost a year has passed since you viewed the documents you are once again requesting, your FOIL request is now closed. Therefore, if you wish to actually obtain copies of any of these documents, you must make a new application. If you choose to do so, be advised that such documentation (if authorized) can only be produced in hard copy format inasmuch as that is the way such records are kept. These documents, therefore, will require appropriate redactions before they are made available to you.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Ernest J. Cannava".

Ernest J. Cannava  
Senior Assistant Town Attorney  
Appeals Officer

EJC  
cc.: Lori Hahn, Access Officer

Totally refused to comply.

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

Appeared  
4/24/18

will not  
comply with  
electronic  
copies of  
minutes

April 2, 2018

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

**Re: Your FOIL Application #M11811**

Dear Ms. Montanino:

Your above-referenced FOIL Application has been completed. There are total of 738 pages you requested a copy of. A deposit in the amount of \$184.50 is required from you within thirty (30) days before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to the "Town of Islip" in the deposit amount to the Records Access Officer, Office of the Town Attorney, 655 Main Street, Islip, New York 11751. If we do not receive your deposit within thirty (30) days, your FOIL will be deemed closed.

As to you receiving these documents electronically, they are not available in this format for the years 2012, 2013, 2014 and through May, 2015, since the Minutes for these meetings have been conformed and placed in binders as the official record of these Meetings. The transcripts of these Meetings are no longer considered the official record. As to June 2015 to December, 2015 and the pages from the transcripts you viewed and want copies of, these are unable to be sent to you electronically since we are unable to single out pages from the transcript you requested and send them to you electronically.

Very truly yours,

Richard Hoffmann  
Assistant Town Attorney

DATE: 4/20/2018  
RECORDS APPEALS OFFICER

I sent a Freedom of Information Law request RECORDS ACCESS OFFICER, the Records Access Officer for The Town of Islip, March 2018.

On 4/2/2018, I received a letter from RECORDS ACCESS OFFICER denying my request for ELECTRONIC FORM RECORDS. The Officer denied my request because PLEASE SEE ATTACHED.

I would like to appeal the denial of access.

## Access to electronic records

In 1996, the federal Freedom of Information Act was amended to specifically include electronic formats in its definition of a record. Known as "EFOIA," the amendment required that records be provided in their electronic form if that format is "readily reproducible" as long as production would not "significantly interfere with the operation of the agency's automated information system."

Records that are requested in electronic form can consist of emails, spreadsheets and electronic versions of paper records like memoranda and policy decisions. Note that if a paper record would be exempt from disclosure under an exemption to the law, then the electronic record would be properly withheld or similarly redacted under the same exemption.

The federal government proactively publishes many records online through the websites like Data.gov which posts government spending records and individual federal agency reading rooms, which the law requires be maintained, like this one at the FCC. Federal records often found online include agency regulations, policy statements, staff instructions related to FOIA and frequently requested public records (though there is no set standard on what constitutes a frequently requested record). States like Georgia, Kentucky, Illinois, and others also have comparable sites where they post state spending information and other public records.

Section 89(4)(a) of the Freedom of Information Law, requires the head, chief executive, or governing body of the entity, or whomever is designated to determine appeals, to respond within 10 business days of the receipt of an appeal. If the records are denied on appeal, please explain the reasons for the denial fully in writing as required by law.

In addition, the Freedom of Information Law directs that all appeals and the determinations that follow be sent to the Committee on Open Government, Department of State, One Commerce Plaza, 99 Washington Avenue, Albany, New York 12231.

I look forward to your prompt response.

Sincerely,  
Patricia Montanino



**RECEIVED**

MAR 19 2018

FOIL REQUEST

Date: 3.8.18

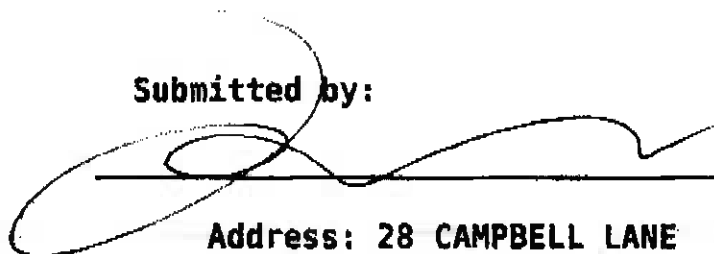
**FOIL**~~**RECEIVED**~~~~MAR - 8 2018~~~~**FOIL**~~

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
**PUBLIC OFFICERS LAW, ARTICLE 6**

I am requesting, under the Freedom of Information Law (FOIL), the following record: any and all reports of harassment of any kind any form of report 2015-2018, any and all employees of the Town of Islip reported by or to.

Submitted by:

Address: 28 CAMPBELL LANE  
EAST ISLIP, NY 11730

Telephone/Tele Fax:

Email: pmontaninol@optonline.net

Mr. Meyers was reported  
by an employee for harassment.  
as per Councilwoman Bergin



TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
3. SIGNATURE OF APPLICANT:		8. ZIP CODE:	
4. TELEPHONE NUMBER:		9. DATE OF APPLICATION:	
		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

## FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

3/26/18  
Date

*Lori J. Hahn*  
Records Access Officer

1131861  
Application Number

**LORI J. HAHN**

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

1 Street, Islip New York 11751 (f) 631-224-5574

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

m31861

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip—Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |   |
|--|---|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input checked="" type="checkbox"/> Unwarranted invasion of personal privacy<br><input checked="" type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input checked="" type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input type="checkbox"/> Other |
|--|---|

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:

Lori J. Hahn

Date:

6/18/18

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

## FOIL REQUEST

To: FOIL Officer,

Date: January 2, 2020

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
December 2019 to present items stored in 100 Carlton Ave, one of Islip Towns garage only.

Regarding fees: (Check one.)

X I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

Submitted by:

*Patricia Montanino*

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol@optonline.net

RECEIVED

JAN - 2 2020

FOIL

TOWN CLERK

Items  
@ 100 Carlton

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
		8. ZIP CODE:	
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

## FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## SECTION 2 - TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

1/6/20  
Date

*Lori L. Hann*  
Records Access Officer

51203  
Application Number

**LORI L. HANN**  
1 Street, Islip, New York 11751 - 631-224-5550

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

51203

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |  |
|---|--|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input checked="" type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input type="checkbox"/> Other |
|---|--|

Name of Records Access Officer:

LORI J. HARRN

Records Access Officer's Signature:

*Lori J. Harrn*

Date:

3/3/20

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

FOIL REQUEST

RECEIVED

JUL 14 2016

FOIL

Date: July 14, 2016

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: electronic copy of any document or information document on:

Document of all vendors Alphabetical order used by the Town of Islip, name, amount for all of 2015-present July 14, 2016

All documents chosen from viewing purchase orders/invoices for Public Safety.

Payroll- Alphabetical order-name, title, salary, overtime, date of hire- January 2014 - present July 14, 2016 for the Town of Islip.

ALL Electronic form to: pmontaninol@optonline.net. Or CD disc

Regarding fees: (Check one.)

☒ I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

☐ I am requesting a fee waiver. Justification for fee waiver is attached.

(Attach separate sheet; see Reference Guide for help.)

Submitted by: Patricia Montanin

Address:

28 Campbell Ln, EI NY

Telephone/Tele Fax:

Email:

RE: Upon any refusal as per Committee on Open government and Attorney an Article 78 will be entered.

9-15-16 given to [unclear]

5 - March 31

April 20

FOIL REQUEST

To: FOIL Officer,

~~Date: March 24, 2020~~

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
Removal and purchase of underground storage tanks at 100 Carlton Ave, East Islip.  
Along with documents of any and all for Fenely & Nicol 2011. ELECTRONIC FORM.

---

Regarding fees: (Check one.)

X  I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- Commercial use
- Educational use
- Non-commercial scientific institution
- News media
- X  Other (private use)

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol1@optonline.net

December 13, 2011  
Resolution #18

**WHEREAS**, on July 19, 2011, the Islip Town Board awarded DPW 8-2011, Removal of Underground Diesel Storage Tank (#11), Vehicle Repair Facility, 100 Carleton Avenue, East Islip to Fenley & Nicol, 445 Brook Avenue, Deer Park, New York 11729 at a cost of \$78,975.00;  
and

**WHEREAS**, during the course of the work being done, additional concrete work was proposed for this project and a change order for such concrete work has been issued in the amount of \$2,350.00 (being less than ~~ten percent~~ (10%) of the original contract amount), bringing the present contract amount to \$81,325.00

**WHEREAS**, it is now necessary to install alarm systems to the 1,000 gallon lube oil underground storage tank and the 550 gallon waste oil underground tank at this facility to be in compliance with Suffolk County Department of Public Health regulations; and

**WHEREAS**, the Department of Public Works has recommended amendment to the contract to encompass this additional work to be performed which was not within the scope of work of the original contract, such additional work being:

To furnish and install Omntec L1PD2 three channel controller with sensor, Omntec RA-1 remote alarm, Omnetc cable, caution sign and remove non-hazardous liquids from piping sump at a total cost of \$11,090.00. In addition to the two alarms, it is also necessary to install manhole covers over the two underground storage tanks at a total cost of \$7,520.00; and



02264

WHEREAS, the cost of the above additional work is \$18,610.00 and the cost of the Contract will be increased from \$81,325.00 (original contract amount of \$78,975.00 plus \$2,350.00 change order) to \$99,935.00.

missing

never done

WHEREAS, utilization of said services will be funded by an established budget line (H11 1630.3-0503 – Improvements to Town Facilities) specific to these services; and

NOW THEREFORE, on a motion of Supervisor Nolan , seconded by Councilman Edwards, be it,

0774 RESOLVED, that the Supervisor is authorized to amend the contract and increase the cost of the contract with Fenley & Nicol, subject to the approval of the Town Attorney, from \$81,325.00 (original contract amount of \$78,975.00 plus \$2,350.00 change order) to \$99,935.00 to perform the alarm installations.

Upon a vote being taken, the result was: unanimously carried 5-0

January 17, 2012

Resolution #7

WHEREAS, the Town of Islip would like to offer a Competitive Swimming Program at Sayville Middle School, Byron Lake Pool, & Roberto Clemente Pool from January 17, 2012-August 13, 2012; and

WHEREAS, individuals are needed to coordinate and supervise this program; and

WHEREAS, Marc Danin, 238 Bay 2<sup>nd</sup> Street, West Islip, NY 11795, has the necessary background and experience to perform this task.

NOW, THEREFORE, on a motion of Councilperson Flotteron

seconded by Councilperson Senft, be it

0038 RESOLVED, that the Supervisor is hereby authorized to enter into an agreement with Marc Danin to provide a Competitive Swimming Program for youths at Sayville Middle School, Byron Lake Pool, and Roberto Clemente Pool from January 17, 2012 through August 13, 2012. This program will be coordinated by Marc Danin, who will also act as a coach. There are five program divisions, each based on the amount of swim time and the level of instruction beginning with the highest level:

<u>Days</u>	<u>Time</u>	<u>Group</u>	<u>Resident Fee</u>	<u>Non Resident Fee</u>
Monday-Friday	5:30 pm-8 pm	Elite Competitive	\$425.00	\$465.00
Monday-Friday	6:00 pm-8 pm	Competitive	\$380.00	\$435.00
Monday-Friday	6:30 pm-8 pm	Junior Elite	\$320.00	\$350.00
Mon., Wed., Fri	5:30 pm-6:30 pm	Juniors	\$280.00	\$320.00
Tues. & Thurs.	5:30 pm-6:30 pm	Novice	\$220.00	\$240.00

The minimum number of participants is 100, and the maximum is 200. Minimum class size may be waived at the option of the Department of Parks, Recreation and Cultural Affairs. Minimum amount of registration fees collected will be \$22,000.00 and the maximum registration fees collected will be \$93,000.00. This program is self-sustaining. Compensation for said services will be 80% of the total registration fees collected for a minimum of \$17,600.00 and maximum of \$74,400.00. The Town of Islip shall accept 20% of the total registration fees collected, for a minimum of \$4,400.00 and a maximum of \$18,600.00.

Upon a vote being taken the result was: unanimoysly carried 5-0

# TOWN OF ISLIP



BOARD OF ETHICS  
TOWN HALL  
ISLIP, NY 11751  
631-224-5550

NICHOLAS V. CAMPASANO, ESQ.,  
CHAIRMAN

March 26, 2019

Mr. Gregory Pepe  
127 Saint Mark's Lane  
Islip, New York 11751

Dear Mr. Pepe:

This will respond to your handwritten letter to the Board of Ethics concerning Councilman John C. Cochrane, Jr. We have by, our letter of December 11, 2018, responded to some of the issues you raised in that letter.

We now address your assertion that there is a conflict of interest regarding Councilman Cochrane and "shellfish leases". The Board revisited a prior decision regarding this issue and conducted some further inquiries. We have been provided with documentation by Councilman Cochrane whereby he has assigned his interest in J. A. Cochrane and Sons LLC to a third party. We have also received an entity information statement from the New York State Department of State which no longer lists Councilman Cochrane as a Principal in that entity. Accordingly, the potential conflict of interest has been removed.

Very truly yours,  
TOWN OF ISLIP BOARD OF ETHICS

Nicholas Vincent Campasano, Chairman

NVC:dm

# Trustee chided for violating ethics code

BY ANTONIO PLANAS

[antonio.planas@newseid.com](mailto:antonio.planas@newseid.com)

A Brightwaters trustee was admonished by the village board for violating an ethics code when he solicited votes from his village email account the day before last month's election.

The village board voted 4-0 at its meeting last Monday to publicly enter into the record an admonishment letter against Patrick Fawcett, who on June 17 sent one email addressed to 29 residents asking them to vote for him and two other trustees on his ticket, officials said. Fawcett abstained from last week's vote.

"I did make a mistake," Fawcett said Wednesday. "I had done something wrong, I had to admit that. Being there to be admonished, that's never a comfortable thing. . . . It was the right thing to do."

Fawcett and trustees Thomas Zepf and Mary Del Vecchio won their races on June 18. Fawcett and Zepf were running against Reginald Ligonde for the two-year term. Fawcett secured 316 votes, while Zepf took in 320 votes. Ligonde received 208 votes, officials said.

Del Vecchio, unopposed, received 376 votes, officials said. Fawcett was appointed to the board last year by Mayor John Valdinì to fill a vacancy after Valdinì, then a trustee, was elected mayor.

Ligonde said Wednesday he notified village officials on June 17 of the improper email and wrote in a letter to Valdinì and the village board about how Fawcett's email violated village code that states: "No village of Brightwaters officer or employee shall use Village funds, property or a Village facility

for political purposes."

"I lost. I'm not a brand name in Brightwaters. He was running with two other people," Ligonde said. "If I would have lost with no controversy, it would have sat better."

Ligonde said he has filed a complaint with the state attorney general's office. State officials could not be reached for comment.

At the Monday meeting, the village attorney, Charles Casolaro, said Fawcett did breach the village ethics code, but added, "There was no intentional violation."

Valdinì called Fawcett's email an "innocent mistake."

"It's on the record. It's over and done with," Valdinì said. "Trying to make it a bigger issue than it is, is a waste of the village board's time."



Dear Fellow Citizen,

The reason I am writing you is because I have heard you are one of the few citizens in our community that is not afraid to speak out when our government or elected officials have done wrong and you are not afraid to expose any wrong doings. I actually saw you on channel 18 speaking at the town board meeting. It inspired me to write this letter in hope you will help me expose racist remarks made on Facebook by an East Islip School Board Trustee and Town of Islip Zoning Board of Appeals Board member. I have attached my anonymous letter to both the East Islip School Board and Town of Islip Supervisor and Board members. I am too fearful to put my name to any letter because if this man is elected as school board trustee I do not want him to take his hateful racist disgusting view of the world out of my two mixed race children who are in the East Islip School District and residents of the Town of Islip. Like I said in my letters if this is what he writes on a public forum like Facebook, what thoughts he thinks and not write on social media. I hope you will help me by bringing attention to this issue. I have written to numerous media outlets too. I hope this man is removed from the Zoning Board and is not allowed to run for trustee. Racism should not be allowed in our society or allowed in the Town of Islip or in the East Islip School District. Please help me by exposing this man for what he is a racist. Thank you.

Respectfully,



A concerned mother and resident

Miss. Montanino

Please see number 6 on this list. This is very disturbing. This man should Not have any role in Islip Zoning or Be on The East Islip School District in Charge of Children. This man is a racist.

## < 25 things | Facebook



Christopher Nicolia published a note. ...

### 25 things

#### Rules:

Once you've been tagged, you are supposed to write a note with 25 random things, facts, habits, or goals about you. At the end, choose 25 people to be tagged. You have to tag the person who tagged you. If I tagged you, it's because I want to know more about you.

(To do this, go to "notes" under tabs on your profile page, paste these instructions in the body of the note, type your 25 random things, tag 25 people (in the right hand corner of the app) then click publish.)

1. I graduated from Hofstra University with a BBA in Management and am currently in law school

2. I drink excessively

3. Sometimes I am disgusted by my own behavior

4. I hate drugs

5. My favorite beer is Magic Hat #9

6. I think that interracial dating is a horrible thing



MID-ISLAND NY 117

21 MAY 2015 PM 11

PATRICIA MONTANINO  
28 CAMPBELL LANE  
EAST ISLIP, NY 11730

11730-362028



I just received this in the  
mail today. I need to make  
a difference!

---

TOWN CLERK  
**RECEIVED**

JAN 6 2020

Date stamp here:  
**FOIL**



FOIL OFFICER

Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

**SECTION 1 - TO BE COMPLETED BY APPLICANT**

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT: <u>Pat Montanino</u>	5. MAILING ADDRESS (include suite if applicable): <u>28 Campbell Ln</u>		
2. NAME OF BUSINESS FIRM:	6. CITY: <u>ET</u>	7. STATE: <u>NY</u>	8. ZIP CODE: <u>11732</u>
3. SIGNATURE OF APPLICANT: <u>[Signature]</u>	9. DATE OF APPLICATION: <u>1/6/2020</u>		
4. TELEPHONE NUMBER:	10. DEPARTMENT IF KNOWN:		

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).

Revenue handed in from each department July - December 2019.

VIEW

**FEE SCHEDULE**

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

**SECTION 2 - TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

1/6/20  
Date

[Signature]  
Records Access Officer

512011  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

~~Street, Islip New York 11751 631-224-5580~~

a municipality acknowledge receipt of a FOIL request within five (5) business days.



RECEIVED

JAN 13 2020

## FOIL REQUEST

FOIL

To: FOIL Officer,

Date: January 5, 2020

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
vendors used for town of Islip 2016, 2017, 2018 and 2019 each alphabetical order name  
and amount. Each year separate. *electronic form (email)*

---

Regarding fees: (Check one.)

X I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

Submitted by:

*Patricia Montanino*

---

Address:  
28 Campbell Lane  
East Islip, NY 11730

Email: pmontanino1@optonline.net

Preview File Edit View Go Tools Window Help

2015 thru July 2016 vendor totals.pdf (page 1 of 110)

2015 thru July 2016 vendor totals

Date Prepared: 08/04/2016 03:09 PM  
Report Date: 08/04/2016

**Provider Information Report**

Date Paid: 1 / 2016  
Providers paid: \$0.00 MVE

Municipality: TOWN OF SLIP  
655 MAIN STREET  
SLIP, NY 11751-1651

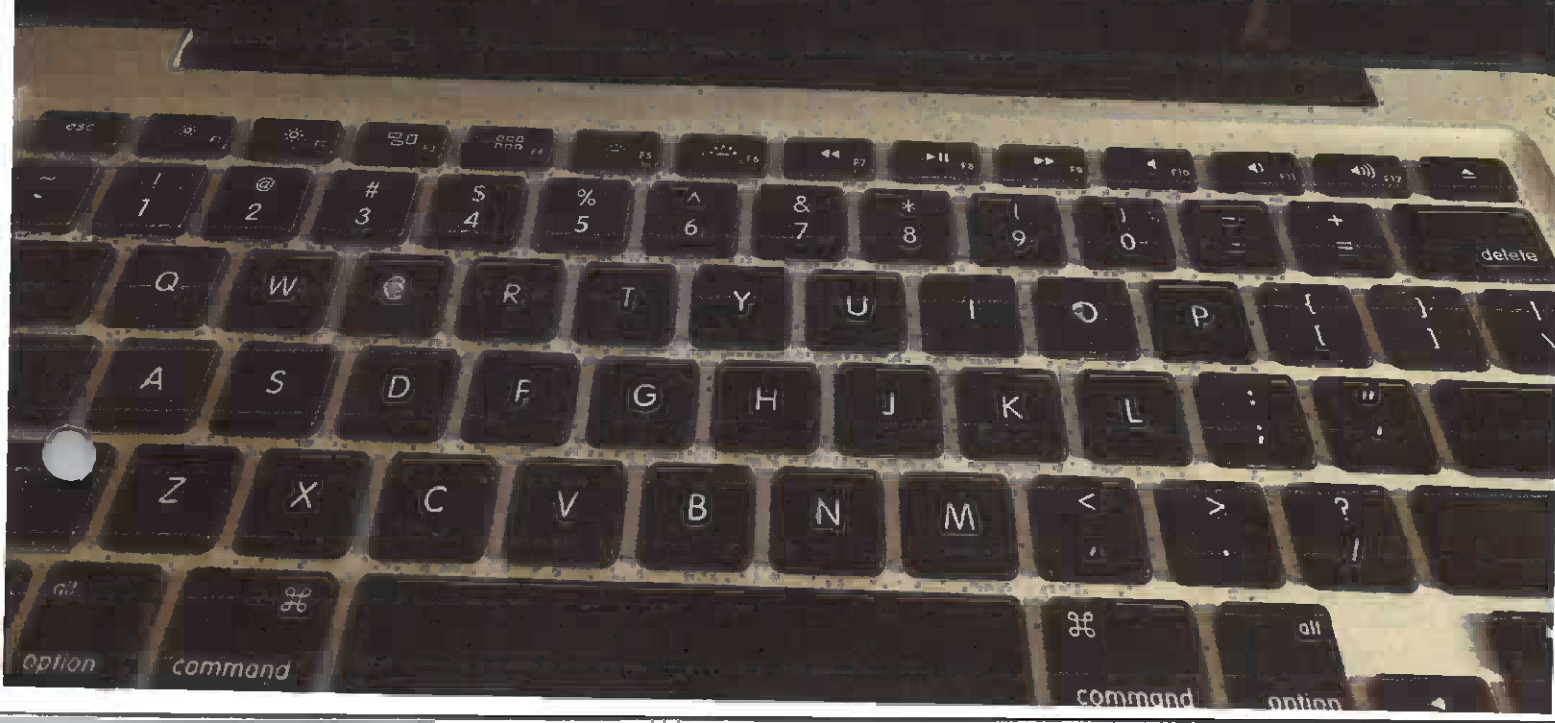
8/4/16  
Page 1 of 112  
Prepared By: N. ASSBY

Provider Name	Amount Paid
1034 REALTY CORP	
110 SAND COMPANY	
250 EAST MAIN STREET LLC	
33 SOUTH FIFTH LLC	
3M 1507696	
4IMPRIINT	
A & D LOCK & SAFE SERVICE	
A BEARD	
A FLY GOOD PEOPLE INC	
A J CINDY	
A KOLIG	
A L THINSON	
A RICE WARD	
A'S SHEET METAL & FINE SANDING	
A-1 FENCING SOLUTIONS INC	
A.M. LUNARE INC	
A.C. EDWARDS INC	

*Vendors Emailed all ways*

change.or

information Have you heard about



*Cameras's cost*

**RECEIVED**

MAY 21 2019

*Don*

**FOIL REQUEST**

**FOIL**

~~Date: 5.21.19~~

**To: FOIL Officer,**

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-

90 PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Law (FOIL), the following documents: any and all bills/invoices/purchase orders for video cameras for Islip Town board room to televise town board meetings. *New Cameras 2019*

Submitted by:

*Patricia Montanino*

Address: 28 CAMPBELL LANE

EAST ISLIP, NY 11730

Email: pmontaninol@optonline.net

**view**

## OUR TOWNS

newsday May 21, 2019

### 4 new cameras to record Islip Town Board

High-definition cameras will record Islip Town Board meetings, officials said. Town officials bought **four Sony HD PTZ cameras for about \$3,200 each**, said Islip spokeswoman Caroline Smith. They were purchased through a \$900,000 public education grant sponsored by Verizon, Smith said. The grant was awarded in 2007, and \$90,000 per year was disbursed to the town over a decade, she added. Footage from the cameras will be used on Islip's public broadcast television, which re-airs the monthly board meetings. The sessions are not livestreamed. Smith said the cameras enable Islip to "take the business of town government to the masses." Two of the cameras were mounted on walls during last Tuesday's meeting at Town Hall. Supervisor Angie Carpenter pointed them out to those in attendance at the meeting and called them "state of the art." Other municipalities on Long Island have similar technology, Carpenter said. Officials are also considering using the cameras to film the town's zoning board of appeals and planning board meetings, which are held at Town Hall West, 401 Main St., Smith said.

— ANTONIO PLANAS newsday

Do you see any "four Sony HD PTZ cameras for about \$3,200 each" on any purchase order? Some transparency!

Application Number  
8 51912

AGENCY USE ONLY

FOR AGENCY USE ONLY BELOW

SECTION 3- NOTICE TO APPLICANT

DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip—Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |  |
|---|--|
| <ul style="list-style-type: none"><li><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</li><li><input type="checkbox"/> Records not possessed by the Town of Islip</li><li><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</li><li><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</li><li><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</li><li><input type="checkbox"/> Unwarranted invasion of personal privacy</li><li><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</li><li><input type="checkbox"/> Law Enforcement records</li></ul> | <ul style="list-style-type: none"><li><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</li><li><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</li><li><input type="checkbox"/> Would endanger the life or safety of any person</li><li><input type="checkbox"/> Municipalities are only required to search for specific documents requested</li><li><input type="checkbox"/> Exempt inter-agency or intra-agency materials</li><li><input type="checkbox"/> Exempt examination questions or answers</li><li><input type="checkbox"/> Other</li></ul> |
|---|--|

*Please provide a date range for your request.*

Name of Records Access Officer:

*[Signature]*

Records Access Officer's Signature:

*[Signature]*

Date:

*5/28/19*

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
3. SIGNATURE OF APPLICANT:		8. ZIP CODE:	
4. TELEPHONE NUMBER:		9. DATE OF APPLICATION:	
		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

## FEE SCHEDULE

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Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. **A copy of this form is being mailed to you indicating your request is being processed.**

Date

Records Access Officer

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

1 Street, Islip New York 11751 (f) 631-224-5574

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

*Resent  
7/3*

RECEIVED

FOIL REQUEST

MAY 21 2019

Date: 5.21.19

FOIL

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-

90 PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Law (FOIL),  
the following documents: any and all bills/invoices/purchase  
orders for video cameras for Islip Town board room to televise  
town board meetings. *2019 New cameras for Town Board,*  
*Zoning, Planning ect.* Submitted by:

*Patricia Montanino*

Address: \_\_\_\_\_

Email: \_\_\_\_\_

view

# TOWN OF ISLIP

**TOWN HALL, MAIN STREET  
ISLIP, NEW YORK 11751**

## REQUISITION

TB Reso. #20

**Against Contract No.** June 20, 1917.....

**CLAIMANT'S  
NAME  
AND  
ADDRESS**

Adwar Video  
125 Gazza Blvd.  
Farmingdale, NY 11735

DATE \_\_\_\_\_

August 16, 2017

DO NOT WRITE IN THIS BOX - FOR COMPTROLLER ONLY

REF. No.

DATE \_\_\_\_\_

**TRANS.**

### APPROPRIATION

**AMOUNT**

SERIAL NO. — 0649

**CLAIM NO. —**

**VENDOR NO. —**

18213

## PURCHASE ORDER

DEPT. .... Town of Islip.....

170649

Data Processing

**DELIVER TO:** 655 Main Street

Islip, NY 11751

Islip, NY 11751

[illegible]

Claimant certifies that the prices charged herein do not include Federal Excise Tax or any Federal, N. Y. State or N. Y. C. Sales Tax and are not higher than prices charged to any governmental or commercial consumer for like deliveries.

**TOTAL** \$92,365.79

Order number and Dept. must appear on all packages, Invoices and Correspondence.

**Delivery must be made within doors of specified destination.**

**IMPORTANT: Return Town of Islip Claim Form or you cannot be paid. The Town of Islip is exempt from all Federal and State taxes.**

If order specifies F. O. B. Shipping point, Vendor must attach freight or express receipts when filing claim.

Steven Kossin hereby certify the above services or materials are necessary and

that there are funds available in Appropriation Account No. H171680.32290.00VPEG

Dir. of Info.

## Data

Technology

## Data Processing

**Signed**

**Title**

Dept.

**APPROVAL**

### Cluster

**PURCHASING DIRECTOR**





# TOWN OF ISLIP

TOWN HALL, MAIN STREET  
ISLIP, NEW YORK 11751

## CLAIM VOUCHER

Against Contract No. ....

CLAIMANT'S  
NAME  
AND  
ADDRESS

Adrian video  
125 Gazza Blvd  
Farmingdale NY 11735

DATE

DO NOT WRITE IN THIS BOX - FOR COMPTROLLER ONLY

REF. No.		DATE	
TRANS.	APPROPRIATION	AMOUNT	

SERIAL NO. - 170649

CLAIM NO. -

VENDOR NO. -

18213

DEPT. Data Processing

PURCHASE ORDER

170649

DELIVER TO: 655 Main St.

Islip NY 11751

FINAL

Date of Delivery or Service	Quantity	ITEMIZATION	Unit Price		Totals	
		Where applicable, unit price must be shown				
5/16/19	4	Project management	225	00	900	00
5/16/19	4	System Design	275	00	1100	00
5/16/19	40	Programming	225	00	9000	00
5/16/19	20	Lead tech - Installation	185	00	3700	00
5/16/19	20	Installer - Labor	165	00	3300	00
5/16/19	4	Training	165	00	660	00
		Inv: 93517				

Claimant certifies that the prices charged herein do not include Federal Excise Tax or any Federal, N. Y. State or N. Y. C. Sales Tax and are not higher than prices charged to any governmental or commercial consumer for like deliveries.

TOTAL 18660 00

SEND CLAIM DIRECTLY TO DEPARTMENT WHICH RECEIVED GOODS OR FOR WHOM SERVICE WAS RENDERED.

### CLAIMANT'S CERTIFICATION

I, Amy Roserson certify that the above account in the amount of \$ 18660.00 is true and correct; that the items, services and disbursements charged were rendered to or for the municipality on the dates stated; that no part has been paid or satisfied; that taxes, from which the municipality is exempt, are not included; and the amount claimed is actually due.

5/21/19  
DATE

Amy Roserson  
SIGNATURE

Purchasing  
TITLE

(Space Below for Town of Islip Use)

### DEPARTMENT APPROVAL

The above services or materials were rendered or furnished to the municipality on the dates stated and the charges are correct.

MAY 23 2019  
DATE

[Signature]  
AUTHORIZED OFFICIAL

Director of Information  
Technology

CLAIM #

DATE RECEIVED

WARRANT #

DATE PAID

CHECK #

BANK #

### APPROVAL FOR PAYMENT

This claim is approved and ordered paid from the appropriations indicated above.

DATE

COMPTROLLER

Video Hi-Tech Corp. d/b/a  
ADWAR VIDEO  
125 GAZZA BLVD  
FARMINGDALE, NY 11735

Voice: 631-777-7070  
Fax: 631-777-7011



# INVOICE

Invoice Number: 93517  
Invoice Date: May 21, 2019  
Page: 1  
NYS Contract VID [REDACTED]

Order: 40415

<b>Bill To:</b>  Town of Islip 655 Main Street Islip, NY 11751  P: 631-224-5384 E: F: Mail
---

<b>Ship To:</b>  Town of Islip 655 Main Street Islip, NY 11751
--

Customer ID	Customer PO	Payment Terms	
TOWNISLIP	170849	Net 30 Days	
Sales Rep ID	Shipping Method	S/O Number	Ship Date
PA	UPS Ground	40415	6/20/19

Quantity	Item	Description	Unit Price	Amount
4.00	PROJECT	Project Management	225.00	900.00
4.00	DESIGN	System Design, Engineering, CAD	275.00	1,100.00
40.00	PROGRAMMING	Programming Services	225.00	9,000.00
20.00	INSTALLATION	Install - Labor Charge Lead Tech	185.00	3,700.00
20.00	INSTALLATION	Install - Labor Charge AV Tech	165.00	3,300.00
4.00	TRAINING	Training Services or Certifica	165.00	660.00

Received By: \_\_\_\_\_

Date: \_\_\_\_\_

Subtotal	18,660.00
Sales Tax	
Freight	
Total Invoice Amount	18,660.00
Payment/Credit Applied	
<b>BALANCE DUE</b>	<b>18,660.00</b>

A \$25 fee will be charged on all returned checks. Returns are subject to a 20% restocking fee. 1.5% will be charged monthly on all past due invoices. All invoice disputes must be reported within 10 days of invoice date.

COMPTROLLER



Adwar Video  
125 Gazza Blvd  
Farmingdale, NY 11735

631 777-7070

Sold To

Town of Islip  
Accounts Payable  
655 Main St  
Islip NY 11751

Sold To

Town of Islip  
655 Main St  
Islip NY 11751

Please note this invoice is for equipment only. Installation, project management, system design, programming and training will all be invoiced at the time of installation completion.

## INVOICE

Invoice #	Ref#
40415	AAAQ40415-02
Date	12/06/17
Sales Rep	Larry Ferraro
Customer PO #	170649
Terms	Net 30 Days

Qty	Mfg. Part Number	Description	Unit Price	Ext. Price
1		PRODUCTION EQUIPMENT, SOFTWARE, AND SERVICES FOR THE TOWN BOARD ROOM	\$73,705.79	\$73,705.79
	SHARP LC-60LE661U	60" Class (60.1" diagonal) COMMERCIAL GRADE LED Smart TV - Brilliant High Definition (1920 x 1080) resolution with 300 cd/m2 Brightness and 5,000:1 Contrast Ratio. Built-in USB Media Player, Digital Tuner, and 10W per Channel Stereo Audio System. 3-Year Onsite Limited Warranty		
	NEC EA294WMI-BK OGS	MultiSync EA294WMI-BK, 29" LED Backlit LCD Monitor, 2560x1080, HDMI / MHL / DisplayPort / 2 x DVI-D / 2 x VGA inputs, No Touch Auto Adjust, NaViSet, Height Adjustable Stand, Pivot, USB Hub, Integrated Speakers, Human Sensor, Black Cabinet, 3 Year Warranty		
	Mid Alantic VDM-600-M	COMMERCIAL GRADE .. Vision Display Mounts are designed to provide safe, reliable display mounting with the professional features that enable efficient installation. VDM-600-M motion display mounts offer the mounting capability you need right out of the box with the included Proximity Series Mounting Plate. When additional capacity is required, pair the VDM Series Mount with a Proximity Series In-Wall Box for even more storage behind the display		
	Peerless ACC615	Fastener Kit		
	Datavideo PTC-150T	30x optical zoom and remote control capabilities, the black Datavideo PTC-150T 2MP Full HD PTZ Camera with HDBaseT, is suitable for medium to large venues such as lecture halls, auditoriums, houses of worship, and		

Qty	Mfg. Part Number	Description	Unit Price	Ext. Price
		stadiums. The unit consists of the pan/tilt module, the camera head and lens, and a receiver box. The PTC-150T captures HD video in 1080i/p and 720p at up to 59.94 for compatibility with NTSC broadcast equipment, as well as 1080i/p and 720p at up to 50 for PAL compatibility. It can output HD via its SDI or HDMI connectors, and a composite (CVBS) connector outputs NTSC and PAL.		
	Datavideo RKM-150	Professional camera wall mount		
	Datavideo RMC-180	PTZ Camera Control Unit		
	Datavideo DAC-8P	HD/SDI to HDMI Converter		
	Datavideo SEB-1200MU	The Datavideo SE-1200 Bundle is comprised of the SE-1200MU 6-Input HD Video Switcher plus the RMC-260 Controller. The two components of this bundle enable you to control multiple video sources and outputs by using an ergonomically-designed switcher. Employed in lieu of computer-based control, the RMC-260 Controller brings the solidity of a tactile interface to your use of the SE-1200MU 6-Input Switcher. The controller features clearly-labeled, LED-lit buttons and knobs, XPT (cross-point assignment), a sloped interface, and a T-bar lever. The SE-1200MU 6-Input Switcher features four HD-SDI and two HDMI inputs, two HD-SDI outputs, two assignable HDMI multi-view outputs, and chroma and luma key functions.		
	Datavideo HDR-1	Record and playback HD videos in the ubiquitous H.264 format without a PC using the Datavideo HDR-1 Standalone H.264 Recorder and Player. To get started, plug in an NTFS-formatted USB flash drive, and the HDR-1 will automatically set itself up to record or playback video to/from the drive. Whether your productions have HD or SD equipment, the HDR-1 can handle it. Resolutions of up to 1080p at 30fps are supported for recording, and bit-rates of up to 20 Mbps ensure that the recordings retain detail. Standalone H.264 USB recorder with HDMI input and output. Records a MP4 file, perfect for archiving or uploading to web. It comes with a 32GB USB drive.		
	Crestron DM-MD8X8	8x8 DigitalMedia™ Switcher		
	Crestron DMC-4K-CO-HD	DigitalMedia 8G+™ Input Card for DM® Switchers		
	Crestron DMC-DVI			

Qty	Mfg Part Number	Description	Unit Price	Ext. Price
		DVI/RGB Input Card for DM Switchers		
	Crestron	4K HDMI® Input Card for DM® Switchers		
	DMC-4K-HD-HDCP2			
	Crestron DMC-SDI	3G-SDI Input Card for DM® Switchers		
	Crestron	2-Channel 4K DigitalMedia 8G+™ Output		
	DMC-4K-CO-HD	Card for DM® Switchers		
	Crestron	2-Channel HDMI® Output Card for DM®		
	DMC-4K-HDO	Switchers		
	Crestron	Wall Plate DigitalMedia™ CAT		
	DM-TX-4K-100-C-1G-	Transmitter 400, White Textured		
	W-T			
	Crestron	Wall Plate DigitalMedia 8G+™		
	DM-TX-200-C-2G-W-	Transmitter 200, White Textured;		
	T	includes PW-2407WUL		
	Crestron	4K DigitalMedia 8G+™ Receiver & Room		
	DM-RMC-4K-SCALER	Controller w/Scaler [Available January 1,		
	-C	2015]		
	Crestron CP3	3-Series Control System®		
	Crestron	DigitalMedia 8G™ Cable, non-plenum,		
	DM-CBL-8G-NP-SP50	500 ft spool		
	0			
	Crestron	Crestron® Certified HDMI® to DVI		
	CBL-HD-DVI-30	Interface Cable,		
	Crestron CBL-HD-20	Crestron® Certified HDMI® Interface		
		Cable,		
	Crestron CBL-HD-30	Crestron® Certified HDMI® Interface		
		Cable,		
	Crestron	DigitalMedia™ Cable Connector, 20-Pack		
	DM-CONN-20			
	Crestron TST-902	Wireless Touch Screen		
	Crestron	Wireless Gateway w/PoE Injector,		
	CEN-GWEXE-PWE	includes PWE-4803RU		
	Crestron	5-Port PoE Switch		
	CEN-SW-POE-5			
	Crestron	4K HDMI® over HDBaseT® Extender		
	HD-EXT3-C-B_SYSTE	w/IR & RS-232,		
	M	Black; includes HD-RX3-C-B and		
		HD-TX3-C-B		
	RDL TX-J2	Unbalanced Input Transformer		
	West Penn 57550	CAT-5e Twisted Pair Cable 1000Ft		
	EXTRON 26-383-07	RG6 BNC/12 RG6 HD BNC Male to Male		
		Cable 10 Foot Black		
	EXTRON 26-616-01	HDMI Female to DVI-D Male Adapter		
	EXTRON 26-663-06	HDMI Ultra/6 6' (1.8 m) 4K PremiumHDMI		
		Cable v1.4 Ethernet & 3D Type-A Male to		
		Male - 6 Foot		
	CCH / SHIP	All Necessary cables, connectors,		
		Hardware and delivery Fees		
		The Live Broadcast Tightrope Media		
		Systems solution		
	Cablecast Flex 2	2 channel configurable 1x1 or 0x2 SD/HD		
	VideoServer - 10TB	SDI		
	RAID	encode/decode, multi-format server with		
		10TB of		

Qty	Mfg. Part Number	Description	Unit Price	Ext. Price
	CG340 SDI	RAID5 storage in a 1 RU chassis. Selectable SD or HD SDI with embedded audio. Includes Cablecast Automation and Carousel Server Software. Includes graphics, crawl, bug, bug text on output, 3 year hardware warranty and 6 hours of installation support and training Carousel bulletin board configured for broadcast in a 1RU chassis. SDI and Composite outputs, genlock input, hardware accelerated graphics. All Carousel features as well as interface with the Cablecast schedule for display of "Airs Again On", "Coming up Next" and Cablecast schedule bulletins updated dynamically throughout the day. Includes Carousel Player License, Carousel Channel License, 3 year hardware warranty and 2 hours of remote installation support and end user training		
	BMD VHUBSMTCS6G1212 MidAtl MFR-1227GC	Blackmagic Design Smart Videohub CleanSwitch 12 x 12 6G-SDI furniture rack 12RU		
	Middle Atlantic PD-915R	9 OUTLET, SINGLE 15 AMP CIRCUIT, SURGE/SPIKE PROTECTED RACKMOUNT POWER DISTRIBUTION W/9' CORD, BLACK POWDERCOAT FINISH		
	Middle Atlantic EB3	3 SPACE BLANK, BLACK POWDER COAT FINISH		
	Peerless LCT620AD-G	Dual Monitor Desktop Arm Mount		
	PERFORMANCE BOND	AS REQUIRED		
		Non Contractual Labor		
4	Adwar Labor PJM	Prevailing wage Project Manager	\$0.00	\$0.00
4	Adwar Labor DE	Prevailing wage Engineer	\$0.00	\$0.00
40	Adwar Labor SE	Prevailing wage Programmer	\$0.00	\$0.00
20	Adwar Labor LTECH	Prevailing wage Lead Installer	\$0.00	\$0.00
20	Adwar Labor TECH	Prevailing wage Installer	\$0.00	\$0.00
4	Adwar Labor Trainer	Prevailing wage Training (LTECH) This training is for the production equipment only. The Tightrope Live Broadcast system has online training built in to the	\$0.00	\$0.00

Qty	Mfg. Part Number	Description	Unit Price	Ext. Price
		system package..		

SubTotal	\$73,705.79
Sales Tax	\$0.00
Shipping	\$0.00
<b>Total</b>	<b>\$73,705.79</b>

Signature \_\_\_\_\_ Print Name \_\_\_\_\_ Date \_\_\_\_\_

A \$45 fee will be charged on all returned checks. Unopened returns are subject to a 25% restocking fee and require prior authorization. Opened, special order, and custom-built items are non-returnable. 1.5% per month will be charged on all past due invoices. All invoice disputes must be reported within 10 days of invoice date.



**FOIL REQUEST**

**Date: 1.18.19**

**To: FOIL Officer,  
New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84 90**

**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), the following documents: monthly or yearly invoice for all filming of Islip Town Board meetings that are attended monthly, 2018.**

**Submitted by:**

***Patricia Montanino***

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontaninol@optonline.net**

**RECEIVED**

**JAN 31 2019**

**FOIL**

**cc: Committee on Open Government**

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

*cameras*

# **Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

*Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574*

PLEASE TYPE OR PRINT CLEARLY

## **SECTION 1 - TO BE COMPLETED BY APPLICANT**

**I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:**

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
		8. ZIP CODE:	
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).**

*- See attorney -*

## **FEE SCHEDULE**

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## **SECTION 2 - TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. **A copy of this form is being mailed to you indicating your request is being processed.**

\_\_\_\_\_  
Date

*[Signature]*  
Records Access Officer

*M11936*  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

~~n Street Islip New York 11751 631-224-5580~~

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

M 11936

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |  |
|---|--|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input checked="" type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input type="checkbox"/> Other |
|---|--|

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:



Date:

2/20/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

FOIL REQUEST

12

December 11, 2017

FOIL

To: FOIL Officer,  
New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
Check registry for 2012, 2013, 2014, 2015, 2016, 2017

electronic form

---

Regarding fees: (Check one.)

  X   I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- Commercial use
- Educational use
- Non-commercial scientific institution
- News media
- X   Other (private use)

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol@optonline.net

cc: Committee on Open Government  
Reclaim New York

AGENCY USE ONLY

Application Number

M121712

FOR AGENCY USE ONLY BELOW  
SECTION 3- NOTICE TO APPLICANT  
DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOI application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380. **Please submit a fully executed FOI Affidavit to Records Access Officer, Office of Town Attorney, 655 Main Street, Islip NY 11751.**

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751. Please call 631-224-5380 to schedule an appointment to view documents.

- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

**IF we do not receive your fully executed FOI Affidavit within thirty (30) days your FOI will be deemed closed**

RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |  |
|--|--|
| <ul style="list-style-type: none"> <li><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</li> <li><input type="checkbox"/> Records not possessed by the Town of Islip</li> <li><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</li> <li><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</li> <li><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</li> <li><input type="checkbox"/> Unwarranted invasion of personal privacy</li> <li><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</li> <li><input type="checkbox"/> Law Enforcement records</li> </ul> | <ul style="list-style-type: none"> <li><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</li> <li><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</li> <li><input type="checkbox"/> Would endanger the life or safety of any person</li> <li><input type="checkbox"/> Municipalities are only required to search for specific documents requested</li> <li><input type="checkbox"/> Exempt inter-agency or intra-agency materials</li> <li><input type="checkbox"/> Exempt examination questions or answers</li> <li><input type="checkbox"/> Other</li> </ul> |
|--|--|

Name of Records Access Officer:

**LORI J. HAHN**

Records Access Officer's Signature:

*Lori Hahn*

Date:

3/15/18

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

Change @ Beach

**FOIL REQUEST**

**Date: 8.6.19**

**To: FOIL Officer,**

New York Freedom of Information Law (FOIL) N.Y. Pub. Off. Law, secs 84-90  
**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), documents of  
TOWN BOARD RESOLUTUION TO CHANGE RULES / TOWN CODES OF THE ISLIP  
TOWN BEACHES AND THEIR CONCESSIONS.**

**Submitted by:**

*Patricia Montanino*

**28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontanino1@optonline.net**

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

## Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to *Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574*

PLEASE TYPE OR PRINT CLEARLY

### SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
		8. ZIP CODE:	
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

### FEE SCHEDULE

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Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. **A copy of this form is being mailed to you indicating your request is being processed.**

Date

Records Access Officer

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

1 Street, Islip New York 11751 (f) 631-224-5580

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

5919a

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

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## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- ☒ Request needs to be more specific because cannot determine what record(s) you seek
- ☐ Records not possessed by the Town of Islip
- ☐ After diligent search, there are no known documents that are responsive to your request
- ☐ Municipalities are not required to respond to questions or inquiries, only to provide documents
- ☐ Exempted by statute other than the Freedom of Information Law
- ☐ Unwarranted invasion of personal privacy
- ☐ Would impair present or imminent contract awards or collective bargaining negotiations
- ☐ Law Enforcement records

- ☐ Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise
- ☐ Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)
- ☐ Would endanger the life or safety of any person
- ☐ Municipalities are only required to search for specific documents requested
- ☐ Exempt inter-agency or intra-agency materials
- ☐ Exempt examination questions or answers
- ☒ Other

Please provide date of the Resolution you are seeking.

Name of Records Access Officer:

Records Access Officer's Signature:

Date:

LORI J. HAHN

L. J. Hahn

9/10/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date



## FOIL REQUEST

June 5, 2017

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records:  
documents on: Any and all deposit amounts and dates made to Bank United,  
N.A. 2015 to present/view for the Town of Islip, NY.

electronic form

---

Regarding fees: (Check one.)

X  I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use  
☐ Educational use  
☐ Non-commercial scientific institution  
☐ News media  
☒ Other (private use)

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol@optonline.net

cc: Committee on Open Government  
Reclaim New York

Town Board Meeting

SUPERVISOR CARPENTER: It carries.

Item 12: Authorization for the Supervisor to designate Bank United, N.A., as an authorized depository of Town of Islip funds for 2015. Any questions?

(There was no response.)

SUPERVISOR CARPENTER: Motion?

COUNCILMAN FLOTTERON: Motion.

COUNCILMAN COCHRANE: Second.

SUPERVISOR CARPENTER: Motion by Councilman Flotteron, second by Councilman Cochrane.

All in favor?

ALL: Aye.

SUPERVISOR CARPENTER: Opposed?

(There was no response.)

SUPERVISOR CARPENTER:

Resolution is approved.

Item 13: Authorization for the Supervisor to execute any and all documents necessary for the co-sponsorship with Bay Shore Fire

Bay Shore  
Fire  
Dept

## 1 Town Board Meeting

2 Department for the "Thank You"

3 Barbeque event to be held on

4 Saturday, September 26, 2015, at the

5 Bay Shore Marina. Motion?

6 COUNCILMAN FLOTTERON: Motion.

7 COUNCILMAN COCHRANE: Second.

8 SUPERVISOR CARPENTER: Motion

9 by Councilman Flotteron, second by

10 Councilman Cochran.

11 All in favor?

12 ALL: Aye.

13 SUPERVISOR CARPENTER: Opposed?

14 (There was no response.)

15 SUPERVISOR CARPENTER: It is  
16 approved.

17 Item 14: Authorization for  
18 the Supervisor to enter into a  
19 license agreement for Steakhouse  
20 Enterprises, LLC, to utilize the  
21 southwest portion of Veterans  
22 Memorial Park adjacent to Town Hall  
23 on Sunday, October 4, 2015. A  
24 motion?

25 COUNCILWOMAN BERGIN

RECEIVED

DEC 02 2016

FOIL REQUEST

FOIL

Date: 12.2.16

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: of any document or information document on: all insurance certificates for all vendors winning a bid 2015-2016 to view.

---

Regarding fees: (Check one.)

☒ I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

☐ I am requesting a fee waiver. Justification for fee waiver is attached.  
(Attach separate sheet; see Reference Guide for help.)

Submitted by:

*Patricia Montanino*

---

Address:  
28 Campbell Lane  
East Islip, NY 11730

Telephone/Tele Fax:  
Email: pmontaninol@optonline.net

TOWN CLERK

Date stamp here:



FOIL OFFICER

Ins. cert  
vendors

Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

**SECTION 1 – TO BE COMPLETED BY APPLICANT****I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:**

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
			8. ZIP CODE:
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST** (NYS POL Article 6).

*See attached*

**FEE SCHEDULE**

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

**SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

12/1/16  
Date

*Lori J. Hahn*  
Lori J. Hahn Records Access Officer

M12165  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

in Street, Islip New York 11751 631-224-5380

at a municipality acknowledge receipt of a FOIL request within five (5) business days.

Would not give

RECEIVED

JUL 21 2016

FOIL

## FOIL REQUEST

Date: 7/21/2016

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: electronic copy of any document or information document on:

1) All calendar schedules for Supervisor Angie Carpenter, Councilmen Steve Flotteron and John Cochrane for January 2015 to present.

2) all correspondences between John Carney and Supervisor Angie Carpenter, Steve Flotteron and John Cochrane whether it be written or email January 2015- present.

ELECTRONIC FORM

---

Regarding fees: (Check one.)

X  I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use  
☐ Educational use  
☐ Non-commercial scientific institution  
☐ News media  
 X  Other (private use)

       I am requesting a fee waiver. Justification for fee waiver is attached.

— (Attach separate sheet; see Reference Guide for help.)

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Telephone/Tele Fax:

Email:

TOWN CLERK

FOIL OFFICER

Date stamp here:



Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

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2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	
8. ZIP CODE:			

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).

*See Attached*

## FEE SCHEDULE

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## SECTION 2 - TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

*7/22/16*  
Date

*Luigi J. Hahn*  
Records Access Officer

*M71633*  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

in Street, Islip New York 11751 631-224-5380

hat a municipality acknowledge receipt of a FOIL request within five (5) business days.

*would not answer*

## FOIL REQUEST

Date: January 12, 2018

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records:  
documents on: electronic form of Islip Town Board meeting Dec 2016

(LISC)

---

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol@optonline.net

RECEIVED

JAN 12 2018

FOIL

cc: Committee on Open Government  
Reclaim New York



Meeting  
desired

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to **Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574**

PLEASE TYPE OR PRINT CLEARLY

SECTION 1 - TO BE COMPLETED BY APPLICANT			
I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:			
1. NAME OF APPLICANT:	5. MAILING ADDRESS (include suite if applicable):		
2. NAME OF BUSINESS FIRM:	6. CITY:	7. STATE:	8. ZIP CODE:
3. SIGNATURE OF APPLICANT:	9. DATE OF APPLICATION:		
4. TELEPHONE NUMBER:	10. DEPARTMENT IF KNOWN:		

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*- see attached -*

**FEE SCHEDULE**

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**SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

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Date

Records Access Officer

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

street, Islip New York 11751 631-224-5580

municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- ☒ Request needs to be more specific because cannot determine what record(s) you seek
- ☐ Records not possessed by the Town of Islip
- ☐ After diligent search, there are no known documents that are responsive to your request
- ☐ Municipalities are not required to respond to questions or inquiries, only to provide documents
- ☐ Exempted by statute other than the Freedom of Information Law
- ☐ Unwarranted invasion of personal privacy
- ☐ Would impair present or imminent contract awards or collective bargaining negotiations
- ☐ Law Enforcement records

- ☐ Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise
- ☐ Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)
- ☐ Would endanger the life or safety of any person
- ☐ Municipalities are only required to search for specific documents requested
- ☐ Exempt inter-agency or intra-agency materials
- ☐ Exempt examination questions or answers

Other Please be more specific regarding the record you are seeking - whether

Name of Records Access Officer:

**LORI J. HAHN**

Records Access Officer's Signature:

*Lori J. Hahn*

Date:

1/15/18

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

Minutes or the video recording of the meeting

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

July 30, 2019

Foil Request:

LIPA AUG 2'19 PM12:46

The approval authorization  
for the installation of Town of Islip  
metal signs Fixed onto Pole No 1669  
and Pole No 46 Location NYS Route  
27A (Main Street) and South Bay Ave  
in the Hamlet of Islip, N.Y.

Southwest corner Pole No 1669

Northeast corner Pole No 46

FOIL Request Submitted By:

Islip NY. 11751-4135

Phone : . . . . .

Truly yours,

.. . . .



Elisa Rodriguez  
Paralegal  
foil@lipower.org  
516.719.9847

August 29, 2019

Mr. Thomas Falcone  
Islip, NY

**Re: Freedom of Information Law Request**

Dear

On behalf of Anna Chacko, Records Access Officer for the Long Island Power Authority ("LIPA"), I am writing in response to your New York State Freedom of Information Law ("FOIL") request dated July 30, 2019, in which you seek records regarding the approval and installation of metal signs on pole numbers 1669 and 46 in the Town of Islip, which you indicate are located at NYS Route 27A and South Bay Avenue. A copy of the request is enclosed.

Please note your FOIL request is denied. After a diligent search, there are no records that are responsive to the request.

Pursuant to Public Officers Law, Article 6, Section 89(4) of FOIL, if you believe your request has been improperly denied, an appeal on this decision may be made in writing within thirty (30) business days to Thomas Falcone, Chief Executive Officer, Long Island Power Authority, 333 Earle Ovington Blvd, Suite 403, Uniondale, New York 11553.

Sincerely,

Elisa Rodriguez

Enclosure

TOWN CLERK  
**RECEIVED**

FEB 15 2019

Date stamp here:  
**FOIL**



FOIL OFFICER

Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

**SECTION 1 – TO BE COMPLETED BY APPLICANT**

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT: <u>Gregory Pepe</u>		5. MAILING ADDRESS (include suite if applicable): <u>[REDACTED]</u>	
2. NAME OF BUSINESS FIRM: <u>N/A</u>		6. CITY: <u>Islip</u>	7. STATE: <u>N.Y.</u>
		8. ZIP CODE: <u>11751</u>	
3. SIGNATURE OF APPLICANT: <u>Gregory Pepe</u>		9. DATE OF APPLICATION: <u>02/15/2018</u>	
4. TELEPHONE NUMBER: <u>N/A</u>		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

Ethics Board's Decision of Councilman John C. Cechrane Jr. dealing's as project manager of Town Owned property Bgy Bottom Land parcel no. AX-4 as per Lease agreement signed by both Supervisor Carpenter and The Councilman, in August 192016 and August 05, 2016

FEE SCHEDULE AS per Agreement Page 13 of 16

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

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2/19/19  
Date

[Signature]  
Records Access Officer

1021924  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

ain Street, Islip New York 11751 631-224-5580

that a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

m21924

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.

~~At this time, the records requested are available.~~ The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.

- ☐ Please call 631-224-5380 to schedule an appointment to view documents.  
☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |   |
|---|---|
| <p><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</p> <p><input type="checkbox"/> Records not possessed by the Town of Islip</p> <p><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</p> <p><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</p> <p><input checked="" type="checkbox"/> Exempted by statute other than the Freedom of Information Law</p> <p><input checked="" type="checkbox"/> Unwarranted invasion of personal privacy</p> <p><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</p> <p><input type="checkbox"/> Law Enforcement records</p> | <p><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</p> <p><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</p> <p><input type="checkbox"/> Would endanger the life or safety of any person</p> <p><input type="checkbox"/> Municipalities are only required to search for specific documents requested</p> <p><input checked="" type="checkbox"/> Exempt Inter-agency or intra-agency materials</p> <p><input type="checkbox"/> Exempt examination questions or answers</p> <p><input checked="" type="checkbox"/> Other <u>Islip Town Code Law Chapter 14, Article VII, Section 14-24</u></p> |
|---|---|

Name of Records Access Officer: **LORI J. HARN**Records Access Officer's Signature: *Lori J. Harn*Date: 4/5/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal: \_\_\_\_\_

Signature

Date

TOWN CLERK  
**RECEIVED**  
FEB 15 2019  
Date stamp here:  
**FOIL**



FOIL OFFICER  
Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to **Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574**

PLEASE TYPE OR PRINT CLEARLY

SECTION 1 - TO BE COMPLETED BY APPLICANT			
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2. NAME OF BUSINESS FIRM: <u>N/A</u>		6. CITY: <u>Islip</u>	7. STATE: <u>N.Y.</u>
		8. ZIP CODE: <u>11751</u>	
3. SIGNATURE OF APPLICANT: <u>Gregory Pepe</u>		9. DATE OF APPLICATION: <u>02/15/2019</u>	
4. TELEPHONE NUMBER: <u>N/A</u>		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).

Town of Islip Agreement for The Use Of Under water Land As per Article 2 Term Of Lease 2.01 Written Consent Letter Of Termination Of Lease Agreement for Town Owned Bay Bottom Land Parcel no. AX-4 Between (The Town) and J.A. Cochran and Sons LLC (Project Manager) John C Cochran Jr.

**FEE SCHEDULE**

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

**SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

2/19/19  
Date

[Signature]  
Records Access Officer

1721926  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

655 Main Street, Islip New York 11751 631-224-5580

not a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

M21926

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.

☐ The cost of reproduction is \$ \_\_\_\_\_

Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.

- ☐ Please call 631-224-5380 to schedule an appointment to view documents.  
☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |   |
|--|---|
| <p><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</p> <p><input type="checkbox"/> Records not possessed by the Town of Islip</p> <p><input checked="" type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</p> <p><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</p> <p><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</p> <p><input type="checkbox"/> Unwarranted invasion of personal privacy</p> <p><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</p> <p><input type="checkbox"/> Law Enforcement records</p> | <p><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</p> <p><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</p> <p><input type="checkbox"/> Would endanger the life or safety of any person</p> <p><input type="checkbox"/> Municipalities are only required to search for specific documents requested</p> <p><input type="checkbox"/> Exempt inter-agency or intra-agency materials</p> <p><input type="checkbox"/> Exempt examination questions or answers</p> <p><input type="checkbox"/> Other</p> |
|--|---|

Name of Records Access Officer:

Lori J. Hahn

Records Access Officer's Signature:

Lori J. Hahn

Date:

4/5/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date



FOIL REQUEST

Date: 7/21/2016

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: electronic copy of any document or information document on:

Any and all correspondence to and between Mr. Abbate, Councilman Flotteron, Councilman Cochrane and Supervisor Carpenter to Joe Stasi or Paul Aniboli either written or electronic and all calendar meetings Jan 2014 to present.

\*ELECTRONIC FORM

Regarding fees: (Check one.)

  X   I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- Commercial use
- Educational use
- Non-commercial scientific institution
- News media
- X   Other (private use)

       I am requesting a fee waiver. Justification for fee waiver is attached.

(Attach separate sheet; see Reference Guide for help.)

Submitted by:

***Patricia Montanino***

Address:

28 Campbell Lane  
East Islip, NY 11730

Telephone/Tele Fax:

Email: [pmontanino1@optonline.net](mailto:pmontanino1@optonline.net)

*No  
Answer*

FOIL REQUEST

Date: 7/21/2016

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: electronic copy of any document or information document on:

1) All calendar schedules for Supervisor Angie Carpenter, Councilmen Steve Flotteron and John Cochrane for January 2015 to present.

2) all correspondences between John Carney and Supervisor Angie Carpenter, Steve Flotteron and John Cochrane whether it be written or email January 2015- present.

ELECTRONIC FORM

---

Regarding fees: (Check one.)

  X   I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- Commercial use
- Educational use
- Non-commercial scientific institution
- News media
- X   Other (private use)

       I am requesting a fee waiver. Justification for fee waiver is attached.

(Attach separate sheet; see Reference Guide for help.)

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Telephone/Tele Fax:

Email:

*No  
Answer*

Patricia Devaney

From: Pat Montanino <pmontanino0@gmail.com>  
Sent: Friday, January 20, 2017 9:03 AM  
To: townclerk  
Subject: FOIA

RECEIVED

JAN 20 2017

FOIL

FOIL REQUEST

Date: January 20, 2017

To: FOIL Officer,  
New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90 PUBLIC  
OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on: any and all donations given by John C. Dunphy (Private) Foundation to the Town of Islip 2010-2013 and The Grange aka Friends of the Grange.

Regarding fees: (Check one.)

☒ I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use
- ☐ Educational use
- ☐ Non-commercial scientific institution
- ☐ News media
- ☒ Other (private use)

Submitted by:

*Patricia Montanino*

Address:

28 Campbell Lane  
East Islip, NY 11730

Telephone/Tele Fax:

Email: pmontanino1@optonline.net

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	
8. ZIP CODE:			

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).

*See attached*

## FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

1/26/17 *Lori J. Hahn* M11722  
Date Records Access Officer Application Number  
*Lori J. Hahn*

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

655 Main Street, Islip New York 11751 631-224-5380

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

M11722

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |  |
|---|--|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input checked="" type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input type="checkbox"/> Other |
|---|--|

Name of Records Access Officer:

Lon J Hahn

Records Access Officer's Signature:

Lon J Hahn

Date:

3/10/17

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

December 14, 2016

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, New York 11730

RE: FOIL Appeal Application Nos. S91621, M10163 and M71632

Dear Ms. Montanino:

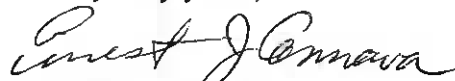
I am in receipt of your letter complaining about the length of time that has elapsed between the dates you filed the above referenced Foil applications and the current date. You claim that the Town of Islip is in violation of the Freedom of Information Law in not yet providing you with the records requested.

I have ascertained the dates each of your applications was filed with the Town Clerk, the dates on which an acknowledgment of receipt was sent to you, the dates on which letters requesting payment of specified deposits were sent and the dates on which you paid the requested deposits. In doing so, I find that there has been no violation of the Freedom of Information Law.

You should be aware that the law does not mandate any specified time limitation between the date a requested deposit is made by an applicant and the time an applicant is to receive the requested records. Moreover, the Town of Islip receives many Foil applicants and addresses them in the order they are received. Just because you happen to be a persistent applicant does not mean that you should be given preferential treatment.

You received acknowledgments of your deposits in connection with each of the respective Foil applications and the records will be ready for you pick up as soon as they are available.

Very truly yours,

  
Ernest J. Cannava  
Senior Assistant Town Attorney  
Appeals Officer

EJC

cc.: Lori Hahn, Access Officer

## COMMITTEE ON OPEN GOVERNMENT

STATE OF NEW YORK  
DEPARTMENT OF STATE  
ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001  
TELEPHONE: (518) 474-2518  
FAX: (518) 474-1927  
WWW.DOS.NY.GOV/COOG/

### COMMITTEE MEMBERS

ROANN M. DESTITO  
PETER D. GRIMM  
M. JEAN HILL  
KATHY HOCHUL  
HADLEY HARRIGAN  
ROBERT MUJICA, JR.  
ROSSANA ROSADO  
DAVID A. SCHULZ  
STEPHEN B. WATERS

### CHAIRPERSON

FRANKLIN H. STONE

### EXECUTIVE DIRECTOR

ROBERT J. FREEMAN

December 19, 2016

Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

The staff of the Committee on Open Government is authorized to issue advisory opinions. The ensuing staff advisory opinion is based solely upon the information presented in your correspondence, except as otherwise indicated.

Dear Ms. Montanino:

We are in receipt of your request for an advisory opinion regarding the manner in which the Town of Islip responded to your Freedom of Information Law (FOIL) request.

On November 2, 2016, the Office of the Town Attorney sent you an update on the status of all FOIL requests submitted by you to the Town between July 21, 2016 and November 1, 2016. Your FOIL requests numbered S91621, M10163, and M71632 were labeled "Processed" and the Town indicated that it required a deposit totaling \$23.00 prior to disclosing the records. According to the copy of the receipt you provided, you submitted a cash payment of \$23.00 for the three FOIL requests on November 4, 2016. As of today, you have yet to receive the records for which you submitted payment.

On December 13, 2016, you submitted a complaint to the Town about the significant delay in providing the requested records. I note that in your complaint that you reference the "Federal Freedom of Information Law" and "FOIA." Record requests to local government units located within New York State (such as the Town of Islip) are made pursuant to the New York State Freedom of Information Law, not the federal Freedom of Information Act (FOIA). The federal Freedom of Information Act pertains to access to federal government records.

On December 14, 2016, you received a response from the Office of the Town Attorney offering the opinion that:

"[T]he law does not mandate any specified time limitation between the date a requested deposit is made by an applicant and the time an applicant is to receive the requested records. Moreover, the Town of Islip receives many Foil (sic) applicants and addresses them in the order they are received."

In our opinion, the Town has responded to your FOIL requests in a manner inconsistent with the intent and language of the law. FOIL does, in fact, provide direction concerning the time and manner in which agencies must respond to requests. Specifically, §89(3)(a) of FOIL states in part that:

"Each entity subject to the provisions of this article, within five business days of the receipt of a written request for a record reasonably described, shall make such record available to the person requesting it, deny such request in writing or furnish a written acknowledgement of the receipt of such request and a statement of the approximate date, which shall be reasonable under the circumstances of the request, when such request will be granted or denied.... If an agency determines to grant a request in whole or in part, and if circumstances prevent disclosure to the person requesting the record or records within twenty business days from the date of the acknowledgement of the receipt of the request, the agency shall state, in writing, both the reason for the inability to grant the request



Department  
of State

within twenty business days and a date certain within a reasonable period, depending on the circumstances, when the request will be granted in whole or in part." (emphasis added)

Contrary to Mr. Cannava's assertion, the law does set forth time limits in which an applicant is to receive requested records. To assert that an agency may process a FOIL request and accept payment for those records, but fail to make the records available to the requestor shortly after receiving payment, is inconsistent with both the intent of FOIL and specific requirements set forth in the law.

Every law, including FOIL, should be implemented in a manner that gives reasonable effect to its intent. To give reasonable effect to the intent of FOIL, I believe that an agency must grant access to records "wherever and whenever feasible." The phrase quoted in the preceding sentence appears in §84, the legislative declaration, which states in part that:

"The legislature hereby finds that a free society is maintained when government is responsive and responsible to the public, and when the public is aware of governmental actions. The more open a government is with its citizenry, the greater the understanding and participation of the public in government.

As state and local government services increase and public problems become more sophisticated and complex and therefore harder to solve, and with the resultant increase in revenues and expenditures, it is incumbent upon the state and its localities to extent public accountability wherever and whenever feasible" (emphasis added).

From my perspective, if records are clearly available to the public under FOIL and if they are readily retrievable, there may be no basis for a lengthy delay in disclosure. As the state's highest court, the Court of Appeals, has asserted:

"...the successful implementation of the policies motivating the enactment of the Freedom of Information Law centers on goals as broad as the achievement of a more informed electorate and a more responsible and responsive officialdom. By their very nature such objectives cannot hope to be attained unless the measures taken to bring them about permeate the body politic to a point where they become the rule rather than the exception. The phrase 'public accountability wherever and whenever feasible' therefore merely punctuates with explicitness what in any event is implicit" (*Westchester News v. Kimball*, 50 NY2d 575, 579 (1980)).

Further, in our opinion, it is unreasonable for an agency to delay its response when requested records can be located with facility and are clearly public. That other earlier requests involved records that may be voluminous, difficult to locate, and/or time consuming to review would not, in our view, authorize an agency, as a matter of practice of policy, to deal with requests solely on the basis of the dates of their receipt.

It has long been advised that when an agency is unable to deny or provide access to records within five business days, it must provide an acknowledgement within that time indicating an approximate date, not to exceed twenty additional business days, on which it will grant access in whole or in part. If it is determined, either within five business days of the receipt of the request, or at or near the expiration of twenty business days of its acknowledgement, that it is unable to respond within twenty additional business days, it must indicate a "date certain" that includes both the date and the reasons for requiring additional time. Although we recognize that there are occasions when an agency will require an extension of time beyond that which it initially predicted, there is no provision in the statute for an extension beyond the date certain or repeated extensions. The date certain must be reasonable based on attendant facts and circumstances.

When an agency fails to comply with the time limits for response as described in §89(3)(a), or denies access to records in writing, FOIL permits the applicant to file an administrative appeal, and, if the agency denies the appeal, that person may seek judicial review pursuant to Article 78 of the Civil Practice Law and Rules. We note that the Legislature chose to distinguish the two types of denials in §89(4)(a), as follows:

"...any person denied access to a record may within thirty days appeal in writing such denial to the head, chief executive or governing body of the entity, or the person therefor designated by such head, chief executive, or governing body, who shall within ten business days of the receipt of such appeal fully explain in writing to the person requesting the record the reasons for further denial, or provide access to the record sought"

and further,

"Failure by an agency to conform to the provisions of subdivision three of this section shall constitute a denial."

Because it distinguishes between the two types of denials, one in writing and the other due to a failure to respond in a timely manner, it is our opinion that the Legislature intended that there may be two types of appeals: one, from a denial of



access in writing based on an exception to rights of access, and the other, from a constructive denial of access as a result of the agency's failure to comply with the time limits for response required by §89(3)(a).

This advisory opinion is offered in an effort to encourage the Town provide the records you requested and for which you provided payment as expeditiously as possible consistent with rights of access conferred by FOIL.

Sincerely,

Kristin O'Neill  
Assistant Director

cc: Ernest J. Cannava  
Lori Hahn

RECEIVED

DEC 02 2016

bids  
INS.

FOIL REQUEST

FOIL

Date: 12.2.16

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: of any document or information document on: all insurance certificates for all vendors winning a bid 2015-2016 to view.

Regarding fees: (Check one.)

X I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- ☐ Commercial use  
☐ Educational use  
☐ Non-commercial scientific institution  
☐ News media  
☒ Other (private use)

☐ I am requesting a fee waiver. Justification for fee waiver is attached.

(Attach separate sheet; see Reference Guide for help.)

Submitted by:

*Patricia Montanino*

Address:

28 Campbell Lane  
East Islip, NY 11730

Telephone/Tele Fax:

Email: pmontaninol@optonline.net

Would not allow -  
even after committee on open govt.  
letter.

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631) 224-5550  
FAX (631) 224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

January 10, 2017

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

**Re: Foil Application #M12165**

Dear Ms. Montanino:

In accordance with NYS Public Officers Law Article 6 and related case law, I hereby provide you with a date certain that your request will be handled; to wit, March 13, 2017.

The reason for the delay in processing your FOIL Application is due to the fact that your FOIL is quite voluminous and requires additional time for processing.

Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read "Lori J. Hahn", is written over the typed name and title.

Lori J. Hahn  
Records Access Officer

LJH/

2

0

June 5, 2019.

Re: Freedom of Information Law Appeal

Dear Foil Officer

I hereby appeal the denial of access regarding my request, which was made on **3.12.19** and sent to Town of Islip Foil request, Islip NY.

The records that were denied include: **email--*electronic form* documents of VENDOR ACTIVITY 2015, 2016, 2017, and 2018.**

As required by the Freedom of Information Law, the head or governing body of an agency, or whomever is designated to determine appeals, is required to respond within 10 business days of the receipt of an appeal. If the records are denied on appeal, please explain the reasons for the denial fully in writing as required by law.

In addition, please be advised that the Freedom of Information Law directs that all appeals and the determinations that follow be sent to the Committee on Open Government, Department of State, 41 State Street, Albany, New York 12231.

Sincerely,

*Patricia Montanino*  
28 CAMPBELL LANE  
EAST ISLIP, NY 11730

RECEIVED

FOIL REQUEST

JUN 20 2019

Date: 6.20.19

FOIL

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
**PUBLIC OFFICERS LAW, ARTICLE 6**

I am requesting, under the Freedom of Information Law (FOIL), the following documents: email documents form-- 2016, 2017 and 2018

Date Prepared:  
Report Date:

**TOWN OF ISLIP**

PUR423510

**Purchase Order Summary Report**

PO No.	Vendor Code	PO Date	Item PO Amount	Check ID	Account No.	Rem. Amt
Cash Account Vendor Name	Stub- Description	Req. No.	Pay Due			

Submitted by:

*Patricia Montanino*

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontanino1@optonline.net**

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

## Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

### SECTION 1—TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:

5. MAILING ADDRESS (include suite if applicable):

2. NAME OF BUSINESS FIRM:

6. CITY:

7. STATE:

8. ZIP CODE:

3. SIGNATURE OF APPLICANT:

9. DATE OF APPLICATION:

4. TELEPHONE NUMBER:

10. DEPARTMENT IF KNOWN:

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST** (NYS POL Article 6).

*See attached*

### FEE SCHEDULE

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### SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

Date

Records Access Officer

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

**LORI J. MAHN**  
1 Street, Islip New York 11751 (631) 224-5550

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631) 224-5550  
FAX (631) 224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

July 24, 2019

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

**Re: Foil Application #M61949**

Dear Ms. Montanino:

In accordance with NYS Public Officers Law Article 6 and related case law, I hereby provide you with a date certain that your request will be handled; to wit, **August 15, 2019.**

The reason for the delay in processing your FOIL Application is due to the fact that your application requires additional time to investigate and process.

Very truly yours,

A handwritten signature in blue ink, appearing to read "Lori J. Hahn".

Lori J. Hahn  
Records Access Officer

LJH/

**From:** dos.sm.Coog.InetCoog dosCOOG@dos.ny.gov  
**Subject:** RE: question/need opinion  
**Date:** February 28, 2017 at 7:47 AM

**To:** Pat Montanino pmontanino0@gmail.com  
**Cc:** lhahn@islipny.gov, [townattorney@islipny.gov](mailto:townattorney@islipny.gov)

**Good Morning Pat,**

**I can't see your attachment, but I am assuming you are referring to the February 23, 2017 letter from Ernest J. Cannava. In my opinion, the redaction of the policy number on the basis of "personal privacy" is inconsistent with the law. My understanding is that these are insurance policies for vendors, i.e.,**

**businesses. The provision of FOIL that permits an agency to withhold records on the basis of unwarranted invasion of personal privacy (87(2)(b)) does not apply to business or to individuals acting in a business capacity.**

**See [http://www.dos.ny.gov/coog/foil\\_lisGng/fp.html](http://www.dos.ny.gov/coog/foil_lisGng/fp.html) and scroll down to "Privacy Relative to Entities" and "Privacy Relative to One's Business Capacity."**

**I am copying the Town on this e-mail in an effort to encourage compliance.**

**Kristin**



**FOIL REQUEST**

**Date: 9.25.19**

**To: FOIL Officer,**

**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), documents of EMAIL FORM -- MINUTES OF AUGUST AND SEPTEMBER 2019 TOWN BOARD MEETING.  
CD OF SEPTEMBER TOWN BOARD MEETING VIDEO.**

**Submitted by:**

***Patricia Montanino***

**28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontaninol@optonline.net**

*This meeting Supervisor Carpenter  
had her friend from Islip  
Beach slander me in public  
at the meeting*

**RECEIVED**

**FOIL REQUEST**

AUG 16 2019

**Date: 8.16.19**

**FOIL**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90**  
**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), documents of Town Board or Supervisor in writing, giving specific permission to serve or consume said alcoholic beverages on Islip Town Beach 2014- present, and Benjamin Beach.**

**Submitted by:**

***Patricia Montanino***

**28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontanino1@optonline.net**

*Never  
answered*

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

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		8. ZIP CODE:	
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

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8/20/19  
Date

*Lori J. Mann*

**LORI J. MANN**  
Records Access Officer

1181929

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

1 Street, Islip New York 11751 (631) 224-5550

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

September 17, 2019

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

**Re: Foil Applications M81929**

Dear Ms. Montanino:

In accordance with NYS Public Officers Law Article 6 and related case law, I hereby provide you with a date certain that your requests will be handled; to wit, **October 15, 2019**.

The reason for the delay in processing your FOIL Applications is due to fact that we require additional time to investigate and process the records you have requested.

Thank you.

Very truly yours,

Lori J. Hahn  
Records Access Officer

LJH/

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

October 16, 2019

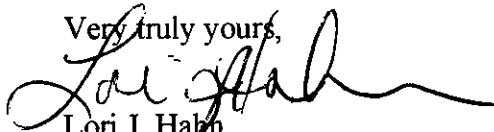
Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

**Re: Foil Applications M81929 and S71945**

Dear Ms. Montanino:

In accordance with NYS Public Officers Law Article 6 and related case law, I hereby provide you with a date certain that your above-referenced requests will be handled; to wit **October 31, 2019** since we are continuing to investigate these requests.

I appreciate your continued patience and understanding in this matter.

Very truly yours,  
  
Lori J. Hahn  
Records Access Officer

LJH/

**RECEIVED**

**FOIL REQUEST**

MAY 23 2019

**Date: 5.23.19**

**FOIL**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90**  
**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL),  
the following documents: DECEMBER 2016-JANUARY 2017 PERMIT TO  
OPEN ROAD FOR 350 HIGBIE LANE, WEST ISLIP**

**Submitted by:**

***Patricia Montanino***

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11738**

**Email: pmontaninol@optonline.net**

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

## SECTION 1 - TO BE COMPLETED BY APPLICANT

I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:

1. NAME OF APPLICANT:	5. MAILING ADDRESS (include suite if applicable):		
2. NAME OF BUSINESS FIRM:	6. CITY:	7. STATE:	8. ZIP CODE:
3. SIGNATURE OF APPLICANT:	9. DATE OF APPLICATION:		
4. TELEPHONE NUMBER:	10. DEPARTMENT IF KNOWN:		

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

## FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

## SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

Date

LORI J. HAHN

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

1 Street, Islip New York 11751 (f) 631-224-5550

it a municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

m51948

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided.      ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |  |
|---|--|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input checked="" type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input type="checkbox"/> Other |
|---|--|

other you may want to contact the Suffolk County Dept. of Public Works.

Name of Records Access Officer:

Records Access Officer's Signature:

Date:

**LORI J. HAHN**

Lori Hahn

6/26/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date



TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

August 9, 2017

Mrs. Patricia Montanino  
28 Campbell Lane  
East Islip, New York 11730

RE: FOIL Application No. S61717 - Appeal dated 8/3/17

Dear Mrs. Montanino:

Please be advised that your request for records pertaining to "any and all deposit amounts and dates made to Bank United, N.A. during 2015 by the Town of Islip in an electronic format cannot be granted.

I have been advised by the Town Comptroller's Office that it only receives printed statements from this bank; and for this reason, printed copies of said statements with the appropriate redactions are all that are available.

Very truly yours,

A handwritten signature in black ink, appearing to read "Ernest J. Cannava".

Ernest J. Cannava  
Senior Assistant Town Attorney  
Appeals Officer

EJC:ejc  
cc.: Lori Hahn, Records Access Officer

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

**December 11, 2019**

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

**Re: Foil Appeal Application No. M91918**

Dear Ms. Montanino:

I am in receipt of your appeal regarding the above referenced Foil application.

You filed an application on 9/16/19 requesting documents of revenue handed in from each department of the Town of Islip during the period of time January through June of 2019. Your application was later amended on 11/15/19 asking for a review of said documentation.

The Town's Record's Access Officer Lori J. Hahn responded to your request and advised you on 11/18/19 that she had gathered the documentation totaling 105 pages, but that she needed to perform redactions before it could be reviewed by you. She advised that you would have to pay a redaction fee of \$26.25 prior to scheduling an appointment for viewing.

I have reviewed your FOIL application and the documentation that was gathered in response thereto. Inasmuch as some of the revenue reports submitted to the Comptroller's were in the form of inter-office memos, it was Ms. Hahn's opinion that the specific person or persons from whom these memos were sent is considered intra-agency materials and must be redacted. However, the details regarding the revenue reports themselves would be available to you for your review.

I disagree with her interpretation. In my opinion the person or persons who sent these inter-office memos was simply performing a ministerial act in transmitting the attached

Mrs. Patricia Montanino  
December 11, 2019  
Page 2

reports to the Comptroller's Office. The name(s) of the transmitter(s) is (are) not important.

Therefore, you do not have to pay a redaction fee before the revenue reports will be available for viewing.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Ernest J. Cannava".

Ernest J. Cannava  
Senior Assistant Town Attorney  
Appeals Officer

EJC/

cc: Lori J. Hahn, Records Access Officer  
Committee on Open Government

**RECEIVED**

12.2.19

DEC - 2 2019

RECORDS APPEALS OFFICER

**FOIL**

I sent a Freedom of Information Law request TO THE TOWN OF ISLIP RECORDS ACCESS OFFICER, on November 15, 2019.

On November 18, 2019, I received a letter from RECORDS ACCESS OFFICER denying my request for foil M91918. The Officer denied my request because I need to pay for redactions. I would like to appeal the denial of access. Department heads handing in revenue made for each month is not redactable. The residents have a right to know the amount of money reported from each department.

Section 89(4)(a) of the Freedom of Information Law, requires the head, chief executive, or governing body of the entity, or whomever is designated to determine appeals, to respond within 10 business days of the receipt of an appeal. If the records are denied on appeal, please explain the reasons for the denial fully in writing as required by law.

In addition, the Freedom of Information Law directs that all appeals and the determinations that follow be sent to the Committee on Open Government, Department of State, One Commerce Plaza, 99 Washington Avenue, Albany, New York 12231.

I look forward to your prompt response.

Sincerely,

*Patricia Montanino*

Address: 28 CAMPBELL Lane  
EAST ISLIP, NY 11730

Email: pmontaninol@optonline.net

cc: Committee on Open Government

**RECEIVED**

**FOIL REQUEST**

JUL 26 2019

**Date: 7.26.19**

**FOIL**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90**  
**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), documents of vendor whom recycles bottles and cans for Islip Town and their contract including a copy of the BID for 2018-present**

**Submitted by:**

***Patricia Montanino***

**Address: :**

**Email:**

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

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1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
3. SIGNATURE OF APPLICANT:		8. ZIP CODE:	
4. TELEPHONE NUMBER:		9. DATE OF APPLICATION:	
		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

## FEE SCHEDULE

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## SECTION 2 - TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

7/30/19  
Date

*Lingel*  
Records Access Officer

S 71945  
Application Number

**LORI L. HAHN**

1 Street, Islip, New York 11751 (631) 224-5580

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

*a municipality acknowledge receipt of a FOIL request within five (5) business days.*

Application Number

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ 8.00. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

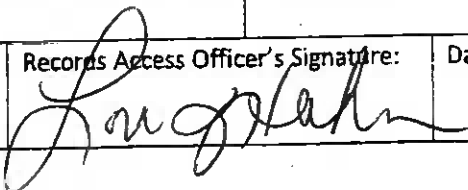
- |  |   |
|--|---|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input checked="" type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input checked="" type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input checked="" type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input type="checkbox"/> Other |
|--|---|

Name of Records Access Officer:

Records Access Officer's Signature:

Date:

LORI J. HAHN



11/1/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

→ No bid documents found

**RECEIVED**

**FOIL REQUEST**

**AUG 28 2018**

**Date: 8.28.18**

**FOIL**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90**  
**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL), the following records: Bid for spray park at Clemente park.**

**Submitted by:**

***Patricia Montanino***

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontaninol@optonline.net**

*Bids were decided on 8/14/18*



Sp. park

Application Number

581825

AGENCY USE ONLY

FOR AGENCY USE ONLY BELOW

SECTION 3- NOTICE TO APPLICANT

DEPOSIT REQUIRED

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RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
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- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |   |
|--|---|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek                | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise |
| <input type="checkbox"/> Records not possessed by the Town of Islip  | <input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)   |
| <input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request           | <input type="checkbox"/> Would endanger the life or safety of any person  |
| <input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents   | <input type="checkbox"/> Municipalities are only required to search for specific documents requested  |
| <input type="checkbox"/> Exempted by statute other than the Freedom of Information Law                                     | <input type="checkbox"/> Exempt inter-agency or intra-agency materials  |
| <input type="checkbox"/> Unwarranted invasion of personal privacy  | <input type="checkbox"/> Exempt examination questions or answers  |
| <input checked="" type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations | <input checked="" type="checkbox"/> Other <i>As per General Municipal Law §103 and the bid document</i>   |
| <input type="checkbox"/> Law Enforcement records   |   |

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:

*Lori Hahn*

Date:

8/30/18

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

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I hereby appeal:

Signature

Date

*Would not provide*

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# **Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to **Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574**

PLEASE TYPE OR PRINT CLEARLY

## **SECTION 1 – TO BE COMPLETED BY APPLICANT**

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2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
			8. ZIP CODE:
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4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*- See Attached -*

## **FEE SCHEDULE**

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Date

Records Access Officer

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
631-224-5550

~~in Street Islip New York 11751 631-224-5386~~

*at a municipality acknowledge receipt of a FOIL request within five (5) business days.*

**RECEIVED**

**FOIL REQUEST**

**AUG 28 2018**

**Date: 8.28.18**

**FOIL**

**To: FOIL Officer,**

**New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90**  
**PUBLIC OFFICERS LAW, ARTICLE 6**

**I am requesting, under the Freedom of Information Law (FOIL),  
the following records: 2011 to present- any and all  
invoices/documents for the building of Clemente park pool and  
Bid  
TO VIEW**

**Submitted by:**

***Patricia Montanino***

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontaninol@optonline.net**

TOWN CLERK

*Clement*  
*INV*

Date stamp here:



FOIL OFFICER

Date stamp here:

*Wont answer*

# **Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

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			8. ZIP CODE:
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

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*See attached*

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*8/30/18*  
Date

*Lori J. Hahn*  
Records Access Officer

*M 8/856*  
Application Number

**LORI J. HAHN**

5 Main Street, Islip New York 11751 631-224-5380

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

*ires that a municipality acknowledge receipt of a FOIL request within five (5) business days.*

Application Number

M81857

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

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## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.

Please call 631-224-5380 to schedule an appointment to view invoices.

☒ Redaction fee due \$ 25.00 before an appointment may be scheduled to view invoices. (X)

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- ☒ Request needs to be more specific because cannot determine what record(s) you seek
- ☐ Records not possessed by the Town of Islip
- ☐ After diligent search, there are no known documents that are responsive to your request
- ☐ Municipalities are not required to respond to questions or inquiries, only to provide documents
- ☐ Exempted by statute other than the Freedom of Information Law
- ☐ Unwarranted invasion of personal privacy
- ☐ Would impair present or imminent contract awards or collective bargaining negotiations
- ☐ Law Enforcement records
- ☐ Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise
- ☐ Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)
- ☐ Would endanger the life or safety of any person
- ☐ Municipalities are only required to search for specific documents requested
- ☐ Exempt inter-agency or intra-agency materials
- ☐ Exempt examination questions or answers
- ☒ Other: Any and all documents too vague

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:

LORI J. HAHN

Date:

10/30/18

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I hereby appeal: \_\_\_\_\_

Signature

Date

(X) If redaction fee not paid within thirty (30) days, your FOIL will be deemed closed.

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

September 26, 2018

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

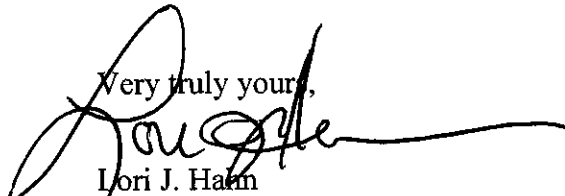
**Re: Foil Application M81856**

Dear Ms. Montanino:

In accordance with NYS Public Officers Law Article 6 and related case law, I hereby provide you with a date certain that your request will be handled; to wit, **October 31, 2018.**

The reason for the delay in processing your FOIL Application is due to fact that we require additional time to investigate and process the records you have requested.

Thank you.

Very truly yours,  
  
Lori J. Hahn  
Records Access Officer

LJH/

FOIL REQUEST

Date: 8.28.18

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
**PUBLIC OFFICERS LAW, ARTICLE 6**

I am requesting, under the Freedom of Information Law (FOIL), the following records: 2011 to present-

town board resolution: delegate to the supervisor the power and duties of administration and supervision of town or special improvement district functions to be performed on behalf of the town board [Town Law § 29(16)].

Submitted by:

*Patricia Montanino*

---

Address: 28 CAMPBELL LANE

EAST ISLIP, NY 11730

Email: [pmontaninol@optonline.net](mailto:pmontaninol@optonline.net)

*Never answered*

**FOIL REQUEST**

**Date:** 11.1, 18

**To:** FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
**PUBLIC OFFICERS LAW, ARTICLE 6**

I am requesting, under the Freedom of Information Law (FOIL), the following records: -Islip Town training for Zoning Board members requirements

**Submitted by:**

*Patricia Montanino*

---

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontaninol@optonline.net**

cc: Committee on Open Government



201119 70 9/25/11

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to **Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574**

PLEASE TYPE OR PRINT CLEARLY

SECTION 1 - TO BE COMPLETED BY APPLICANT			
I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:			
1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
			8. ZIP CODE:
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

**FEE SCHEDULE**

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

**SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. **A copy of this form is being mailed to you indicating your request is being processed.**

\_\_\_\_\_  
Date Records Access Officer Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

~~In Street, Islip New York 11751~~ 631-224-5380

at a municipality acknowledge receipt of a FOIL request within five (5) business days.

*Would not provide*

Application Number  
11185

AGENCY USE ONLY

FOR AGENCY USE ONLY BELOW

SECTION 3- NOTICE TO APPLICANT

DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip—Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |  |
|---|--|
| <p><input checked="" type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</p> <p><input type="checkbox"/> Records not possessed by the Town of Islip</p> <p><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request</p> <p><input checked="" type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</p> <p><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</p> <p><input type="checkbox"/> Unwarranted invasion of personal privacy</p> <p><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</p> <p><input type="checkbox"/> Law Enforcement records</p> | <p><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</p> <p><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</p> <p><input type="checkbox"/> Would endanger the life or safety of any person</p> <p><input checked="" type="checkbox"/> Municipalities are only required to search for specific documents requested</p> <p><input type="checkbox"/> Exempt inter-agency or intra-agency materials</p> <p><input type="checkbox"/> Exempt examination questions or answers</p> <p><input type="checkbox"/> Other</p> |
|---|--|

Name of Records Access Officer:

LORI J. HAHN

Records Access Officer's Signature:

*Lori J. Hahn*

Date:

11/7/18

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

**RECEIVED**

**FOIL REQUEST**

NOV - 2 2018

Date: 11.1.18

**FOIL**

To: FOIL Officer,  
New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
**PUBLIC OFFICERS LAW, ARTICLE 6**

I am requesting, under the Freedom of Information Law (FOIL), the following records: Any and all Zoning Board members certificate of training 2011-present  
VIEW

Submitted by:

*Patricia Montanino*

---

**Address: 28 CAMPBELL LANE**

**EAST ISLIP, NY 11730**

**Email: pmontanino1@optonline.net**

cc: Committee on Open Government

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

# **Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to **Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574**

PLEASE TYPE OR PRINT CLEARLY

SECTION 1 – TO BE COMPLETED BY APPLICANT			
I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:			
1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
			8. ZIP CODE:
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

## **FEE SCHEDULE**

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## **SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

11/7/18  
Date

*Lori J. Hahn*  
Records Access Officer

511186  
Application Number

**LORI J. HAHN**

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

~~Street, Islip New York 11751~~ 631-224-5380

*it a municipality acknowledge receipt of a FOIL request within five (5) business days.*

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)221-5550  
FAX (631)221-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

*Zoning  
Certif  
Training*

December 7, 2018

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

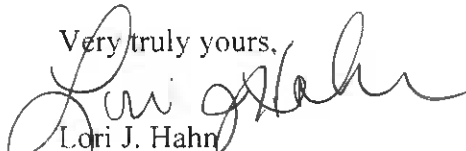
**Re: Foil Application S11186**

Dear Ms. Montanino:

In accordance with NYS Public Officers Law Article 6 and related case law, I hereby provide you with a date certain that your request will be handled; to wit, **January 18, 2019**.

The reason for the delay in processing your FOIL Application is due to the fact that it requires additional time to investigate and process your request.

Thank you.

Very truly yours,  
  
Lori J. Hahn  
Records Access Officer

LJH/

TOWN OF ISLIP



OFFICE OF THE TOWN ATTORNEY

JOHN R. DICIOCCIO  
TOWN ATTORNEY

655 MAIN STREET  
ISLIP, NEW YORK 11751  
(631)224-5550  
FAX (631)224-5573

MICHAEL P. WALSH  
DEPUTY TOWN ATTORNEY

*Zoning  
Certif.  
Training*

January 18, 2019

Ms. Patricia Montanino  
28 Campbell Lane  
East Islip, NY 11730

**Re: Foil Application S11186**

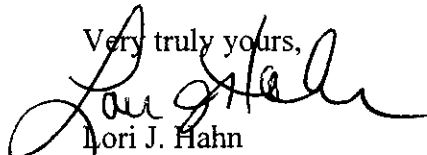
Dear Ms. Montanino:

In accordance with NYS Public Officers Law Article 6 and related case law, I hereby provide you with a date certain that your request will be handled; to wit, **January 31, 2019.**

Although we provided you with a "date certain letter" dated December 7, 2018 advising you that your FOIL request would be responded to by January 18, 2019, unfortunately, our response to your FOIL request has been further delayed due to the recent increase in the filing of voluminous FOIL applications.

Thank you for your anticipated understanding.

Very truly yours,

  
Lori J. Hahn  
Records Access Officer

LJH/

**RECEIVED**

**FOIL REQUEST**

NOV - 2 2018

Date: 11.1.18

**FOIL**

To: FOIL Officer,  
New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
**PUBLIC OFFICERS LAW, ARTICLE 6**

I am requesting, under the Freedom of Information Law (FOIL), the following records: -Town Board resolution for Zoning Board members training requirements, Any ~~more~~ and all.

Submitted by:

*Patricia Montanino*

---

Address: 28 CAMPBELL LANE

EAST ISLIP, NY 11730

Email: pmontanino1@optonline.net

cc: Committee on Open Government

TOWN CLERK

Date stamp here:



FOIL OFFICER

Date stamp here:

## Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

SECTION 1—TO BE COMPLETED BY APPLICANT			
I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:			
1. NAME OF APPLICANT:		5. MAILING ADDRESS (include suite if applicable):	
2. NAME OF BUSINESS FIRM:		6. CITY:	7. STATE:
		8. ZIP CODE:	
3. SIGNATURE OF APPLICANT:		9. DATE OF APPLICATION:	
4. TELEPHONE NUMBER:		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply **DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6)**.

*See attached*

### FEE SCHEDULE

Be advised there is a statutory fee due (\$.25 per page, not in excess of 9x14) for copies. For anything else, including digital formats, cost of reproduction will be charged. Deposits may be required for voluminous requests. Copy fees are to be paid for any pages required to be redacted prior to viewing a file. FOIL requests will not be processed for any person or company who fails to pay any outstanding FOIL fees due for a prior FOIL request. Copies will be prepared unless specifically requested otherwise.

### SECTION 2- TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

Date

Records Access Officer

Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

~~Main Street, Islip New York 11751 631-224-5580~~

res that a municipality acknowledge receipt of a FOIL request within five (5) business days.



Application Number

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

## RECORDS PROVIDED:

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |  |   |
|--|---|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input checked="" type="checkbox"/> Other Please provide a date range for your request. |
|--|---|

Name of Records Access Officer:

Records Access Officer's Signature:

Date:

**LORI J. HAHN***Lori J. Hahn*

11/7/18

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

FOIL

OCT 06 2017

RECEIVED

FOIL REQUEST

Date: October 6, 2017

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
Permits/License for peddler and helper/helpers at 16 Lowell Ave, Islip Terrace NY

---

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol@optonline.net

cc: Committee on Open Government

0005

STATIONARY PEDDLER'S PERMIT

ISSUED TO TEANNE BECVAR

ADDRESS [REDACTED]

[REDACTED]

PHONE [REDACTED]

DATE ISSUED 4/19/17

EXPIRES 12/31/17

FEE PAID \$ 500.00

VETS. LIC. NO. \_\_\_\_\_

KIND OF GOODS TO BE SOLD:

Hot Dogs, Soda, Knish

Chili

\_\_\_\_\_

PLATE NO. [REDACTED]

ISSUED BY [Signature]

TOWN CLERK

no helpers permit

RECEIVED

OCT 06 2017

FOIL REQUEST

FOIL

October 6, 2017

To: FOIL Officer,

New York Freedom of Information Law (FOIL): N.Y. Pub. Off. Law, secs 84-90  
PUBLIC OFFICERS LAW, ARTICLE 6

I am requesting, under the Freedom of Information Act (FOIL), the following records: documents on:  
**Permit for sale of personal items at 16 Lowell Ave, Islip Terrace, NY**

---

Regarding fees: (Check one.)

  X   I am willing to pay applicable fees for processing my FOIL request. (Check applicable fee category; see Reference Guide for help.)

- Commercial use
- Educational use
- Non-commercial scientific institution
- News media
- X   Other (private use)

Submitted by:

*Patricia Montanino*

---

Address:

28 Campbell Lane  
East Islip, NY 11730

Email: pmontaninol@optonline.net

cc: Committee on Open Government



S/01760

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$ \_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.

- ☐ The document(s) you requested are available. The cost of reproduction is \$ \_\_\_\_\_

Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip—Town Clerk's Office, 655 Main Street, Islip, NY 11751.

- ☐ Please call 631-224-5380 to schedule an appointment to view documents.  
☐ Redaction fee due \$ \_\_\_\_\_ at time of appointment

## RECORDS DENIED, PARTIALLY PROVIDED OR REDACTED

- |   |  |
|---|--|
| <input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek<br><input type="checkbox"/> Records not possessed by the Town of Islip<br><input checked="" type="checkbox"/> After diligent search, there are no known documents that are responsive to your request<br><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents<br><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law<br><input type="checkbox"/> Unwarranted invasion of personal privacy<br><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations<br><input type="checkbox"/> Law Enforcement records | <input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise<br><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)<br><input type="checkbox"/> Would endanger the life or safety of any person<br><input type="checkbox"/> Municipalities are only required to search for specific documents requested<br><input type="checkbox"/> Exempt inter-agency or intra-agency materials<br><input type="checkbox"/> Exempt examination questions or answers<br><input type="checkbox"/> Other |
|---|--|

Name of Records Access Officer:

**LORI J. HAHN**

Records Access Officer's Signature:

*Lori J. Hahn*

Date:

10/25/19

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

TOWN CLERK  
**RECEIVED**  
  
JAN 29 2018  
  
Date stamp here:  
**FOIL**



FOIL OFFICER  
  
  
  
Date stamp here:

**Freedom of Information Law Application (F.O.I.L.)—Application for Access to Public Records**

Instructions: Complete the Section 1 and submit to Office of Town Clerk, 655 Main Street, Islip New York 11751 (f) 631-224-5574

PLEASE TYPE OR PRINT CLEARLY

SECTION 1 - TO BE COMPLETED BY APPLICANT			
I HEREBY APPLY TO REVIEW OR COPY THE RECORD(S) DESCRIBED BELOW:			
1. NAME OF APPLICANT: Gregory Pepe		5. MAILING ADDRESS (include suite if applicable): 127 St. Marks Lane	
2. NAME OF BUSINESS FIRM: N/A		6. CITY: Islip	7. STATE: N.Y.
		8. ZIP CODE: 11751	
3. SIGNATURE OF APPLICANT: Gregory Pepe		9. DATE OF APPLICATION: 01/29/2018	
4. TELEPHONE NUMBER: N/A		10. DEPARTMENT IF KNOWN:	

DESCRIPTION OF RECORD SOUGHT TO INSPECT AND ANY SPECIAL INSTRUCTIONS. Please describe the record(s) sought in as specific detail as possible with, address, date or time frame, if applicable. If we cannot determine what record(s) you seek your application will be denied. Under the NYS FOIL the Town of Islip is only required to supply DOCUMENTS THAT ALREADY EXIST (NYS POL Article 6).

Town of Islip Department of Public Works  
Parking Management, Main Street  
Pavement Marking Plan for the  
Hamlet of Bay Shore

**FEE SCHEDULE**

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**SECTION 2 - TO BE COMPLETED BY AGENCY RECORDS ACCESS (FOIL) OFFICER**

Receipt of this request is hereby acknowledged. Please allow Twenty (20) business days for processing before contacting this office. A copy of this form is being mailed to you indicating your request is being processed.

1/31/18  
Date

*Lori Hahn*  
Records Access Officer

M11845  
Application Number

Office of the Town Attorney  
655 Main Street  
Islip, NY 11751  
(631) 224-5550

**LORI HAHN**

town of Islip New York 11751 631-224-5550

municipality acknowledge receipt of a FOIL request within five (5) business days.

Application Number

M11848

AGENCY USE ONLY

## FOR AGENCY USE ONLY BELOW

## SECTION 3- NOTICE TO APPLICANT

## DEPOSIT REQUIRED

- ☐ A deposit in the amount of \$\_\_\_\_\_ is required before we can continue to process your FOIL application, as it is voluminous. Please forward a check payable to "Town of Islip" in the deposit amount to Records Access Officer, Constituent Services, 655 Main Street, Islip, New York 11751. For questions, please call 224-5380.

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- ☐ The records have been fully provided. ☐ The records have been partially provided or redacted.
- ☐ The document(s) you requested are available. The cost of reproduction is \$\_\_\_\_\_. Please bring your cash, check or money order payable to the "Town of Islip" and submit to Town of Islip--Town Clerk's Office, 655 Main Street, Islip, NY 11751.
- ☐ Please call 631-224-5380 to schedule an appointment to view documents.
- ☐ Redaction fee due \$\_\_\_\_\_ at time of appointment

~~RECORDS DENIED~~ PARTIALLY PROVIDED OR REDACTED

- |  |   |
|--|---|
| <p><input type="checkbox"/> Request needs to be more specific because cannot determine what record(s) you seek</p> <p><input type="checkbox"/> Records not possessed by the Town of Islip</p> <p><input type="checkbox"/> [REDACTED] documents</p> <p><input type="checkbox"/> [REDACTED] are responsive to your request</p> <p><input type="checkbox"/> Municipalities are not required to respond to questions or inquiries, only to provide documents</p> <p><input type="checkbox"/> Exempted by statute other than the Freedom of Information Law</p> <p><input type="checkbox"/> Unwarranted invasion of personal privacy</p> <p><input type="checkbox"/> Would impair present or imminent contract awards or collective bargaining negotiations</p> <p><input type="checkbox"/> Law Enforcement records</p> | <p><input type="checkbox"/> Are trade secrets or commercial enterprise documents which if disclosed would cause injury to the competitive position of the subject enterprise</p> <p><input type="checkbox"/> Complainant's name cannot be disclosed pursuant to the Public Officers Law Article 6A and Sec. 89-2(a)</p> <p><input type="checkbox"/> Would endanger the life or safety of any person</p> <p><input type="checkbox"/> Municipalities are only required to search for specific documents requested</p> <p><input type="checkbox"/> Exempt inter-agency or intra-agency materials</p> <p><input type="checkbox"/> Exempt examination questions or answers</p> <p><input type="checkbox"/> Other</p> |
|--|---|

Name of Records Access Officer:

LORI J. MANN

Records Access Officer's Signature:

Lori Mann

Date:

2/7/18

This Freedom of Information Request will remain on file for six (6) months from the date of final determination. Thereafter it will be destroyed.

**NOTICE:** You have the right to appeal a denial of this application to Ernest J. Cannava, Senior Assistant Town Attorney, Islip Town Hall, 655 Main Street, Islip, NY 11751. You are entitled to an explanation of the reason for such denial in writing within ten (10) days of receipt of the appeal.

I hereby appeal:

Signature

Date

**There are to many to bore you with, but finances were prohibited to know about**