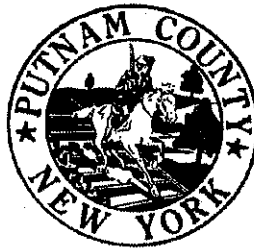


ANDREW W. NEGRO
First Deputy County Attorney

ANNA M. DIAZ
Senior Deputy County Attorney



DINA M. DIBLASI
Senior Deputy County Attorney

CONRAD J. PASQUALE
Senior Deputy County Attorney

JENNIFER S. BUMGARNER
County Attorney

DEPARTMENT OF LAW

October 8, 2019

Via Email: editor@highlandscurrent.org

Chip Rowe
161 Main Street
Cold Spring, New York 10516

Re: Freedom of Information Law Request dated September 3, 2019

Dear Mr. Rowe:

Please be advised that your September 3, 2019 Freedom of Information Law ("FOIL") request submitted to the Putnam County Legislature and forwarded to the Law Department for further review has been granted in part and denied in part. A copy of said request is attached for reference.

All documents that are responsive to such request, which are maintained by the County and constitute public records subject to the Freedom of Information law, have been compiled and are included as another attachment to the email bearing this letter.

However, certain documents maintained by the County which are responsive to your request are exempt from disclosure under N.Y.S. Public Officers Law § 87(2) (a) which provides for denial of a FOIL request when records are specifically exempted from disclosure by state law. Under NYS Civil Practice Law and Rules § 4503, records consisting of attorney client communications that are privileged are not subject to disclosure.

Additionally, certain records responsive to your request are exempt from disclosure as they constitute inter-agency or intra-agency materials which are not: i. statistical or factual tabulations or data; ii. instructions to staff that affect the public; iii. final agency policies or determinations; or iv. external audits, including but not limited to audits performed by the comptroller and federal government (See N.Y.S. Public Officers Law § 87(2)(g)).

Lastly, responsive records consisting of lease agreements between the County of Putnam and Veterans have been granted in part and denied in part as disclosure of the names of Veterans would constitute

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an unwarranted invasion of personal privacy. Moreover, records pertaining to Putnam County's pending litigation cases, have been denied pursuant to N.Y.S. Public Officers Law Section 87(2) (b) and Section 89(2) (b), and NYS Civil Practice Law and Rules § 4503 as the disclosure of same would constitute an unwarranted invasion of personal privacy and disclosure is exempted by state law.

For the above mentioned, your September 3, 2019 FOIL request has been partially denied with respect to the records that fall within the identified exemptions to accessibility.

You are entitled to an appeal within thirty (30) days hereof to the following address:

Honorable MaryEllen Odell, County Executive
40 Gleneida Avenue
Carmel, NY 10512

Sincerely,



Amber Wodraska
Law Clerk

Cc: Hon. Michael C. Bartolotti, County Clerk (via email)
Diane Schonfeld, Legislature (via email)

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