

**TOWN OF COPAKE**

**RESOLUTION**

**Number 41 of September 12, 2024**

**To Adopt a Decision in the Matter of the Appeal of Max Frank  
Pursuant to Public Officers Law § 89 (4)**

**WHEREAS**, Max Frank (the “Appellant”) submitted a Freedom of Information Law (“FOIL”) request on April 11, 2024; and

**WHEREAS**, the Town Records Access Officer timely produced records in response thereto on August 1, 2024, which production included a number of redactions pursuant to exemptions under FOIL; and

**WHEREAS**, the Appellant filed an appeal from the Records Access Officer on August 28, 2024; and

**WHEREAS**, the Town Board is the governing body and is designated in the Town of Copake to decide FOIL Appeals; and

**WHEREAS**, the Town Board must decide FOIL Appeals within 10 business days of receipt of a FOIL Appeal; and

**WHEREAS**, the Town Board desires to adopt a decision on the Appellant’s FOIL Appeal and to direct such decision and records be transmitted to Appellant and to the New York State Committee on Open Government as required by law; now therefore,

It is hereby **RESOLVED**, that the Town Board hereby adopts the decision annexed hereto as its decision on the Appellant’s FOIL Appeal; and

It is hereby **FURTHER RESOLVED**, that the Attorney for the Town is hereby directed to transmit the decision adopted hereby, along with the records redacted in accordance with such decision, to the Appellant; and

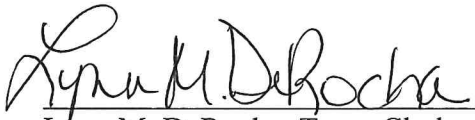
It is hereby **FURTHER RESOLVED**, that the Attorney for the Town is hereby directed to transmit a copy of the appeal and the decision thereon to the New York State Committee on Open Government.

Roll Call Vote The foregoing Resolution, offered by Supervisor Wolf and seconded by Councilperson Morningstar, was duly put to a roll call vote as follows:

Resolution No. 41  
Dated September 12, 2024  
Copake, New York

Roll Call Vote.

Supervisor Wolf	yes
Councilperson Gansowski	
Councilperson Haight	yes
Councilperson Judd	yes
Councilperson Morningstar	yes

  
Lynn M. DeRocha, Town Clerk

(seal)

September 12, 2024