

**Tinti, Elisa**

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**From:** Joseph Difalco <difalcoandy@aol.com>  
**Sent:** Wednesday, August 24, 2022 11:39 AM  
**To:** Tinti, Elisa  
**Cc:** Shaut, Andrea; Worthington, Rita; Hill, Barbara; Frankel, Carl; Scott-Childress, Reynolds; Olivieri, Michael; phil.erner@co.ulster.ny.us; joe.maloney@co.ulster.ny.us  
**Subject:** [EXTERNAL EMAIL] Fwd: Laws and Rules Committee and Freedom of Information Law Request

Dear Elisa..

Please include the following email to be part of the public comments for the Laws and Rules Public Hearing to be held Thursday, August 25 at 6:30 PM.

Many thanks.  
Ellen DiFalco

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

From: Joseph Difalco <difalcoandy@aol.com>  
To: ashaut@kingston-ny.gov <ashaut@kingston-ny.gov>; ward4@kingston-ny.gov <ward4@kingston-ny.gov>; ward1@kingston-ny.gov <ward1@kingston-ny.gov>; ward2@kingston-ny.gov <ward2@kingston-ny.gov>; ward3@kingston-ny.gov <ward3@kingston-ny.gov>; ward7@kingston-ny.gov <ward7@kingston-ny.gov>  
Cc: phil.erner@co.ulster.ny.us <phil.erner@co.ulster.ny.us>; joe.maloney@co.ulster.ny.us <joe.maloney@co.ulster.ny.us>; mcolangelo99@gmail.com <mcolangelo99@gmail.com>  
Sent: Wed, Aug 17, 2022 12:35 pm  
Subject: Laws and Rules Committee and Freedom of Information Law Request

Greetings...

Because most committee meetings do not permit the public to make comments, I am bringing this concern to your attention for tonight's Laws and Rules meeting in the hope that you will deliberate and come to a resolution regarding the public hearing scheduled for Thursday, August 25.

When the legal notice for the August 25 public hearing appeared in the newspaper of record on August 9, 2022, you had to search to the very end of the posting for the subject matter, which was very vague.

I followed up on the scheduling for this public hearing and viewed the posting on the City website which indicated you could send comments to the City Clerk by **12 noon Thursday, August 25**. However, the legal notice that was mailed to some residents over the weekend indicated that comments could be sent in by **3 pm on August 25**.

To add to my frustration regarding the manner in which this public hearing has been handled by the City Clerk's Office, my neighbor received a copy of the notification in the mail on **Saturday, August 13**. After submitting the below FOIL request, I received the notice and a brief list of people who were notified from the City Clerk Monday afternoon. After viewing the short list, I noticed that very few of my neighbors, including myself, and other residents who live in the immediate vicinity of the Golden Hill housing development project, received notification. I brought this to the City Clerk's and Council President's attention as this is not **acceptable** when all residents and stakeholders should be advised that this public hearing is taking place.

Quite frankly, a simple remedy would be to refer to the September 29, 2020 Public Hearing Notice and list of people the communication was sent to regarding the rezoning of parcels around Golden Hill and Lawton Park which had been initiated by former Ward 5 alderman. You don't need to re-invent the wheel when you have previous documents to refer to.

Two days later, I am still waiting for an explanation why this oversight occurred and how it's going to be resolved.

Thank you for your attention.  
Ellen DiFalco  
66 Glen Street  
Kingston NY

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

From: Joseph Difalco <difalcobrandy@aol.com>  
To: emtinti@kingston-ny.gov <emtinti@kingston-ny.gov>  
Sent: Mon, Aug 15, 2022 7:23 am  
Subject: Freedom of Information Law Request

**Elisa Tinti, City Clerk  
Records Access Officer  
RE: Freedom of Information Law Request**

Under the provisions of the New York Freedom of Information Law, Article 6 of the Public Officers Law, I hereby request records or portions thereof pertaining to the following:

**Please provide copy of legal notice letter and list of property owners with their addresses who received notification of the Laws and Rules Public Hearing to be held Thursday, August 25 at 6:30 PM regarding the re-zoning of the proposed housing development at former Ulster County Jail property on Golden Hill.**

Please transmit all requested documentation electronically via email to this address. If electronic copies are not available, please contact me to arrange a convenient time to pick up and pay for the photocopies.

**As you know, the Freedom of Information Law requires that an agency shall respond to a request within five business days of receipt of a request.** If for any reason any portion of my request is denied, please inform me of the reasons for the denial in writing and provide the name and address of the person or body to whom an appeal should be directed.