

Marc Nelson, MPA
Mayor

Brian Martinez, PhD
Commissioner of Finance



The City of Poughkeepsie New York

August 2, 2023

MuckRock News
DEPT MR 147121
263 Huntington Ave.
Boston, MA 02115
147121-20029232@requests.muckrock.com

Attention: Jordan Lassiter
Re: Appeal of Freedom of Information Request #PD-2023-77; AP-2023-9; AP-2023-10

Dear Mr. Lassiter:

This is the determination of the Freedom of Information Appeals Officer with regard to above described Freedom of Information request. The two appeals listed above are duplicates, therefore this determination applies to both appeals. The records I have reviewed in considering your appeal consists of your request received by the City on or about June 5, 2023, the response provided by the Office of the City Chamberlain acknowledging receipt of your request and the records of various departments of the City.

Your request was for: *"Access to and copies of all records held by the Poughkeepsie Police Department pertaining to Automated License Plate Reader (ALPR) readings obtained through Flock Safety systems over the past 30 days."*

For the purpose of this request, the records I seek include, but are not limited to:

*The database records of all license plate scans.
The database records of all matches to any "hot list."
Information on how this data is used, shared, and stored.*

In response, on June 20, 2023, Jasmin Davis, City Chamberlain, denied your request pursuant to Public Officer's Law Section 87(2)(b) as disclosing this information would constitute an unwarranted invasion of privacy.

In my position as FOIL Appeals Officer, I resubmitted to the parties identified to ensure all responsive documents were provided. I received no additional documents that were not protected by the "attorney-client" privilege or intra-agency exemption which exempts documents from disclosure pursuant to Article 6.

Therefore, based on my review, I have determined that all documents subject to your request pursuant to the Freedom of Information Law have been made available to you and I hereby uphold the response dated June 20, 2023.

You have certain rights to appeal this determination. Those rights are set forth in the New York Freedom of Information Law.

Sincerely,

A handwritten signature in blue ink, appearing to read "Dr. Brian Martinez".

Dr. Brian Martinez
FOIL Appeals Officer

C Committee on Open Government
City Chamberlain
Sgt. Herring

Municipal Building • 62 Civic Center Plaza • Poughkeepsie, NY 12601 • 845.451.4027