

FOIL: Flowers Park RFP bids

From: Robert Cox
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To: Jones, Kim
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Exhibit C

On: Wednesday 29 October 2025 at 20:05:48

Kim

Hi. It's now past the deadline and since everyone last week went on and about transparency and public engagement...

This is a public records request.

I would like to obtain the following records:

All of the bids submitted per the Flowers Park RFP bids

I would like the fulfillment of my request to adhere to the new standards required under recent amendments to the New York State Freedom of Information Law which were intended to bring FOIL into the digital era.

Whenever and wherever possible I would like records provided pertaining to my records request to be converted to and delivered in standard, cross-platform, non-proprietary electronic/digital formats. For paper records that must be duplicated, I would like them duplicated by scanning not photocopying and saved in Adobe Acrobat PDF (i.e., pdf). For audio records, I would like them exported/saved into a standard audio format (i.e., .mp3). For video records, I would like them exported/saved into standard video format (i.e., .mp4). For electronic database records, I would like them converted into Microsoft Excel (i.e., .xls) I would like all communications including the delivery of documents to take place via email as much as is possible based on the nature and size of the available records. Other online digital delivery methods such as Dropbox are also acceptable.

The New York State Committee on Open Government has issued numerous advisory opinions to the effect that an agency can not require that a request be made on a prescribed form. The Freedom of Information Law, §89(3), as well as the regulations promulgated by the Committee (§1401.5), require that an agency respond to a request that reasonably describes the record sought within five business days of the receipt of a request. As such, neither the Law nor the regulations refer to, require or authorize the use of standard forms. Accordingly, it has consistently been advised that any written request that reasonably describes the records

sought should suffice.

I willing to pay any necessary, required statutory costs but for any costs that exceed \$20.00 I would like prior notification of the estimated cost to comply with this records request so I do not get any big surprises. I am willing to entertain any reasonable request to tailor or narrow my request to make compliance easier. I can be charged for the time required to "prepare" records at the lowest hourly rate for the lowest-paid person capable of doing the work but I cannot be charged for "search" time or for any costs related to work done by a machine (e.g., a machine that scans and converts paper documents to PDF files, exporting a digital video file from a video surveillance system, duplicating an audio cassette recording, burning files onto a CD) or for any costs not specified under the statute.

I would like the Records Access Officer to certify that the records are genuine.

Robert Cox
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