

# **Town of Forestburgh**

## **TOWN BOARD RESOLUTION**

### **Designating FOIL Appeal Officer**

**Dated: October 2, 2025**

At a meeting of the Town Board of the Town of Forestburgh, Sullivan County, New York, held at the Town Hall, 332 King Road, Forestburgh, N.Y., on the 2nd day of October, 2025:

Councilperson \_\_\_\_\_ offered the following resolution and moved for its adoption:

WHEREAS, the New York Freedom of Information Law (“FOIL”), Public Officers Law Article 6, requires that any denial of access to records be appealable to the head, chief executive, governing body, or such person or body as may be designated (§ 89[4][a]); and

WHEREAS, § 37-8(C) of the Code of the Town of Forestburgh designates the Town Board as the body to hear appeals under FOIL; and

WHEREAS, the Town Board recognizes that the Town Supervisor, as the chief executive officer of the Town, is authorized under state law to hear FOIL appeals and desires to designate the Town Supervisor to exercise such authority on behalf of the Town; and

WHEREAS, the Town Board further desires to ratify and confirm all prior FOIL appeal determinations made by the Supervisor in such capacity;

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Forestburgh, Sullivan County, New York, as follows:

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Board of the Town of Forestburgh, Sullivan County, New York, as follows:

1. The Town Board affirms that the Town Supervisor, as chief executive officer of the Town, is already authorized under Public Officers Law § 89(4)(a) to serve as the FOIL Appeal Officer for the Town of Forestburgh, with the authority to hear and determine all administrative appeals under FOIL, and to the extent necessary, this resolution shall constitute express designation of the Supervisor as FOIL Appeal Officer.

2. To the extent that § 37-8(C) of the Town Code designates the Town Board as the appeals body, the Town Board hereby delegates that designation to the Town Supervisor, consistent with FOIL, as the Town’s FOIL Appeal Officer.

3. The Town Board hereby ratifies and confirms all prior FOIL appeal determinations rendered by the Town Supervisor, Daniel S. Hogue, Jr., on behalf of the Town.

4. This resolution shall take effect immediately.

On a motion by Councilperson \_\_\_\_\_, seconded by \_\_\_\_\_, the resolution was adopted on a roll call vote, the results which follow:

Supervisor Daniel S. Hogue, Jr.

Aye – Nay – Abstain

Councilmember Steven Budofsky

Aye – Nay – Abstain

Councilmember Karen Ellsweig

Aye – Nay – Abstain

Councilmember Vincent Galligan

Aye – Nay – Abstain

Councilmember Susan Parks-Landis

Aye – Nay – Abstain

**Adopted this \_\_\_\_ day of October 2025.**

**By Order of the Forestburgh Town Board  
Teresa Collins, Town Clerk**

I, **TERESA COLLINS**, Town Clerk of the Town of Forestburgh, Sullivan County, New York, **DO HEREBY CERTIFY** that the foregoing local law was approved by the Town Board of the Town of Forestburgh on **October \_\_, 2025** and that the foregoing is a true and correct transcript of the original local law and of the whole thereof and that said original local law is on file in the Town Clerk's office.

**I DO FURTHER CERTIFY** that each of the members of the Town Board had due notice of the said Town Board meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the Town of Forestburgh this \_\_\_\_ day of October 2025.

\_\_\_\_\_  
Teresa Collins, Town Clerk