

**CITY OF RYE**

**NOTICE**

There will be a Special Meeting of the City Council of the City of Rye on Wednesday, May 29, 2013, at 8:00 p.m. in Council Chambers at City Hall. *The Council will convene at 7:30 p.m. and it is expected they will adjourn into Executive Session at 7:31 p.m. to discuss attorney/client matters.*

**AGENDA**

1. Pledge of Allegiance.
2. Roll Call.
3. Appeal of denial of FOIL requests by Timothy Chittenden.
4. Adjournment.

\*\*\*\*\*

The next regular meeting of the City Council will be held on Wednesday, June 12, 2013 at 8:00 p.m.

\*\* City Council meetings are available live on Cablevision Channel 75, Verizon Channel 39, and on the City Website, indexed by Agenda item, at [www.ryeny.gov](http://www.ryeny.gov) under "RyeTV Live".

\* Office Hours of the Mayor by appointment by emailing [dfrench@ryeny.gov](mailto:dfrench@ryeny.gov).



# CITY COUNCIL AGENDA

NO. 3

DEPT.: City Manager

DATE: May 29, 2013

CONTACT: Scott Pickup, City Manager

**AGENDA ITEM:** Appeal of denial of FOIL requests by Timothy Chittenden.

**FOR THE MEETING OF:**

May 29, 2013

**RYE CITY CODE,**

**CHAPTER**

**SECTION**

**RECOMMENDATION:** That the Council make a decision on the seven appeals.

**IMPACT:**  Environmental  Fiscal  Neighborhood  Other:

**BACKGROUND:** Sixteen FOIL requests were received by the City on February 21, 2013 and received a response from the City. Seven of the FOIL responses have been appealed by the requestor for the following:

FOIL # 1: request that the voided summons be provided or confirmation that they do not exist

FOIL # 2: requestor was not provided with the 2012 calendar

FOIL # 4: requestor was not provided with the outside employment requests for the years 2011, 2010 and 2007; request to be provided with these records or confirmation that these records do not exist

FOIL # 5: appealed the denial of records

FOIL # 6: requestor was provided access to requested records; is appealing the fact that they were not provided electronically and the Rye Police Department has the capabilities to do so

FOIL # 7: appealed the denial of records

FOIL # 9: does not believe all of the records of time off requests were provided as there were no requests for PBA time off; requests to be provided with the records not provided or show verification that no other records exist

See attached documentation.

**From:** Timothy Chittenden  
**Sent:** Thursday, February 21, 2013 10:43 AM  
**To:** Connors, William R.  
**Subject:** E-Mail FOIL Request Re: Rye PD Records 1

**FOIL #1**

**REQUEST FOR RECORDS BY E-MAIL**

**FOIL REQUEST**

**Dear Records Access Officer of the City of Rye Police Department:**

**(1) Please email the following records if possible:**

Copies of all NYSPIN inquiries for 11/21/2010 and 1/1/2012.

Copies of all Vehicle and Traffic summons voided by anyone working the C-Tour on 1/1/2012 voided from 1/1/2011 thru 2/5/2013.

**(2) Please advise of the appropriate time during normal business hours for inspecting the following records prior to obtaining copies:**

Copies of all NYSPIN inquiries for 11/21/2010 and 1/1/2012.

Copies of all Vehicle and Traffic summons voided by anyone working the C-Tour on 1/1/2012 voided from 1/1/2011 thru 2/5/2013.

**(3) Please inform me of the cost of providing paper copies of the following records:**

Copies of all NYSPIN inquiries for 11/21/2010 and 1/1/2012.

Copies of all Vehicle and Traffic summons voided by anyone working the C-Tour on 1/1/2012 voided from 1/1/2011 thru 2/5/2013.

(4) If all the requested records cannot be emailed to me, please inform me by email of the portions that can be emailed and advise me of the cost for reproducing the remainder of the records requested (\$0.25 per page or actual cost of reproduction).

(5) If the requested records cannot be emailed to me due to the volume of records identified in response to my request, please advise me of the actual cost of copying all records onto a CD or floppy disk.

(6) If my request is too broad or does not reasonably describe the records, please contact me via email so that I may clarify my request, and when appropriate inform me of the manner in which records are filed, retrieved or generated.

If it is necessary to modify my request, and an email response is not preferred, please contact me at the following telephone number: (914) 497-8469.

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, address and email address of the person or body to whom an appeal should be directed.

Name: Timothy Chittenden



William R. Connors  
Police Commissioner

## POLICE DEPARTMENT

City of Rye, New York

21 McCullough Place

Rye, N. Y. 10580

Phone: (914) 967-1234

FAX: (914) 967-8341



April 26, 2013

Mr. Timothy Chittenden  
2 Hammond Road  
Rye, New York 10580

Dear Mr. Chittenden:

Your request under the Freedom of Information Law (F.O.I.L.) captioned "Rye PD Records 1" requesting "Copies of all NYSPIN inquiries for 11/21/2010 and 1/1/2012" and "Copies of all Vehicle and Traffic summons voided by anyone working the C-Tour on 1/1/2012 voided from 1/1/2011 thru 2/5/2013" has been reviewed.

NYSPIN inquiries are New York State records. Your request should be directed to the New York State Police.

No documents have been located that are responsive to your request for "Copies of all Vehicle and Traffic summons voided by anyone working the C-Tour on 1/1/2012 voided from 1/1/2011 thru 2/5/2013."

You may file an appeal of this determination if you so desire with Kristen Kelley Wilson, Esq., Corporation Counsel of the City of Rye, 1051 Boston Post Road, Rye, New York 10580, telephone number (914) 967-5400.

Very truly yours,

A handwritten signature in cursive script that reads "William R. Connors".

William R. Connors  
Police Commissioner

**From:** Timothy Chittenden  
**Sent:** Thursday, February 21, 2013 10:43 AM  
**To:** Connors, William R.  
**Subject:** E-Mail FOIL Request Re: Incalcaterra Records 2

**FOIL #2**

**REQUEST FOR RECORDS BY E-MAIL**

**FOIL REQUEST**

**Dear Records Access Officer of the City of Rye Police Department:**

**(1) Please email the following records if possible:**

Copies of all employee calendars for Police Officer Incalcaterra during her career.

**(2) Please advise of the appropriate time during normal business hours for inspecting the following records prior to obtaining copies.**

Copies of all employee calendars for Police Officer Incalcaterra during her career.

**(3) Please inform me of the cost of providing paper copies of the following records:**

Copies of all employee calendars for Police Officer Incalcaterra during her career.

(4) If all the requested records cannot be emailed to me, please inform me by email of the portions that can be emailed and advise me of the cost for reproducing the remainder of the records requested (\$0.25 per page or actual cost of reproduction).

(5) If the requested records cannot be emailed to me due to the volume of records identified in response to my request, please advise me of the actual cost of copying all records onto a CD or floppy disk.

(6) If my request is too broad or does not reasonably describe the records, please contact me via email so that I may clarify my request, and when appropriate inform me of the manner in which records are filed, retrieved or generated.

If it is necessary to modify my request, and an email response is not preferred, please contact me at the following telephone number: (914) 497-8469.

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, address and email address of the person or body to whom an appeal should be directed.

Name: Timothy Chittenden



William R. Connors  
*Police Commissioner*

## POLICE DEPARTMENT

City of Rye, New York

21 McCullough Place

Rye, N. Y. 10580

Phone: (914) 967-1234

FAX: (914) 967-8341



April 26, 2013

Mr. Timothy Chittenden  
2 Hammond Road  
Rye, New York 10580

Dear Mr. Chittenden:

Your request under the Freedom of Information Law (F.O.I.L.) captioned "Incalcaterra Records 2" requesting "copies of all employee calendars for Police Officer Incalcaterra during her career" has been reviewed.

Six documents have been located that are responsive to this request. They are attached.

You may file an appeal of this determination if you so desire with Kristen Kelley Wilson, Esq., Corporation Counsel of the City of Rye, 1051 Boston Post Road, Rye, New York 10580, telephone number (914) 967-5400.

Very truly yours,

A handwritten signature in cursive script that reads "William R. Connors".

William R. Connors  
Police Commissioner

# CITY OF RYE 2006 EMPLOYEE CALENDAR

Department: Police

Codes: P - Personal Leave

Employee Name: Incalcatera, christine

S - Sick Leave

Social Security #: \_\_\_\_\_

V - Vacation FH - Floating Holiday

Date Employed: 9/11/06

W - Workers Compensation

O - Other (explain on other side)

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O = Authorized Unpaid Leave  
11/4, 5, 6, 7, 8

 = City Holiday

# CITY OF RYE 2007 EMPLOYEE CALENDAR

Department: Police Dept.  
 Employee Name: Incalcatera, Christine  
 Social Security #: \_\_\_\_\_  
 Date Employed: 2/11/06

Codes: P - Personal Leave  
 S - Sick Leave  
 V - Vacation FH - Floating Holiday  
 W - Workers Compensation  
 O - Other (explain on other side)

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= City Holiday



# CITY OF RYE 2008 EMPLOYEE CALENDAR

Department: Police  
 Employee Name: Incalcaterra, Christine  
 Social Security #: \_\_\_\_\_  
 Date Employed: 9/11/06

Codes: P - Personal Leave  
 S - Sick Leave  
 V - Vacation FH - Floating Holiday  
 W - Workers Compensation  
 O - Other (explain on other side)

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= City Holiday

# CITY OF RYE 2009 EMPLOYEE CALENDAR

Department: Police  
 Employee Name: Incaltratera, Christine  
 Social Security #: \_\_\_\_\_  
 Date Employed: 9/11/2006

Codes: P - Personal Leave  
 S - Sick Leave  
 V - Vacation FH - Floating Holiday  
 W - Workers Compensation  
 O - Other (explain on other side)

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# CITY OF RYE 2010 EMPLOYEE CALENDAR

Department: Police  
 Employee Name: Incalcatera, Christine  
 Social Security #: \_\_\_\_\_  
 Date Employed: 9/11/06

Codes: P - Personal Leave  
 S - Sick Leave  
 V - Vacation FH - Floating Holiday  
 W - Workers Compensation  
 O - Other (explain on other side)

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2/17-2001 Carry over PL Day

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10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

NOVEMBER						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

DECEMBER						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

= City Holiday

# CITY OF RYE 2011 EMPLOYEE CALENDAR

Department: Police  
 Employee Name: Incalcafera, Christine  
 Social Security #: \_\_\_\_\_  
 Date Employed: 9/11/2006

Codes: P - Personal Leave  
 S - Sick Leave C - Comp Time  
 V - Vacation FH - Floating Holiday  
 W - Workers Compensation  
 O - Other (explain on other side)

JANUARY						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

FEBRUARY						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28					

MARCH						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
V13	V14	V15	V16	17	18	19
V20	V21	V22	S23	24	25	26
S27	28	29	30	31		

APRIL						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

MAY						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
P22	23	24	25	26	27	28
S29	30	31				

JUNE						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

JULY						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
S17	S18	S19	20	21	22	23
P24	25	26	27	28	29	30
31						

AUGUST						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
V21	V22	V23	V24	25	26	27
(PE)28	(PE)29	V30	V31			

SEPTEMBER						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	

OCTOBER						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

NOVEMBER						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

DECEMBER						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	S12	S13	14	15	S16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

= City Holiday

**From:** Timothy Chittenden  
**Sent:** Thursday, February 21, 2013 10:43 AM  
**To:** Connors, William R.  
**Subject:** E-Mail FOIL Request Re: Incalcaterra Records 4

**FOIL #4**

**REQUEST FOR RECORDS BY E-MAIL**

**FOIL REQUEST**

**Dear Records Access Officer of the City of Rye Police Department:**

**(1) Please email the following records if possible:**

Copies of all requests for outside employment for Police Officer Incalcaterra.

**(2) Please advise of the appropriate time during normal business hours for inspecting the following records prior to obtaining copies:**

Copies of all requests for outside employment for Police Officer Incalcaterra.

**(3) Please inform me of the cost of providing paper copies of the following records:**

Copies of all requests for outside employment for Police Officer Incalcaterra.

(4) If all the requested records cannot be emailed to me, please inform me by email of the portions that can be emailed and advise me of the cost for reproducing the remainder of the records requested (\$0.25 per page or actual cost of reproduction).

(5) If the requested records cannot be emailed to me due to the volume of records identified in response to my request, please advise me of the actual cost of copying all records onto a CD or floppy disk.

(6) If my request is too broad or does not reasonably describe the records, please contact me via email so that I may clarify my request, and when appropriate inform me of the manner in which records are filed, retrieved or generated.

If it is necessary to modify my request, and an email response is not preferred, please contact me at the following telephone number: (914) 497-8469.

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, address and email address of the person or body to whom an appeal should be directed.

Name: Timothy Chittenden



William R. Connors  
Police Commissioner

## POLICE DEPARTMENT

City of Rye, New York

21 McCullough Place

Rye, N. Y. 10580

Phone: (914) 967-1234

FAX: (914) 967-8341



April 26, 2013

Mr. Timothy Chittenden  
2 Hammond Road  
Rye, New York 10580

Dear Mr. Chittenden:

Your request under the Freedom of Information Law (F.O.I.L.) captioned "Incalcaterra Records 4" requesting "copies of all requests for outside employment for Police Officer Incalcaterra" has been reviewed.

Four documents have been located that are responsive to this request. They are attached.

You may file an appeal of this determination if you so desire with Kristen Kelley Wilson, Esq., Corporation Counsel of the City of Rye, 1051 Boston Post Road, Rye, New York 10580, telephone number (914) 967-5400.

Very truly yours,

A handwritten signature in cursive script that reads "William R. Connors".

William R. Connors  
Police Commissioner

SECONDARY EMPLOYMENT REQUEST

TO: Police Commissioner  
FROM: PO INCALCATELA, C #28  
SUBJECT: Permission for Secondary Employment  
DATE: 6/3/12

Please be advised that I request to work at a secondary position. The following information is submitted:

Position/Employer: VARIOUS

Location: VARIOUS

Duties: SECURITY TRAFFIC, PACKING

Hours of Work: 24 HRS

Total Hours of Work per week: 420

Approved: ✓

Disapproved: \_\_\_\_\_

WRC  
William R. Connors  
Police Commissioner

WRC/gk

REQUESTS MUST BE RENEWED PRIOR TO MAY 1<sup>ST</sup> OF EACH YEAR

SECONDARY EMPLOYMENT REQUEST

TO: Police Commissioner  
FROM: PO INCALCATERRA  
SUBJECT: Permission for Secondary Employment  
DATE: 4/29/09

Please be advised that I request to work at a secondary position. The following information is submitted:

Position/Employer: VARIOUS

Location: VARIOUS

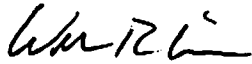
Duties: TRAFFIC / SECURITY

Hours of Work: VARIES

Total Hours of Work per week: LESS THAN 20

Approved: ✓

Disapproved: \_\_\_\_\_

  
William R. Connors  
Police Commissioner

WRC/gk

REQUESTS MUST BE RENEWED PRIOR TO MAY 1<sup>ST</sup> OF EACH YEAR



SECONDARY EMPLOYMENT REQUEST

TO: Police Commissioner  
FROM: PO INCALCATERA  
SUBJECT: Permission for Secondary Employment  
DATE: 4/29/08

Please be advised that I request to work at a secondary position. The following information is submitted:

Position/Employer: VARIOUS

Location: VARIOUS


Duties: SECURITY / PARKING

Hours of Work: ALL

Total Hours of Work per week: NOT TO EXCEED 20 HRS

Approved:

Disapproved:

  
William R. Connors  
Police Commissioner

WRC/gk

REQUESTS MUST BE RENEWED PRIOR TO MAY 1<sup>ST</sup> OF EACH YEAR

SECONDARY EMPLOYMENT REQUEST

TO: Police Commissioner  
FROM: PO INCA CATERA #28  
SUBJECT: Permission for Secondary Employment  
DATE: 12/12/06

Please be advised that I request to work at a secondary position. The following information is submitted:

Position/Employer: VARIOUS

Location: VARIOUS

Duties: PARKING, SECURITY, TRAFFIC

Hours of Work: VARIOUS

Total Hours of Work per week: LESS THAN 20

Approved:

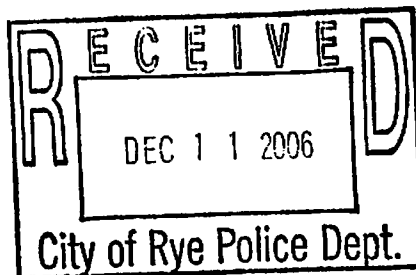
Disapproved:

*William R. Connors*

William R. Connors  
Police Commissioner

WRC/gk

REQUESTS MUST BE RENEWED PRIOR TO MAY 1<sup>ST</sup> OF EACH YEAR



**From:** Timothy Chittenden  
**Sent:** Thursday, February 21, 2013 10:43 AM  
**To:** Connors, William R.  
**Subject:** E-Mail FOIL Request Re: Incalcaterra Records 5

**FOIL #5**

**REQUEST FOR RECORDS BY E-MAIL**

**FOIL REQUEST**

**Dear Records Access Officer of the City of Rye Police Department:**

**(1) Please email the following records if possible:**

Copies of all disciplinary, command disciplines and letters of reprimand received by Police Officer Incalcaterra during her career.

Copies of all civilian complaints filed against Police Officer Incalcaterra during her career.

Copies of all communications from the Rye Police Department to Police Officer Incalcaterra for any sort of job performance including but not limited to a lack of production, i.e. traffic summonses.

Copies of all performance evaluations performed on Police Officer Incalcaterra in her career.

**(2) Please advise of the appropriate time during normal business hours for inspecting the following records prior to obtaining copies:**

Copies of all disciplinary, command disciplines and letters of reprimand received by Police Officer Incalcaterra during her career.

Copies of all civilian complaints filed against Police Officer Incalcaterra during her career.

Copies of all communications from the Rye Police Department to Police Officer Incalcaterra for any sort of job performance including but not limited to a lack of production, i.e. traffic summonses.

Copies of all performance evaluations performed on Police Officer Incalcaterra in her career.

**(3) Please inform me of the cost of providing paper copies of the following records:**

Copies of all disciplinary, command disciplines and letters of reprimand received by Police Officer Incalcaterra during her career.

Copies of all civilian complaints filed against Police Officer Incalcaterra during her career.

Copies of all communications from the Rye Police Department to Police Officer Incalcaterra for any sort of job performance including but not limited to a lack of production, i.e. traffic summonses.

Copies of all performance evaluations performed on Police Officer Incalcaterra in her career.

(4) If all the requested records cannot be emailed to me, please inform me by email of the portions that can be emailed and advise me of the cost for reproducing the remainder of the records requested (\$0.25 per page or actual cost of reproduction).

(5) If the requested records cannot be emailed to me due to the volume of records identified in response to my request, please advise me of the actual cost of copying all records onto a CD or floppy disk.

(6) If my request is too broad or does not reasonably describe the records, please contact me via email so that I may clarify my request, and when appropriate inform me of the manner in which records are filed, retrieved or generated.

If it is necessary to modify my request, and an email response is not preferred, please contact me at the following telephone number: (914) 497-8469.

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, address and email address of the person or body to whom an appeal should be directed.

Name: Timothy Chittenden



William R. Connors  
Police Commissioner

## POLICE DEPARTMENT

City of Rye, New York  
21 McCullough Place  
Rye, N. Y. 10580  
Phone: (914) 967-1234  
FAX: (914) 967-8341



April 26, 2013

Mr. Timothy Chittenden  
2 Hammond Road  
Rye, New York 10580

Dear Mr. Chittenden:

Your request under the Freedom of Information Law (F.O.I.L.) captioned "Incalcaterra Records 5" requesting the following has been reviewed:

- Copies of all disciplinary, command disciplines and letters of reprimand received by Police Officer Incalcaterra during her career.
- Copies of all civilian complaints filed against Police Officer Incalcaterra during her career.
- Copies of all communications from the Rye Police Department to Police Officer Incalcaterra for any sort of job performance including but not limited to a lack of production, i.e. traffic summonses.
- Copies of all performance evaluations performed on Police Officer Incalcaterra in her career.

The documents requested are exempt from disclosure pursuant to §87(2)(a) of the New York State Public Officers Law and §50-a of the New York State Civil Rights Law. Consequently, this request is denied.

You may file an appeal of this determination if you so desire with Kristen Kelley Wilson, Esq., Corporation Counsel of the City of Rye, 1051 Boston Post Road, Rye, New York 10580, telephone number (914) 967-5400.

Very truly yours,

William R. Connors  
Police Commissioner

**From:** Timothy Chittenden  
**Sent:** Thursday, February 21, 2013 10:43 AM  
**To:** Connors, William R.  
**Subject:** E-Mail FOIL Request Re: Incalcatera Records 6

**FOIL #6**

**REQUEST FOR RECORDS BY E-MAIL**

**FOIL REQUEST**

**Dear Records Access Officer of the City of Rye Police Department:**

**(1) Please email the following records if possible:**

Copies of all Overtime Claims for Police Officer Incalcatera from January 1, 2010 thru February 2, 2013.

**(2) Please advise of the appropriate time during normal business hours for inspecting the following records prior to obtaining copies:**

Copies of all Overtime Claims for Police Officer Incalcatera from January 1, 2010 thru February 2, 2013

**(3) Please inform me of the cost of providing paper copies of the following records:**

Copies of all Overtime Claims for Police Officer Incalcatera from January 1, 2010 thru February 2, 2013.

(4) If all the requested records cannot be emailed to me, please inform me by email of the portions that can be emailed and advise me of the cost for reproducing the remainder of the records requested (\$0.25 per page or actual cost of reproduction).

(5) If the requested records cannot be emailed to me due to the volume of records identified in response to my request, please advise me of the actual cost of copying all records onto a CD or floppy disk.

(6) If my request is too broad or does not reasonably describe the records, please contact me via email so that I may clarify my request, and when appropriate inform me of the manner in which records are filed, retrieved or generated.

If it is necessary to modify my request, and an email response is not preferred, please contact me at the following telephone number: (914) 497-8469.

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, address and email address of the person or body to whom an appeal should be directed.

Name: Timothy Chittenden



William R. Connors  
Police Commissioner

## POLICE DEPARTMENT

City of Rye, New York  
21 McCullough Place  
Rye, N. Y. 10580  
Phone: (914) 967-1234  
FAX: (914) 967-8341



April 26, 2013

Mr. Timothy Chittenden  
2 Hammond Road  
Rye, New York 10580

Dear Mr. Chittenden:

Your request under the Freedom of Information Law (F.O.I.L.) captioned "Incalcaterra Records 6" requesting "copies of all Overtime Claims for Police Officer Incalcaterra from January 1, 2010 through February 2, 2013" has been reviewed.

113 documents have been located that are responsive to this request. They are available for your inspection, or copies can be provided upon payment of the fee of twenty-five cents per page, or \$28.25. Please contact Sergeant Nicholas Groglio of the Staff Services/Records Section at (914) 967-1234 or [ngroglio@ryepd.ryenyc.ny.gov](mailto:ngroglio@ryepd.ryenyc.ny.gov) to schedule a viewing of the documents or to arrange to pick up copies.

You may file an appeal of this determination if you so desire with Kristen Kelley Wilson, Esq., Corporation Counsel of the City of Rye, 1051 Boston Post Road, Rye, New York 10580, telephone number (914) 967-5400.

Very truly yours,

A handwritten signature in cursive script that reads "William R. Connors".

William R. Connors  
Police Commissioner

**From:** Timothy Chittenden  
**Sent:** Thursday, February 21, 2013 10:43 AM  
**To:** Connors, William R.  
**Subject:** E-Mail FOIL Request Re: Incalcaterra Records 7

**FOIL #7**

**REQUEST FOR RECORDS BY E-MAIL**

**FOIL REQUEST**

**Dear Records Access Officer of the City of Rye Police Department:**

**(1) Please email the following records if possible:**

Copies of all Supplementary Reports written by Police Officer Incalcaterra on 1/1/2012 and 11/21/2010 or on any other date for incidents occurring on 11/21/2010 or 1/1/2012.

Copies of any and all Vehicle and Traffic Summonses issued by Police Officer Incalcaterra that were not directly issued to her by the Rye Police Department that she obtained from other Police Officers or Supervisors and the names of those Police Officers/Supervisors they were obtained from.

**(2) Please advise of the appropriate time during normal business hours for inspecting the following records prior to obtaining copies:**

Copies of all Supplementary Reports written by Police Officer Incalcaterra on 1/1/2012 and 11/21/2010 or on any other date for incidents occurring on 11/21/2010 or 1/1/2012.

Copies of any and all Vehicle and Traffic Summonses issued by Police Officer Incalcaterra that were not directly issued to her by the Rye Police Department that she obtained from other Police Officers or Supervisors and the names of those Police Officers/Supervisors they were obtained from.

**(3) Please inform me of the cost of providing paper copies of the following records:**

Copies of all Supplementary Reports written by Police Officer Incalcaterra on 1/1/2012 and 11/21/2010 or on any other date for incidents occurring on 11/21/2010 or 1/1/2012.

Copies of any and all Vehicle and Traffic Summonses issued by Police Officer Incalcaterra that were not directly issued to her by the Rye Police Department that she obtained from other Police Officers or Supervisors and the names of those Police Officers/Supervisors they were obtained from.

(4) If all the requested records cannot be emailed to me, please inform me by email of the portions that can be emailed and advise me of the cost for reproducing the remainder of the records requested (\$0.25 per page or actual cost of reproduction).

(5) If the requested records cannot be emailed to me due to the volume of records identified in response to my request, please advise me of the actual cost of copying all records onto a CD or floppy disk.

(6) If my request is too broad or does not reasonably describe the records, please contact me via email so that I may clarify my request, and when appropriate inform me of the manner in which records are filed, retrieved or generated.



If it is necessary to modify my request, and an email response is not preferred, please contact me at the following telephone number: (914) 497-8469.

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, address and email address of the person or body to whom an appeal should be directed.

Name: Timothy Chittenden



William R. Connors  
Police Commissioner

## POLICE DEPARTMENT

City of Rye, New York

21 McCullough Place

Rye, N. Y. 10580

Phone: (914) 967-1234

FAX: (914) 967-8341



April 26, 2013

Mr. Timothy Chittenden  
2 Hammond Road  
Rye, New York 10580

Dear Mr. Chittenden:

Your request under the Freedom of Information Law (F.O.I.L.) captioned "Incalcaterra Records 7" requesting "Copies of all Supplementary Reports written by Police Officer Incalcaterra on 1/1/2012 and 11/21/2010 or on any other date for incidents occurring on 11/21/2010 or 1/1/2012" and "Copies of any and all Vehicle and Traffic Summonses issued by Police Officer Incalcaterra that were not directly issued to her by the Rye Police Department that she obtained from other Police Officers or Supervisors and the names of those Police Officers/Supervisors they were obtained from" has been reviewed.

One document has been located that is potentially responsive to this request. However, it is not subject to disclosure as intra-agency communication pursuant to §87 (2)(g) of the New York State Public Officers Law.

You may file an appeal of this determination if you so desire with Kristen Kelley Wilson, Esq., Corporation Counsel of the City of Rye, 1051 Boston Post Road, Rye, New York 10580, telephone number (914) 967-5400.

Very truly yours,

A handwritten signature in cursive script that reads "Wm R Connors".

William R. Connors  
Police Commissioner

**From:** Timothy Chittenden  
**Sent:** Thursday, February 21, 2013 10:43 AM  
**To:** Connors, William R.  
**Subject:** E-Mail FOIL Request Re: Incalcaterra Records 9

**REQUEST FOR RECORDS BY E-MAIL**

**FOIL REQUEST**

**Dear Records Access Officer of the City of Rye Police Department:**

**(1) Please email the following records if possible:**

Copies of all requests for time off submitted by Officer Incalcaterra in her career.

**(2) Please advise of the appropriate time during normal business hours for inspecting the following records prior to obtaining copies:**

Copies of all requests for time off submitted by Officer Incalcaterra in her career.

**(3) Please inform me of the cost of providing paper copies of the following records:**

Copies of all requests for time off submitted by Officer Incalcaterra in her career.

(4) If all the requested records cannot be emailed to me, please inform me by email of the portions that can be emailed and advise me of the cost for reproducing the remainder of the records requested (\$0.25 per page or actual cost of reproduction).

(5) If the requested records cannot be emailed to me due to the volume of records identified in response to my request, please advise me of the actual cost of copying all records onto a CD or floppy disk.

(6) If my request is too broad or does not reasonably describe the records, please contact me via email so that I may clarify my request, and when appropriate inform me of the manner in which records are filed, retrieved or generated.

If it is necessary to modify my request, and an email response is not preferred, please contact me at the following telephone number: (914) 497-8469.

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, address and email address of the person or body to whom an appeal should be directed.

Name: Timothy Chittenden



William R. Connors  
Police Commissioner

## POLICE DEPARTMENT

City of Rye, New York

21 McCullough Place

Rye, N. Y. 10580

Phone: (914) 967-1234

FAX: (914) 967-8341



April 26, 2013

Mr. Timothy Chittenden  
2 Hammond Road  
Rye, New York 10580

Dear Mr. Chittenden:

Your request under the Freedom of Information Law (F.O.I.L.) captioned "Incalcaterra Records 9" requesting "Copies of all requests for time off submitted by Officer Incalcaterra in her career" has been reviewed.

Eight documents have been located that are responsive to this request. They are attached.

You may file an appeal of this determination if you so desire with Kristen Kelley Wilson, Esq., Corporation Counsel of the City of Rye, 1051 Boston Post Road, Rye, New York 10580, telephone number (914) 967-5400.

Very truly yours,

A handwritten signature in cursive script that reads "William R. Connors".

William R. Connors  
Police Commissioner



# City of Rye Police Department Request for Time Off

**FROM :** Ptl. Christine Incalcaterra #28

**Date Requested Off:** 5/13/07 **Thru:** 5/13/07

**Tour:** A **Post:** FLOOD

**Time to be charged to:** Time Owed

**Explanation:**  
2 HOURS TIME OWED

2007  
2006 Records  
NOT located  
on file

Signature

Date/Time Turned In

5/13/07  
1355

Sgt/D.O.

Date: 5/13/07 Time 1355 HRS.

Approved

Denied

By

Patrol Commander Signature



# City of Rye Police Department Request for Time Off

**FROM :** Ptl. Christine Incalcaterra #28

**Date Requested Off:** 04/07/08 **Thru:** 04/07/08

**Tour:** C **Post:**

**Time to be charged to:** Time Owed

2008

) **Explanation:**  
Time Owed

*(Handwritten in a circle)*  
8 hrs

**Signature**

**Date/Time Turned In**

Sgt/D.O. P.M. Amal #32 Date: 4/6/08 Time 0000

- Approved
- Denied

By *(Signature)*  
Patrol Commander Signature

*(Handwritten)*  
Sched 4/7/08



# City of Rye Police Department Request for Time Off

**FROM :** Ptl. Christine Incalcata #28

**Date Requested Off:** 01/01/09 **Thru:** \_\_\_\_\_

**Tour:** B **Post:** ~~2009~~

**Time to be charged to:** **Time Owed**

**Explanation:**  
REQUEST TIME OFF B TOUR.

8 hrs

**Signature**

**Date/Time Turned In**

Sgt/D.O. [Signature] Date: 1/1/09 Time 1600

Approved

Denied

By [Signature]  
Patrol Commander Signature

Sched 1/2/09



# City of Rye Police Department

## Request for Time Off

570

FROM : Ptl. Christine Incalcaterra #28

Date Requested Off: 03/05/09 Thru: 003/05/09

Tour: B Post:

Time to be charged to: Time Owed

**Explanation:**

2 hours time owed @ 2200

Signature

Date/Time Turned In 3/5/09 1622

Sgt/D.O.

Date:

3/5/09

Time

2100

Approved

Denied

By

Patrol Commander Signature

IN Redbook





# City of Rye Police Department Request for Time Off

STO

**FROM :** Ptl. Christine Incalcaterra #28

**Date Requested Off:** 05/18/09 **Thru:** 05/18/09

**Tour:** A **Post:**

**Time to be charged to:** **Time Owed**

**Explanation:**  
3 hrs time owed 0800-1100 IV

Signature

*[Handwritten Signature]*

Date/Time Turned In

05/17/09 1600

Sgt/D.O. \_\_\_\_\_

Date: 05/17/09

Time 1730

Approved

Denied

By

*[Handwritten Signature]*

Patrol Commander Signature

*[Handwritten Initials]*

*[Handwritten Note: in red book]*



# City of Rye Police Department Request for Time Off

**FROM :** Ptl. Christine Incalcaterra #28

**Date Requested Off:** 08/06/09 **Thru:** 08/06/09

**Tour:** A **Post:**

**Time to be charged to:** **Time Owed**

**Explanation:**

3 hours T/O from 1300 hrs

Signature

Date/Time Turned In

8/6/09  
1250

Sgt/D.O.

Date:

8/6/09

Time

1600

Approved

Denied

By

Patrol Commander Signature



# City of Rye Police Department Request for Time Off

**FROM :** Ptl. Christine Incalcatara #28

**Date Requested Off:** 11/24/09 **Thru:** 11/24/09

**Tour:** A **Post:**

**Time to be charged to:** **Time Owed**

**Explanation:**  
2 1/2 hrs time owed

Signature

Date/Time Turned In 11/24/09 1222

Sgt/D.O. \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_ Time \_\_\_\_\_

Approved

Denied

By                   
Patrol Commander Signature

2 1/2 Hrs T.O.



# City of Rye Police Department Request for Time Off

**FROM :** Ptl. Christine Incalcaterra #28

**Date Requested Off:** 05/12/10 **Thru:** 05/12/10

**Tour:** C **Post:**

**Time to be charged to:** **Time Owed**

**Explanation:**  
1 hr TO

2010  
No Claims  
for Time  
Off for  
2011 + 2012

Signature

Date/Time Turned In

5/12/10  
0700

Sgt/D.O.

Date:

05/12/10

Time

0705

Approved

Denied

By

Patrol Commander Signature