

**AGENDA**

**BOARD OF TRUSTEES' MEETING**

**July 3, 2023**

**1. COMMUNICATIONS**

- a) Request approval of the Board of Trustees' minutes from June 19, 2023.
- b) Request approval of the public assembly permit application submitted on behalf of Church of God of Prophecy to hold services on Saturday, July 22, 2023 (rain date August 26, 2023) from 5:00 P.M. to 8:00 P.M. and Sunday, July 23, 2023 (rain date: August 27, 2023) from 12:00 P.M. to 4:00 P.M., in a portion of the LIRR parking lot.
- c) Request approval of the parade and public assembly permit application submitted on behalf of Bike to the Beach, to hold the annual Autism Awareness Bike to the Beach event on Sunday, September 10, 2023, from 8:00 A.M. to 11:00 A.M., traveling east on W. Seaman Avenue to Babylon Tpke.
- d) Request approval of a time change for the previously approved Block Party application on Wilshire Court, on July 29, 2023 (rain date: August 19) changed from 4:00 P.M. to 3:00 P.M. ending at 9:00 P.M.

**2. ASSESSOR – Vilma I. Lancaster**

- a) Request retroactive approval to correct the previously approved removal of exemptions from the 2022/2023 and 2023/2024 Final Assessment Roll for various properties, due to a transfer of title from a member of an exempt class to a non-exempt class and for the Village Treasurer to issue a restored 2022/2023 and corrected 2023/2024 property tax bills.
- b) Request retroactive approval to remove exemptions from the 2022/2023 and 2023/2024 Final Assessment Rolls for various properties, due to a transfer of title from a member of an exempt class to a non-exempt class and for the Village Treasurer to issue a restored 2022/2023 and corrected 2023/2024 property tax bills.
- c) Request retroactive approval to remove exemptions from the 2023/2024 Final Assessment Roll for various properties, due to a transfer of title from a member of an exempt class to a non-exempt class.
- d) Request retroactive approval that the assessed values of various properties be decreased and updated effective May 31, 2023 and for the Village Treasurer to issue 2023/2024 property tax bills.
- e) Request approval of the negotiated settlement for 2016/2017 through 2023/2024 for Section 54, Block 319, Lots 82 – 88, a/k/a 150 Cary Place, and for the Village Treasurer to issue a refund in the amount of \$2,112.00 to Certilman, Adler, et al.
- f) Request approval of the negotiated settlement for 2017/2018 through 2023/2024 for Section 62, Block 55, Lot 47, a/k/a 97 Raynor Street, and for the Village Treasurer to issue a refund in the amount of \$4,109.00 to Jaspan Schlesinger, LLP.

THIS MAY NOT BE THE OFFICIAL AGENDA AS ADDITIONS AND DELETIONS MAY OCCUR.

- g) Request retroactive approval to renew the contract with BST & Co., CPA, LLP, 10 British American Blvd., Latham, NY 12110, from March 1, 2023 through February 28, 2024, for tax certiorari auditing services, with increases in the hourly rates.

**3. FIRE DEPARTMENT – Raymond F. Maguire**

- a) Request approval of the recommendation of the Freeport Fire Council and that membership be granted to Adam Katz, Hose Co. #3.
- b) Request approval of the recommendation of the Freeport Fire Council and that membership be granted to Cody Wunner, Truck Co. #1.
- c) Request approval of the recommendation of the Freeport Fire Council and that membership be granted to Edward Overton, Truck Co. #1.
- d) Request approval of the recommendation of the Freeport Fire Council and that membership be granted to Marvin Castillo, Truck Co. #1.
- e) Request approval of the recommendation of the Freeport Fire Council and that membership be granted to Angelo Ferreira, Truck Co. # 1.

**4. PUBLIC WORKS – Robert R. Fisenne**

- a) Request to reject all bids received for “Exterior Repairs to Residential Houses”.
- b) Request to advertise a notice to bidders for “Exterior Repairs to Residential Houses Rebid” in the Freeport Herald on July 6, 2023, with a return date of July 25, 2023.

**5. RECREATION CENTER – Victoria Dinielli**

- a) Request to enter into a contract with The Long Island Motion Picture Arts Center & Museum, P.O. Box 513, Oceanside, New York 11572, to provide outdoor movie equipment and film licensing for the community movie nights at Cow Meadow Park, in the amount of \$6,380.

**6. VILLAGE ATTORNEY – Howard E. Colton**

- a) Request the Board of Trustees schedule a public hearing date of August 14, 2023 at 5:30 P.M. to consider the Rezoning application for Section 55, Block 232, P/O Lot 201 a/k/a 106 Broadway from Residence Apartment District to Residence Apartment District to include Golden Age Floating Zone and further request the Village Clerk to publish the notice in the Freeport Herald.
- b) Request to amend the Vehicle and Traffic Regulations as follows:  
**Sec. 41.** Parking prohibited at all times unless otherwise designated.

**REMOVE**

Morris Street, south side, from the easterly curblineline of South Bayview Avenue for a

distance of 40 feet in an easterly direction.

Morris Street, north side, from the easterly curblineline of South Bayview Avenue for a distance of 140 feet in an easterly direction.

**ADD**

Morris Street, north side, from the easterly curblineline of South Bayview Avenue for a distance of 40 feet in an easterly direction.

Morris Street, south side, from the easterly curblineline of South Bayview Avenue for a distance of 100 feet in an easterly direction.

- c) Request to amend the Vehicle and Traffic Regulations as follows:

**Sec. 44.** Thirty-minute parking; locations designated.

**ADD**

Main Street, North, east side, from E. Seaman Avenue to Lillian Avenue

- d) Request to amend the Vehicle and Traffic Regulations as follows:

**Sec. 53 Loading zones.**

It shall be unlawful for any person to park an automobile or other vehicle in any space designated and marked as a loading zone or loading area in the following streets at any time or at the times otherwise indicated, except that a vehicle from which goods are being discharged or into which goods are being loaded may occupy such a space for a reasonable time. If said loading areas are located in a parking meter zone, said meters shall be effective:

**ADD:**

Main Street, North, west side, beginning at a point 300 feet north of the northerly curblineline of Brooklyn Avenue, north for a distance of 50 feet.

**NO PUBLIC COMMENT**

**INTER-DEPARTMENT CORRESPONDENCE  
INCORPORATED VILLAGE OF FREEPORT**

**TO:** Mayor Robert T. Kennedy  
**FROM:** Pamela Walsh Boening, Village Clerk  
**DATE:** June 29, 2023

**RE:** Public Assembly  
Organization: Iglesia de Dios de la Profecia Inc.  
Church of God of the Prophecy  
Dates: July 22, 2023 5:00 P.M. to 8:00 P.M.  
July 23, 2023 12:00 P.M. to 4:00 P.M.  
Rain Date: August 26, 2023 5:00 P.M. to 8:00 P.M.  
August 27, 2023 12:00 P.M. to 4:00 P.M.  
Set Up Time: 12:00 P.M.  
Location: LIRR Parking Lot

---

Attached is a copy of a public assembly application submitted by Edgardo Castillo, on behalf of the Church of God of the Prophecy, to hold services, on Saturday, July 22, 2023 from 5:00 P.M. to 8:00 P.M and July 23, 2023 from 12:00 P.M. to 4:00 P.M. (Rain Dates: August 26, 2023 - 6:00 P.M. to 9:00 P.M and August 27, 2023 12:00 P.M. to 4:00 P.M.) occupying a portion of the east side of the LIRR parking lot (schematic attached). A 12' X 6' stage will be located on the east side of the parking field, next to two generators. Portable toilets will be placed in the designated area for the convenience of the attendees. Approximately 150-200 will attend this event.

At the suggestion of the police department, the applicant has agreed to change the time of the event to 5:00 P.M. to 8:00 P.M. on Saturday, July 22, 2023 (rain date: August 26, 2023).

Included in the package are the recommendations from the Police Department, Department of Public Works, Fire Department, and Claims Examiner.

  
Pamela Walsh Boening  
Village Clerk

Attachments

**FREEPORT POLICE DEPARTMENT**  
**CARNIVAL ~ FESTIVAL ~ BAZAAR**  
**PUBLIC ASSEMBLY PERMIT APPLICATION**

**Applicant:**

Edgardo Casillo 132B Greenwch Street Hempstead NY 11550  
Name Address Apt City State Zip  
426-3203  
516-476-3203 IGLESIA DE DIOS DE LA PROFECIA INC.  
Telephone # Business # Permit Applicant Organization Affiliation

**Organization:** Church of God of Prophecy

~~IGLESIA DE DIOS DE LA PROFECIA INC.~~  
50 W MERRICK RD FREEPORT NY 11520  
Organization Name Address City State Zip  
(516) 486-4288  
Telephone #

**Organization Representatives (Other than applicant):**

- |                             |                               |                         |
|-----------------------------|-------------------------------|-------------------------|
| 1) <u>LUIS Ayala</u>        | <u>516-233-6410</u>           | <u>Bishop</u>           |
| <small>Name</small>         | <small>Contact Phone#</small> | <small>Position</small> |
| * 2) <u>ISAAC Hernandez</u> | <u>516-725-6272</u>           | <u>Legder</u>           |
| <small>Name</small>         | <small>Contact Phone#</small> | <small>Position</small> |
| 3) <u>Damaris Ayala</u>     | <u>516-644-3316</u>           | <u>Secretary</u>        |
| <small>Name</small>         | <small>Contact Phone#</small> | <small>Position</small> |

**Carnival/Festival/Bazaar Operator / Contractor:**

IGLESIA DE DIOS DE LA PROFECIA INC. 50 W. Merrick Rd Freeport NY 11520  
Business Name Address City State Zip  
Operator's Name Telephone #

**Name & type of requested Carnival/Festival/Bazaar:** Church event

**Requested Carnival/Festival/Bazaar Location:** Freeport Plaza East (see attached)

**Set Up Day:** ~~THURSDAY~~ Saturday **Date:** 7/22/23 **Set Up Start Time:** 12:00 AM/PM

**Dates of operation:**

- |  |                                 |  |  |
|--|---------------------------------|--|--|
| <del>1<sup>st</sup> Day: <u>THURSDAY</u></del> | <del>Date: <u>7/20/23</u></del> | <del>Start Time: <u>6:00</u> AM/PM</del> | <del>End Time: <u>9:00</u> AM/PM</del> |
| <del>2<sup>nd</sup> Day: <u>Friday</u></del>   | <del>Date: <u>7/21/23</u></del> | <del>Start Time: <u>6:00</u> AM/PM</del> | <del>End Time: <u>9:00</u> AM/PM</del> |
| 1 <u>3<sup>rd</sup> Day: <u>Saturday</u></u>   | Date: <u>7/22/23</u>            | Start Time: <u>6:00</u> AM/PM            | End Time: <u>9:00</u> AM/PM            |
| 2 <u>4<sup>th</sup> Day: <u>Sunday</u></u>     | Date: <u>7/23/23</u>            | Start Time: <u>12:00</u> AM/PM           | End Time: <u>4:00</u> AM/PM            |

**Equipment Removal will be done by:** Date: 7/23/23 Time: 7:00 AM/PM

**Rain Date:**  NO  YES Date: 08/26/23 08/27/2023  
6:00 pm - 9:00 pm  
12:00 pm - 4:00 pm



I) List on site security that you intend to use. Include the number of security guards and the name and address of the agency you will employ if security is subcontracted.

Security by Church.

J) List where pedestrian and vehicle traffic control such as barricades and blocked streets will need to be employed. Advise if you need or are requesting public works assistance for this.

Please see attached diagram.

K) Are any other public facilities or equipment to be utilized: \_\_\_\_\_ Yes/No  No  
If yes, please describe and attach all related correspondence or permits that authorize their use.

L) Please describe any advertisement, banners, signs, or other attention getting devices or methods to be used in connection with this event:

Signs, banners to Jan our Church Service

M) Advise if the Carnival/Festival/Bazaar ride/show operator subcontracts any portion of their operation.

NOT APPLICABLE

I hereby state that I have received a copy of Article III of Chapter 155, entitled "Noise Control", and I understand that I am required to comply with the same.

Signature

Sworn to before me this 12th day of JUNE, 2023

NOTARY PUBLIC

INDIA SHEARD  
Notary Public, State of New York  
No. 01SH6160075  
Qualified in Nassau County  
Commission Expires June 13, 2025

Chapter 155-39: Any person violating any of the provisions of this chapter shall be deemed guilty of a violation and, upon conviction thereof, shall be fined in an amount not exceeding \$750 for the first offense, \$1,000 for the second offense and \$2,000 for each offense thereafter or be imprisoned in the Nassau County Correctional Facility for a period not exceeding 15 days, or be subject to both such fine and imprisonment. Each day (twenty-four-hour period) such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such. Any person under the age of 16 years who shall violate any of the provisions of this article shall be deemed to be a juvenile offender.

**Insurance Requirement Notice:**

**You are informed that you must meet the following insurance requirements for this event:**

Comprehensive General Liability Insurance (Broad Form), with the Inc. Village of Freeport named as additional insured for the entire policy period. Required Minimum Limits: \$1,000,000 Combined Single Limit per occurrence and \$2,000,000 aggregate. A copy of the policy endorsement showing that the Inc. Village of Freeport is named as additional insured for this event is to be attached to the original certificate of insurance evidencing this coverage and must be in a form acceptable to the Inc. Village of Freeport.

All policies and certificates must provide that a minimum of ten (10) days prior notice will be given to the Village by registered mail for any cancellation or modification of the insurance.

Insurance companies providing the required insurance policies must be New York State admitted carriers, have a policy holders rating of A or better and a financial rating of at least "10" or better according to the current Best Insurance Rating Guide.

Contractual Liability coverage- All vendors providing amusements (ie: rides, inflatables, live animals) for this event must also comply with all of the above mentioned insurance requirements.

The hold harmless cited below, is to be copied onto the applicant group's letterhead and signed by a representative of the festival sponsor/ride concessionaire, notarized and must be attached to application.

**Insurance Requirement Notice (continued):**

(Fill in Name of applicant or contracted operator), agrees to defend and indemnify and save harmless the Inc. Village of Freeport, its employees and elected and appointed officials against loss or expense by reason of the liability imposed by laws upon the Village for damage because of bodily injuries, including death at any time resulting there from, sustained by any person or persons including employees or on account of damage to property, including loss of use thereof, arising out of or in consequence of the use of (Name of municipal property/location) in Freeport, by (Name of applicant or contracted operator), whether or not such injury to persons or damage to property are due or claim to be due to any negligence (Name of applicant or contracted operator) of (Name of applicant or contracted operator) their employees or agents.

Sign: (Name of representative and company name)

Date: 6/12/23

The above-mentioned insurance must be provided by all sponsors and ride concessionaires involved in this event.

Signature \_\_\_\_\_

  
Applicant

Sworn to before me this 12th  
day of JUNE 2023  


Notary

INDIA SHEARD  
Notary Public, State of New York  
No. 01SH6160075  
Qualified in Nassau County  
Commission Expires June 13, 2023

Application Approved: \_\_\_\_\_

Application Denied: \_\_\_\_\_

By: \_\_\_\_\_



# The Church of God of Prophecy

Word of Life  
80 West Merrick Road  
Freeport, New York 11520  
PHONE (516) 644-3316/ 516-486-4288 Email: Cogwol@gmail.com

June 21, 2023

Dear Sir/Madame:

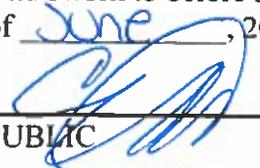
Iglesia De Dios de la Profecía Inc. agrees to defend and indemnify and save harmless the Inc. Village of Freeport, its employees and elected and appointed officials against loss of expense by reason of the liability imposed by laws upon the Village for damage because of bodily injuries, including death at any time resulting there from, sustained by any person or persons including employees or on account of damage to property, including loss of use thereof, arising out of or in consequence of the use of LIRR Parking in Freeport, by Iglesia De Dios de la Profecía Inc. whether or not such injury to persons or damage to property are due or claim to be due to any negligence Iglesia De Dios de le Profecía Inc of Iglesia De Dios de la Profecía Inc their employees or agents.

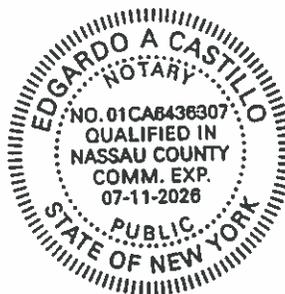
Sign: 

Date: June 21, 2023

On the 21 day of June, 2023 before me, the undersigned, personally appeared, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledge to me that she executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Subscribed and sworn to before me this  
21 day of June, 2023

  
NOTARY PUBLIC





# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

05/19/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Church Mutual Insurance Company, S.I. 3000 Schuster Lane P.O. Box 357 Merrill WI 54452	<b>CONTACT NAME:</b> Church Mutual Insurance Company, S.I. <b>PHONE (A/C, No, Ext):</b> 1-800-554-2642 <b>E-MAIL ADDRESS:</b> customerservice@churchmutual.com	<b>FAX (A/C, No):</b> 855-264-2329
	<b>INSURER(S) AFFORDING COVERAGE</b>	
<b>INSURED</b> IGLESIA DE DIOS DE LA PROFECIA INC 80 W MERRICK RD FREEPORT NY 11520-3710	<b>INSURER A:</b> Church Mutual Insurance Company, S.I.	<b>NAIC #</b> 18767
	<b>INSURER B:</b>	
	<b>INSURER C:</b>	
	<b>INSURER D:</b>	
	<b>INSURER E:</b>	
	<b>INSURER F:</b>	

**COVERAGES**                      **CERTIFICATE NUMBER:**                      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

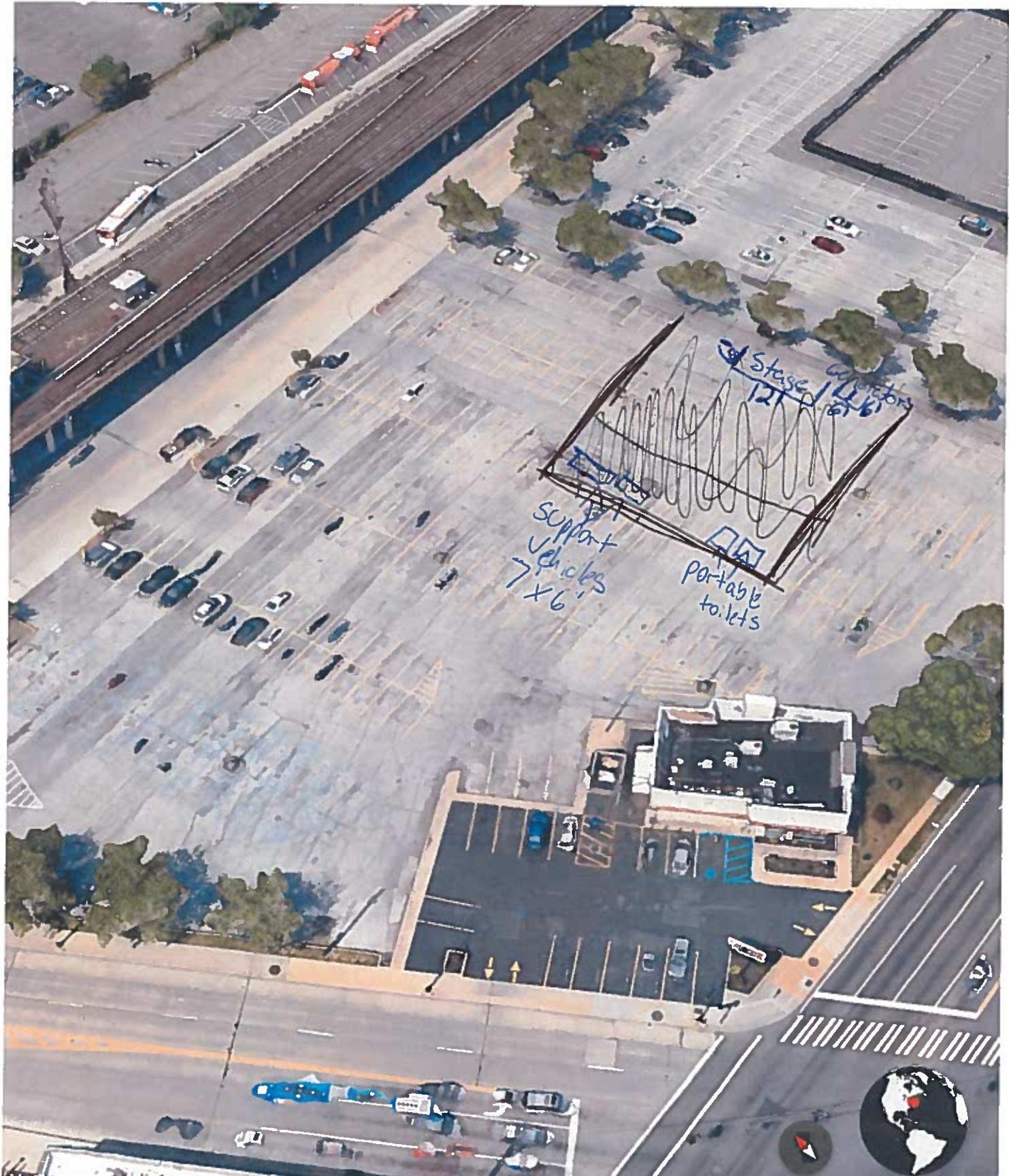
INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY	N	0180991 02-447245	08/19/2022	08/19/2023	EACH OCCURRENCE \$ 2,000,000
	<input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR					DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC					MED EXP (Any one person) \$ 10,000
	OTHER:					PERSONAL & ADV INJURY \$ 2,000,000
	<b>AUTOMOBILE LIABILITY</b>					GENERAL AGGREGATE \$ 5,000,000
	<input type="checkbox"/> ANY AUTO					PRODUCTS - COMP/OP AGG \$
	<input type="checkbox"/> OWNED AUTOS ONLY	<input type="checkbox"/> SCHEDULED AUTOS				\$
	<input type="checkbox"/> HIRED AUTOS ONLY	<input type="checkbox"/> NON-OWNED AUTOS ONLY				COMB-NED SINGLE LIMIT (Ea accident) \$
	<input type="checkbox"/> UMBRELLA LIAB	<input type="checkbox"/> OCCUR				BODILY INJURY (Per person) \$
	<input type="checkbox"/> EXCESS LIAB	<input type="checkbox"/> CLAIMS-MADE				BODILY INJURY (Per accident) \$
	DED RETENTION \$					PROPERTY DAMAGE (Per accident) \$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b>					\$
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	N/A			PER STATUTE OTH-ER
	If yes, describe under DESCRIPTION OF OPERATIONS below					E L. EACH ACCIDENT \$
						E L. DISEASE - EA EMPLOYEE \$
						E L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Church Event Festival, 7/20/23 - 7/23/23

**CERTIFICATE HOLDER**                      **CANCELLATION**

INC. VILLAGE OF FREEPORT 46 NORTH OCEAN AVE FREEPORT NY 11520	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
---	--



Google Earth

Imagery date: 6/...

20 m

Camera: 154 m 40°39'24"N 73°34'51"...

# ← Freeport Plaza East



# Freeport Plaza East

# Freeport Police Department Parade and Public Assemblies Permit

A parade/public assemblies permit has been issued to the named applicant and other named representatives on behalf of **Church of God of Prophecy (Edgardo Casnio)** **80 West Merrick Rd**

<u>Freeport</u> <small>City</small>	<u>New York</u> <small>State</small>	<u>11520</u> <small>Zip</small>	<u>80 West Merrick Rd</u> <small>Address</small>
		<u>516 426-3203</u> <small>Telephone #</small>	

as indicated on the Freeport Police Department Public Assembly Permit Application which is annexed hereto and made a part thereof, with the stipulation that the conditions listed below, if any, are satisfied by the above named organization and it's representatives. The conditions are:

**CHURCH EVENT ON PORTION OF LIRR MUNICIPAL PARKING FIELD**

**DATE: SATURDAY, JULY 22<sup>ND</sup> 2023 Time: 5:00 P.M. TO 8:00 P.M.**

**& Sunday, JULY 23<sup>RD</sup> 2023 Time: 12:00 P.M. To 4:00 P.M.**

**Rain Dates: August 26<sup>th</sup> 2023 Time: 5:00 P.M. TO 8:00 P.M.**

**& August 27<sup>th</sup> 2023 Time: 12:00 P.M. To 4:00 P.M.**

1. **Applicant and participants will be considerate of Village noise regulations and minimize unnecessary noise. This permit does not exempt the participants from abiding by village noise ordinances.**
2. **Use of amplified sound, D.J. equipment, etc., will cease and desist promptly at 8:00 P.M. ON JULY 24 , AAND 5 P.M. ON JULY 25 without prompting from police or village official.**
3. **Participants will shut down and clear parking field at immediately after the event times without prompting from police or village officials.**
4. **If an emergency occurs, the participants must be able to promptly clear the roadway for Fire, Police and other emergency vehicles. Physical barriers can not be used to block roadway.**
5. **Tables, tents, awnings, rides, amusements, D.J. Booths or other structures placed in the road must be fashioned to be rapidly removable by hand to facilitate emergency vehicle operations. Structures or items not rapidly removable by hand must be erected off the road surface or to one side of the road Not Blocking Vehicle Traffic.**
6. **Applicants: Luis Ayala Tel # (516) 233-6410, Damaris Ayala Tel # (516) 644-3316**

This parade/public assembly permit must be available to be submitted for inspection by any Freeport Police Officer on the date and times of the parade. (Photocopies are permitted)

**THE PARADE/PUBLIC ASSEMBLIES PERMIT APPLICATION MUST BE ATTACHED TO THE PERMIT AND AVAILABLE FOR INSPECTION FOR THIS PERMIT TO BE VALID.**

Please note the parade/public assembly permit maybe revoked by the Chief of Police, or designated representative, at any time prior to or during the parade for violation of Freeport Village-Code Section 155-67.

Issued by Chief M. Smith [Signature] 06/23/2023  
Rank Name Signature Date

CC to:  Mayor  Village Attorney  Fire Chief  Public Works  Postmaster  Affected

**INTER-DEPARTMENT CORRESPONDENCE**

**FREEPORT POLICE DEPARTMENT**

**Michael Smith**  
Chief of Police

40 North Ocean Avenue, Freeport, New York 11520  
(516) 378-0700 Fax (516) 377-2432

**TO:** Pamela Walsh Boening, Village Clerk  
**FROM:** Deputy Chief Michael G. Williams  
**DATE:** 06/23/2023  
**RE:** Church of God of Prophecy  
Portion of LIRR Municipal Parking Field

**Dates:** Saturday July 22, 2023 Time: 5:00 p.m.  
Sunday July 23, 2023 Time: 12:00 p.m.

**Rain Dates:** August 26, 2023 Time 5:00 to 8:00 p.m.  
August 27, 2023 Time 12:00 p.m. to 4:00 p.m.

---

After review of the attached Block Party Permit Application I am informing you that I conditionally approve this permit. My approval is conditioned upon this matter being brought before the Mayor and Board of Trustees for final approval. Once the Board approves; the permit is valid.

I do not anticipate there will be any police overtime costs incurred due to this event. Please advise me when a decision has been made so I will know how to proceed.

Thank you,



Michael G. Williams  
Deputy Chief of Police

CLERK'S OFFICE  
VILLAGE OF FREEPORT, NY

2023 JUN 27 A 10: 59

RECEIVED

**INCORPORATED VILLAGE OF FREEPORT  
DEPARTMENT OF PUBLIC WORKS  
INTER-DEPARTMENT CORRESPONDENCE**

---

**TO:** Pamela Walsh Boening, Village Clerk

**FROM:** Robert R. Fisenne, P.E., Superintendent of Public Works

**DATE:** June 23, 2023

**RE:** Carnival/Festival/Bazaar Public Assembly Permit Application  
Organization: Iglesia de Dios de la Profecia, Inc.  
Church of God off the Prophecy  
Applicant: Edward Castillo  
Date: Saturday, July 22, 2023 / Time: 6:00 pm to 9:00 pm  
Sunday, July 23, 2023 / Time: 12:00 pm to 4:00 pm  
Rain Date: Saturday, August 26, 2023 / Time: 6:00 pm to 9:00 pm  
Sunday, August 27, 2023 / Time: 12:00 pm to 4:00 pm  
Set-up Time: 12:00 pm  
Location: LIRR Parking Lot (portion of east side)

---

I have reviewed the above-referenced Parade and Public Assembly Permit Application submitted by Edward Castillo on behalf of Iglesia de Dios de la Profecia, Inc. to hold services.

I am conditionally approving this permit, with my approval conditioned upon this matter being brought to the Mayor and Board of Trustees for final approval. Please advise me when a decision has been met.

  
\_\_\_\_\_  
Robert R. Fisenne, P.E.  
Superintendent of Public Works

**C:** Ben Terzulli, Assistant Superintendent of Public Works

## **Pamela Boening**

---

**From:** Raymond Maguire  
**Sent:** Friday, June 23, 2023 3:06 PM  
**To:** Pamela Boening  
**Subject:** RE: Public Assembly 7.23.2023 LIRR

I have reviewed the Parade & Public Assembly Permit application for July 22 and 23, 2023 (Rain Date: August 26 and 27, 2023)

I do not foresee any negative impact in the performance of our duties as this event will be not be blocking any streets. They indicate that they will be using the parking lot. Event Coordinator(s) should be cognizant of moving the participants off of the street if Emergency Vehicles are approaching.

Please remind the applicant(s) that access to the area(s) must be made available for Emergency equipment. Therefore, physical barriers should be discouraged.

If you have any questions, please feel free to contact me.

Ray Maguire

*Raymond F. Maguire*  
*Executive Director*  
*Freeport Fire Department*  
*Office: 5163772190*  
*Cell: 5166801801*  
*Fax: 5163772499*

---

**From:** Pamela Boening <pboening@freeportny.gov>  
**Sent:** Friday, June 23, 2023 12:42 PM  
**To:** Michael Smith <m.smith@freeportpolice.org>; Robert Fisenne <rfisenne@freeportny.gov>; Raymond Maguire <rmaguire@freeportny.gov>; Christine Maguire <cmaguire@freeportny.gov>  
**Cc:** Carl Hetzel <c.hetzel@freeportpolice.org>; Michael Williams <m.williams@freeportpolice.org>; Mary Muldowney <m.muldowney@freeportpolice.org>; Ben Terzulli <bterzulli@freeportny.gov>; Sheryl Sobers <ssobers@freeportny.gov>; Sabrina Lafleur <slafleur@freeportny.gov>; Madelyn de la Fe <mdelafe@freeportny.gov>; Conor Kirwan <ckirwan@freeportny.gov>  
**Subject:** Public Assembly 7.23.2023 LIRR

Please send recommendation.

*Pamela Walsh Boening*  
Village Clerk

Village of Freeport  
46 N. Ocean Avenue  
Freeport, New York 11520

## Pamela Boening

---

**From:** Conor Kirwan  
**Sent:** Thursday, June 29, 2023 2:04 PM  
**To:** Pamela Boening  
**Subject:** RE: Public Assembly 7.23.2023 LIRR

The insurance is approved.

Conor Kirwan  
Executive Director of Human Resources  
Village of Freeport  
516-377-2293

---

**From:** Pamela Boening <pboening@freeportny.gov>  
**Sent:** Friday, June 23, 2023 12:42 PM  
**To:** Michael Smith <m.smith@freeportpolice.org>; Robert Fisenne <rfisenne@freeportny.gov>; Raymond Maguire <rmaguire@freeportny.gov>; Christine Maguire <cmaguire@freeportny.gov>  
**Cc:** Carl Hetzel <c.hetzel@freeportpolice.org>; Michael Williams <m.williams@freeportpolice.org>; Mary Muldowney <m.muldowney@freeportpolice.org>; Ben Terzulli <bterzulli@freeportny.gov>; Sheryl Sobers <ssobers@freeportny.gov>; Sabrina Lafleur <slafleur@freeportny.gov>; Madelyn de la Fe <mdelafe@freeportny.gov>; Conor Kirwan <ckirwan@freeportny.gov>  
**Subject:** Public Assembly 7.23.2023 LIRR

Please send recommendation.

*Pamela Walsh Boening*  
Village Clerk

Village of Freeport  
46 N. Ocean Avenue  
Freeport, New York 11520

516-377-2254

**INTER-DEPARTMENT CORRESPONDENCE  
INCORPORATED VILLAGE OF FREEPORT**

**TO:** Mayor Robert T. Kennedy

**FROM:** Pamela Walsh Boening, Village Clerk

**DATE:** June 29, 2023

**RE:** Autism Awareness Ride to the Beach  
Applicant: Carl Sylvester  
Organization: Bike to the Beach  
Date: Sunday, September 10, 2023  
Time: 8:00 A.M. to 11:00 A.M.

---

Attached please find a copy of the request for a Parade and Public Assembly Permit Application submitted by Carl Sylvester, on behalf of Bike to the Beach Inc., to hold the annual Autism Awareness Bike to the Beach event on Sunday, September 10, 2023, from 8:00 A.M. to 11:00 A.M. The participants will enter the Village on W. Seaman Avenue, turn right onto Babylon Turnpike and continue their route into Merrick. A map is included to show the route that the participants will follow.

Also included are the recommendations from the Police Department, Department of Public Works, Fire Department, and the Claims Examiner.



Pamela Walsh Boening  
Village Clerk  
Attachments

# FREEPORT POLICE DEPARTMENT PARADE AND PUBLIC ASSEMBLY PERMIT APPLICATION

**Applicant:**

Carl Sylvester	4315 50th St. NW Suite 100 #7224		Washington, DC	DC	20016
Name	Address	Apt	City	State	Zip
(202) 256-7887			Operations Manager		
Telephone #	Business #	Permit Applicant Organization Affiliation			

**Organization:**

The Add Impact Network (dba Bike to the Beach, Inc.)	4315 50th St. NW Suite 100 #7224		Washington, DC	DC	20016
Organization Name	Address	Apt	City	State	Zip
(202) 256-7887					
Telephone #					

**Organization Representatives (Other than applicant):**

1) <u>Robby Walsh</u>	<u>(301) 580-7231</u>	<u>Chairman of the Board</u>
Name	Contact Phone#	Position
2) <u>Benjamin Dalley</u>	<u>(202) 341-3552</u>	<u>Director of Operations</u>
Name	Contact Phone#	Position
3) <u>Hector Garcia</u>	<u>(410) 926-7334</u>	<u>Executive Director</u>
Name	Contact Phone#	Position
4) _____	_____	_____
Name	Contact Phone#	Position

**Parade/Public Assembly:**

Date Requested: 9/10/2023                      Assembly Time: 8:00 AM PM

Starting Time: 8:00 AM PM      Finish Time: 11:00 AM PM

**Route/Public Assembly Location:**

We want to assemble at NA

The parade will start at W. Seaman Avenue (at Village Line) Location \_\_\_\_\_ to \_\_\_\_\_

<u>Seaman Avenue (Traveling East)</u>	to	<u>Right onto Babylon Turnpike</u>	to
Direction/Location		Location	
<u>Babylon Turnpike (Traveling East)</u>	to	<u>Left onto Smith Street</u>	to
Direction/Location		Direction/Location	
<u>Smith Street (Traveling East)</u>	to	<u>Continue onto Grand Ave.</u>	to
Direction/Location		Direction/Location	
_____	to	_____	to
Direction/Location		Direction/Location	

Will the parade occupy all or only a portion of the width of the streets proposed to be traversed?

a) All of the width will be occupied? No (Right most and Road Shoulder)

b) Only a portion of the width will be occupied, consisting of 1 lanes.

If reviewing stand is to be used, where will it be located?  
N/A

**Participants:**

What is the approximate number of:

- a) Persons 250 b) Animals N/A c) Vehicles 5 d) Utility trailer float N/A, which will constitute such parade? (Tractor trailer floats are discouraged)

For b) and c) above, please indicate the type of animal or description of vehicles: Cars and Vans that will provide assistance or aid to cyclists if need be.

A minimum of (100) one hundred feet of space must be maintained between units.

Please describe any recording equipment, sound amplification equipment, banners, signs, or other attention getting devices to be used in connection with the Parade/Public Assembly: Turn signs (24"x24") will be placed along the route to

give participants directional cues. They will be put up the day prior, and taken down the day of.

For your Parade/Public Assembly, are any public facilities or equipment to be utilized: \_\_\_\_\_ Yes  No  
If yes, please describe and attach all related correspondence or permits that authorize their use.

What is the estimated number of spectators or Public Assembly visitors? N/A

**Insurance Requirement Notice: (if required)**

**You are informed that you must meet the following insurance requirements for this event:**

Comprehensive General Liability Insurance (Broad Form), with the Inc. Village of Freeport named as additional insured for the entire policy period. Required Minimum Limits: \$1,000,000 Combined Single Limit per occurrence and \$2,000,000 aggregate. A copy of the policy endorsement showing that the Inc. Village of Freeport is named as additional insured for this event is to be attached to the original certificate of insurance evidencing this coverage and must be in a form acceptable to the Inc. Village of Freeport.

All policies and certificates must provide that a minimum of ten (10) days prior notice will be given to the Village by registered mail for any cancellation or modification of the insurance.

Insurance companies providing the required insurance policies must be New York State admitted carriers, have a policy holders rating of A or better and a financial rating of at least "10" or better according to the current Best Insurance Rating Guide.

Contractual Liability coverage or the hold harmless cited below, the wording of which is to be transcribed on your group's letterhead, all portions indicated by parenthesis to be filled in with your group's information, and is to be signed by a representative of the festival sponsor/ride concessionaire and the signature notarized, must be attached.

**Insurance Requirement Notice (continued):**

(Name of applicant or contracted operator) agrees to defend and indemnify and save harmless the Inc. Village of Freeport, its employees and elected and appointed officials against loss or expense by reason of the liability imposed by laws upon the Village for damage because of bodily injuries, including death at any time resulting there from sustained by any person or persons including employees or on account of damage to property, including loss of use thereof, arising out of or in consequence of the use of (municipal property/location) in Freeport by (Name of applicant or contracted operator), whether or not such injury to persons or damage to property are due or claim to be due to any negligence of (Name of applicant or contracted operator) their employees or agents.

Sign: Carl Sylvester Carl Sylvester, Bike to the Beach, Inc.  
(Name of representative and company name)

Date: 6/12/23

The above-mentioned insurance must be provided by all sponsors and ride concessionaires involved in this event.

**Fees:** *If the application is for the use of any village property other than street or public thoroughfare or if any Village of Freeport services shall be required for the parade or public assembly, the applicant shall pay, prior to the issuance of the permit, the charge for those services in accordance with the schedule of service costs approved by the Board of Trustees by resolution.*

**Affirmation of Understanding and Awareness:**

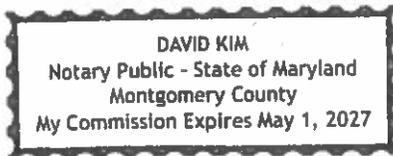
I Carl Sylvester acting as an authorized representative of (The Add Impact Network) Bike to the Beach, Inc. swears under oath that I have read and understand Village of Freeport Code Section 1, Chapter 155; Article VI entitled Parades and Public Assemblies. Further, if granted a permit I agree to abide by all of the provisions and stipulations of such code.

Carl Sylvester  
Signature of Applicant

Sworn to before me this 12

day of June 2023

DK  
Notary



## **Pamela Boening**

---

**From:** Carl Sylvester <csylvester@biketotheseach.org>  
**Sent:** Thursday, June 15, 2023 8:30 AM  
**To:** Pamela Boening; info@freeportpolice.org  
**Cc:** Christine Maguire; Conor Kirwan; Lisa DeBourg  
**Subject:** (External E-mail)Village of Freeport - Bike to the Beach for Autism 9/10/23 - Bike Ride Application  
**Attachments:** VillageFreeport\_Parade-Public Assembly\_6.12.23.pdf; B2B Turn-By-Turn\_VillageFreeport\_6.13.23.pdf; B2BNY Permit Maps - Freeport 2022-23.pdf; Inc. Village of Freeport, NY, 46 North Ocean Ave, Freeport, NY, 11520.pdf; BiketotheBeach 501C3 IRS Confirmation.pdf

Good morning,

Please see the attached application for our Bike to the Beach for Autism Event scheduled to take place on 9/10/23. Bike to the Beach is a 100-mile charity bike ride from Manhattan to Dockers Waterside in Quogue. We expect to have about 250 participants who will be traveling along the route in small groups spread out over a couple of hours.

The event requires no road closures and is fully supported by volunteers and private EMS staff. Most riders will bike at an average of 14 miles per hour, and are instructed to take extra precaution to have a minimal impact on the surrounding area and roads.

Included along with the permit application is a route description and maps of the route that affect the Village of Freeport. A copy of the application, along with supporting documentation, has also been mailed to the Village Clerk's Office.

A full map of the route can be found here: [Bike to the Beach NY Route](#)

Bike to the Beach hosts events in 6 cities, and annually donates over \$1 million to our national and local partners. Our ability to have a significant impact on the lives of people affected by autism would not be possible without the generosity and willingness of local government departments to support our community and events.

If you have any questions or concerns, please feel free to reach out at your earliest convenience.

Thank you, and all the best,

**Carl Sylvester**  
Operations Manager

Bike to the Beach For Autism  
202.256.7887  
202.860.3211  
[www.Biketotheseach.org](http://www.Biketotheseach.org)

Nil Volentibus Arduum - "Nothing is impossible for the willing"

---

This email has been scanned by the Symantec Email Security.cloud service.



**BIKE TO THE BEACH : TURN-BY-TURN DIRECTIONS  
VILLAGE OF FREEPORT, NY**

<b>Type</b>	<b>Notes</b>	<b>Distance (miles) From Start</b>	<b>Ride this Distance</b>
Left	Turn left onto Grand Ave	39.05	0.03
Right	Turn right onto W Seaman Ave	39.08	1.79
Right	Turn right onto Babylon Turnpike	40.87	0.6
Left	Turn left onto Smith St	41.47	1.1
Straight	Continue onto Grand Ave	42.57	1.23



## Our Riders Obey the Rules of the Road

At Bike to the Beach, we know that sharing public roadways is not a right – it's a privilege. By law, bicycles are classified as vehicles and as such are subject to the same laws, and we make every effort to ensure that our riders follow the rules of the road. We take a no tolerance approach to enforcing the rules of the road and safe cycling rules. Our Safety Crew will remove Riders who are endangering themselves and others through careless cycling.

Bike to the Beach enforces the following rules of the road. Our riders ...

- *Go With the Traffic Flow - Ride on the right in the same direction as other vehicles. Go with the flow – not against it. Motorists aren't looking for bicyclists riding on the wrong side of the road. State law and common sense require that bicyclists drive like other vehicles. Do not ride on the sidewalk.*
- *Obey All Traffic Laws - A bicycle is a vehicle and you're a driver. When you ride in the street, obey all traffic signs, signals, and lane markings.*
- *Ride with the group – When riding with other bikers, ride with the group in the same traffic lane or in the same shoulder. Ride two-by-two or in a single file line on the right side of the road or in a bike lane. Allow plenty of room for cars and other vehicles to pass on your left.*
- *Stay in bike-lanes or on road shoulder - Choose the safest path when on the road and stay to the right.*
- *Do NOT Pass on the Right - Motorists may not look for or see a bicycle passing on the right.*
- *Ride Predictably - Ride in a straight line, not in and out of cars. Signal your moves to others.*
- *Stay Alert at All Times - Use your eyes AND ears. Watch out for potholes, cracks, wet leaves, storm grates, railroad tracks, or anything that could make you lose control of your bike. You need your ears to hear traffic and avoid dangerous situations; don't wear headphones when you ride.*
- *Look Before Turning - When turning left or right, always look behind you for a break in traffic, then signal before making the turn. Watch for left- or right-turning traffic.*
- *Watch for Parked Cars - Ride far enough out from the curb to avoid the unexpected from parked cars (like doors opening, or cars pulling out).*
- *Follow Lane Markings - Don't turn left from the right lane. Don't go straight in a lane marked "right-turn only."*

# ***biketotheseach***

[www.biketotheseach.org](http://www.biketotheseach.org)

Washington, DC : Baltimore, MD : Boston, MA : New York, NY : Key West, FL : Houston, TX

## **Bike to the Beach Sign Disclosure**

To guide our riders on the safest biking roads and to ensure that all riders stay together, we try to display our bike ride's route as clearly as possible with signage. Keeping our riders safe is our primary objective throughout the ride, and we find that having our route clearly marked is integral to keeping riders safe and preventing accidents. Our signs are placed at all turns and major intersections, as well as locations that direct the riders to the safest places to ride, such as shoulders, low traffic roads and bike paths. Our signs (pictured below) are 24" x 24".



We put them up with zip ties or small metal stands on non-traffic signs, lights posts, telephone poles, etc. located on the right-hand side of the road. We do not put our signs up on road or traffic signs (i.e. - stop signs, etc.) or trees. We give our riders strict instructions to obey all rules of the road and traffic laws, and do our best not to interfere with regular traffic. Our signs are set up 24-48 hours before the event, and taken down shortly after the event concludes. If you have any questions or concerns please feel free to contact us.

Sincerely,  
- Ben Dalley, Director of Operations



[Info@Biketotheseach.org](mailto:Info@Biketotheseach.org) : [www.Biketotheseach.org](http://www.Biketotheseach.org) : 202.642.2209 : 202.280.1418 (f)

INTERNAL REVENUE SERVICE  
P. O. BOX 2508  
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date:

11/28/2008  
BIKE TO THE BEACH INC  
1328 VERMONT AVE NW  
WASHINGTON, DC 20005

Employer Identification Number:  
26-1809507  
DLN:  
17053056054048  
Contact Person:  
DEBRA JOHNSON ID# 75126  
Contact Telephone Number:  
(877) 829-5500  
Accounting Period Ending:  
December 31  
Public Charity Status:  
170(b)(1)(A)(vi)  
Form 990 Required:  
Yes  
Effective Date of Exemption:  
January 25, 2008  
Contribution Deductibility:  
Yes  
Advance Ruling Ending Date:  
December 31, 2012  
Addendum Applies:  
No

Dear Applicant:

We are pleased to inform you that upon review of your application for tax exempt status we have determined that you are exempt from Federal income tax under section 501(c)(3) of the Internal Revenue Code. Contributions to you are deductible under section 170 of the Code. You are also qualified to receive tax deductible bequests, devises, transfers or gifts under section 2055, 2106 or 2522 of the Code. Because this letter could help resolve any questions regarding your exempt status, you should keep it in your permanent records.

Organizations exempt under section 501(c)(3) of the Code are further classified as either public charities or private foundations. During your advance ruling period, you will be treated as a public charity. Your advance ruling period begins with the effective date of your exemption and ends with advance ruling ending date shown in the heading of the letter.

Shortly before the end of your advance ruling period, we will send you Form 8734, Support Schedule for Advance Ruling Period. You will have 90 days after the end of your advance ruling period to return the completed form. We will then notify you, in writing, about your public charity status.

Please see enclosed Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, for some helpful information about your responsibilities as an exempt organization.

Letter 1045 (NO/CG)



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
04/06/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> McKay Insurance Agency, Inc. 106 East Main Street P O Box 151 Knoxville IA 50138	<b>CONTACT NAME:</b> Megan Stanley <b>PHONE (A/C, No, Ext):</b> (641) 842-2135 <b>FAX (A/C, No):</b> (641) 828-2013 <b>E-MAIL ADDRESS:</b> meg@mckayinsagency.com																				
	<table border="1"> <tr> <th colspan="2">INSURER(S) AFFORDING COVERAGE</th> <th>NAIC #</th> </tr> <tr> <td>INSURER A:</td> <td>LIO Insurance</td> <td>40550</td> </tr> <tr> <td>INSURER B:</td> <td></td> <td></td> </tr> <tr> <td>INSURER C:</td> <td></td> <td></td> </tr> <tr> <td>INSURER D:</td> <td></td> <td></td> </tr> <tr> <td>INSURER E:</td> <td></td> <td></td> </tr> <tr> <td>INSURER F:</td> <td></td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE		NAIC #	INSURER A:	LIO Insurance	40550	INSURER B:			INSURER C:			INSURER D:			INSURER E:			INSURER F:	
INSURER(S) AFFORDING COVERAGE		NAIC #																			
INSURER A:	LIO Insurance	40550																			
INSURER B:																					
INSURER C:																					
INSURER D:																					
INSURER E:																					
INSURER F:																					
<b>INSURED</b> Add Impact Network, Inc., DBA: Bike to the Beach 4315 50th Street NW Suite 100, PMB 7224 Washington DC 20016																					

**COVERAGES**      **CERTIFICATE NUMBER:** CL2333062977      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS EXCLUSION MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	Y	N	ASP1100000068-00	03/17/2023	03/17/2024	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COM/OP AGG \$ 2,000,000
A	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY	Y	N	ASP1100000068-00	03/17/2023	03/17/2024	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED    RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A				PER STATUTE    OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

**DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES** (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)  
Ride for AUTISM & disABILITIES - New York; September 10, 2023. Certificate holder is Additional Insured per form LI-MU-GL-018 (08/22).

<b>CERTIFICATE HOLDER</b> Inc. Village of Freeport, NY 46 North Ocean Ave Freeport NY 11520	<b>CANCELLATION</b> SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
--	---

**THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.**

**PRIME GENERAL LIABILITY ENHANCEMENT ENDORSEMENT**

This endorsement modifies insurance provided under the following:

**COMMERCIAL GENERAL LIABILITY COVERAGE FORM**

The following is a summary of the Limits of Insurance and additional coverages provided by this endorsement which apply in the event no other specific coverage is provided under this policy. If such specific coverage applies, the terms and conditions of that coverage are the sole coverage applicable under this policy, unless otherwise noted in this endorsement.

Coverage Applicable	Limit of Insurance	Page #
Damage to Premises Rented To You	\$1,000,000	1
Expected Or Intended Injury – Property Damage	Included	1
Non-Owned Watercraft	Less than 58 feet	2
Supplementary Payments – Bail Bonds	\$3,000	2
Supplementary Payments – Loss of Earnings	\$1,000 per day	2
Employee Indemnification Defense Coverage	\$25,000	2
Additional Insured – Broadened Named Insured	Included	2
Additional Insured – Grantor of Franchise	Included	2
Additional Insured – Managers, Landlords, or Lessors Of Premises	Included	2
Additional Insured – Lessor Of Leased Equipment – Automatic Status When Required In Lease Agreement With You	Included	3
Additional Insured – As Required By Contract	Included	3
Additional Insured – Leased Workers	Included	3
Transfer Of Rights Of Recovery Against Others To Us	Clarification	3
Liberalization	Included	3
Bodily Injury – Includes Mental Anguish	Included	3

**A. Damage to Premises Rented to You**

If Damage To Premises Rented To You is not otherwise excluded from this Coverage Part:

Paragraph 6. of SECTION III – LIMITS OF INSURANCE is replaced by the following:  
Subject to Paragraph 5. above, the Damage To Premises Rented To You Limit of \$1,000,000 is the most we will pay under **COVERAGE A – BODILY INJURY AND PROPERTY DAMAGE LIABILITY** for damages because of “property damage” to any one premises, while rented to you, or in the case of damage by fire, lightning, explosion, smoke, or leakage from automatic fire protective systems or any combination thereof.

**B. Expected or Intended Injury – Property Damage**

Paragraph a. of 2. Exclusions of SECTION I – COVERAGES, **COVERAGE A - BODILY INJURY AND PROPERTY DAMAGE LIABILITY** is replaced by the following:

**Expected Or Intended Injury**

“Bodily injury” or “property damage” expected or intended from the standpoint of the insured. This exclusion does not apply to “bodily injury” or “property damage” resulting from the use of reasonable force to protect persons or property.

**C. Non-Owned Watercraft**

Subparagraph (2)(a) of Paragraph g. Aircraft, Auto or Watercraft of SECTION I – COVERAGES, COVERAGE A - BODILY INJURY AND PROPERTY DAMAGE LIABILITY is amended to read as follows:

(2) A watercraft you do not own that is:

(a) Less than 58 feet long; and

(b) Not being used to carry persons or property for a charge;

This provision applies to any person, who with your consent, either uses or is responsible for the use of a watercraft. This insurance is excess over any other valid and collectible insurance available to the insured whether primary, excess or contingent.

#### D. Supplementary Payments

Paragraphs 1.b. and 1.d. of SUPPLEMENTARY PAYMENTS – COVERAGES A AND B are amended as follows:

1. The limit for the cost of bail bonds is increased from \$250 to \$3,000; and
2. The limit for actual loss of earnings is increased from \$250 a day to \$1,000 a day.

#### E. Employee Indemnification Defense Coverage

The following is added to SUPPLEMENTARY PAYMENTS – COVERAGES A AND B:

We will pay, on your behalf, defense costs incurred by an "employee" in a criminal proceeding. The most we will pay for any "employee" who is directly involved in a criminal proceeding is \$25,000 regardless of the numbers of "employees," claims or "suits" brought or persons or organizations making claims or bringing "suits."

#### F. Who Is An Insured

The following is added to Paragraph 2. Of SECTION II – WHO IS AN INSURED:

Each of the following is also an insured:

**a. Broadened Named Insured**

Any organization and subsidiary thereof which you control and actively manage on the effective date of this Coverage Part. However, coverage does not apply to any organization or subsidiary not named in the Declarations as Named Insured, if they are also insured under another similar policy, but for its termination or the exhaustion of its limits of insurance.

**b. As Required By Contract**

Any person or organization where required by a written contract executed prior to the occurrence of a loss. Such person or organization is an additional insured for "bodily injury," "property damage" or "personal and advertising injury" but only for liability caused, in whole or in part, by the negligence of the named insured. The limits of insurance applicable to these additional insureds are the lesser of the policy limits or those limits specified in a contract or agreement. These limits are included within and not in addition to the limits of insurance shown in the Declarations.

**c. Grantor of Franchise**

Any person or organization with respect to their liability as the grantor of a franchise to you.

**d. Managers, Landlords, or Lessors of Premises**

Any person or organization with respect to their liability caused, in whole or in part, by the ownership, maintenance or use of that part of the premises leased or rented to you subject to the following additional exclusions:

This insurance does not apply to:

- (1) Any "occurrence" which takes place after you cease to be a tenant in that premises; or
- (2) Structural alterations, new construction or demolition operations performed by or on behalf of that person or organization.

**e. Lessor of Leased Equipment – Automatic Status When Required in Lease Agreement With You**

Any person or organization from whom you lease equipment when you and such person or organization have agreed in writing in a contract or agreement that such person or organization is to be added as an additional insured on your policy. Such person or organization is an insured only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your maintenance, operation or use of equipment leased to you by such person or organization.

A person's or organization's status as an additional insured under this endorsement ends when their contract or agreement with you for such leased equipment ends.

With respect to the insurance afforded to these additional insureds, this insurance does not apply to any "occurrence" which takes place after the equipment lease expires.

**f. Leased Workers**

At the First Named Insured's option, your leased workers.

**G. Transfer Of Rights Of Recovery Against Others To Us**

The following is added to Paragraph 8. **Transfer Of Rights Of Recovery Against Others To Us** of **SECTION IV – COMMERCIAL GENERAL LIABILITY CONDITIONS**:

Therefore, the insured can waive the insurer's rights of recovery prior to the occurrence of a loss, provided the waiver is made in a written contract.

**H. Liberalization**

The following is added to **SECTION IV – COMMERCIAL GENERAL LIABILITY CONDITIONS**:

**Liberalization**

If we revise this endorsement to provide more coverage without additional premium charge, we will automatically provide the additional coverage to all endorsement holders as of the day the revision is effective in your state.

**I. Bodily Injury – Includes Mental Anguish**

Paragraph 3. of **SECTION V – DEFINITIONS** is replaced by the following:

"Bodily injury" means bodily injury, sickness or disease sustained by a person, and includes mental anguish resulting from any of these; and except for mental anguish includes resulting death.

**Freeport Police Department  
Parade and Public Assembly Permit**

A parade/public assembly permit has been issued to the named applicant and other named representatives on behalf of **Bike to the Beach Charity**

Organization Name				
<u>4315 50<sup>th</sup> St. NW Ste. 100</u>	<u>Washington D.C.</u>	<u>20006</u>	<u>202 256-7887</u>	
Street	City	State	Zip	Tel#

as indicated on the Freeport Police Department Parade Permit Application which is annexed hereto and made a part thereof, with the stipulation that the conditions listed below, if any, are satisfied by the above named organization and its representatives. The conditions are:

**BIKE TO THE BEACH CHARITY EVENT  
SUNDAY SEPTEMBER 2, 2023  
8:00 AM TO 11:00 AM**

1. **Route:** Commence at approximately 8:00am thru 11: 00 am~300 bicyclists, accompanied by Cars and SUVs that will enter Freeport traveling (from Baldwin) E/B on West Seaman Ave. The bicyclists will continue to travel E/B on East Seaman Ave. thence southbound on Babylon Turnpike and exit Freeport E/B at Babylon Turnpike across the Meadowbrook Parkway overpass into Merrick, New York.  
Riders/Participants will utilize the right-most shoulder and travel in staggered formations
  
2. **Contacts:** Applicant: Operations Manager, Carl Sylvester, 4315 50<sup>th</sup> St. NW Ste. 100, Washington D.C. 20006 Ph# (202) 256-7887. C.O.B., Robby Walsh, Ph # (301) 580-7231
  
3. **Other:** Applicant must contact Nassau County Police for route within the confines of the 1<sup>st</sup> Pct. and 7<sup>th</sup> Pct.

This parade/public assembly permit must be available to be submitted for inspection by any Freeport Police Officer on the date and times of the parade. (Photocopies are permitted)

**THE PARADE/PUBLIC ASSEMBLY PERMIT APPLICATION MUST BE ATTACHED TO THE PERMIT AND AVAILABLE FOR INSPECTION FOR THIS PERMIT TO BE VALID.**

Please note the parade/public assemblies permit maybe revoked by the Chief of Police, or designated representative, at any time prior to or during the parade for violation of Freeport Village Code Section 155-67.

Issued by <u>Deputy Chief Michael G. Williams</u>		<u>June 19, 202</u>	
Rank	Name	Signature	Date

CC to:  Mayor                       Village Attorney                       Fire Chief

Public Works               Postmaster               Affected Public Transportation Utilities

**INTER-DEPARTMENT CORRESPONDENCE**  
**FREEPORT POLICE DEPARTMENT**

**Michael Smith**  
Chief of Police

40 North Ocean Avenue, Freeport, New York 11520  
(516) 378-0700 Fax (516) 377-2432

**TO:** Pamela Walsh Boening, Village Clerk  
**FROM:** Deputy Chief Michael G. Williams  
**DATE:** June 19, 2023  
**RE:** September 10<sup>th</sup> 2023- Bike to the Beach Charity Event - Route: E/B Village Line at W. Seaman Ave. to S/B Babylon Turnpike, Thence E/B across the Meadowbrook Parkway

---

After review of the attached Permit Application I am informing you that I conditionally approve this permit. My approval is conditioned upon this matter being brought before the Mayor and Board of Trustees for final approval. Once the Board approves; the permit is valid.

I do not anticipate there will be any police overtime costs incurred due to this event. Please advise me when a decision has been made so I will know how to proceed.

Thank you,

  
\_\_\_\_\_  
Michael G. Williams  
Deputy Chief of Police

INCORPORATED VILLAGE OF FREEPORT  
DEPARTMENT OF PUBLIC WORKS  
INTER-DEPARTMENT CORRESPONDENCE

TO: Pamela Walsh Boening, Village Clerk

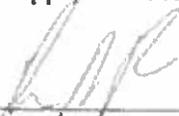
FROM: Robert R. Fisenne, P.E., Superintendent of Public Works

DATE: June 16, 2023

RE: Parade and Public Assembly Permit Application  
Applicant: Carl Sylvester / Bike to the Beach  
Date: Sunday, September 10, 2023  
Time: 8:00 am – 11:00 am  
Location: W. Seaman Avenue, turn right onto Babylon Turnpike and  
continue route into Merrick.

---

I have reviewed the above-referenced Parade and Public Assembly Permit Application submitted by Carl Sylvester on behalf of Bike to the Beach. I am conditionally approving this permit with my approval conditioned upon this matter being brought to the Mayor and Board of Trustees for final approval. Please advise me when a decision has been made.

  
\_\_\_\_\_  
Robert R. Fisenne, P.E.  
Superintendent of Public Works

C: Ben Terzulli, Assistant Superintendent of Public Works

## **Pamela Boening**

---

**From:** Raymond Maguire  
**Sent:** Monday, June 19, 2023 12:11 PM  
**To:** Pamela Boening  
**Subject:** RE: 9.10.2023 PUBLIC ASSEMBLY BIKE TO THE BEACH

I have reviewed the Parade & Public Assembly Permit application for September 10, 2023 (Rain Date: None)

I do not foresee any negative impact in the performance of our duties as this event will be moving with no plans to block or barricade any street(s). Event Coordinator(s) should be cognizant of moving the participants off of the street if Emergency Vehicles are approaching.

Please remind the applicant(s) that access to the area(s) must be made available for Emergency equipment. Therefore, physical barriers should be discouraged.

If you have any questions, please feel free to contact me.

Ray Maguire

*Raymond F. Maguire*  
*Executive Director*  
*Freeport Fire Department*  
*Office: 5163772190*  
*Cell: 5166801801*  
*Fax: 5163772499*

---

**From:** Pamela Boening <pboening@freeportny.gov>  
**Sent:** Thursday, June 15, 2023 3:45 PM  
**To:** Michael Smith <m.smith@freeportpolice.org>; Robert Fisenne <rfisenne@freeportny.gov>; Raymond Maguire <rmaguire@freeportny.gov>; Christine Maguire <cmaguire@freeportny.gov>  
**Cc:** Carl Hetzel <c.hetzel@freeportpolice.org>; Michael Williams <m.williams@freeportpolice.org>; Mary Muldowney <m.muldowney@freeportpolice.org>; Ben Terzulli <bterzulli@freeportny.gov>; Sheryl Sobers <ssobers@freeportny.gov>; Sabrina Lafleur <slafleur@freeportny.gov>; Madelyn de la Fe <mdelafe@freeportny.gov>; Conor Kirwan <ckirwan@freeportny.gov>  
**Subject:** 9.10.2023 PUBLIC ASSEMBLY BIKE TO THE BEACH

Please send recommendation.

*Pamela Walsh Boening*  
Village Clerk

Village of Freeport  
46 N. Ocean Avenue  
Freeport, New York 11520

## **Pamela Boening**

---

**From:** Conor Kirwan  
**Sent:** Thursday, June 15, 2023 4:00 PM  
**To:** Pamela Boening  
**Subject:** RE: 9.10.2023 PUBLIC ASSEMBLY BIKE TO THE BEACH

Insurance is approved

Conor Kirwan  
Executive Director of Human Resources  
Village of Freeport  
516-377-2293

---

**From:** Pamela Boening <pboening@freeportny.gov>  
**Sent:** Thursday, June 15, 2023 3:45 PM  
**To:** Michael Smith <m.smith@freeportpolice.org>; Robert Fisenne <rfisenne@freeportny.gov>; Raymond Maguire <rmaguire@freeportny.gov>; Christine Maguire <cmaguire@freeportny.gov>  
**Cc:** Carl Hetzel <c.hetzel@freeportpolice.org>; Michael Williams <m.williams@freeportpolice.org>; Mary Muldowney <m.muldowney@freeportpolice.org>; Ben Terzulli <bterzulli@freeportny.gov>; Sheryl Sobers <ssobers@freeportny.gov>; Sabrina Lafleur <slafleur@freeportny.gov>; Madelyn de la Fe <mdelafe@freeportny.gov>; Conor Kirwan <ckirwan@freeportny.gov>  
**Subject:** 9.10.2023 PUBLIC ASSEMBLY BIKE TO THE BEACH

Please send recommendation.

*Pamela Walsh Boening*  
Village Clerk

Village of Freeport  
46 N. Ocean Avenue  
Freeport, New York 11520

516-377-2254

**INTER-DEPARTMENT CORRESPONDENCE  
INCORPORATED VILLAGE OF FREEPORT**

**TO:** Mayor Robert T. Kennedy

**FROM:** Pamela Walsh Boening, Village Clerk

**DATE:** June 29, 2023

**RE:** Block Party Permit  
Applicant: Patrick Hussey  
Date: July 29, 2023  
Rain Date: August 19, 2023  
Location: Wilshire Court, from Guy Lombardo to the cul de sac  
Time: 3:00 P.M. to 9:00 P.M.

---

On May 1<sup>st</sup> the Board approved the Block Party Permit Application submitted Patrick Hussey, 14 Wilshire Court, to hold a Block Party on July 29, 2023 (rain date: August 19, 2023), on Wilshire Court from Guy Lombardo Avenue to the cul de sac, from 4:00 P.M. to 10:00 P.M. with approximately 180 individuals attending.

On June 16, 2023 the Clerk's office received a request to change the time to 3:00 P.M. to 9:00 P.M.

Included in this package are the recommendation from the Police Department, Public Works and Fire Department agreeing to the time change.

  
Pamela Walsh Boening  
Village Clerk  
Attachments

JUNE 16, 2023

DEAR VILLAGE CLERK,

I WOULD LIKE TO REQUEST A CHANGE IN THE  
START TIME OF OUR BLOCK PARTY PERMIT FROM  
4PM TO 3PM. SO OUR REQUEST IS FOR  
A START TIME OF 3PM ENDING AT 9 PM.

BLOCK PARTY IS ON WILSHIRE CT @ GUY LOMBARDO AVE  
SATURDAY, JULY 29<sup>TH</sup> 2023  
RAIN DATE SATURDAY AUGUST 19<sup>TH</sup> 2023

THANK YOU,

Patrick Hussey  
14 WILSHIRE CT  
(516) 652-5448

VILLAGE OF FREEPORT, NY  
CLERK'S OFFICE

2023 JUN 16 A 11: 09

RECEIVED

THESE ARE NOT OFFICIAL MINUTES UNTIL SAME HAVE BEEN APPROVED BY THE MAYOR AND BOARD OF TRUSTEES, AS THEY MAY BE AMENDED OR CORRECTED.

**DIRECTIVE**

TO: Lisa DeBourg, Deputy Village Clerk May 2, 2023  
FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of May 1, 2023:

Motion was made by Trustee Squeri, seconded by Trustee Sanchez and unanimously carried to approve the Block Party application submitted by Patrick Hussey, to hold a block party on Wilshire Court, from Guy Lombardo Avenue to the cul de sac, on July 29, 2023 (rain date: August 19) from 4:00 P.M. to 10:00 P.M.; with a reminder for those in attendance that the Village has an "Open Container" law among its ordinances which stipulates that no alcoholic beverages may be served or carried on the streets and the Police, Fire and Highway Departments be so notified.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	In Favor
Trustee Martinez	In Favor
Trustee Squeri	In Favor
Trustee Sanchez	In Favor
Mayor Kennedy	In Favor

cc:

---

<u>X</u> Auditor	<u>X</u> Electric Utilities	<u>X</u> Registrar
<u>X</u> Assessor	<u>X</u> Fire Dept.	<u>X</u> Rec. Center
<u>X</u> Attorney	<u>X</u> File	<u>X</u> Treasurer
<u>X</u> Bldg. Dept.	<u>X</u> Personnel	<u>X</u> Dep. Treasurer
<u>    </u> Board & Comm.	<u>X</u> Police Dept.	<u>X</u> Dep. V. Clerk
<u>X</u> Claims Examiner	<u>X</u> Publicity	<u>    </u> OTHER
<u>X</u> Comptroller	<u>X</u> Public Works	
<u>X</u> Court	<u>X</u> Purchasing	

**FILE**

**FREEPORT POLICE DEPARTMENT  
APPLICATION FOR BLOCK PARTY PERMIT**

**BLOCK PARTIES ARE NOT PERMITTED ON THE 4<sup>TH</sup> OF JULY OR THE WEEKEND PRECEDING OR FOLLOWING JULY 4<sup>TH</sup>.**

DATE OF APPLICATION: 3/27/23

DESCRIBE EVENT AND PURPOSE: Block Party

DATE OF EVENT: July 29, 2023 RAIN DATE: AUG 19, 2023

TIME: FROM 4pm TO 10pm (Limit 6 hours – ending 10 PM latest)

LOCATION OF EVENT: WILSHIRE CT Between Guy Lombardo and —

3/28 verbal approx 100 people will attend

NO. PARTICIPANTS EXPECTED: 18 NO. OF RESIDENCES ON BLOCK: 26 VERIFIED BY PUB

NAME OF CONTACT/ORGANIZATION: Patrick Hussey

ADDRESS: 14 WILSHIRE CT TEL NO. 516-652-5448

The undersigned applicants agree that they are solely responsible and liable for their own works, person and property at all times. The Village of Freeport, its agents, directors or employees will not be responsible or liable for any loss or damage to property or injury to person. The applicants are responsible for the maintenance and cleanup of the area at the termination of the activity. The applicants are reminded that the Village has an "open container" law among its ordinances, which stipulates that no alcoholic beverages may be served or carried on the STREETS OR SIDEWALKS. **DO NOT BLOCK STREETS WITH CARS.**

THIS APPLICATION MUST CONTAIN THE NAMES, ADDRESSES AND SIGNATURES OF PERSONS REPRESENTING AT LEAST 1/3 OF THE TOTAL NUMBER OF RESIDENCES LOCATED ON THE BLOCK. YOU MUST INCLUDE IN THE TOTAL, ANY MULTIPLE FAMILY HOMES ON THE BLOCK, COUNTING A TWO-FAMILY RESIDENCE AS TWO RESIDENCES, ETC. ADDITIONAL NAMES, ADDRESSES, AND SIGNATURES ARE ON PAGE 2.

	<u>APPLICANT'S NAME</u>	<u>ADDRESS</u>	<u>SIGNATURE</u>
1	<u>Patrick Hussey</u>	<u>14 WILSHIRE CT</u>	<u>[Signature]</u>
2	<u>Devvon McLeod</u>	<u>27 Wilshire Ct</u>	<u>[Signature]</u>
3	<u>Chrissy DeLisser</u>	<u>23 Wilshire Ct</u>	<u>[Signature]</u>
4	<u>Luis CAMPANA</u>	<u>20 Wilshire Ct.</u>	<u>[Signature]</u>
5	<u>Sharon Jenkins</u>	<u>21 Wilshire Ct</u>	<u>[Signature]</u>
6	<u>STEVENSON Michol</u>	<u>5 Wilshire CT</u>	<u>[Signature]</u>
7	<u>Peterson Emile</u>	<u>15 Wilshire Ct</u>	<u>[Signature]</u>
8	<u>Patrick Francis</u>	<u>3 Wilshire ct</u>	<u>[Signature]</u>

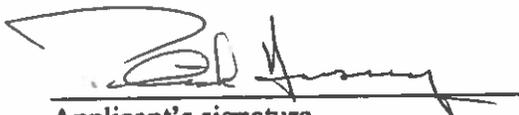
## FREEPORT POLICE DEPARTMENT APPLICATION FOR BLOCK PARTY PERMIT

**Fees:**

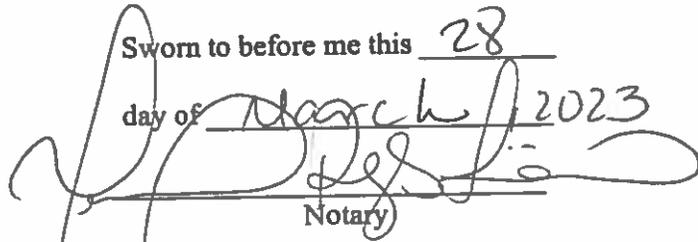
If the application is for the use of any Village property other than street or public thoroughfare or if any Village of Freeport services shall be required for the parade or public assembly, the applicant shall pay, prior to the issuance of the permit, the charge for those services in accordance with the schedule of service costs approved by the Board of Trustees by resolution.

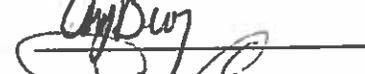
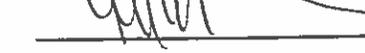
**Affirmation of Understanding and Awareness:**

I Patrick Hussey acting as an authorized representative of WILSHIRE CT swear under oath that I have read and understand Village of Freeport Code Section 1, Chapter 155, Article VI entitled Parades and Public Assemblies. Further, if granted a permit, I agree to abide by all of the provisions and stipulations of such code.

  
Applicant's signature

YEMMY D. REYES LIRIANO  
Notary Public, State of New York  
No. 01RE6404310  
Qualified in Nassau County  
Commission Expires February 10, 2024

Sworn to before me this 28  
day of March 2023  
  
Notary  
Add more signatures below if required:

APPLICANT'S NAME	ADDRESS	SIGNATURE
9 Yasmin Tavares	25 Wilshire CT	
10 Sashira Tavares	26 Wilshire CT	
11 Anthony Brady	8 Wilshire Ct	
12 Dons Collins	17 Wilshire Ct	
13 HENRY QUINER	13 WILSHIRE CT	

CLERK'S OFFICE  
VILLAGE OF FREEPORT, NY

2023 MAR 28 A 10: 54

RECEIVED

# Freeport Police Department

## Amended Parade and Public Assembly Permit

A parade/public assembly permit has been issued to the named applicant and other named representatives on behalf of Patrick Hussey 14 Wilshire Court

<u>Freeport</u> City	<u>New York</u> State	<u>11520</u> Zip	<u>(516) 652-5448</u> Telephone #
-------------------------	--------------------------	---------------------	--------------------------------------

as indicated on the Freeport Police Department Parade Permit Application which is annexed hereto and made a part thereof, with the stipulation that the conditions listed below, if any, are satisfied by the above named organization and it's representatives. The conditions are:

BLOCK PARTY ON: Wilshire Court @ Guy Lombardo Ave.

DATE: SATURDAY, JULY 29<sup>TH</sup> 2023

RAIN DATE: SATURDAY, AUGUST 19<sup>TH</sup> 2023

Time: 3:00 P.M. TO 9:00 P.M.

1. Applicant and participants will be considerate of Village noise regulations and minimize unnecessary noise. This permit does not exempt the participants from abiding by village noise ordinances. The use of Fireworks is strictly prohibited
2. Use of amplified sound, D.J. equipment, etc., will cease and desist promptly at 9:00 P.M., without prompting from police or village officials.
3. Participants will shut down block party and clear roadway at 9:00 P.M. sharp without prompting from police or village officials.
4. If an emergency occurs, the block party participants must be able to promptly clear the roadway for Fire, Police and other emergency vehicles. Physical barriers can not be used to block roadway.
5. Tables, tents, awnings, rides, amusements, D.J. Booths or other structures placed in the road must be fashioned to be rapidly removable by hand to facilitate emergency vehicle operations. Structures or items not rapidly removable by hand must be erected off the road surface or to one side of the road *Not Blocking Vehicle Traffic.*
6. Applicant: Patrick Hussey Tel # (516) 652-5448

This parade/public assembly permit must be available to be submitted for inspection by any Freeport Police Officer on the date and times of the parade. (Photocopies are permitted)

**THE PARADE/PUBLIC ASSEMBLY PERMIT APPLICATION MUST BE ATTACHED TO THE PERMIT AND AVAILABLE FOR INSPECTION FOR THIS PERMIT TO BE VALID. Please note the parade/public assemblies permit maybe revoked by the Chief of Police, or designated representative, at any time prior to or during the parade for violation of Freeport Village Code Section 155-67.**

Issued by Deputy Chief Michael G. Williams 06/19/2023  
Rank Name Signature Date

CC to:  Mayor  Village Attorney  Fire Chief  Public Works  Postmaster  
 Affected Public Transportation Utilities  Other: \_\_\_\_\_

**INTER-DEPARTMENT CORRESPONDENCE**  
**FREEPORT POLICE DEPARTMENT**

**Michael Smith**  
Chief of Police

40 North Ocean Avenue, Freeport, New York 11520  
(516) 378-0700 Fax (516) 377-2432

TO: Pamela Walsh Boening, Village Clerk  
FROM: Deputy Chief Michael G. Williams  
DATE: June 19, 2023  
RE: Block Party – Wilshire Court 7/29/2023

---

After review of the request to amend the start and ending time of the aforementioned matter. I am informing you that I conditionally approve this permit. My approval is conditional upon this matter being brought before the Mayor and Board of Trustees for final approval. Once the Board approves; the permit is valid.

I do not anticipate any police overtime costs incurred due to this event. Please advise me when a decision has been made so I will know how to proceed.

Thank you,

  
\_\_\_\_\_  
Michael G. Williams  
Deputy Chief of Police

RECEIVED  
2023 JUN 19 P 2:14  
CLERK'S OFFICE  
VILLAGE OF FREEPORT, NY

**INCORPORATED VILLAGE OF FREEPORT  
DEPARTMENT OF PUBLIC WORKS  
INTER-DEPARTMENT CORRESPONDENCE**

---

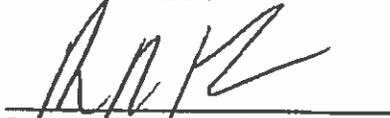
**TO:** Pamcla Walsh Boening, Village Clerk  
**FROM:** Robert R. Fisenne, P.E., Superintendent of Public Works  
**DATE:** June 20, 2023  
**RE:** Block Party Application – Patrick Hussey

---

**RE: Block Party Permit Application**  
**Applicant:** Patrick Hussey  
**Date:** Saturday, July 29, 2023  
**Rain Date:** Saturday, August 19, 2023  
**Location:** Wilshire Court, from Guy Lombardo  
**Time:** 3:00 P.M. – 9:00 P.M.

I have reviewed the above-referenced Block Party Permit Application submitted by Patrick Hussey. The Department of Public Works will erect barricades to facilitate the necessary road closures.

I am conditionally approving this permit, with my approval conditioned upon this matter being brought before the Mayor and Board of Trustees for final approval. Please advise me when a decision is made.

  
\_\_\_\_\_  
Robert R. Fisenne, P.E.  
Superintendent of Public Works

**C:** Ben Terzulli, Assistant Superintendent of Public Works

## Pamela Boening

---

**From:** Raymond Maguire  
**Sent:** Friday, June 23, 2023 8:31 PM  
**To:** Pamela Boening  
**Subject:** RE: Wilshire Court Block Party

The change in time will not impact our operation

Ray Maguire

*Raymond F. Maguire*  
*Executive Director*  
*Freeport Fire Department*  
*Office: 5163772190*  
*Cell: 5166801801*  
*Fax: 5163772499*

---

**From:** Pamela Boening <pboening@freeportny.gov>  
**Sent:** Friday, June 23, 2023 3:31 PM  
**To:** Raymond Maguire <rmaguire@freeportny.gov>  
**Subject:** FW: Wilshire Court Block Party

**From:** Pamela Boening  
**Sent:** Tuesday, June 20, 2023 3:07 PM  
**To:** Robert Fisenne <rfisenne@freeportny.gov>; Raymond Maguire <rmaguire@freeportny.gov>  
**Cc:** Ben Terzulli <bterzulli@freeportny.gov>; Sheryl Sobers <ssobers@freeportny.gov>; Sabrina Lafleur <slafleur@freeportny.gov>; Madelyn de la Fe <mdelafe@freeportny.gov>  
**Subject:** FW: Wilshire Court Block Party

Please send update recommendation for time change.

**From:** Pamela Boening  
**Sent:** Monday, June 19, 2023 10:28 AM  
**To:** Smith, Chief Michael J. <m.smith@freeportpolice.org>; Robert Fisenne <rfisenne@freeportny.gov>; Raymond Maguire <rmaguire@freeportny.gov>  
**Cc:** carl hetzel <c.hetzel@freeportpolice.org>; mike williams <m.williams@freeportpolice.org>; Muldowney, Mary Clerical <m.muldowney@freeportpolice.org>; Ben Terzulli <bterzulli@freeportny.gov>; Sheryl Sobers <ssobers@freeportny.gov>; Sabrina Lafleur <slafleur@freeportny.gov>; Madelyn de la Fe <mdelafe@freeportny.gov>  
**Subject:** FW: Wilshire Court Block Party

Good Morning,

The attached block party application to be held on Wilshire Court on July 29 (rain date: August 19) was approved on May 1, 2023.

**Incorporated Village of Freeport  
INTER-OFFICE MEMO**

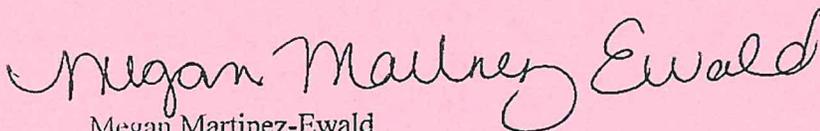
TO: Mayor Robert T. Kennedy and Board of Trustees  
FROM: Megan Martinez-Ewald, Deputy Assessor  
DATE: June 26, 2023  
RE: Correct Directive Dated 5/16/2023 to Remove Exemptions from 2023/2024 Final Assessment Rolls

Permission is requested for the Assessor to correct the Directive Dated 5/16/2023 related to the removal of veteran exemptions from 2022/2023 and 2023/2024 Final Assessment Roll. The removal of assessed value exemptions is due to a transfer of title or residency non-use of the property from a member of the exempt class to a non-member of the exempt class.

Where a partial exemption is removed and entered on an assessment roll for an ineligible parcel, it is an error in essential fact (RPTL §550(3) (e)). Errors in essential fact may be corrected by the Board in accordance with the provisions of RPTL §552.

S / B / L	Address	Exemption Code	Exemption Amount	Reason
55-348-39	27 Forest Ave	41101 – Veterans	2022/2023 and 2023/2024 4,300	Property Sold 09/08/2022
62-163-208	268 Miller Ave	41101 – Veterans	2023/2024 1,250	Property Sold 03/22/2023

Permission is further requested that the Board authorize the Village Treasurer to process the required tax adjustments, provide copies of the billing invoices to the Assessor, and issue a 2023/2024 corrected property tax bill.

  
Megan Martinez-Ewald  
Deputy Assessor

It was moved by Trustee \_\_\_\_\_, and seconded by Trustee \_\_\_\_\_, that the following resolution be adopted:

**WHEREAS**, the Village Assessor periodically reviews the exemption status of properties in the Village of Freeport to ensure continuing eligibility under the criteria of particular exemptions; and

**WHEREAS**, Board approval is requested for the Assessor to correct the Directive dated 5/16/2023 related to the removal of veteran exemptions from 2022/2023 and 2023/2024 Final Assessment Roll; and

**WHEREAS**, the removal of assessed value exemptions is due to a transfer of title or residency non-use of the property from a member of the exempt class to a non-member of the exempt class; and

**WHEREAS**, the below list consists of changes to assessed tax value after the adoption of the 2022/2023 and 2023/2024 Final Assessment Rolls; and

S / B / L	Address	Exemption Code	Exemption Amount	Reason
55-348-39	27 Forest Ave	41101 – Veterans	2022/2023 and 2023/2024 4,300	Property Sold 09/08/2022
62-163-208	268 Miller Ave	41101 – Veterans	2023/2024 1,250	Property Sold 03/22/2023

**WHEREAS**, the Assessor reviewed the application and made a recommendation that the exemptions be removed from the 2022/2023 and 2023/2024 Final Assessment Rolls as listed above; and

**WHEREAS**, where a partial exemption is entered on an assessment roll for an ineligible parcel, it is an error in essential fact, which may be corrected by the Board in accordance with the provisions of the Real Property Tax Law; and

**NOW THEREFORE BE IT RESOLVED**, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to retroactively approve the changes recommended by the Assessor to be made to the 2022/2023 and 2023/2024 Final Assessment Rolls and that the Treasurer issue restored and corrected tax bills.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe  
Trustee Martinez

VOTING  
VOTING

Trustee Squeri  
Trustee Sanchez  
Mayor Kennedy

VOTING  
VOTING  
VOTING

THESE ARE NOT OFFICIAL MINUTES UNTIL SAME HAVE BEEN APPROVED BY THE MAYOR AND BOARD OF TRUSTEES, AS THEY MAY BE AMENDED OR CORRECTED.

**DIRECTIVE**

TO: Vilma I. Lancaster, Village Assessor May 16, 2023  
FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of May 15, 2023:

It was moved by Trustee Squeri, seconded by Deputy Mayor Ellerbe that the following resolution be adopted:

**WHEREAS**, the Village Assessor periodically reviews the exemption status of properties in the Village of Freeport to ensure continuing eligibility under the criteria of particular exemptions; and

**WHEREAS**, the below list consists of changes to assessed tax value after the adoption of the 2022/2023 and 2023/2024 Final Assessment Rolls; and

S / B / L	Address	Exemption Code	Exemption Amount	Reason
55-348-39	27 Forest Ave	41101 – Veterans	\$2,650.90	Property Sold 09/08/2022
62-163-208	286 Miller Ave	41101 – Veterans	\$770.61	Property Sold 03/22/2023

**WHEREAS**, the Assessor reviewed the application and made a recommendation that the exemptions be removed from the 2022/2023 and 2023/2024 Final Assessment Rolls as listed above; and

**WHEREAS**, where a partial exemption is entered on an assessment roll for an ineligible parcel, it is an error in essential fact, which may be corrected by the Board in accordance with the provisions of the Real Property Tax Law; and

**NOW THEREFORE BE IT RESOLVED**, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to retroactively approve the changes recommended by the Assessor to be made to the 2022/2023 and 2023/2024 Final Assessment Rolls and that the Treasurer issue restored and corrected tax bills.

The Clerk polled the Board as follows:

THESE ARE NOT OFFICIAL MINUTES UNTIL SAME HAVE BEEN APPROVED BY THE MAYOR AND BOARD OF TRUSTEES, AS THEY MAY BE AMENDED OR CORRECTED.

Deputy Mayor Ellerbe	In Favor
Trustee Martinez	In Favor
Trustee Squeri	In Favor
Trustee Sanchez	In Favor
Mayor Kennedy	In Favor

---

cc:

<u>X</u> Auditor	<u>X</u> Electric Utilities	<u>X</u> Registrar
<u>X</u> Assessor	<u>X</u> Fire Dept.	<u>X</u> Rec. Center
<u>X</u> Attorney	<u>X</u> File	<u>X</u> Treasurer
<u>X</u> Bldg. Dept.	<u>X</u> Personnel	<u>X</u> Dep. Treasurer
<u>    </u> Board & Comm.	<u>X</u> Police Dept.	<u>X</u> Dep. V. Clerk
<u>X</u> Claims Examiner	<u>X</u> Publicity	<u>    </u> OTHER
<u>X</u> Comptroller	<u>X</u> Public Works	
<u>X</u> Court	<u>X</u> Purchasing	

**Incorporated Village of Freeport  
INTER-OFFICE MEMO**

TO: Mayor Robert T. Kennedy and Board of Trustees  
FROM: Megan Martinez-Ewald, Deputy Assessor  
DATE: June 16, 2023  
RE: Remove Exemptions from 2022/2023 & 2023/2024 Assessment Rolls

Permission is requested for the Assessor to retroactively remove from 2022/2023 and 2023/2024 Assessment Rolls exemptions related to a Veterans and Senior owned property. The removal of assessed value exemptions is due to a transfer of title or residency non-use of the property from a member of the exempt class to a non-member of the exempt class.

Where a partial exemption is removed and entered on an assessment roll for an ineligible parcel, it is an error in essential fact (RPTL §550(3) (e)). Errors in essential fact may be corrected by the Board in accordance with the provisions of RPTL §552.

S / B / L	Address	Exemption Code	Exemption Amount	Reason
62-087-226	30 Prospect St	41800 – Senior	2,092	Property Sold 02/08/2023
62-155-380	501 Roosevelt Ave	41800 – Senior	3,145	Property Sold 05/24/2023
62-097-363	94 Overton St	41121 – Veteran 41800 – Senior	540 2,455	Property Sold 05/19/2023

Permission is further requested that the Board authorize the Village Treasurer to process the required tax adjustments, provide copies of the billing invoices to the Assessor, and issue a 2022/2023 restored tax bill and a 2023/2024 corrected property tax bill.



Megan Martinez-Ewald  
Deputy Assessor

It was moved by Trustee \_\_\_\_\_, and seconded by Trustee \_\_\_\_\_, that the following resolution be adopted:

**WHEREAS**, the Village Assessor periodically reviews the exemption status of properties in the Village of Freeport to ensure continuing eligibility under the criteria of particular exemptions; and

**WHEREAS**, the below list consists of changes to assessed tax value after the adoption of the 2022/2023 and 2023/2024 Final Assessment Rolls; and

S / B / L	Address	Exemption Code	Exemption Amount	Reason
62-087-226	30 Prospect St	41800 – Senior	2.092	Property Sold 02/08/2023
62-155-380	501 Roosevelt Ave	41800 – Senior	3.145	Property Sold 05/24/2023
62-097-363	94 Overton St	41121 – Veteran 41800 – Senior	540 2,455	Property Sold 05/19/2023

**WHEREAS**, the Assessor reviewed the application and made a recommendation that the exemptions be removed from the 2022/2023 and 2023/2024 Final Assessment Rolls as listed above; and

**WHEREAS**, where a partial exemption is entered on an assessment roll for an ineligible parcel, it is an error in essential fact, which may be corrected by the Board in accordance with the provisions of the Real Property Tax Law; and

**NOW THEREFORE BE IT RESOLVED**, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to retroactively approve the changes recommended by the Assessor to be made to the 2022/2023 and 2023/2024 Final Assessment Rolls and that the Treasurer issue restored and corrected tax bills.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING
Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

**Incorporated Village of Freeport  
INTER-OFFICE MEMO**

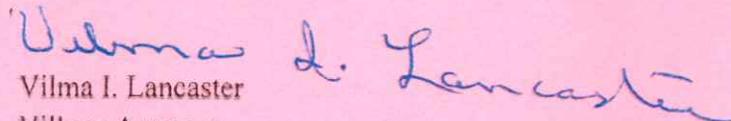
TO: Mayor Robert T. Kennedy and Board of Trustees  
FROM: Vilma I. Lancaster, Village Assessor  
DATE: June 29, 2023  
RE: Remove Exemptions from 2023/2024 Final Assessment Roll – S/B/L / 55-190-51 & 55-190-63

Permission is requested for the Assessor to remove exemptions from Village owned Properties in 2023/2024 Final Assessment Roll. The removal of assessed value exemptions is due to a sale and transfer of title to The Gardens at Buffalo, LLC on 5/31/23 and recorded on June 13, 2023. The removal of assessed value exemptions is due to a transfer of title or residency non-use of the property from a member of the exempt class to a non-member of the exempt class.

Where a partial exemption is removed and entered on an assessment roll for an ineligible parcel, it is an error in essential fact (RPTL §550(3) (e)). Errors in essential fact may be corrected by the Board in accordance with the provisions of RPTL §552.

S / B / L	Address	Exemption Code	Exemption Amount	Reason
55-190-51	80-84 Albany Ave	13650 Village Owned Property	2023/2024 20,479	Property Sold 05/31/2023
55-190-63	3 Buffalo Ave	13650 Village Owned Property	2023/2024 593,250	Property Sold 05/31/2023

Permission is further requested that the Board authorize the Assessor to remove the exemption from 2023/2024 Final Assessment Roll.

  
Vilma I. Lancaster  
Village Assessor

It was moved by Trustee \_\_\_\_\_, and seconded by Trustee \_\_\_\_\_, that the following resolution be adopted:

**WHEREAS**, the Village Assessor periodically reviews the exemption status of properties in the Village of Freeport to ensure continuing eligibility under the criteria of particular exemptions; and

**WHEREAS**, the below list consists of changes to assessed tax value after the adoption of the 2023/2024 Final Assessment Roll; and

S / B / L	Address	Exemption Code	Exemption Amount	Reason
55-190-51	80-84 Albany Ave	13650 Village Owned Property	2023/2024 20,479	Property Sold 05/31/2023
55-190-63	3 Buffalo Ave	13650 Village Owned Property	2023/2024 593,250	Property Sold 05/31/2023

**WHEREAS**, the Assessor reviewed the application and made a recommendation that the exemptions be removed from the 2023/2024 Final Assessment Roll as listed above; and

**WHEREAS**, where a partial exemption is entered on an assessment roll for an ineligible parcel, it is an error in essential fact, which may be corrected by the Board in accordance with the provisions of the Real Property Tax Law; and

**NOW THEREFORE BE IT RESOLVED**, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to retroactively approve the changes recommended by the Assessor to be made to the 2023/2024 Final Assessment Roll.

The Clerk polled the Board as follows:

- Deputy Mayor Ellerbe VOTING
- Trustee Martinez VOTING
- Trustee Squeri VOTING
- Trustee Sanchez VOTING
- Mayor Kennedy VOTING

**Incorporated Village of Freeport  
INTER-OFFICE MEMO**

TO: Mayor Robert T. Kennedy and Board of Trustees  
FROM: Vilma Lancaster, Village Assessor  
DATE: June 29, 2023  
RE: Change in Assessment

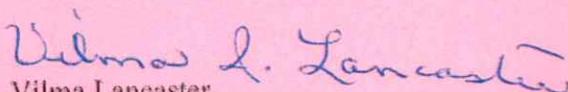
On May 31, 2023, the Village sold the properties known as 80-84 Albany Avenue (55/190/51-55) and 3 Buffalo Avenue (55/190/63) to The Gardens at Buffalo LLC. A request has been made to remove the exemptions from this property. Now, the assessment must be changed to be in line with the actual value of the property.

As you are aware, these properties were owned by the Village and were tax exempt. In the case of 3 Buffalo Avenue, the property was tax exempt since the 1950s when the original Moxey Rigby was constructed. As such, the assessment had not been challenged or changed in decades. At the current combined AV of 613,729 and the current Equalization Rate of 1.3%, the properties is being taxed as though it has a market value of \$47,209,923.

This property sold for \$17,500,000, and at closing, it was agreed that the property would be assessed at vacant land value (the sale price) through February 29, 2024. Therefore, I am requesting that the assessed values be decreased and updated as below, retroactive to the closing date of 5/31/2023.

S/B/L	Address	Current Assessed Value	Proposed New Assessed Value Effective Retroactive to 5/31/2023
55/190/51-55	80-84 Albany Avenue	20,479	7,591
55/190/63	3 Buffalo Avenue	593,250	219,909
	Total	613,729	227,500

Permission is further requested that the Village Treasurer issue a 2023/2024 tax bill to The Gardens at Buffalo LLC based on the new assessed value.

  
Vilma Lancaster  
Village Assessor

It was moved by Trustee \_\_\_\_\_, and seconded by Trustee \_\_\_\_\_, that the following resolution be adopted:

**WHEREAS**, on May 31, 2023, the Village sold the properties known as 80-84 Albany Avenue (55/190/51-55) and 3 Buffalo Avenue (55/190/63) to The Gardens at Buffalo LLC; and

**WHEREAS**, these properties were owned by the Village and were tax exempt; and

**WHEREAS**, this property sold for \$17,500,000, and at closing, it was agreed that the property would be assessed at vacant land value (the sale price) through February 29, 2024; and

**WHEREAS**, the Village Assessor is requesting that the assessed values be decreased and updated as below retroactive to the closing date of 5/31/2023; and

S/B/L	Address	Current Assessed Value	Proposed New Assessed Value Effective Retroactive to 5/31/2023
55/190/51-55	80-84 Albany Avenue	20,479	7,591
55/190/63	3 Buffalo Avenue	593,250	219,909
	Total	613,729	227,500

**NOW THEREFORE BE IT RESOLVED**, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to retroactively approve the changes recommended by the Assessor that the assessed values be decreased and updated to the closing date of 5/31/2023 and that the Treasurer issue a 2023/2024 tax bill.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING
Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

## Incorporated Village of Freeport INTER-OFFICE MEMO

TO: Mayor Robert T. Kennedy and Board of Trustees

FROM: Vilma Lancaster, Village Assessor

DATE: June 22, 2023

RE: Tax Certiorari Negotiated Settlement

Permission is requested from the Board to approve the recommended negotiated settlement for the property listed below.

Petitioner Attorney: **Certilman, Adler, Balin & Hyman, LLP**

Petitioner: Enterprise Holdings Inc.  
150 Cary Place  
54/319/82-88

Total Refund: 2016/2017 to 2023/2024 – Refund: **\$2,112** – AV: **8,250**  
going forward 2024/2025, 2025/2026, and 2026/2027.

Year	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2016/17	0.0191	9,279	10,505	0	0.62296	\$0
2017/18	0.0181	9,279	9,955	0	0.62296	\$0
2018/19	0.0180	9,279	9,900	0	0.62296	\$0
2019/20	0.0172	9,279	9,460	0	0.62296	\$0
2020/21	0.0162	9,279	8,910	369	0.62296	\$230
2021/22	0.0151	9,279	8,305	974	0.62296	\$607
2022/23	0.0150	9,279	8,250	1,029	0.62296	\$641
2023/24	0.0130	9,279	8,250	1,029	0.61649	\$634
Current MV		\$713,769	Settled MV	\$634,615	Refund	\$2,112

The settlement requires an approval from the Village Board and once approved, the Stipulation of Settlement will be prepared by Village of Freeport Attorney's Office. The stipulation is then forwarded to the petitioner's attorney to sign and file at the court. Permission is requested for the

Village Attorney's office to sign the stipulation of settlement. The Village is later served by the petitioner's attorney requesting the refund as per the settlement in the amounts that is payable in 2023 and within 30 days of service of an Order and Judgment with Notice of Entry received by the Village Assessor.

Permission is further requested that the Village Treasurer issue a refund to the petitioner's attorney for the above property.

A handwritten signature in blue ink that reads "Vilma Lancaster". The signature is written in a cursive style with a prominent initial "V".

Vilma Lancaster  
Deputy Village Assessor

It was moved by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, that the following resolution be adopted:

**WHEREAS**, the Assessor has negotiated tax certiorari settlements for the Assessment Years listed below; and

**WHEREAS**, the firm Certilman, Adler, Balin & Hyman, LLP represented the tax certiorari petitioner in the below settlement negotiation:

Petitioner: Enterprise Holdings Inc.  
150 Cary Place  
54/319/82-88

Total Refund: 2016/2017 to 2023/2024 – Refund: \$2,112 – AV: 8,250  
going forward 2024/2025, 2025/2026, and 2026/2027.

Year	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2016/17	0.0191	9,279	10,505	0	0.62296	\$0
2017/18	0.0181	9,279	9,955	0	0.62296	\$0
2018/19	0.0180	9,279	9,900	0	0.62296	\$0
2019/20	0.0172	9,279	9,460	0	0.62296	\$0
2020/21	0.0162	9,279	8,910	369	0.62296	\$230
2021/22	0.0151	9,279	8,305	974	0.62296	\$607
2022/23	0.0150	9,279	8,250	1,029	0.62296	\$641
2023/24	0.0130	9,279	8,250	1,029	0.61649	\$634

Current MV \$713,769 Settled MV \$634,615 Refund \$2,112

**WHEREAS**, the Stipulation of Settlement will be prepared for the above-referenced matter; and

**WHEREAS**, permission is requested giving the Village Attorney authorization to sign the stipulation of settlement; and

**NOW THEREFORE BE IT RESOLVED**, that the above-listed tax certiorari settlement be approved and that the Assessor is hereby authorized to adjust the 2023/2024 Final Assessment Roll and that the Treasurer be approved to issue said refund for the amounts cited hereinabove, for a total of \$2,112.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING

Trustee Sanchez  
Mayor Kennedy

VOTING  
VOTING

## Incorporated Village of Freeport INTER-OFFICE MEMO

TO: Mayor Robert T. Kennedy and Board of Trustees

FROM: Vilma Lancaster, Village Assessor

DATE: June 23, 2023

RE: Tax Certiorari Negotiated Settlement

Permission is requested from the Board to approve the recommended negotiated settlement for the property listed below.

Petitioner Attorney: **Jaspan Schlesinger, LLP**

Petitioner: Helen and Patricia Rakestraw  
97 Raynor Street  
62-55-47

Total Refund: 2017/2018 to 2023/2024 – Refund: **\$4,109** – AV: **11,250** going forward 2024/2025, 2025/2026, and 2026/2027.

Year	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2017/18	0.0181	13,098	13,098	0	0.62296	\$0
2018/19	0.018	13,098	13,098	0	0.62296	\$0
2019/20	0.0172	13,098	12,900	198	0.62296	\$123
2020/21	0.0162	13,098	12,150	948	0.62296	\$591
2021/22	0.0151	13,098	11,325	1,773	0.62296	\$1,105
2022/23	0.0150	13,098	11,250	1,848	0.62296	\$1,151
2023/24	0.0130	13,098	11,250	1,848	0.61649	\$1,139

Current MV      \$1,007,538      Settled MV      \$865,385      Refund      \$4,109

The settlement requires an approval from the Village Board and once approved, the Stipulation of Settlement will be prepared by Village of Freeport Attorney's Office. The stipulation is then forwarded to the petitioner's attorney to sign and file at the court. Permission is requested for the Village Attorney's office to sign the stipulation of settlement. The Village is later served by the petitioner's attorney requesting the refund as per the settlement in the amounts that is payable in

2023 and within 30 days of service of an Order and Judgment with Notice of Entry received by the Village Assessor.

Permission is further requested that the Village Treasurer issue a refund to the petitioner's attorney for the above property.

A handwritten signature in blue ink that reads "Vilma Lancaster". The signature is written in a cursive style with a large initial "V".

Vilma Lancaster  
Deputy Village Assessor

It was moved by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, that the following resolution be adopted:

**WHEREAS**, the Assessor has negotiated tax certiorari settlements for the Assessment Years listed below; and

**WHEREAS**, the firm Jaspan Schlesinger, LLP represented the tax certiorari petitioner in the below settlement negotiation:

Petitioner: Helen and Patricia Rakestraw  
 97 Raynor Street  
 62-55-47

Total Refund: 2017/2018 to 2023/2024 – Refund: \$4,109 – AV: 11,250 going forward 2024/2025, 2025/2026, and 2026/2027.

Year	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2017/18	0.0181	13,098	13,098	0	0.62296	\$0
2018/19	0.018	13,098	13,098	0	0.62296	\$0
2019/20	0.0172	13,098	12,900	198	0.62296	\$123
2020/21	0.0162	13,098	12,150	948	0.62296	\$591
2021/22	0.0151	13,098	11,325	1,773	0.62296	\$1,105
2022/23	0.0150	13,098	11,250	1,848	0.62296	\$1,151
2023/24	0.0130	13,098	11,250	1,848	0.61649	\$1,139
Current MV		\$1,007,538	Settled MV	\$865,385	Refund	\$4,109

**WHEREAS**, the Stipulation of Settlement will be prepared for the above-referenced matter; and

**WHEREAS**, permission is requested giving the Village Attorney authorization to sign the stipulation of settlement; and

**NOW THEREFORE BE IT RESOLVED**, that the above-listed tax certiorari settlement be approved and that the Assessor is hereby authorized to adjust the 2023/2024 Final Assessment Roll and that the Treasurer be approved to issue said refund for the amounts cited hereinabove, for a total of \$4,109.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING
Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

**VILLAGE OF FREEPORT**  
**ASSESSMENT DEPARTMENT**  
**INTER-DEPARTMENT CORRESPONDENCE**

---

To: Mayor Robert T. Kennedy and Board of Trustees

From: Vilma I. Lancaster, Assessor

Date: June 19, 2023

---

**Re: Renewal of BST & Co. CPA, LLP - Auditing Services**

The Assessment Department received the renewal contract agreement from BST & Co - Auditing Services in connection with Real Property Tax Certiorari Proceedings on June 19, 2023. This contract agreement term is from 3/1/2023 to 2/28/2024. BST & Co provides auditing services for tax certiorari petitioners' books for the purpose of substantiating the petitioners' statement of income and expenses. BST & Co qualifications to perform such services as requested from the Village of Freeport is based on BST overall knowledge and experience of services provided to municipal governments.

BST & Co fee for the engagement amount remains the same - \$2,500 no increase in advance retainer deposit that will be credited against the value of time and expense as it accumulates. The initial retainer will apply to the matter regardless of time charges incurred and is replenished when the balance of the unspent falls below \$1,000. The standard hourly rates for billable travel time as indicated on page 3 of 8 of this year agreement, reflects an increase slightly from year to year as listed below;

	12/31/ 2021	12/31/2022	12/31/2023
Partners	\$350.00-\$400.00	\$350.00-\$400.00	\$365.00-\$400.00
Senior Managers	\$275.00-\$335.00	\$310.00-\$340.00	\$305.00-\$360.00
Managers	\$245.00-\$270.00	\$250.00-\$300.00	\$260.00-\$300.00
Analysts/Senior Analysts	\$180.00-\$240.00	\$190.00-\$240.00	\$190.00-\$255.00
Other Department Staff	\$100.00-\$175.00	\$110.00-\$180.00	\$115.00-\$180.00

The expenses will be charged to Budget line A 193004 545500 and is totally reimbursable from tax certiorari bond proceeds and that the Mayor be and hereby is authorized to sign any documentation necessary to approve the contract agreement with BST & Co. The mailing address is 10 British American Boulevard, Latham, NY 12110.

  
Vilma I. Lancaster  
Village Assessor

It was moved by Trustee \_\_\_\_\_, and seconded by Trustee \_\_\_\_\_, that the following motion be adopted:

**WHEREAS**, on September 26, 2016, the Board of Trustees awarded the RFP for Auditing Services in Connection with Real Property Tax Certiorari Proceedings to BST & Co. CPA, LLP, 26 Computer Drive West, Albany, New York, 12205 and David F. Newton, CPA, 6 Roosevelt Avenue, Port Jefferson Station, New York, 11776; and

**WHEREAS**, said services were to be on an as-needed basis and carried a provision for a one-year renewal if mutually accepted; and

**WHEREAS**, since GML §103 does not require a bid for these professional services, the Village may opt to extend the contract without re-bidding the services; and

**WHEREAS**, the retainer fee for the engagement amount remains the same at \$2,500.00, and a minimum fee of \$1,000.00 (no increase) will apply to the matter regardless of time charges incurred, the standard hourly rates for billable travel time of this year agreement reflects an increase slightly from year to year as listed; and

	12/31/ 2021	12/31/2022	12/31/2023
Partners	\$350.00-\$400.00	\$350.00-\$400.00	\$365.00-\$400.00
Senior Managers	\$275.00-\$335.00	\$310.00-\$340.00	\$305.00-\$360.00
Managers	\$245.00-\$270.00	\$250.00-\$300.00	\$260.00-\$300.00
Analysts/Senior Analysts	\$180.00-\$240.00	\$190.00-\$240.00	\$190.00-\$255.00
Other Department Staff	\$100.00-\$175.00	\$110.00-\$180.00	\$115.00-\$180.00

**WHEREAS**, these services will be charged to A193004 545500 (Judgments and Claims) and there are sufficient funds in the referenced accounts to cover these costs; and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor be and hereby is authorized to execute any documents necessary to approve the one year renewal of the proposal of BST & Co. CPA, 10 British American Boulevard, Latham, NY 12110 to provide auditing services on an as-needed basis retroactive from March 1, 2023 to February 29, 2024.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING
Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

THESE ARE NOT OFFICIAL MINUTES UNTIL SAME HAVE BEEN APPROVED BY THE MAYOR AND BOARD OF TRUSTEES, AS THEY MAY BE AMENDED OR CORRECTED.

**CORRECTED DIRECTIVE**

TO: Vilma I. Lancaster, Village Assessor March 1, 2022  
FROM: Lisa DeBourg, Deputy Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of February 28, 2022:

It was moved by Trustee Martinez, seconded by Deputy Mayor Ellerbe that the following resolution be adopted:

**WHEREAS**, on September 26, 2016, the Board of Trustees awarded the RFP for Auditing Services in Connection with Real Property Tax Certiorari Proceedings to BST & Co. CPA, LLP, 26 Computer Drive West, Albany, New York, 12205; and

**WHEREAS**, said services were to be on an as-needed basis and carried a provision for a one-year renewal if mutually accepted; and

**WHEREAS**, since GML §103 does not require a bid for these professional services, the Village may opt to extend the contract without re-bidding the services; and

**WHEREAS**, the retainer fee for the engagement amount remains the same at \$2,500.00, and a minimum fee of \$1,000.00 (no increase) will apply to the matter regardless of time charges incurred, the standard hourly rates for billable travel time of this year agreement reflects an increase slightly from year to year as listed; and

	<u>12/31/2021</u>	<u>12/31/2022</u>
Partners	\$350.00-\$400.00	\$350.00-\$400.00
Senior Managers	\$275.00-\$335.00	\$310.00-\$340.00
Managers	\$245.00-\$270.00	\$250.00-\$300.00
Analysts/Senior Analysts	\$180.00-\$240.00	\$190.00-\$240.00
Other Department Staff	\$100.00-\$175.00	\$110.00-\$180.00

**WHEREAS**, these services will be charged to A193004 545500 (Judgments and Claims) and there are sufficient funds in the referenced accounts to cover these costs; and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor be and hereby is authorized to execute any documents necessary to approve the one year renewal of the proposal of BST & Co. CPA, LLP, 26 Computer Drive West, Albany, New York, 12205 to provide auditing services on an as-needed basis from March 1, 2022 to February 28, 2023.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe In Favor  
Trustee Martinez In Favor

THESE ARE NOT OFFICIAL MINUTES UNTIL SAME HAVE BEEN APPROVED BY THE MAYOR AND BOARD OF TRUSTEES, AS THEY MAY BE AMENDED OR CORRECTED.

Trustee Squeri	In Favor
Trustee Sanchez	In Favor
Mayor Kennedy	In Favor

cc:

---

<u>X</u> Auditor	<u>X</u> Electric Utilities	<u>X</u> Registrar
<u>X</u> Assessor	<u>X</u> Fire Dept.	<u>X</u> Rec. Center
<u>X</u> Attorney	<u>X</u> File	<u>X</u> Treasurer
<u>X</u> Bldg. Dept.	<u>X</u> Personnel	<u>X</u> Dep. Treasurer
<u>    </u> Board & Comm.	<u>X</u> Police Dept.	<u>X</u> Dep. V. Clerk
<u>X</u> Claims Examiner Aide	<u>X</u> Publicity	<u>    </u> OTHER
<u>X</u> Comptroller	<u>X</u> Public Works	
<u>X</u> Court	<u>X</u> Purchasing	



June 19, 2023

Village of Freeport  
c/o Robert T. Kennedy, Mayor  
46 North Ocean Avenue  
Freeport, NY 11520

Re: Village of Freeport – Real Property Tax Certiorari Proceedings

Dear Mr. Kennedy:

This document will outline the terms of the retention of BST & Co. CPAs, LLP (“BST”) in the above captioned matters. The engagement entails providing forensic accounting services to review the books and records of real property taxpayers for purposes of determining the reasonableness of the statements of income and expense in connection with tax certiorari proceedings from March 1, 2023 through February 28, 2024.

#### DOCUMENT AND INFORMATION NEEDS

A preliminary request for information that will enable us to undertake our forensic analyses will follow under separate cover, once retained. These engagements may include meeting(s) with the parties, an on-site visit of the business’ or practice’s offices and a possible inspection of the original financial records in order to accumulate all the information needed to arrive at our conclusions.

At times, based on the particular facts and circumstances of a case, the expertise of other professionals, such as real estate appraisers, industry experts, or compensation or vocational specialists may be warranted. To the extent the need presents itself in a particular case, we will inform you accordingly. Many cases do not require additional experts. The responsibility for retention of any additional professionals, however, shall not be borne by BST. The responsibility to retain said professionals lies with the Village of Freeport. If BST is requested to recommend an individual or firm to fulfill an assignment, BST shall not assume any responsibility for the work product of any other professionals retained in conjunction with this or any other assignment but may rely on their opinion(s) in formulating our opinion without the performance of any additional due diligence.



Robert T. Kennedy, Mayor  
June 19, 2023  
Page 2 of 8

By signing this retainer agreement, upon request by our office, you agree to provide us promptly, all information and documentation of which you have knowledge, or which is in the Village of Freeport's possession that we deem necessary in connection with our engagements. Additionally, the Village of Freeport represents and warrants that all information and documentation provided or to be provided by you is true, correct and complete to the best of your knowledge and belief.

### LIMITING CONDITIONS

It must be understood that our findings may only be used for these particular matters and the communication or publishing of our findings for any other purpose without our written consent is expressly prohibited. If due to circumstances beyond our control it is our belief that we were not provided with information and documentation sufficient to perform the engagement, we will not render a conclusion or issue a report in conjunction with the engagement.

We will not perform an attest engagement (audit or review) as defined by the American Institute of Certified Public Accountants. Any use of such terms as "examine" or "review" etc., should not be construed within that context. Rather, we will perform only those procedures that we feel are necessary in our professional judgment to complete the engagement.

Our fees and the Village of Freeport's unconditional obligation for payment are not in any way contingent on our findings or the results of the ultimate settlement or decision of the Court.

Our conclusions may be based in part on representations and information obtained from others. We take no responsibility for the accuracy or veracity of such information beyond any customary due diligence that may be performed for purposes of our findings. Additionally, we do not take responsibility to update our report for those events or circumstances unknown to us or occurring after the date of our report(s).

All workpapers created by us will remain the property of BST. We will be liable only to produce or return those materials and documents supplied to us by you during an engagement upon your written request. We reserve the right to retain copies of documents that, in our opinion, are necessary to complete our file and support our conclusions. Any workpapers or other proprietary information developed by BST during the conduct of an engagement will



Robert T. Kennedy, Mayor  
June 19, 2023  
Page 3 of 8

only be produced in response to court order, subpoena or when requested at trial to support our expert opinion(s).

In signing this letter, the Village of Freeport further agrees to the following records retention policy. We maintain copies of those documents provided to us for a period of five (5) years from the last date of our involvement in the matter as determined by reference to our billing records. BST assumes that any documents provided us during the course of an engagement are copies and that the producing party has maintained the originals. Documents provided to us, whether in paper format, disk or other digital format, after conversion to our system, may be destroyed. BST accepts no responsibility to maintain or return documents provided to us unless a written request for the return of specific documents is submitted along with the documents produced. In that event, we will convert those documents to our system and return them to you as soon as practicable.

#### **APPROACH TO SERVICE**

Our offices will employ a client service team in providing all services under this agreement. In accordance with this approach, professionals at varying billing levels will be utilized during the course of the engagement. Each will be assigned specific tasks and/or aspects of an engagement based upon nature and complexity.

#### **BILLING TERMS**

Billings will be based on the actual time expended, plus actual disbursements. When using an automobile for travel, reimbursement will be sought at the current Federal mileage rate in effect at the time of billing. Travel time is billable at the standard hourly rates in effect for any travel time within a 50 mile radius of the office serving your case. Any travel time outside the 50 mile radius will be billed at discounted hourly rates, i.e., 40% of standard rates outlined below. Our current hourly rates are as follows:

Partners and Directors	\$365.00-\$400.00
Senior Managers	\$305.00-\$360.00
Managers	\$260.00-\$300.00
Analysts/Senior Analysts	\$190.00-\$255.00
Other Department Staff	\$115.00-\$180.00



Robert T. Kennedy, Mayor  
June 19, 2023  
Page 4 of 8

The fee for this engagement is payable as follows: \$2,500 advance retainer deposit, that will be credited against the value of time and expense as it accumulates. Please be advised that the ultimate fee will probably exceed the retainer deposit. The initial retainer is replenishable when the balance of the unspent retainer falls below \$1,000. All charges will be billed periodically, normally not less than monthly, and payment of our invoices in excess of the balance of any retainer deposit is expected upon their receipt. All outstanding fees are payable before trial and/or the communication of our findings. The above hourly rates will remain in effect until December 31, 2023, at which time they will be redetermined. A minimum fee of \$1,000 will apply to this matter regardless of time charges incurred. Once charges are billed and paid, they are deemed final and are not subject to further modification or future disgorgement. If a matter proceeds to trial, we reserve the right to require an additional trial retainer to be applied against time and expense incurred in preparation and trial attendance. The extent of trial preparation will be based solely on our judgment.

Please carefully review all invoices. If you believe any invoices to be in error or have any objections, you shall notify our office in writing of each contested time or expense charge and the reason underlying each objection. If we do not receive such written notice of error or objection within fifteen (15) days of the date of the invoice, the invoice will be deemed final, fair and accurate in all respects and will not be subject to future dispute or modification. Our billings, and your unconditional requirement to pay them, are not in any way contingent on the ultimate resolution of a matter. All outstanding balances are immediately due and payable upon the settlement of a case or the completion of any required court testimony.

You have the unconditional right to terminate our services. In addition, we have the unconditional right to withdraw our representation immediately upon written notice. In that event, any unexpired retainer will be refunded as soon as practicable. Similarly, any unbilled time and expense will be billed and, together with any unpaid invoices, will become immediately due and payable.

We reserve the right to discontinue services if billings are not paid within 30 days of being rendered or when otherwise due sooner under this agreement. If any outstanding bills regarding a matter are turned over to a third party for collection, it is agreed that all costs related to that action will be the Village of Freeport's responsibility, including attorney's fees of the greater of \$7,500 or 15% of the outstanding balance, which is hereby agreed to be just and reasonable. Interest at the rate of 9% per annum will be added to any balance outstanding for more than 30 days. The total liability of BST including our partners and employees, for any and all claims or counterclaims related to this engagement, is limited to the total fees paid to us for work performed on this engagement.



Robert T. Kennedy, Mayor  
June 19, 2023  
Page 5 of 8

BST will not have any obligation to issue a report or other document, or communicate its research, analysis, or conclusions, and will not have any obligation to appear for or provide written or oral testimony or evidence at trial, deposition or elsewhere, until your account is paid in full and retainer requirements met or unless alternative payment arrangements have been mutually agreed to in writing between BST and the Village of Freeport. BST will have no liability to the Village of Freeport, or any other person, by reason of suspension of services or withdrawal, due to the Village of Freeport's failure to pay all amounts due BST.

In the event we are compelled by subpoena, court order or government regulatory agency to appear at any proceeding as a result of our involvement in a case or to provide documents received or generated in this case, even if subsequent to the resolution of the case by settlement or adjudication, the Village of Freeport agrees to reimburse us for all expenses incurred in compliance thereof, as well as compensate us at the hourly rates in effect at the time and upon the same terms and conditions provided in this retainer agreement.

By signing this agreement, the Village of Freeport agrees to immediately inform us in writing of any disposition of each case by court decision, settlement or discontinuance of the action.

#### **ENFORCEMENT, JURISDICTION AND SEVERABILITY**

This agreement is governed by the laws of New York State and any enforcement action(s) that may be necessary due to the breach of the terms of this agreement or any and all other claims which may arise regarding the services covered by this agreement, are subject to venue in Albany County, New York.

This agreement constitutes the entire agreement and cannot be modified or amended in any way unless in writing executed by all parties. Any claim of oral amendment to this agreement shall be deemed unenforceable, null and void. This agreement will remain in full force and effect between you and any successor to BST unless objected to in writing by you, the client, within 30 days written notice by BST.

If any provision of this agreement shall be held by a court of competent jurisdiction to be illegal, invalid or unenforceable, such provision shall have no effect upon and shall not impair the enforceability of any other provision of this agreement, which shall continue to be and remain in full force and effect.



### CONFIDENTIALITY

Our services are confidential. All steps deemed reasonable by BST will be taken to control access or availability of any documents and records related to this matter.

In the interest of facilitating these engagements, we routinely communicate by facsimile transmission or electronic mail (e-mail) over the Internet. Such communications may include information that is deemed confidential. If you consent to the use of facsimile and/or e-mail communications for these matters, you recognize and accept that we have no control over the unauthorized interception of these communications once they have been sent. Accordingly, we take no responsibility for any unauthorized or unintended interception of these communications or access to them. Your execution of this retainer agreement will be deemed to constitute your consent to our use of these communication media.

### SCHEDULING

It is agreed that our offices will be consulted by counsel prior to the setting of any conference and/or trial dates to avoid scheduling conflicts. Should such scheduling conflicts result, all reasonable efforts will be expended by all parties to resolve them. In the event that scheduling orders are issued and/or trial dates are set by the Court, our offices must be notified immediately by counsel. In any event, we will require a minimum of 30 days after receipt of all information and documentation deemed necessary by us before we can issue our reports in these matters.

### CONFLICTS

We have determined that we have no known conflicts in accepting this engagement. We have, however, regular occasion to work with many lawyers. Due to our extensive forensics/litigation practice, it may be that we have been involved with the lawyers and/or their firms on other matters. We do not, however, deem such involvement or interaction a professional or ethical obstacle to accepting this engagement, and assure you that in no way would it impede our professional objectivity in this matter.



Robert T. Kennedy, Mayor  
June 19, 2023  
Page 7 of 8

#### ACCEPTANCE AND CLOSING

**This is a legally binding contract. By signing, you represent that you read the entire agreement, understand its terms and, if found advisable, sought the advice of counsel in executing this agreement. We recommend you do so. The written representations and terms contained herein constitute the entire agreement. Any amendments must be in writing and executed by both parties.**

We would like to thank you for this opportunity to be of service. Should the terms of the arrangement be satisfactory, please indicate your understanding and agreement of the terms contained herein by **signing the original of this agreement in the space provided** and returning it, together with the retainer amount, as soon as possible so that we may commence planning and scheduling engagements. No work will commence on these engagements until the signed agreement and retainer amount has been received. A copy of the undersigned's curriculum vitae is attached for your review.

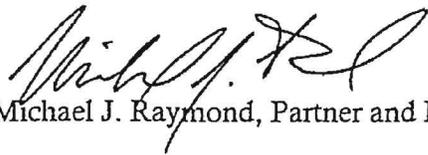
**Per our agreement and pursuant to New York State's Electronic Signatures and Records Act, you agree that a signed digital (electronic) copy of this agreement will have the same legal validity and effect as an original signed version.**

**Please direct all mailings to our central administrative office at 10 British American Boulevard, Latham, New York 12110, to ensure prompt attention and response.**

Very truly yours,

BST & Co. CPAs, LLP

Valuation, Forensic & Litigation Group



Michael J. Raymond, Partner and Practice Leader

Enclosures







**Michael J. Raymond, CPA, ABV, CFF**  
Partner & Practice Leader – Valuation,  
Forensic Accounting & Litigation Support

### **Professional Experience**

---

- Court Appointed expert in New York State Supreme Court, New York, Kings, Queens, Rockland, Westchester, Albany, Saratoga and Schenectady Counties, and The High Court of Justice, London, United Kingdom
- Testified and qualified as an expert in New York State Supreme Court, New York, Westchester, Richmond, Rockland, Orange, Albany, Rensselaer, Onondaga, and Franklin Counties
- Personally involved in over one thousand (1,000) independent business, professional practice, license and advanced degree valuations prepared in connection with matrimonial matters, shareholder actions, buy/sell agreements, commercial litigation, mergers/acquisitions, estate and gift transactions
- Personally prepared appraisals of equity-based compensation awards, including stock options, restricted stock units, (RSUs) and stock appreciation rights (SARs)
- Personal involvement in numerous fraud, forensic accounting, income and asset tracing engagements
- Retained and testified as economic expert in personal injury and wrongful death matters

### **Positions Held**

---

- Partner in Charge, Valuation & Litigation Services Group – BST & Co. CPAs, LLP, Albany and New York, New York, 2018 – present
- Partner – BST & Co. CPAs, LLP, Albany and New York, New York, 2003 – 2017
- Senior Manager – BST Valuation & Litigation Advisors, LLC, 2001 – 2003
- Manager- Valuation & Litigation Services Group, Bollam, Sheedy, Torani & Co., LLP, CPAs, Albany, New York, 2000 – 2001
- Senior Valuation Analyst - Bollam, Sheedy, Torani & Co., LLP, CPAs, Albany, New York, 1999 – 2000
- Manager - Financial Planning and Analysis, Kaiser Permanente – Northeast Division, national Health Maintenance Organization, 1998 – 1999

- Senior Accountant - national certified public accounting firm of Urbach, Kahn & Werlin, PC, CPAs, Glens Falls, New York and Washington, D.C., 1994 – 1997
- Staff Accountant - Urbach, Kahn & Werlin, PC, CPAs, 1993
- 

## **Education**

---

- Graduate of Siena College, Loudonville, New York, Bachelor of Business Administration in Accounting
- More than forty hours continuing professional education annually, concentrated in Business Valuation, Fraud, Forensic Accounting and Litigation Support

## **Professional Activities**

---

- Member of the American Academy of Matrimonial Lawyers (AAML) Foundation, Forensic and Business Valuation Division
- Member of the National Association of Divorce Professionals (NADP) as well as the NYC Union Square/Flatiron Chapter
- Member of the Non-Lawyer Family Law Related Professionals Committee of the New York State Bar Association (NYSBA)
- Appointed to the ad hoc committee on Maintenance Guidelines legislation, 2014-2015
- American Institute of Certified Public Accountants (AICPA)
- New York State Society of Certified Public Accountants (NYSSCPA)
- Licensed Certified Public Accountant (CPA) - State of New York, April 1997
- Certificate for Educational Achievement in Business Valuation from the American Institute of Certified Public Accountants
- Certified in Financial Forensics (CFF), American Institute of Certified Public Accountants, August 2008
- Accredited in Business Valuation (ABV), American Institute of Certified Public Accountants, February 2000

## **Presentations**

---

- October 2022 – “**Special Purpose Acquisition Companies (SPACs)**”, New York Chapter of the American Academy of Matrimonial Lawyers (AAML), Canandaigua, NY
- July 2022 – “**Demystifying Cryptocurrency: Identifying, Valuing and Distributing Cryptocurrency in Matrimonial Matters**”, New York State Bar Association, Family Law Section, Newport, RI
- October 2021 – “**Surfing the Waves of COVID-19, Challenges in Developing a Credible and Defensible Valuation Opinion in the Wake of the Pandemic**”, American Academy of Matrimonial Lawyers, Lake George, NY

- July 2019 – “Forensic Puzzles: Deeper Dive into Hidden Income and Assets, Lifestyle Analysis and Forensic Accounting”, New York State Bar Association, Family Law Section, Saratoga Springs, NY
- June 2019 – “Unraveling the New Tax Law’s Impact on Domestic Relations Law & Extended Updates”, New York State Bar Association, Family Law Section, Mineola, NY and Albany, NY
- May 2019 – American Academy of Matrimonial Lawyers, New York, NY
- May 2018 – Speaker and Panelist for American Academy of Matrimonial Lawyers, Continuing Legal Education Seminar, “New Tax Law Effects on Business Valuation”
- February 2018 – Speaker for BST & Co. CPAs LLP presentation to Matrimonial Attorneys in New York, New York, “Tax Law Mega-Millions, How the Law Affects You and Your Clients”
- October 2017 and March 2018 – Guest Lecturer, Siena College, Advanced Fraud and Forensic Accounting Graduate Course, “Litigation Support and Business Valuation”
- October 2017 – Speaker and Panelist for Young Associate Matrimonial Society (YAMS) Continuing Legal Education Seminar, “Matrimonial Attorneys and Forensic Accountants Working in Harmony”
- April 2017 – Speaker for the American Bar Association, Webinar, “Using Personal Tax Returns in Formulating Your Maintenance and Property Division Case”
- November 2016 – Speaker for BST & Co. CPAs LLP, Continuing Professional Education Seminar, “Financial Statement Analytics in Valuation & Litigation”
- October 2016 – Speaker and Panelist for American Academy of Matrimonial Lawyers, Continuing Legal Education Seminar, “Support and Equitable Distribution Issues in Executive Compensation: From Incentive to Severance”
- May 2016 – Speaker and Panelist for American Academy of Matrimonial Lawyers, Continuing Legal Education Seminar, “When Valuing an Interest in a Professional Practice or Personal Services Business, What is Appropriate Standard of Value and What Income is Available for Maintenance in View of the New Maintenance Guidelines?”
- April 2016 – Speaker and Panelists for New York State Bar Association, Family Law Section Continuing Legal Education Seminar, “Business Valuation in Connection with a Matrimonial Matter”
- October 2015 – Speaker and Panelist for the New York Bar Association, Family Law Section Seminar, “Using the Tax Return in Developing Your Equitable Distribution Case”
- October 2015 – Speaker for the Nassau County Bar Association Dean's Hour, “The New Maintenance Guidelines”
- May 2015 – Speaker and Panelist for the New York State Bar Association, Family Law Section Seminar, “Divorce Anniversaries II: Valuation and Executive Compensation”
- October 2014 – Speaker SaxBST presentation, “Holistic Planning in Divorce and Separation”
- December 2013 - Speaker and Panelist for the New York State Bar Association, Family Law Section Seminar, “Matrimonial Trial Institute IV: A Mock Financial Trial”
- July 2011 - Speaker and Panelist for the American Bar Association, webinar presentation entitled, “Mining Individual, Corporate & Partnership Tax Returns”
- June 2011 - Speaker and Panelist on Statements on Standards for Valuation Services (SSVS) for American Academy of Matrimonial Lawyers (AAML), New York Chapter

- February 2011 - Speaker on Tax Return Analysis, presented for the Matrimonial Law Committee, Association of the Bar of the City of New York
- November 2009 - Guest Lecturer on Business Valuation, Albany Law School, "Introductory Accounting, Finance and Auditing for Lawyers"
- May 2005 – 2008 - Participant and Instructor at the American Bar Association Family Law Institute, Houston, Texas, May 2005, 2006, 2007 and Denver, Colorado May 2008
- February 2003 - Panelist and Speaker on "Business Valuation" at Educator's Night, Presented by The Northeast Chapter of the New York State Society of Certified Public Accountants

### Publications and Other Creative Activity

---

- March 2015 – Prepared seminar materials for the New York State Bar Association, Family Law Section Seminar, "Divorce Anniversaries II: Valuation and Executive Compensation"
- December 2012 - Prepared seminar materials for the New York State Bar Association, Family Law Section seminar, "Matrimonial Trial Institute III: Trial Techniques and Strategies"
- October 2009 - "For Asset Managers, The Risk is in The Return", *MatAlert Volume IX*
- June 2003 - "Avoiding Duplication in Business and Enhanced Earnings Valuation, Maintenance and Child Support", Matlaw CLE Seminar "How to Try Your Divorce Case-Practice/License Valuation, Duplication Analysis and Income Reassignment Method", Rochester, New York
- January 2003 - "Small Business Valuation", The Albany & Adirondack Chapters of the Institute of Management Accountants, Albany, New York, January 2003
- September 2002 - "What Matrimonial Attorneys Should Know About Stock Options and Property Division", *New York Family Law Monthly*

### Industry Appraisal Experience

---

- Start-up and venture capital enterprises
- Hedge Funds, Private Equity Funds and Alternative Investment Managers
- Commercial and Residential Real Estate Development, Construction, Management
- Heavy Construction
- Real Property and Other Asset Holding Enterprises
- Automobile, Boat, RV and Equipment Dealerships
- Insurance Companies, Brokerages and Agencies
- Agriculture and Cannabis
- Investment Managers, Brokers, Specialists
- Professional Service Firms – Law, Engineering, Architects, Accounting, Financial Planning
- Medical Groups, Practices, Hospitals, Surgery Centers
- Intellectual Property
- Technology Companies
- Pharmaceutical Companies
- Cosmetics
- Apparel and Accessories

- Retail
- Broadcast, Radio, TV
- Power, Electricity, Gas, Utility Production, Transmission and Brokerage
- Manufacturing and Wholesale
- Hotel, Restaurant, Catering, Hospitality
- Franchises
- Import/Export Enterprises, Customs Brokerages
- Executive Recruiting/Head Hunters
- Warehousing, Delivery, Logistics
- Personal Goodwill, Creative Works and Celebrity
- Printers, Publishers
- Public Relations, Marketing, Advertising

**FREEPORT FIRE DEPARTMENT**

**15 BROADWAY**

**FREEPORT, NEW YORK 11520**

June 21, 2023

Hon. Mayor Robert T. Kennedy and Board of Trustees  
Incorporated Village of Freeport  
46 North Ocean Avenue  
Freeport, NY 11520

Re: New Members of the Freeport Fire Department

Hon. Mayor Kennedy and Board of Trustees:

Please be advised that the following new members have been approved by the Freeport Fire Council into the Freeport Fire Department subject to the approval of the Board of Trustees:

**Adam Katz – Hose Co. #3**

**Cody Wunner – Truck Co. #1**

**Edward Overton – Truck Co. #1**

**Marvin Castillo – Truck Co. #1**

**Angelo Ferreira – Truck Co. #1**

Thank you for your courtesy and consideration herein.

Very truly yours,

*Jerry Cardoso*

Jerry Cardoso  
Secretary to the Fire Council  
Freeport Fire Department

**INCORPORATED VILLAGE OF FREEPORT  
DEPARTMENT OF PUBLIC WORKS  
INTER-OFFICE CORRESPONDENCE**

---

To: Mayor Robert T. Kennedy

From: Robert R. Fisenne, P.E., Superintendent of Public Works

Date: June 23, 2023

---

**RE: EXTERIOR REPAIRS TO RESIDENTIAL HOUSES**

Twenty-three (23) bids were picked up and one (1) bid was received on June 6 for the referenced construction contract. The project calls for the repairs to the following residences that are in a state of disrepair and are now considered nuisance buildings:

60 Meister Blvd, Freeport, N.Y.  
68 Ann Drive South, Freeport, N.Y.  
82 President Street, Freeport, N.Y.  
115 North Bergen Place, Freeport, N.Y.  
213 Maxon Avenue, Freeport, N.Y.  
216 Sportsman Avenue, Freeport, N.Y.  
332 South Brookside Avenue, Freeport, N.Y.

The sole bid was for \$635,000.00 for the repairs to all the properties. The bid was in excess of the amount estimated for this project and therefore we will change the scope of the project and re-bid it.

Therefore, it is requested that the Board reject all bids received on June 6, 2023 for the **EXTERIOR REPAIRS TO RESIDENTIAL HOUSES**

It is also requested that we be authorized to advertise for re-bid of this project.

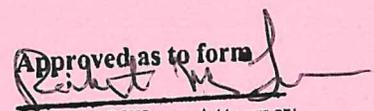
The estimated cost for this project is \$225,000.00. Funding for this project will come from the Village General Fund with the account number to be determined at a later date. The Village will bill the property owner for all work performed along with an administrative fee and associated costs, not to exceed ten percent of the cost of the work performed.

Therefore, it is requested that we be authorized to advertize the referenced contract in the Freeport Herald, and other related publications on July 6, 2023. Bid documents will be available from July 10, 2023 through July 21, 2023. Bids will have a returnable date of July 25, 2023 with bids scheduled to be opened at 11:00 am. A copy of the proposed advertisement is furnished herewith.



---

Robert R. Fisenne, P.E.  
Superintendent of Public Works

Approved as to form  
  
Deputy Village Attorney

It was moved by Trustee \_\_\_\_\_, and seconded by Trustee \_\_\_\_\_, that the following resolution be adopted:

**WHEREAS**, on May 15, 2023, the Board authorized the Village Clerk to publish a Notice to Bidders for the Exterior Repairs to Residential Houses; and

**WHEREAS**, twenty-three (23) bids were picked up and one (1) bid was received on June 6, 2023 for the referenced construction contract; and

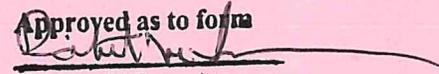
**WHEREAS**, the sole bid was for \$635,000.00 for the repairs to all the properties; the bid was in excess of the amount estimated for this project, and therefore we will change the scope of the project and re-bid it; and

**WHEREAS**, the Department of Public Works is requesting the Board to reject the bid received on June 6, 2023; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Public Works that the bid received on June 6, 2023 for the "Exterior Repairs to Residential Houses" be rejected.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING
Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

Approved as to form  
  
Deputy Village Attorney

THESE ARE NOT OFFICIAL MINUTES UNTIL SAME HAVE BEEN APPROVED BY THE MAYOR AND BOARD OF TRUSTEES, AS THEY MAY BE AMENDED OR CORRECTED.

**DIRECTIVE**

TO: Robert R. Fisenne, Superintendent of Public Works May 16, 2023

FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of May 15, 2023:

It was moved by Trustee Squeri, seconded by Trustee Sanchez that the following resolution be adopted:

**WHEREAS**, the Superintendent of Public Works is requesting Board approval to authorize the Village Clerk to publish a Notice to Bidders for the Exterior Repairs to Residential Houses; and

**WHEREAS**, plans and Specifications for the above-referenced project are completed; and

**WHEREAS**, the project calls for the repairs to the following residences that are in a state of disrepair and are now considered nuisance buildings:

- 60 Meister Blvd, Freeport, NY
- 68 Ann Drive South, Freeport, NY
- 82 President Street, Freeport, NY
- 115 North Bergen Place, Freeport, NY
- 213 Maxson Avenue, Freeport, NY
- 216 Sportsman Avenue, Freeport, NY
- 332 South Brookside Avenue, Freeport, NY

**WHEREAS**, the estimated cost for this project is \$175,000.00; and

**WHEREAS**, funding for this project will come from the Village General Fund with the account number to be determined at a later date; the Village will bill the property owner for all work performed along with associated Village costs, not to exceed ten percent of the cost of the work performed; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Public Works, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the “Exterior Repairs to Residential Houses”, in the Freeport Herald and other relevant publications on May 18, 2023, with the specifications available from May 22, 2023 through June 2, 2023, with a return date of June 6, 2023.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	In Favor
Trustee Martinez	In Favor

THESE ARE NOT OFFICIAL MINUTES UNTIL SAME HAVE BEEN APPROVED BY THE MAYOR AND BOARD OF TRUSTEES, AS THEY MAY BE AMENDED OR CORRECTED.

Trustee Squeri	In Favor
Trustee Sanchez	In Favor
Mayor Kennedy	In Favor

---

cc:

<input checked="" type="checkbox"/> Auditor	<input checked="" type="checkbox"/> Electric Utilities	<input checked="" type="checkbox"/> Registrar
<input checked="" type="checkbox"/> Assessor	<input checked="" type="checkbox"/> Fire Dept.	<input checked="" type="checkbox"/> Rec. Center
<input checked="" type="checkbox"/> Attorney	<input checked="" type="checkbox"/> File	<input checked="" type="checkbox"/> Treasurer
<input checked="" type="checkbox"/> Bldg. Dept.	<input checked="" type="checkbox"/> Personnel	<input checked="" type="checkbox"/> Dep. Treasurer
<input type="checkbox"/> Board & Comm.	<input checked="" type="checkbox"/> Police Dept.	<input checked="" type="checkbox"/> Dep. V. Clerk
<input checked="" type="checkbox"/> Claims Examiner	<input checked="" type="checkbox"/> Publicity	<input type="checkbox"/> OTHER
<input checked="" type="checkbox"/> Comptroller	<input checked="" type="checkbox"/> Public Works	
<input checked="" type="checkbox"/> Court	<input checked="" type="checkbox"/> Purchasing	

**INCORPORATED VILLAGE OF FREEPORT  
DEPARTMENT OF PUBLIC WORKS  
INTER-OFFICE CORRESPONDENCE**

---

To: Mayor Robert T. Kennedy

From: Robert R. Fisenne, P.E., Superintendent of Public Works

Date: June 23, 2023

---

**RE: EXTERIOR REPAIRS TO RESIDENTIAL HOUSES**

Twenty-three (23) bids were picked up and one (1) bid was received on June 6 for the referenced construction contract. The project calls for the repairs to the following residences that are in a state of disrepair and are now considered nuisance buildings:

60 Meister Blvd, Freeport, N.Y.  
68 Ann Drive South, Freeport, N.Y.  
82 President Street, Freeport, N.Y.  
115 North Bergen Place, Freeport, N.Y.  
213 Maxon Avenue, Freeport, N.Y.  
216 Sportsman Avenue, Freeport, N.Y.  
332 South Brookside Avenue, Freeport, N.Y.

The sole bid was for \$635,000.00 for the repairs to all the properties. The bid was in excess of the amount estimated for this project and therefore we will change the scope of the project and re-bid it.

Therefore, it is requested that the Board reject all bids received on June 6, 2023 for the **EXTERIOR REPAIRS TO RESIDENTIAL HOUSES**

It is also requested that we be authorized to advertise for re-bid of this project.

The estimated cost for this project is \$225,000.00. Funding for this project will come from the Village General Fund with the account number to be determined at a later date. The Village will bill the property owner for all work performed along with an administrative fee and associated costs, not to exceed ten percent of the cost of the work performed.

Therefore, it is requested that we be authorized to advertize the referenced contract in the Freeport Herald, and other related publications on July 6, 2023. Bid documents will be available from July 10, 2023 through July 21, 2023. Bids will have a returnable date of July 25, 2023 with bids scheduled to be opened at 11:00 am. A copy of the proposed advertisement is furnished herewith.



---

Robert R. Fisenne, P.E.  
Superintendent of Public Works

*Approved as to form*  
*Robert M. ...*  
**Deputy Village Attorney**

It was moved by Trustee \_\_\_\_\_, and seconded by Trustee \_\_\_\_\_, that the following resolution be adopted:

**WHEREAS**, the Superintendent of Public Works is requesting Board approval to authorize the Village Clerk to publish a Notice to Bidders for the Exterior Repairs to Residential Houses Rebid; and

**WHEREAS**, plans and Specifications for the above-referenced project are completed; and

**WHEREAS**, the project calls for the repairs to the following residences that are in a state of disrepair and are now considered nuisance buildings:

60 Meister Blvd, Freeport, NY  
68 Ann Drive South, Freeport, NY  
82 President Street, Freeport, NY  
115 North Bergen Place, Freeport, NY  
213 Maxson Avenue, Freeport, NY  
216 Sportsman Avenue, Freeport, NY  
332 South Brookside Avenue, Freeport, NY

**WHEREAS**, the estimated cost for this project is \$225,000.00; and

**WHEREAS**, funding for this project will come from the Village General Fund with the account number to be determined at a later date; the Village will bill the property owner for all work performed along with associated Village costs, not to exceed ten percent of the cost of the work performed; and

**NOW THEREFORE BE IT RESOLVED**, that based on the recommendation of the Superintendent of Public Works, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the "Exterior Repairs to Residential Houses Rebid", in the Freeport Herald and other relevant publications on July 6, 2023, with the specifications available from July 10, 2023 through July 21, 2023, with a return date of July 25, 2023.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING
Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

Approved as to form  
  
Deputy Village Attorney

## NOTICE TO BIDDERS

### EXTERIOR REPAIRS TO RESIDENTIAL HOUSES REBID

#### FOR THE INCORPORATED VILLAGE OF FREEPORT NASSAU COUNTY, NEW YORK

Notice is hereby given that the Purchasing Agent of the Incorporated Village of Freeport, New York will receive sealed proposals for “**EXTERIOR REPAIRS TO RESIDENTIAL HOUSES REBID**” until 11:00 A.M. on **Tuesday, July 25, 2023** in the Main Conference Room of the Municipal Building, 46 North Ocean Avenue, Freeport, New York, 11520, at which time and place they will be opened publicly and read aloud.

Specifications, proposal and proposed contracts may be obtained by visiting the Village website at [www.freeportny.gov](http://www.freeportny.gov) or obtained at the Office of the Purchasing Agent, Municipal Building, 1<sup>st</sup> Floor, 46 North Ocean Avenue, Freeport, New York, 11520, from **9:00 A.M. on Monday, July 10, 2023 until 4:30 P.M. Friday, July 21, 2023**. There is no fee for a set of bid documents.

Each bid must be accompanied by a bidder's bond in the amount of not less than five (5%) percent of the bid insuring to the benefit of the Village of Freeport, or a certified check of not less than five (5%) percent of the bid, made payable to the Village of Freeport, to assure the entering of the successful bidder into a acceptable contract.

The project calls for exterior repairs to residential houses within the Village of Freeport.

The Board reserves the right to reject any or all bid proposals received and subject to these reservations, shall award the contract to the lowest qualified and responsible bidder. Bids which, in the opinion of the Board, are unbalanced shall be rejected.

In submitting a bid, bidders agree not to withdraw their bid within forty-five (45) days after the date for the opening thereof.

Purchasing Agent  
Village of Freeport

VILLAGE OF FREEPORT  
Issue Date –**July 6, 2023**

**INCORPORATED VILLAGE OF FREEPORT  
RECREATION CENTER  
INTER-OFFICE CORRESPONDENCE**

To: Robert T. Kennedy, Mayor

From: Victoria Dinielli, Recreation Center Manager

Date: June 14, 2023

---

RE: Request for contract approval

This memo serves as a request for the Incorporated Village of Freeport to enter into a contract with The Long Island Motion Picture Arts Center & Museum; P.O. Box 513, Oceanside, New York 11572. LI Motion Picture Arts Center & Museum will provide outdoor movie equipment and film licensing for the VOF "Movies by the Meadow" community movie nights at Cow Meadow Park. There will be four (4) separate Friday night features scheduled.

In this contract, the vendor will provide:

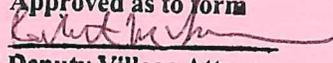
- 1- Four (4) Friday evening movie events at Cow Meadow Park during summer 2023, (rain date weather guarantee included). The VOF will choose four (4) family-friendly movies.
- 2- The contracted vendor will provide movie broadcasting equipment that includes; 30 ft. inflatable screen, HD projector, audio sound system, projectionist, crew for set-up & breakdown, and silent Honda generators
- 3- The Long Island Motion Picture Arts Center & Museum will provide a Certificate of Insurance for \$2,000,000, listing the Incorporated Village of Freeport as additionally insured.

The cost to the VOF will be \$1,595.00 per evening. The total cost for the four (4) events will be \$6,380.00. Funds will be dispersed from VOF, account A641004 546600, Publicity Expense.

Thank you,

  
Victoria Dinielli  
Manager  
Freeport Recreation Center

Approved as to form

  
Deputy Village Attorney

It was moved by Trustee \_\_\_\_\_, and seconded by Trustee \_\_\_\_\_, that the following resolution be adopted:

**WHEREAS**, the Incorporated Village of Freeport seeks to provide its residents with a community movie night entitled "Movies by the Meadow" at Cow Meadow Park on various Friday evenings; and

**WHEREAS**, these events will be facilitated by a full service outdoor/indoor movie event company called The Long Island Motion Pictures Arts Center & Museum, P.O. Box 513, Oceanside, New York 11572, who will provide outdoor movie equipment and film licensing; and

**WHEREAS**, The Long Island Motion Pictures Arts Center & Museum will provide:

- 1- Four (4) Friday evening movie events at Cow Meadow Park during summer 2023, (rain date weather guarantee included). The VOF will choose four (4) family-friendly movies;
- 2- The contracted vendor will provide movie broadcasting equipment that includes; 30 ft. inflatable screen, HD projector, audio sound system, projectionist, crew for set-up & breakdown, and silent Honda generators;
- 3- The Long Island Motion Picture Arts Center & Museum will provide a Certificate of Insurance for \$2,000,000, listing the Incorporated Village of Freeport as additionally insured; and

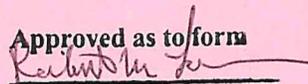
**WHEREAS**, the cost to the Village will be \$1,595.00 per evening, and the total cost for the four (4) events will be \$6,380.00; and

**WHEREAS**, funds will be dispersed from the Village, account A641004 546600, Publicity – Promotion Expense; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Manager of the Freeport Recreation Center, the Board approve and the Mayor be and hereby is authorized to execute any and all documents to effectuate the agreement of the contract for the "Movies by the Meadow" in Cow Meadow Park with The Long Island Motion Pictures Arts Center & Museum, P.O. Box 513, Oceanside, New York 11572, for (4) four Friday night movies for a total cost of \$6,380.00.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING
Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

**Approved as to form**  
  
**Deputy Village Attorney**



## SERVICE CONTRACT

**CUSTOMER:** Name: The Village of Freeport  
 Address: 46 W Ocean Avenue Freeport, NY 11520  
 Telephone: (516) 377-2311 Fax: 516-377-2318  
 E-Mail: vdinielli@freeportny.gov  
 Contact Person: Victoria Dinielli  
 Date(s) of Performance: (4 Showings) 7/21, 7/28, 8/4, 8/11 (Friday nights)  
 Rain Date: TBD Price Per Event: \$1,595  
 Location: Cow Meadow Deposit: \_\_\_\_\_  
 Title of Film: TBD (Balance Due On The Day Of Event)

### Equipment and Services Include:

Selection of: 24', ~~35'~~, or 40' Movie Screen, Projection System, HD Projector, DVD players, Cables, Audio Sound System, Microphone and Mic Stand, Delivery to Site, Projectionist, Crew to Set up, Operate and Strike Down the Motion Picture Screen and Equipment, Silent Honda Generators, (Upon Request) Sponsorship DVD and Movie Trivia. *Included: no rain dates of availability*

### TERMS & CONDITIONS

- Customer agrees to provide a safe and dry site which enables access by vehicle and/or large dollies to move rental equipment and facilitate the setup requirements.
- Customer agrees to provide a maintenance engineer who has access to the power supply and electrical panel board for the event in the event of electrical failure and/or tripped circuit breakers. Customer assumes all responsibility for power usage and maintenance.
- A non-refundable deposit of 30% of total cost is to be made payable to the Long Island Motion Picture Arts Center & Museum upon signing of contract.
- Customer assumes responsibility of insurance and must furnish a copy of "Proof of Insurance" covering LIMPACM, it's equipment, staff and assigns.
- Not subject to local, State, or Federal taxes. Non-profit (501)(C)(3) Organization.

Note: Friday, July 14<sup>th</sup> is not available

PAGE 2

- Conditions of this service contract does NOT include the "Public Performance Rights" from the distributors. This must be obtained directly from the third party movie rental companies: SWANK or CRITERION. Customer will be responsible for the disks (Receiving and return shipping) from and to the film distributors and provide LIMPACM a photocopy of the license agreement prior to the film screening.
- Customer agrees to indemnify LIMPACM from any damages, lawsuits, injury, loss of life, or other acts of God and Nature (Force Majeure) that may hinder the presentation of the film and/or outdoor movie event.
- **Sustained winds without Rain**-Conditions of services include the upmost regard for safety. If the sustained winds exceed the range of speed that poses a severe safety risk to the event, it is agreed that LIMPACM has the right to make the judgement call to cancel or discontinue the film showing due to Safety factors for the event.
- **Cancellation by Customer.** In the case of inclement weather, it is agreed that the customer will call LIMPACM by 12pm (before the crew and truck leaves). If the customer does not cancel and the crew arrives at the site, the customer will be responsible to pay 40% of the total fee for that day/night.
- Customer assumes all responsibility for crowd control, security, personnel safety, equipment damages resulting from third party actions and/or their own staff and any and all resulting lawsuits.

\_\_\_\_\_  
Signature of Customer (Authorized representative of organization)

\_\_\_\_\_  
Date

Michelle Crowder  
\_\_\_\_\_  
Signature of LIMPACM Representative

6/21/2023  
\_\_\_\_\_  
Date



The Incorporated Village of Freeport  
Presents

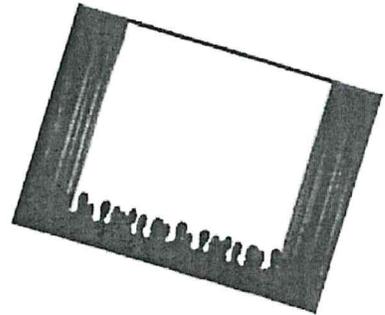


Summer "23" FREE Outdoor Movie

**Cow Meadow Park**

701 South Main Street, Freeport

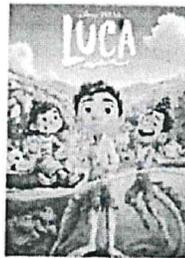
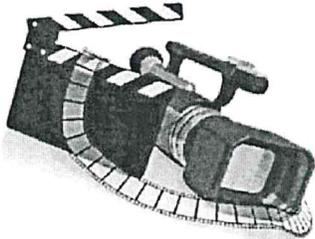
FRIDAY, JULY 21<sup>th</sup> – Super Mario Bros



FRIDAY, JULY 28<sup>th</sup> – Moana



FRIDAY, AUGUST 4<sup>th</sup> – LUCA



FRIDAY, AUGUST 11<sup>th</sup> – The Lion King – Live Action



**\*\*Showtime is approximately 8:15pm. Bring chairs & come early for a choice spot!  
Refreshments will be available to purchase at 7:30pm.  
Call Freeport Rec Center for info – 516-377-2314**



LONG ISLAND  
MOTION PICTURE ARTS CENTER  
& MUSEUM P.O. BOX 513, OCEANSIDE, NY 11572

---

## INVOICE

To: Village of Freeport  
46 N. Ocean Avenue  
Freeport, New York 11520

Wednesday, June 14, 2023

This is an invoice for services and equipment rendered for four movie showings this summer. Services for these outdoor film showings included; 35 ft. inflatable motion picture screen, two fan systems, HD projector, audio sound system with microphone, ( 2 ) Honda Silent Generators 3000 Watts, delivery to site, projectionist, a full crew to set-up, operate, and strike down the inflatable screen and film equipment at \$1,595.00 per showing.

**TOTAL AMOUNT DUE: \$ 6,380.00**

Please make the check payable to: Long Island Motion Picture Arts Center & Museum

**MAIL TO: 144 Davison Avenue, Oceanside, NY 11572**

LIMPACM is a non-profit (501)(c)(3) organization Fed. ID # 11-2638416  
P.O. Box 513, Oceanside, New York 11572

THESE ARE NOT OFFICIAL MINUTES UNTIL SAME HAVE BEEN APPROVED BY THE MAYOR AND BOARD OF TRUSTEES, AS THEY MAY BE AMENDED OR CORRECTED.

**DIRECTIVE**

TO: Victoria Dinielli, Recreation Center Manager June 29, 2022  
FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of June 27, 2022:

It was moved by Trustee Martinez, seconded by Deputy Mayor Ellerbe that the following resolution be adopted:

**WHEREAS**, the Incorporated Village of Freeport seeks to provide its residents with a community movie night entitled "Movies by the Meadow" at Cow Meadow Park on various Friday evenings; and

**WHEREAS**, these events will be facilitated by a full service outdoor/indoor movie event company called The Long Island Motion Pictures Arts Center & Museum, P.O. Box 513, Oceanside, New York 11572, who will provide outdoor movie equipment and film licensing; and

**WHEREAS**, The Long Island Motion Pictures Arts Center & Museum will provide:

- 1- Four (4) Friday evening movie events; 7/1, 7/15, 7/29, 8/12 (rain date weather guarantee included). The VOF will choose four (4) family-friendly movies;
- 2- The contracted vendor will provide movie broadcasting equipment that includes; 30 ft. inflatable screen, HD projector, audio sound system, projectionist, crew for set-up & breakdown, and silent Honda generators;
- 3- The Long Island Motion Picture Arts Center & Museum will provide a Certificate of Insurance for \$2,000,000, listing the Incorporated Village of Freeport as additionally insured; and

**WHEREAS**, the cost to the Village will be \$1,595.00 per evening, and the total cost for the four (4) events will be \$6,380.00; and

**WHEREAS**, funds will be dispersed from the Village, account A641004 546600, Publicity – Promotion Expense; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Manager of the Freeport Recreation Center, that the Board approve, Mayor be and hereby is authorized to execute any and all documents to effectuate the agreement of the contract for the "Movies by the Meadow" Friday night movies in Cow Meadow Park, from July 1, 2022 through August 12, 2022 to The Long Island Motion Pictures Arts Center & Museum, P.O. Box 513, Oceanside, New York 11572 for a total cost of \$6,380.00.

THESE ARE NOT OFFICIAL MINUTES UNTIL SAME HAVE BEEN APPROVED BY THE MAYOR AND BOARD OF TRUSTEES. AS THEY MAY BE AMENDED OR CORRECTED.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	In Favor
Trustee Martinez	In Favor
Trustee Squeri	In Favor
Trustee Sanchez	In Favor
Mayor Kennedy	In Favor

---

cc:

<input checked="" type="checkbox"/> Auditor	<input checked="" type="checkbox"/> Electric Utilities	<input checked="" type="checkbox"/> Registrar
<input checked="" type="checkbox"/> Assessor	<input checked="" type="checkbox"/> Fire Dept.	<input checked="" type="checkbox"/> Rec. Center
<input checked="" type="checkbox"/> Attorney	<input checked="" type="checkbox"/> File	<input checked="" type="checkbox"/> Treasurer
<input checked="" type="checkbox"/> Bldg. Dept.	<input checked="" type="checkbox"/> Personnel	<input checked="" type="checkbox"/> Dep. Treasurer
<input checked="" type="checkbox"/> Board & Comm.	<input checked="" type="checkbox"/> Police Dept.	<input checked="" type="checkbox"/> Dep. V. Clerk
<input checked="" type="checkbox"/> Claims Examiner	<input checked="" type="checkbox"/> Publicity	<input type="checkbox"/> OTHER
<input checked="" type="checkbox"/> Comptroller	<input checked="" type="checkbox"/> Public Works	
<input checked="" type="checkbox"/> Court	<input checked="" type="checkbox"/> Purchasing	

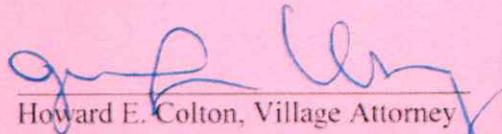
INTERDEPARTMENTAL CORRESPONDENCE ONLY  
INCORPORATED VILLAGE OF FREEPORT

To: Mayor Kennedy  
From: Howard E. Colton, Village Attorney  
Date: June 29, 2023  
Re: Schedule a Public Hearing on August 14, 2023  
106 Broadway

---

This office requests that a public hearing be scheduled to consider the re-zoning application for Section 55, Block 232, P/O Lot 201 a/k/a 106 Broadway from Residence Apartment District to Residence Apartment District with a Golden Age Floating Zone, and further requests the Village Clerk to publish the notice in the Freeport Herald.

If this meets with your approval, please place it on the Board of Trustees Agenda for a Public Hearing on August 14, 2023 at 5:30 PM.

  
Howard E. Colton, Village Attorney  
By: Jennifer Ungar, Deputy Village Attorney

/ml

## NOTICE OF PUBLIC HEARING

RESOLVED, that the Board of Trustees of the Incorporated Village of Freeport, by virtue of the authority invested by law, shall conduct a public hearing to be duly held on the 14<sup>th</sup> day of August 2023, at 5:30 P.M., to consider the re-zoning application for Section 55, Block 232, P/O Lot 201 a/k/a 106 Broadway from Residence Apartment District to Residence Apartment District with a Golden Age Floating Zone.

FURTHER RESOLVED, that the foregoing notice of public hearing shall be entered in the minutes of the Board of Trustees of the Incorporated Village of Freeport, and published in the Freeport Leader and a printed copy thereof posted conspicuously in at least three (3) public places in the Incorporated Village of Freeport, Nassau County, New York.

STATE OF NEW YORK, COUNTY OF NASSAU, VILLAGE OF FREEPORT, ss: I, PAMELA WALSH BOENING, Clerk of the Village of Freeport, Nassau County, New York, do hereby certify that the foregoing is a true and correct copy of said notice duly authorized by the Board of Trustees of the said Village at a meeting of the Said Board of Trustees, calling for a public hearing to be duly held in the Main Conference Room of the Municipal Building of the Village of Freeport, 46 N. Ocean Avenue, Freeport, New York on the 14<sup>th</sup> day of August 2023 at 5:30 P.M., and of the whole thereof, as entered upon the minutes of the proceedings of the said Board kept by me as Village Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of said Village this 3<sup>rd</sup> day of July 2023.

Pamela Walsh Boening  
Village Clerk

Dated: Freeport, New York  
July 3, 2023

**VILLAGE OF FREEPORT**  
**DEPARTMENT OF PUBLIC WORKS**  
**INTER-DEPARTMENT CORRESPONDENCE**

---

To: Mayor Robert T. Kennedy

From: Robert R. Fisenne, P.E., Superintendent of Public Works

Date: June 27, 2023

---

**RE: Parking Restrictions on Morris Street at South Bayview Avenue**

We have received a request to revise the parking restrictions on Morris Street at the intersection of South Bayview Avenue. We have reviewed this request and find the restrictions to be warranted.

Therefore, it is recommended that Counsel's office prepare the necessary documentation to revise the Vehicle and Traffic Regulations as follows:

**Sec. 41.** Parking prohibited at all times unless otherwise designated.

**REMOVE**

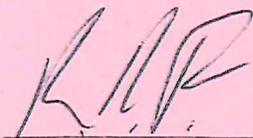
Morris Street, south side, from the easterly curbline of South Bayview Avenue for a distance of 40 feet in an easterly direction.

Morris Street, north side, from the easterly curbline of South Bayview Avenue for a distance of 140 feet in an easterly direction.

**ADD**

Morris Street, north side, from the easterly curbline of South Bayview Avenue for a distance of 40 feet in an easterly direction.

Morris Street, south side, from the easterly curbline of South Bayview Avenue for a distance of 100 feet in an easterly direction.



---

Robert R. Fisenne, P.E.  
Superintendent of Public Works

Approved as to form  
  
Deputy Village Attorney

The following resolution was proposed by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, as follows:

**BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE INCORPORATED VILLAGE OF FREEPORT, NEW YORK,** that the VEHICLE AND TRAFFIC REGULATIONS Article III Parking Restrictions be amended as follows:

**Sec. 41.** Parking prohibited at all times unless otherwise designated.

**REMOVE**

Morris Street, south side, from the easterly curbline of South Bayview Avenue for a distance of 40 feet in an easterly direction.

Morris Street, north side, from the easterly curbline of South Bayview Avenue for a distance of 140 feet in an easterly direction.

**ADD**

Morris Street, north side, from the easterly curbline of South Bayview Avenue for a distance of 40 feet in an easterly direction.

Morris Street, south side, from the easterly curbline of South Bayview Avenue for a distance of 100 feet in an easterly direction.

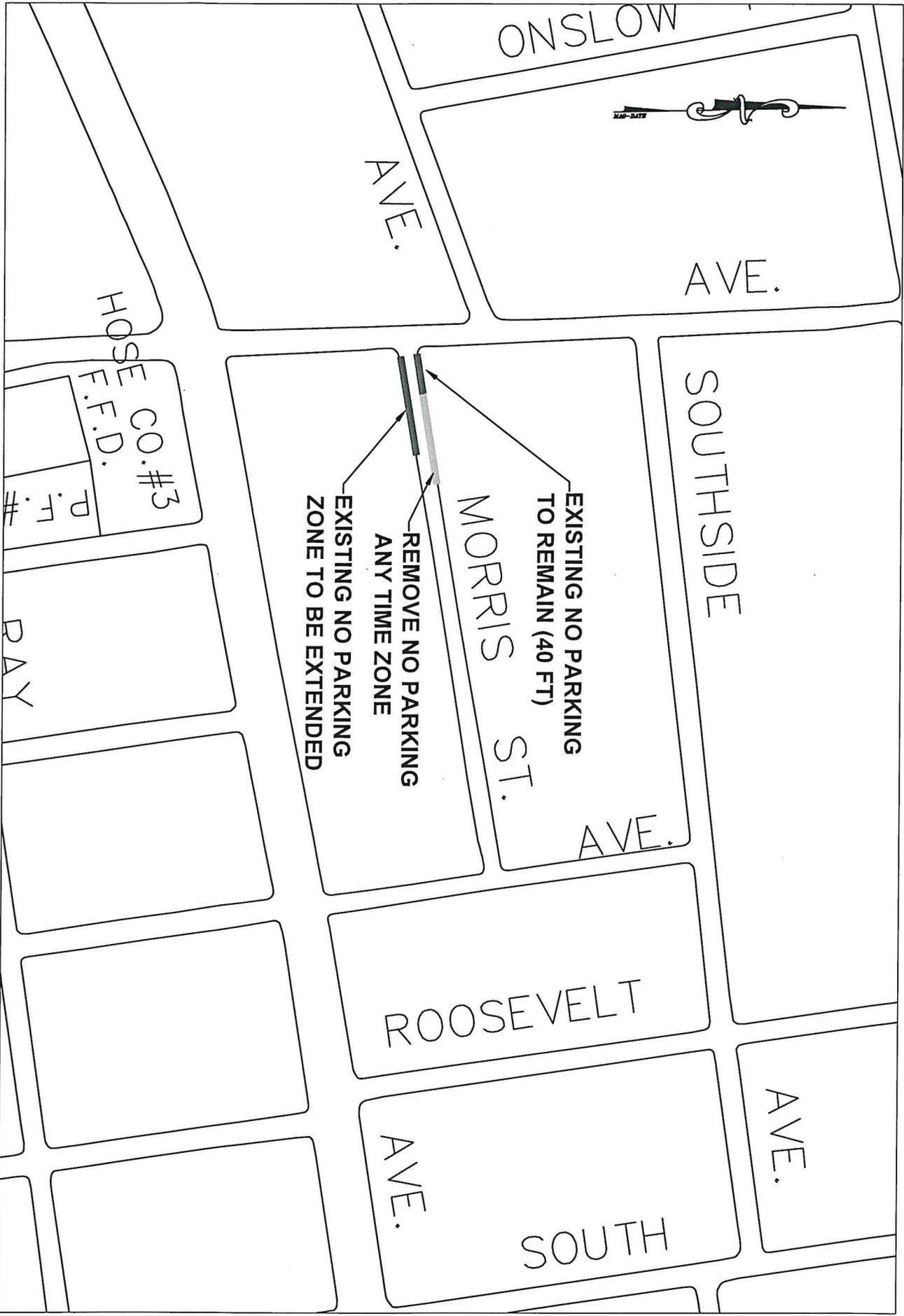
The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING
Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

This resolution was declared duly adopted on the 3rd day of July 2023.

Approved as to form  
  
Deputy Village Attorney

# REVISE PARKING RESTRICTIONS ON MORRIS STREET



**VILLAGE OF FREEPORT**  
**DEPARTMENT OF PUBLIC WORKS**  
**INTER-DEPARTMENT CORRESPONDENCE**

---

To: Mayor Robert T. Kennedy

From: Robert R. Fisenne, P.E., Superintendent of Public Works

Date: June 27, 2023

---

**RE: Parking Restrictions on N. Main Street**

We have received a request for 30 minute parking restrictions on the east side of N. Main Street between E Seaman Avenue and Lillian Avenue. We have reviewed this request and find the restrictions to be warranted.

Therefore, it is recommended that Counsel's office prepare the necessary documentation to revise the Vehicle and Traffic Regulations as follows:

**Sec. 44.** Thirty-minute parking; locations designated.

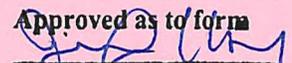
**ADD**

Main Street, North, east side, from E. Seaman Avenue to Lillian Avenue



---

Robert R. Fisenne, P.E.  
Superintendent of Public Works

Approved as to form  
  
Deputy Village Attorney

The following resolution was proposed by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, as follows:

**BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE INCORPORATED VILLAGE OF FREEPORT, NEW YORK,** that the VEHICLE AND TRAFFIC REGULATIONS Article III Parking Restrictions be amended as follows:

**Sec. 44.** Thirty-minute parking: locations designated.

**ADD**

Main Street, North, east side, from E. Seaman Avenue to Lillian Avenue

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING
Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

This resolution was declared duly adopted on the 3rd day of July 2023.

Approved as to form  
  
Deputy Village Attorney

**VILLAGE OF FREEPORT**  
**DEPARTMENT OF PUBLIC WORKS**  
**INTER-DEPARTMENT CORRESPONDENCE**

---

To: Mayor Robert T. Kennedy

From: Robert R. Fisenne, P.E., Superintendent of Public Works

Date: June 27, 2023

---

**RE: Proposed Loading Zone on N. Main Street**

The Department of Public Works has received a request for a loading zone on the west side of N. Main Street between Brooklyn Avenue and Randall Avenue. We have reviewed this request and find this restriction is warranted.

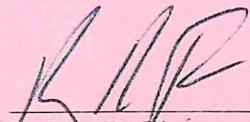
Therefore, it is recommended that Counsel's office prepare the necessary documentation to revise the Vehicle and Traffic Regulations as follows:

**Sec. 53 Loading zones.**

It shall be unlawful for any person to park an automobile or other vehicle in any space designated and marked as a loading zone or loading area in the following streets at any time or at the times otherwise indicated, except that a vehicle from which goods are being discharged or into which goods are being loaded may occupy such a space for a reasonable time. If said loading areas are located in a parking meter zone, said meters shall be effective:

**ADD:**

Main Street, North, west side, beginning at a point 300 feet north of the northerly curblineline of Brooklyn Avenue, north for a distance of 50 feet.



---

Robert R. Fisenne, P.E.  
Superintendent of Public Works

Approved as to form

---

Deputy Village Attorney

The following resolution was proposed by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, as follows:

**BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE INCORPORATED VILLAGE OF FREEPORT, NEW YORK.** that the VEHICLE AND TRAFFIC REGULATIONS Article III Parking Restrictions be amended as follows:

**Sec. 53 Loading zones.**

It shall be unlawful for any person to park an automobile or other vehicle in any space designated and marked as a loading zone or loading area in the following streets at any time or at the times otherwise indicated, except that a vehicle from which goods are being discharged or into which goods are being loaded may occupy such a space for a reasonable time. If said loading areas are located in a parking meter zone, said meters shall be effective:

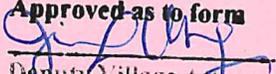
**ADD:**

Main Street, North, west side, beginning at a point 300 feet north of the northerly curblineline of Brooklyn Avenue, north for a distance of 50 feet.

The Clerk polled the Board as follows:

Deputy Mayor Ellerbe	VOTING
Trustee Martinez	VOTING
Trustee Squeri	VOTING
Trustee Sanchez	VOTING
Mayor Kennedy	VOTING

This resolution was declared duly adopted on the 3rd day of July 2023.

**Approved as to form**  
  
**Deputy Village Attorney**

THIS MAY NOT BE THE OFFICIAL AGENDA AS ADDITIONS AND DELETIONS MAY OCCUR.

**AGENDA**

**BOARD OF TRUSTEES' MEETING**

**July 3, 2023**

**NO PUBLIC COMMENT**