



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

- a) Request to advertise a notice to bidders for “Roof Replacement at the Freeport Armory East Building” in the Freeport Herald on September 14, 2023, with a return date of October 3, 2023.
- b) Request to advertise a notice to bidders for “Window and Door Replacement at the Freeport Armory East Building” in the Freeport Herald on September 14, 2023, with a return date of October 3, 2023.
- c) Request to award contract D for “Exterior Repairs to Residential Houses Rebid 2” to A1 Construction Services Inc., 2468 Jerusalem Road, Suite 1, North Bellmore, New York 11710, the lowest responsible bidder meeting bid specifications in the amount of \$36,500.00.
- d) Request to enter into a contract with Parsons Commercial LLC, 665 Commercial Avenue, Garden City, New York 11530, for the Installation of the Gym Flooring at the Armory, through the New York State (contract PC69412), for an estimated cost of \$254,876.16.

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

- a) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$367,500 in serial bonds to finance the Acquisition of Vehicles and Equipment for Use by the Police Department.
- b) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$1,880,000 in serial bonds to finance the Acquisition of Two Pumper Trucks, including Equipment and Apparatus.
- c) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$157,500 in serial bonds for the Construction of Improvements to the Freeport Recreation Center.
- d) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$420,000 in serial bonds for Various Upgrades to the Freeport Armory.

**7. VILLAGE COURT – Carmen Ramos**

- a) Request authorization to submit an application for the 2023/2024 Justice Court Assistance Program (JCAP) grant with a maximum grant amount of \$30,000.

**8. VILLAGE TREASURER – Ismaela M. Hernandez**

- a) Request resolution to amend the March 14, 2022 bond authorizing the issuance of \$600,000 in serial bonds authorizing the Reconstruction and/or Replacement of Certain Transformers in the Village’s Electric System by increasing the maximum maturity date from five years to thirty years.

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

- b) Request resolution to amend the March 14, 2022 bond to authorize the issuance of \$1,055,000 in serial bonds authorizing the Construction of Water System Improvements by increasing the maximum maturity date from five years to forty years.
- c) Request resolution to authorize the issuance of \$367,500 in serial bonds to finance the Acquisition of Vehicles and Equipment for use by the Police Department and for the Village Clerk to publish the required legal notice in the Freeport Herald.
- d) Request resolution to authorize the issuance of \$1,880,000 in serial bonds to finance the Acquisition of Two Pumper Trucks, including Equipment and Apparatus; and for the Village Clerk to publish the required legal notice in the Freeport Herald.
- e) Request resolution to authorize the issuance of \$157,500 in serial bonds for the Construction of Improvements to the Freeport Recreation Center and for the Village Clerk to publish the required legal notice in the Freeport Herald.
- f) Request resolution to authorize the issuance of \$420,000 in serial bonds for Various Upgrades to the Freeport Armory and for the Village Clerk to publish the required legal notice in the Freeport Herald.

**NO PUBLIC COMMENT**

**INCORPORATED VILLAGE OF FREEPORT  
BOARD OF TRUSTEES DECISION**

**DATE:** August 28, 2023

A hearing was noticed for July 6, 2023, in the Board of Trustees Conference Room for a determination pursuant to Freeport Village Ordinance §128-58 (Property Maintenance Requirements), §128-59 (Maintenance Standards), and §128-62 (Nuisances and Abatement) as to the condition of the building located at 135 Whaley Street, Freeport, New York. Adam Speregen, of Gross Polowy and Christopher Lestak who represent the loan servicer (Nationstar Mortgage dba Mr. Cooper) appeared. Deputy Village Attorney Jennifer Ungar explained that the front steps are in major disrepair and dangerous. The Front porch is dangerous and lacking in support. The garage requires painting and a garage door. Windows on the porch are boarded up, and should have boards installed from the interior, painted white, and have plexiglass installed on the outside. Mr. Speregen explained that the property is in foreclosure. A motion for summary judgment was granted in May, and they are proceeding with their judgment of foreclosure and sale, which has not been filed yet. Mr. Speregen estimated that it might be six months before a foreclosure sale would be scheduled. Mr. Speregen explained that the issues would be referred to the services of the preservation department. The hearing was adjourned to August 3 to give the loan servicer a chance to review the violations.

The hearing resumed on August 3, 2023. Doug Weinert of Gross Polowy appeared on behalf of Mr. Cooper. Deputy Village Attorney Robert McLaughlin explained the status of the property, including the dangerous condition of the front steps and porch. He again explained that the judgment of foreclosure and sale is going forward. He said his understanding is that the property is vacant and has been secured and winterized. They are waiting for further response with regard to how the issue will be addressed. The Board explained that the condition is unsafe, and if there is no timeframe for completion, the Village would move forward with the repairs.

Based on the evidence and testimony about the house on 135 Whaley Street, the Board finds pursuant to §128-59(C)(4) of the Freeport Village Code that the house has not been maintained under the requirements of the code. Further, the house is deemed to be a nuisance under §128-62 and §128-63 and shall be repaired as provided in the Village Code. The Board authorizes the Village Clerk to send out this decision, ordering that such repairs must be made by September 15, 2023. Should homeowner fail to complete the repairs by that date, the Board authorizes services to be obtained to repair the defects in the house, as listed above. Any

expenditure by the Village for these repairs will be applied to the homeowner's taxes, and if unpaid, will become a lien on the property.

**INCORPORATED VILLAGE OF FREEPORT  
BOARD OF TRUSTEES DECISION**

**DATE:** August 28, 2023

A hearing was noticed for May 4, 2023, in the Board of Trustees Conference Room for a determination pursuant to Freeport Village Ordinance §128-58 (Property Maintenance Requirements), §128-59 (Maintenance Standards), and §128-62 (Nuisances and Abatement) as to the condition of the building located at 236 North Columbus Avenue, Freeport, New York. Interested parties failed to appear. The hearing was adjourned to June 1, 2023. Interested parties again failed to appear.

The Superintendent of Buildings, Sergio Mauras explained that 236 North Columbus has been vacant in excess of eight years. The lower level first floor, has boards, plywood boards to secure the property. He is looking for access to the property to remove the boards, reinstall them from the inside, painted white, and have plexiglass installed on the exterior to make the property more presentable, pursuant to Freeport Village Code §128-66. There is also a side door with an unsecured board. The side door should be replaced. The Village has also done numerous lot clearances on this vacant property. There was no response from the owners or attorneys.

Based on the evidence and testimony about the house on 236 North Columbus Avenue, the Board finds pursuant to §128-59(C)(4) of the Freeport Village Code that the house has not been maintained under the requirements of the code. Further, the house is deemed to be a nuisance under §128-62 and §128-63 and shall be repaired as provided in the Village Code. The Board authorizes the Village Clerk to send out this decision, ordering that such repairs must be made by September 15, 2023. Should homeowner fail to complete the repairs by that date, the Board authorizes services to be obtained to repair the defects in the house, as listed above. Any expenditure by the Village for these repairs will be applied to the homeowner's taxes, and if unpaid, will become a lien on the property.

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

**TO:** Mayor Robert T. Kennedy

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

**DATE:** September 7, 2023

**RE:** Parade and Public Assembly Permit  
Date: September 30, 2023  
Time: 9:00 A.M – 11:00 A.M.  
Set Up Time: 8:30 A.M.  
Location: 5K Walk

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Attached please find a Parade and Public Assembly Permit Application submitted by Dr. Kishore Kuncham, on behalf of the Freeport Public Schools, to hold a 5K walk on September 30, 2023, from 9:00 A.M. to 11:00 A.M., assembling at 8:30 A.M. There will be approximately 800 participants. The 5K walk will begin and end at Leo F. Giblyn School and follow the route outlined in the attached diagram.

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:**

Dr. Kishore Kuncham 235. North Ocean Ave Freeport NY 11520  
Name Address Apt City State Zip  
516-867-5201 Freeport Public Schools  
Telephone # Business # Permit Applicant Organization Affiliation

**Organization:**

Freeport Public Schools 235 North Ocean Ave Freeport NY 11520  
Organization Name Address City State Zip  
516-867-5201  
Telephone #

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

- |  |  |  |
|--|--|--|
| 1) <u>Dr. Helen Kanellopoulos</u><br><small>Name</small> | <u>516-867-5201</u><br><small>Contact Phone#</small> | <u>Asst. Superintendent</u><br><small>Position</small> |
| 2) _____<br><small>Name</small>                          | _____ <small>Contact Phone#</small>                  | _____ <small>Position</small>                          |
| 3) _____<br><small>Name</small>                          | _____ <small>Contact Phone#</small>                  | _____ <small>Position</small>                          |
| 4) _____<br><small>Name</small>                          | _____ <small>Contact Phone#</small>                  | _____ <small>Position</small>                          |

**Parade/Public Assembly:**

Date Requested: Sept. 30, 2023 Assembly Time: 8:30 AM ~~PM~~  
 Starting Time: 9:00 AM ~~PM~~ Finish Time: 11:00 AM ~~PM~~

**Route/Public Assembly Location:**

We want to assemble at Leo F. Giblyn School  
Location

The parade will start at Giblyn to \_\_\_\_\_  
Location

See attached map. to \_\_\_\_\_ to \_\_\_\_\_  
Direction/Location Direction/Location Direction/Location

\_\_\_\_\_ to \_\_\_\_\_ to \_\_\_\_\_  
Direction/Location Direction/Location Direction/Location

\_\_\_\_\_ to \_\_\_\_\_ to \_\_\_\_\_  
Direction/Location Direction/Location Direction/Location

\_\_\_\_\_ to \_\_\_\_\_ to \_\_\_\_\_  
Direction/Location 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
- b) Only a portion of the width will be occupied, consisting of 0 lanes.

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

N/A

**Participants:**

What is the approximate number of:

- a) Persons 800 b) Animals \_\_\_\_\_ c) Vehicles \_\_\_\_\_ d) Utility trailer float \_\_\_\_\_, 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: \_\_\_\_\_

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: \_\_\_\_\_

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? 0

**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.



# Freeport Public Schools

235 North Ocean Avenue • Freeport, New York 11520 • 516-867-5200

August 9, 2023

**Re: Addendum to Freeport Police Department Parade/Public Assembly Permit Application for One-Day Peace Walk on Saturday, September 30, 2023.**

Kishore Kuncham, Ed.D.  
Superintendent of Schools  
e-mail address:  
kkuncham@freeportschools.org

516-867-5205  
516-623-4759 (fax)

## Hold Harmless Agreement

Freeport Public Schools agrees to defend and indemnify and save harmless the Incorporated 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 therefrom 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 sidewalks within the Village of Freeport by Freeport Public Schools, whether or not such injury to persons or damage to property are due or claim to be due to any negligence of Freeport Public Schools, their employees, or agents.

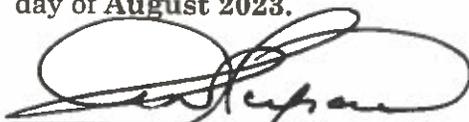
  
Date: August 9, 2023  
Helen Kanellopoulos, Freeport Public Schools

### Affirmation of Understanding and Awareness:

I, Helen Kanellopoulos, acting as an authorized representative of Freeport Public Schools, 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.

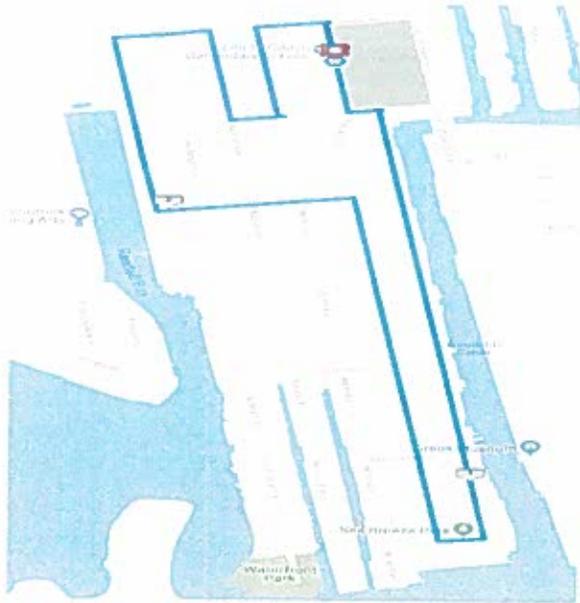
  
Signature of Applicant

Sworn to before me the ~~25~~<sup>th</sup> 25<sup>th</sup> day of August 2023.

  
Notary

ALAN J SCHLEFMAN  
Notary Public - State of New York  
NO. 01SC5069499  
Qualified in Nassau County  
My Commission Expires Nov 25, 2026

# **GIBLYN 5K WALK**



- **Leo f. Giblyn School**
- **Head south on S Ocean Avenue**
- **Make a left on Front Street**
- **Make a right on Woodcleft Avenue**
- **Make a right on Richmond Street**
- **Make a right on S Ocean Avenue**
- **Make a left on Adams Street**
- **Make a right on Roosevelt Avenue**
- **Make a right on Cedar Street**
- **Make a right on Nassau Avenue**
- **Make a left on Front Street**
- **Make a left on Miller Avenue**
- **Make a right on Cedar Street**
- **Make a right on South Ocean Avenue**
- **Leo F. Giblyn School**



# 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 Freeport Public Schools

Organization Name

235 N Ocean Ave      Freeport      New York      11520      516 867-5200  
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 it's representatives. The conditions are:

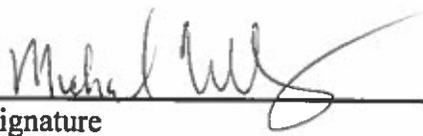
**Event:**      5K Walk  
**Date:**      September 30<sup>th</sup>, 2023  
**Time:**      8:30 am to 11:00 PM

- 1. Route:**      The participants will assemble at Giblyn School and walk along the attached route. The Participants will utilize the sidewalk and will not be permitted to walk in the roadway, except to cross at intersections. The school district will supply sufficient personnel to ensure that students do not walk in the street. School personnel are required to supervise the students on each block as the students walk.
- 2. Contacts:**      Applicant: Dr. Kishore Kuncham      516-867-5200

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 Williams            08/28/2023  
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 Williams  
DATE: August 28, 2023  
RE: Freeport Schools 5K Walk

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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.

RECEIVED

2023 AUG 29 A 10:41

Thank you,

  
Michael Williams  
Deputy Chief of Police

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

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**TO:** Pamela Walsh Boening, Village Clerk  
**FROM:** Robert R. Fisenne, P.E., Superintendent of Public Works  
**DATE:** September 6, 2023  
**RE:** **NOTIFICATION**

**Parade and Public Assembly**

**Applicant:** Dr. Kishore Kuncham  
**Organization:** Freeport Public Schools  
**Date:** Saturday, September 30, 2023  
**Time:** 9:00A.M. TO 11:00 A.M.  
**Location:** Leo F. Giblyn School – Various streets as per diagram

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I have reviewed the above-referenced Parade and Public Assembly Permit Application submitted. 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

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**From:** Raymond Maguire  
**Sent:** Wednesday, September 6, 2023 11:46 AM  
**To:** Pamela Boening  
**Subject:** RE: 9.30.2023 Parade and Public Assembly Giblyn

I have reviewed the Parade & Public Assembly Permit application for September 30, 2023 (Rain Date: None)

I do not foresee any negative impact in the performance of our duties as this event will be moving. The applicant indicates that they will not be occupying the street. Further they do not indicate plans to fully 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**

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**From:** Pamela Boening <pboening@freeportny.gov>  
**Sent:** Tuesday, September 5, 2023 2:12 PM  
**To:** Robert Fisenne <rfisenne@freeportny.gov>; Raymond Maguire <rmaguire@freeportny.gov>; Christine Maguire <cmaguire@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>; Conor Kirwan <ckirwan@freeportny.gov>  
**Subject:** FW: 9.30.2023 Parade and Public Assembly Giblyn

Please send recommendation.

This is scheduled to go on the 9/12/2023 agenda.

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**From:** Pamela Boening  
**Sent:** Monday, August 28, 2023 11:14 AM  
**To:** Smith, Chief Michael J. <[m.smith@freeportpolice.org](mailto:m.smith@freeportpolice.org)>; Robert Fisenne <[rfisenne@freeportny.gov](mailto:rfisenne@freeportny.gov)>; Raymond Maguire <[rmaguire@freeportny.gov](mailto:rmaguire@freeportny.gov)>; Christine Maguire <[cmaguire@freeportny.gov](mailto:cmaguire@freeportny.gov)>

## Pamela Boening

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**From:** Conor Kirwan  
**Sent:** Wednesday, September 6, 2023 4:13 PM  
**To:** Pamela Boening  
**Subject:** RE: 9.30.2023 Parade and Public Assembly Giblyn

Approved

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

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**From:** Pamela Boening <pboening@freeportny.gov>  
**Sent:** Tuesday, September 5, 2023 2:12 PM  
**To:** Robert Fisenne <rfisenne@freeportny.gov>; Raymond Maguire <rmaguire@freeportny.gov>; Christine Maguire <cmaguire@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>; Conor Kirwan <ckirwan@freeportny.gov>  
**Subject:** FW: 9.30.2023 Parade and Public Assembly Giblyn

Please send recommendation.

This is scheduled to go on the 9/12/2023 agenda.

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**From:** Pamela Boening  
**Sent:** Monday, August 28, 2023 11:14 AM  
**To:** Smith, Chief Michael J. <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>; 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>; Conor Kirwan <ckirwan@freeportny.gov>  
**Subject:** 9.30.2023 Parade and Public Assembly Giblyn

Please send recommendation.

## Incorporated Village of Freeport INTER-OFFICE MEMO

TO: Mayor Robert T. Kennedy and Board of Trustees  
 FROM: Vilma Lancaster, Village Assessor  
 DATE: August 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: **Forchelli Deegan Terrana**

Petitioner: 361 Woodcleft Realty LLC  
 361 & 369 Woodcleft Avenue  
 62/177/201-209, 62/177/311, 314, 62/177/315, 417

Total Refund: 2018/2019 to 2023/2024 – Refund: **\$17,649.87** – AV: **13,000**  
 going forward 2024/2025, 2025/2026, and 2026/2027.

TOTAL Refund - SBL 62/177/201-209, 311,314,315,417

Year	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	20,485	18,000	2,485	0.62296	\$1,548.06
2019/20	0.0172	20,485	17,200	3,285	0.62296	\$2,046.42
2020/21	0.0162	20,485	16,200	4,285	0.62296	\$2,669.38
2021/22	0.0151	20,485	15,100	5,385	0.62296	\$3,354.64
2022/23	0.0150	20,485	15,000	5,485	0.62296	\$3,416.94
2023/24	0.0130	20,485	13,000	7,485	0.61649	\$4,614.43

Current MV                      1,575,769    Settled MV                      \$1,000,000    Refund                      \$17,649.87

62/177/201-209 - 361 Woodcleft Ave

	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	7,462	6,557	905	0.62296	563.90
2019/20	0.0172	7,462	6,265	1,197	0.62296	745.44
2020/21	0.0162	7,462	5,901	1,561	0.62296	972.37
2021/22	0.0151	7,462	5,500	1,962	0.62296	1,221.98
2022/23	0.0150	7,462	5,464	1,998	0.62296	1,244.68
2023/24	0.0130	7,462	4,735	2,727	0.61649	1,680.88

Current MV                      \$574,000    Settled MV                      \$364,267    Refund                      \$6,429.26

62/177/311 & 314 - 361 Woodcleft Ave

	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	10,678	9,383	1,295	0.62296	806.94
2019/20	0.0172	10,678	8,966	1,712	0.62296	1,066.72
2020/21	0.0162	10,678	8,444	2,234	0.62296	1,391.44
2021/22	0.0151	10,678	7,871	2,807	0.62296	1,748.64
2022/23	0.0150	10,678	7,819	2,859	0.62296	1,781.11
2023/24	0.0130	10,678	6,776	3,902	0.61649	2,405.31

Current MV                      \$821,385    Settled MV                      \$521,259    Refund                      \$9,200.16

62/177/315,417 - 369 Woodcleft Ave

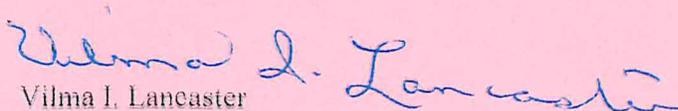
	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	2,345	2,061	284	0.62296	177.21
2019/20	0.0172	2,345	1,969	376	0.62296	234.26
2020/21	0.0162	2,345	1,854	491	0.62296	305.58
2021/22	0.0151	2,345	1,729	616	0.62296	384.02
2022/23	0.0150	2,345	1,717	628	0.62296	391.15
2023/24	0.0130	2,345	1,488	857	0.61649	528.23

Current MV                      \$180,385    Settled MV                      \$114,474    Refund                      \$2,020.45

Please note that no offer will be made on 62/189/105-115, 158-162. Those lots will be discontinued.

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 total SBL 62/177/201-209, 311,314,315,417.

  
Vilma I. Lancaster  
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 Forchelli Deegan Terrana represented the tax certiorari petitioner in the below settlement negotiation:

Petitioner: 361 Woodcleft Realty LLC  
 361 & 369 Woodcleft Avenue  
 62/177/201-209, 62/177/311, 314, 62/177/315, 417

Total Refund: 2018/2019 to 2023/2024 – Refund: **\$17,649.87** – AV: **13,000**  
 going forward 2024/2025, 2025/2026, and 2026/2027.

TOTAL Refund - SBL 62/177/201-209, 311,314,315,417

Year	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	20,485	18,000	2,485	0.62296	\$1,548.06
2019/20	0.0172	20,485	17,200	3,285	0.62296	\$2,046.42
2020/21	0.0162	20,485	16,200	4,285	0.62296	\$2,669.38
2021/22	0.0151	20,485	15,100	5,385	0.62296	\$3,354.64
2022/23	0.0150	20,485	15,000	5,485	0.62296	\$3,416.94
2023/24	0.0130	20,485	13,000	7,485	0.61649	\$4,614.43

Current MV 1,575,769 Settled MV \$1,000,000 Refund \$17,649.87

62/177/201-209 - 361 Woodcleft Ave

	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	7,462	6,557	905	0.62296	563.90
2019/20	0.0172	7,462	6,265	1,197	0.62296	745.44
2020/21	0.0162	7,462	5,901	1,561	0.62296	972.37
2021/22	0.0151	7,462	5,500	1,962	0.62296	1,221.98
2022/23	0.0150	7,462	5,464	1,998	0.62296	1,244.68
2023/24	0.0130	7,462	4,735	2,727	0.61649	1,680.88

Current MV \$574,000 Settled MV \$364,267 Refund \$6,429.26

62/177/311 & 314 - 361 Woodcleft Ave

	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
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2018/19	0.0180	10,678	9,383	1,295	0.62296	806.94
2019/20	0.0172	10,678	8,966	1,712	0.62296	1,066.72
2020/21	0.0162	10,678	8,444	2,234	0.62296	1,391.44
2021/22	0.0151	10,678	7,871	2,807	0.62296	1,748.64
2022/23	0.0150	10,678	7,819	2,859	0.62296	1,781.11
2023/24	0.0130	10,678	6,776	3,902	0.61649	2,405.31

Current MV                      \$821,385    Settled MV                      \$521,259    Refund                      \$9,200.16

62/177/315,417 - 369 Woodcleft Ave

	EQ	Current AV	Proposed AV	Reduction	Tax Rate	Refund
2018/19	0.0180	2,345	2,061	284	0.62296	177.21
2019/20	0.0172	2,345	1,969	376	0.62296	234.26
2020/21	0.0162	2,345	1,854	491	0.62296	305.58
2021/22	0.0151	2,345	1,729	616	0.62296	384.02
2022/23	0.0150	2,345	1,717	628	0.62296	391.15
2023/24	0.0130	2,345	1,488	857	0.61649	528.23

Current MV                      \$180,385    Settled MV                      \$114,474    Refund                      \$2,020.45

**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 \$17,649.87.

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  
INTER-OFFICE MEMORANDUM**

**To: Mayor Robert T. Kennedy and Board of Trustees**

**From: Vilma I. Lancaster, Assessor**

**Date: August 28, 2023**

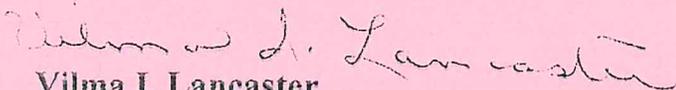
**RE: Correction - Directive dated, August 15, 2023  
2022/2023 SCARS for Island Property Tax Reduction**

The Petitioner Representative Award Cost was erroneously not included in the Total Refund amount as per the SCARS Decision. The Assessor request that the Board approves the corrected refund totals.

Claim Forms will be prepared for 2022/2023 SCARS Refund and will be forwarded to the petitioner representative for signing to initiate the refund after Board approval.

SCARS Petitioner / Island Property Tax Reduction	Property Address	Current 2022 AV TOTAL	SCARS 2022 AV	Reduction Amount	Refund (.62296)	Fee (\$30)	Total Refund
55-496-7	4 Oxford Drive	7,040	6,660	380	\$236.72	\$30.00	\$266.72
62-112-13	299 S Ocean Ave	8,900	7,152	1,748	\$1,088.93	\$30.00	\$1,118.93
Island Property Tax Reduction TOTAL		15,940	13,812	2,128	\$1,325.65	\$60.00	\$1,385.65

Permission is further requested for the Village Treasurer to refund the corrected total refund amount to Island Property Tax Reduction as stated above and as per the stipulation in lieu of Decision of Hearing Officer.

  
Vilma I. Lancaster  
Village Assessor

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

**WHEREAS**, on August 14, 2023, the Board approved the court-ordered Small Claims Assessment Review (SCAR) reductions, and authorized the Village Treasurer to issue a refund to Island Property Tax Reduction for the amount of \$1,325.65; and

**WHEREAS**, the Petitioner Representative Award Cost was erroneously not included in the Total Refund amount as per the SCARS Decision; and

**WHEREAS**, the Assessor is requesting that the Board approve the corrected refund totals as follows:

SCARS Petitioner / Island Property Tax Reduction	Property Address	Current 2022 AV TOTAL	SCARS 2022 AV	Reduction Amount	Refund (.62296)	Fee (\$30)	Total Refund
55-496-7	4 Oxford Drive	7,040	6,660	380	\$236.72	\$30.00	\$266.72
62-112-13	299 S Ocean Ave	8,900	7,152	1,748	\$1,088.93	\$30.00	\$1,118.93
<b>Island Property Tax Reduction TOTAL</b>		<b>15,940</b>	<b>13,812</b>	<b>2,128</b>	<b>\$1,325.65</b>	<b>\$60.00</b>	<b>\$1,385.65</b>

**NOW THEREFORE BE IT RESOLVED**, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to approve the corrected court-ordered Small Claims Assessment Review (SCAR) reductions, and authorize the Village Treasurer to issue a refund to Island Property Tax Reduction for the amount of \$1,385.65.

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.

**DIRECTIVE**

TO: Vilma I. Lancaster, Assessor

August 15, 2023

FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of August 14, 2023:

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

**WHEREAS**, the Village Assessor is requesting Board approval of the court-ordered Small Claims Assessment Review (SCAR) reductions for the 2022/23 tax year for:

SCARS Petitioner / Island Property Tax Reduction	Property Address	Current 2022 AV TOTAL	SCARS 2022 AV	Reduction Amount	Refund (.62296)	Fee (\$30)	Total Refund
55-496-7	4 Oxford Drive	7,040	6,660	380	\$236.72	\$0.0	\$236.72
62-112-13	299 S Ocean Ave	8,900	7,152	1,748	\$1,088.93	\$0.0	\$1,088.93
Island Property Tax Reduction <b>TOTAL</b>		15,940	13,812	2,128	\$1,325.66	0.0	<b>\$1,325.65</b>

**NOW THEREFORE BE IT RESOLVED**, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to approve the court-ordered Small Claims Assessment Review (SCAR) reductions, and authorize the Village Treasurer to issue a refund to Island Property Tax Reduction for the amount of \$1,325.65.

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:

X Auditor  
X Assessor  
X Attorney

X Electric Utilities  
X Fire Dept.  
X File

X Registrar  
X Rec. Center  
X Treasurer

# VILLAGE OF FREEPORT

## INTERDEPARTMENT CORRESPONDENCE

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To: Mayor Robert T. Kennedy  
From: Kathleen Murray  
Date: August 22, 2023  
Re: NY Forward Grant Application

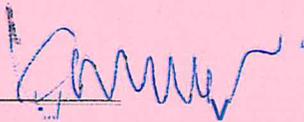
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The New York State Department of State's second round of the NY Forward grant program has commenced. This grant program has the grantee define a downtown area, present a vision for the downtown, and present transformational projects the grantee would like to perform. It has the potential to be a \$4.5 million grant.

Winning communities are assigned a consulting team by the Department of State to guide the community through the process of developing a Strategic Investment Plan that includes multiple complementary projects. The plan and projects are driven by both a Local Planning Committee and extensive community outreach and engagement.

At your suggestion, the Village plans to present an application for improvements to the Nautical Mile. The main project will be building a parking garage. Several smaller projects meant to encourage a family-friendly atmosphere will be included. These could be, for example, a police substation, a spray park, streetscaping, electric charging stations, solar street lights, et al will complete the proposal.

I am requesting that the Board of Trustees for the Incorporated Village of Freeport determine that Mayor Robert T. Kennedy is the representative authorized to act on behalf of the Board of Trustees for the Incorporated Village of Freeport in all matters related to assistance under the New York Forward Initiative. And further, that the Mayor is authorized to submit an application, submit documentation, and otherwise act for the Board of Trustees for the Incorporated Village of Freeport in all matters related to the New York Forward Initiative.



Kathleen Murray

Approved as to form  
  
Deputy Village Attorney

cc: Rob Fisenne

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

**WHEREAS**, the Grants Administrator is requesting Board permission to submit a grant application to the New York State Department of State for the NY Forward grant program; and

**WHEREAS**, the grant program has the potential to be a \$4.5 million grant; and

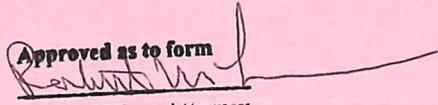
**WHEREAS**, the winning communities are assigned a consulting team by the Department of State to guide the community through the process of developing a Strategic Investment Plan that includes multiple complementary projects; and

**WHEREAS**, the Village plans to present an application for improvements to the Nautical Mile; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Grants Administrator, the Mayor (or his designee) be and hereby is authorized to sign any documentation necessary to submit a grant application to the New York State Department of State for the NY Forward grant program.

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**

**VILLAGE OF FREEPORT**  
**INTERDEPARTMENT CORRESPONDENCE**

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To: Mayor Robert T. Kennedy  
From: Kathleen Murray, Grants Administrator  
Date: August 22, 2023  
Re: NYS Historic Marker Grant

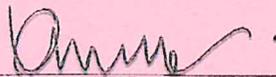
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The Freeport Landmarks Commission has received a grant from the William G. Pomeroy Foundation for the installation of historic marker at one site in the Village. The grant payments is \$1,550. The markers will read:

FIRST FIRE CO.  
EXCELSIOR HOOK & LADDER CO.,  
INCORPORATED DEC. 5, 1874,  
A FOUNDING COMPANY OF THE  
FREEPORT FIRE DEPARTMENT  
ESTABLISHED IN 1893.  
WILLIAM G. POMEROY FOUNDATION 2023

It is therefore requested that the Board of Trustees retroactively authorize the Landmarks Preservation Commission to enter into a Letter Agreement dated 8/8/2023 for the Historic Roadside Grant Program and execute any required documentation relating to the grants.

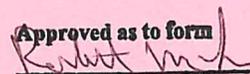
Thank you.



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Kathleen Murray

cc: R. Fisenne

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

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

**WHEREAS**, the Landmarks Preservation Commission for the Village of Freeport applied for a grant from the William G. Pomeroy Foundation for the installation of four Historic Markers at historic locations; and

**WHEREAS**, the William G. Pomeroy Foundation awarded a grant in the amount of \$1,550.00; and

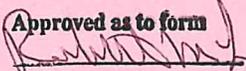
**WHEREAS**, the roadside marker will read:

FIRST FIRE CO.  
EXCELSIOR HOOK & LADDER CO.,  
INCORPORATED DEC. 5, 1874.  
A FOUNDING COMPANY OF THE  
FREEPORT FIRE DEPARTMENT  
ESTABLISHED IN 1893.  
WILLIAM G. POMEROY FOUNDATION 2023

**NOW THEREFORE BE IT RESOLVED**, that the Chairperson for the Landmarks Preservation Commission be and hereby is retroactively authorized to sign the grant award from the Pomeroy Foundation to the Village of Freeport and that the Landmarks Preservation Commission be able to draw upon said funds and implement the conditions of the grant award.

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

INTER-DEPARTMENT CORRESPONDENCE

FREEPORT POLICE DEPARTMENT

**TO:** Robert T Kennedy, Mayor  
**FROM:** Michael Smith, Chief of Police  
**DATE:** August 31, 2023  
**RE:** Upgraded LPR (License Plate Reader) System

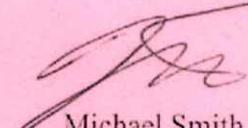
This is to request approval for the purchase of an upgraded and enhanced LPR (License Plate Reader) System through an anticipated bond. The upgrades and enhancements will work in conjunction with our existing LPR system which has been in place for over 7 years. Leonardo, Selex ES manages our current system. This purchase will include an additional mobile LPR for a patrol vehicle

Competitors' products do not include live access to DMV records and are not compatible with our existing software. This aspect is critical to our enforcement and crime prevention initiative. This new system will include a 1 year warranty. Since the inception of the police department's LPR program, hundreds of wanted and missing persons have been located, thousands of uninsured vehicles and stolen vehicles have been impounded and tens of thousands of summonses have been issued. Additionally, the LPR system has assisted local officers and detectives nationwide in solving a countless number of crimes.

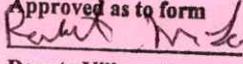
The bid for the upgrades and enhancements is \$417,041.77. Funding for \$72000.00 is already in place from an existing capital project. \$350,000.00 is being requested to complete this project. Additional cost saving fees will be incurred by utilizing Freeport Electric's equipment to facilitate the installation and administrative fees are to be determined.

Leonardo, Selex ES Inc is located at 4221 Tudor Lane, Greensboro, NC 27410. The point of contact is Stephanie Pluchino, 845-490-1381, stephanie.pluchino@leonardocompany-us.com.

Should you have any questions or require additional information, please contact me at your convenience.



Michael Smith  
Chief of Police

Approved as to form  
  
Deputy Village Attorney

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

**WHEREAS**, the Freeport Chief of Police is requesting Board approval for an upgraded and enhanced LPR (License Plate Reader) System including an additional mobile LPR for a patrol vehicle; and

**WHEREAS**, the upgrades and enhancements will work in conjunction with the Department's existing LPR system, which has been in place for over 7 years, managed by Leonardo, parent company of Selex ES, 4221 Tudor Lane, Greensboro, NC 27410; and

**WHEREAS**, competitors' products do not include live access to DMV records and are not compatible with the existing software, which is critical to the Village's enforcement and crime prevention initiative; and

**WHEREAS**, on July 13, 2015, the Board deemed SELEX ES the sole source provider for the Village's LPR system; and

**WHEREAS**, the quote for the upgrades and enhancements from Leonardo is \$417,041.77; and

**WHEREAS**, funding for \$72,000.00 is already in place from an existing capital project, and an additional \$350,000.00 will be funded by a new bond; and

**THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Freeport Chief of Police, the Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to approve an upgraded and enhanced LPR (License Plate Reader) System with Leonardo, Selex ES, 4221 Tudor Lane, Greensboro, NC 27410, a sole source provider, in the amount of \$417,041.77.

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 DIRECTIVES UNTIL SAME HAVE BEEN APPROVED BY THE MAYOR AND BOARD OF TRUSTEES, AS THEY MAY BE AMENDED OR CORRECTED.

**DIRECTIVE**

TO: Howard E. Colton, Village Attorney July 14, 2015

FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of July 13, 2015:

It was moved by Trustee Ellerbe, seconded by Trustee Mulé that the following resolution be adopted:

**WHEREAS**, the Village of Freeport is in the process of designing a camera based crime prevention program for the Village of Freeport; and

**WHEREAS**, the system that is required for the Village requires specific equipment which has been identified as:

- FCU Full Box Sam 3 Camera System
- FCU Box Sam 1-4 Camera System
- Pelco Cable Pole Clamp
- Pelco Cable Pole Clamp
- AD#-FH Cam 35/50mm 740nm
- Assembly Pole Mount 3 Camera
- Cable 25ft FG Pigtail
- AD3-FH Cam 35/50mm 740nm
- Cable 25ft FG Pigtail
- AD#-FH Cam 35/50mm 740nm
- Car System Version 6.X – EOC Connected
- EOC Operation Center License 5.X
- Engineering Day – Field Support
- Helpdesk
- Various Engineering support and services

**WHEREAS**, Selex ES (d/b/a ELSAG North America) is the sole source provider of this particular equipment that is responsive to the Village's needs;

**NOW THEREFORE BE IT RESOLVED** that this Board finds that Selex ES (d/b/a ELSAG North America) is the only source that can provide this particular type of equipment; and,

**BE IT FURTHER RESOLVED** that given the need for standardization and the impracticable and economically unfeasible alternative solutions by various purchases, Selex ES (d/b/a ELSAG North America), with principal offices at 205 – H Creek Ridge Road, Greensboro, NC 27406 is designated a sole source provider; and,

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

**BE IT STILL FURTHER RESOLVED** that the Mayor be and hereby is authorized to contract for the procurement of equipment for the Village's camera based security system with Selex ES (d/b/a ELSAG North America), as said sole source vendor.

The Clerk polled the Board as follows:

Deputy Mayor Martinez	In Favor
Trustee Piñeyro	In Favor
Trustee Ellerbe	In Favor
Trustee Mulé	In Favor
Mayor Kennedy	In Favor

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Copy to:

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

**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: September 1, 2023

---

**RE: ROOF REPLACEMENT AT THE FREEPORT ARMORY EAST  
BUILDING**

Plans & specifications for the above-referenced project will be completed shortly. The project calls for the replacement of the asphalt shingle roof on the east building for the Freeport Armory.

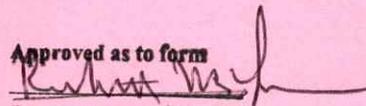
The estimated cost for this project is \$250,000.00. This repair will be charged to the Armory's Budget FYE 2024 (A698904-540300 – Maintenance of Buildings and Grounds) of which funds are not available and will need to be transferred from contingency. We anticipate partial reimbursement of the project cost through FEMA for damage claimed during Tropical Storm Isaias as well as partial reimbursement through Freeport Community Development. It is also anticipated that additional funding for this project will come from a bond resolution to be authorized by the Board.

Therefore, it is requested that we be authorized to advertize the referenced contract in the Freeport Herald and other related publications on **September 14, 2023**. Bid documents will be available from Monday, **September 18, 2023** through Friday, **September 29, 2023**. Bids will have a returnable date of **October 3, 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.  
Supt. of Public Works

Approved as to form  
  
Deputy Village Attorney

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

**WHEREAS**, the Superintendent of Public Works is requesting the Board to authorize the Village Clerk to publish a Notice to Bidders for the Rehabilitation of the Roof Replacement at the Freeport Armory East Building; and

**WHEREAS**, plans and specifications for the above-referenced project will be completed shortly; and

**WHEREAS**, the project calls for the replacement of the asphalt shingle roof on the east building for the Freeport Armory; and

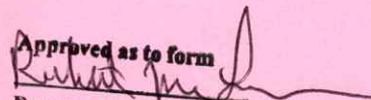
**WHEREAS**, the estimated cost for this project is \$250,000.00; and

**WHEREAS**, this repair will be charged to the Armory's Budget FYE 2024 (A698904-540300 – Maintenance of Buildings and Grounds) of which funds are not available and will need to be transferred from contingency; 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 "Rehabilitation of the Roof Replacement at the Freeport Armory East Building" in the Freeport Herald and other relevant publications on September 14, 2023, with the specifications available from September 18, 2023 through September 29, 2023, with a return date of October 3, 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

### ROOF REPLACEMENT AT THE FREEPORT ARMORY EAST BUILDING

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 “**ROOF REPLACEMENT AT THE FREEPORT ARMORY EAST BUILDING**” until 11:00 A.M. on **Tuesday, October 3, 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 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, September 18, 2023 until 12:00 P.M. Friday, September 29, 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 an acceptable contract.

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.

Kim Weltner  
Purchasing Agent  
Village of Freeport

VILLAGE OF FREEPORT  
Issue Date – September 12, 2023

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

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To: Mayor Robert T. Kennedy

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

Date: September 1, 2023

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**RE: WINDOW AND DOOR REPLACEMENT AT THE FREEPORT  
ARMORY EAST BUILDING**

Plans & specifications for the above-referenced project will be completed shortly. The project calls for the replacement of the windows and doors for the east building for the Freeport Armory.

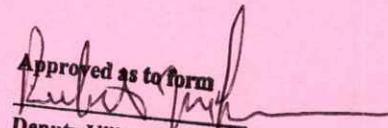
The estimated cost for this project is \$40,000.00. This repair will be charged to the Armory's Budget FYE 2024 (A698904-540300 – Maintenance of Buildings and Grounds) of which funds are not available and will need to be transferred from contingency. We anticipate partial reimbursement of the project cost through Freeport Community Development as well as an bond resolution to be authorized by the Board.

Therefore, it is requested that we be authorized to advertize the referenced contract in the Freeport Herald and other related publications on **September 14, 2023**. Bid documents will be available from Monday, **September 18, 2023** through Friday, **September 29, 2023**. Bids will have a returnable date of **October 3, 2023**, with bids scheduled to be opened at 11:00 am. A copy of the proposed advertisement is furnished herewith.



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

Approved as to form  
  
Deputy Village Attorney

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

**WHEREAS**, the Superintendent of Public Works is requesting the Board to authorize the Village Clerk to publish a Notice to Bidders for the Window and Door Replacement at the Freeport Armory East Building; and

**WHEREAS**, plans and specifications for the above-referenced project will be completed shortly; and

**WHEREAS**, the project calls for the replacement of the windows and doors on the east building for the Freeport Armory; and

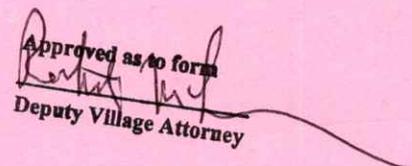
**WHEREAS**, the estimated cost for this project is \$40,000.00; and

**WHEREAS**, this repair will be charged to the Armory’s Budget FYE 2024 (A698904-540300 – Maintenance of Buildings and Grounds) of which funds are not available and will need to be transferred from contingency; 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 “Window and Door Replacement at the Freeport Armory East Building at the Freeport Armory East Building” in the Freeport Herald and other relevant publications on September 14, 2023, with the specifications available from September 18, 2023 through September 29, 2023, with a return date of October 3, 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

### WINDOW AND DOOR REPLACEMENT AT THE FREEPORT ARMORY EAST BUILDING

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 “**WINDOW AND DOOR REPLACEMENT AT THE FREEPORT ARMORY EAST BUILDING**” until 11:00 A.M. on **Tuesday, October 3, 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 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, September 18, 2023 until 12:00 P.M. Friday, September 29, 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 an acceptable contract.

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.

Kim Weltner  
Purchasing Agent  
Village of Freeport

VILLAGE OF FREEPORT  
Issue Date – September 12, 2023

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

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To: Mayor Robert T. Kennedy

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

Date: September 1, 2023

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**Re: EXTERIOR REPAIRS TO RESIDENTIAL HOUSES – REBID 2**

Twenty-three (23) bids were picked up and Seven (7) bids were received on August 22, 2023 for the referenced construction contracts. The project calls for the repairs to the following residence that is in a state of disrepair and is now considered a nuisance building:

CONTRACT "D" 115 North Bergen Place, Freeport, N.Y.

We have reviewed and checked all bids and find them in good order. Attached is a copy of the bid tabulation for your use. 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. Funding for this project will come from the Village General Fund with the account number to be determined at a later date.

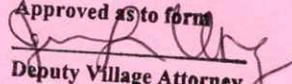
The lowest responsible bid was submitted by **A1 CONSTRUCTION SERVICES INC, 2468 JERUSALEM RD, SUITE 1, NORTH BELLMORE, NEW YORK 11710** for the following contract and amounts:

CONTRACT "D" 115 North Bergen Place, Freeport, N.Y.                      \$36,500.00

Accordingly, it is recommended that the contracts **EXTERIOR REPAIRS TO RESIDENTIAL HOUSES – REBID 2 ("D")** be awarded to the lowest responsible bidder, **A1 CONSTRUCTION SERVICES INC, 2468 JERUSALEM RD, SUITE 1, NORTH BELLMORE, NEW YORK 11710** in the total amount of **\$36,500.00**.



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

Approved as to form  
  
Deputy Village Attorney

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

**WHEREAS**, on July 31, 2023, the Board authorized the Village Clerk to publish a Notice to Bidders for the Exterior Repairs to Residential Houses Rebid-2; and

**WHEREAS**, twenty-three (23) bids were picked up and Seven (7) bids were received on August 22, 2023 for the referenced construction contracts at the bid opening on August 22, 2023, and all bids were in good order; and

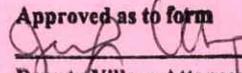
**WHEREAS**, the lowest responsible bid was submitted by A1 Construction Services Inc., 2468 Jerusalem Road, Suite 1, North Bellmore, New York 11710, for CONTRACT "D" 115 North Bergen Place, Freeport, NY in the amount of \$36,500.00; and

**WHEREAS**, funding for this work will come from the Village General Fund, with the account number to be determined at a later date; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Public Works, the Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to enter into a contract with A1 Construction Services Inc., 2468 Jerusalem Road, Suite 1, North Bellmore, New York 11710, for CONTRACT "D" 115 North Bergen Place, Freeport, NY in the amount of \$36,500.00.

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

INCORPORATED VILLAGE OF FREEPORT  
ENGINEERING DIVISION

PROJECT: EXTERIOR REPAIRS TO RESIDENTIAL HOUSES - REBID 2

BID

DATE: August 22, 2023

SIERRA CONTRACTORS CORP  
14-31 28TH AVENUE #6  
ASTORIA, NEW YORK 11102

A1 CONSTRUCTION SERVICES INC.  
2468 JERUSALEM RD, SUITE 1  
N. BELLMORE, NEW YORK 11710

ITEM NO.	DESCRIPTION	TOTAL COST	TOTAL COST
CONTRACT "D"	SECTION 55. BLOCK 269, LOT 328 115 BERGEN PLACE FREEPORT, NY 11520	\$ no bid bond	\$ 36,500.00
TOTALS		\$ no bid bond	\$ 36,500.00

INCORPORATED VILLAGE OF FREEPORT  
ENGINEERING DIVISION

PROJECT: EXTERIOR REPAIRS TO RESIDENTIAL HOUSES - REBID 2

BID DATE: August 22, 2023

D.F. EASTWOOD CONSTRUCTION CORP  
D/B/A ALL ISLAND FENCE & RAILINGS  
1320 MOTOR PARKWAY  
ISLANDIA, NY 11749

EAGLE VISION CONSTRUCTION  
128-05 VAN WYCK EXPRESSWAY  
JAMAICA, NEW YORK 11436

ITEM NO.	DESCRIPTION	TOTAL COST	TOTAL COST
CONTRACT "D"	SECTION 55. BLOCK 269, LOT 328 115 BERGEN PLACE FREEPORT, NY 11520	\$ 49,500.00	\$ 53,500.00
TOTALS		\$ 49,500.00	\$ 53,500.00

INCORPORATED VILLAGE OF FREEPORT  
ENGINEERING DIVISION

PROJECT: EXTERIOR REPAIRS TO RESIDENTIAL HOUSES - REBID 2

BID DATE: August 22, 2023

CHASE BUILDING RENOVATION 29 WEST HILLS RD. HUNTINGTON STATION, NY 11746	G & D RESTORATION 215 ANDREWS ROAD MINEOLA, NY 11501
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ITEM NO.	DESCRIPTION	TOTAL COST	TOTAL COST
CONTRACT "D"	SECTION 55, BLOCK 269, LOT 328 115 BERGEN PLACE FREEPORT, NY 11520	\$ 58,500.00	\$ 66,985.00
TOTALS		\$ 58,500.00	\$ 66,985.00

INCORPORATED VILLAGE OF FREEPORT  
ENGINEERING DIVISION

PROJECT: EXTERIOR REPAIRS TO RESIDENTIAL HOUSES - REBID 2

BID DATE: August 22, 2023

CLARKE CONSTRUCTION PO BOX 102 POINT LOOKOUT, NEW YORK 11569	SOMY CONSTRUCTION CORP. 51 ATLANTIC AVENUE FREEPORT, NEW YORK 11520
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ITEM NO.	DESCRIPTION	TOTAL COST	TOTAL COST
CONTRACT "D"	SECTION 55, BLOCK 269, LOT 328 115 BERGEN PLACE FREEPORT, NY 11520	\$ 85,000.00	\$ 150,000.00
TOTALS		\$ 85,000.00	\$ 150,000.00

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

**DIRECTIVE**

TO: Robert R. Fisenne, Superintendent of Public Works August 1, 2023

FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of July 31, 2023:

It was moved by Trustee Martinez, seconded by Trustee Squeri 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-2; 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 individual project is \$62,000.00; 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-2”, in the Freeport Herald and other relevant publications on August 3, 2023, with the specifications available from August 7, 2023 through August 18, 2023, with a return date of August 22, 2023.

The Clerk polled the Board as follows:

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

# INCORPORATED VILLAGE OF FREEPORT DEPARTMENT OF PUBLIC WORKS

INTER-DEPARTMENT CORRESPONDENCE

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To: Mayor Robert T. Kennedy

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

Date: September 6, 2023

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## RE: INSTALLATION OF GYM FLOORING AT FREEPORT ARMORY

The Department of Public Works is requesting authorization to enter into a contract to install a new gym floor at the Freeport Armory. The contract would be for a new wooden gym floor to be installed at the Armory in the main drill hall. The floor will be used by Rising Stars Youth Foundation, the current tenant for that portion of the building.

As time is of the essence for the flooring installation, it was determined that the most cost effective way to accomplish this task would be to utilize an existing New York State contract for the installation of flooring. **PARSONS Commercial LLC, 665 Commercial Avenue, Garden City, N.Y. 11530** currently has a flooring requirements contract with New York State (Contract PC69412) and has provided a detailed estimate for the flooring installation utilizing the unit prices in the State Contract (see attached).

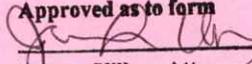
Therefore it is requested that the Village enter into a contract with:

**PARSONS Commercial LLC  
665 Commercial Avenue  
Garden City, N.Y. 11530**

For the installation of a new gym floor at the Village of Freeport Armory for a total cost of \$254,876.16. The cost for this installation will be charged to the Armory's Budget FYE 2024 (A698904-540300 – Maintenance of Buildings and Grounds) of which funds are not available and will need to be transferred from contingency. We anticipate reimbursement of the entire project cost through an intermunicipal agreement with Nassau County (see attached).



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

Approved as to form  
  
Deputy Village Attorney

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

**WHEREAS**, the Department of Public Works is requesting Board authorization to enter into a contract to install a new gym floor at the Freeport Armory; and

**WHEREAS**, the contract would be for a new wooden gym floor to be installed at the Armory in the main drill hall; The floor will be used by Rising Stars Youth Foundation, the current tenant for that portion of the building; and

**WHEREAS**, the most cost-effective way to accomplish this task would be to utilize an existing New York State contract for the installation of flooring; and

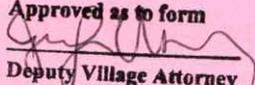
**WHEREAS**, Parsons Commercial LLC, 665 Commercial Avenue, Garden City, NY 11530, currently has a flooring requirements contract with New York State (Contract PC69412) for a total cost of \$254,876.16; and

**WHEREAS**, the cost for installation will be charged to the Armory's Budget FYE 2024 (A698904-540300 – Maintenance of Buildings and Grounds) of which funds are not available and will need to be transferred from contingency; the Village anticipates reimbursement of the entire project cost through an inter-municipal agreement with Nassau County; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Public Works, the Board approve and the Mayor be and hereby is authorized to sign any documentation to approve a contract with Parsons Commercial LLC, 665 Commercial Avenue, Garden City, NY 11530, for a total cost of \$254,876.16.

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

**Parsons Commercial LLC**  
 665 Commercial Avenue  
 Garden City, NY 11530  
 Tel: 516 484 2323

# ESTIMATE

Date	ESTIMATE #
9/5/2023	17980

Name / Address
Village of Freeport 46 N. Ocean Avenue Freeport, NY 11520

Project Location
Freeport Armory

P.O. No.	Rep	Other
	DS	

Item	Description	Qty	Rate	Amount	% Mark-Up	Total
EM 3/4" Ply...	RISING STARS NEW GYM FLOOR - GYM SYSTEM ITEM# LR-83 Provide and Install 1/4 Plywood - Connor gym sub floor support system	8,820	8.94	78,850.80		78,850.80
EM Material %	Material mark-up - maple	8,820	7.99	70,471.80		70,471.80
WD	ITEM# LR-84 Apply New Finish Per Coat Sand & x 2 coats @ 8800 sf ea	17,640	1.50	26,460.00		26,460.00
WD	ITEM# LR-84 Apply New Finish Per Coat x 3 coats gym lines	5,784	1.50	8,676.00		8,676.00
Labor	ITEM# LR-12 Sports Flooring Installation	8,820	7.43	65,532.60		65,532.60
VCB 4"	ITEM# MW-G Inflection 8' lengths 3/8" per LF cove base	240	5.03	1,207.20		1,207.20
TR	ITEM# LR-71 Moisture Testing F&I EA x 8 probes	8	459.72	3,677.76		3,677.76
STATE CON...	Tarkett State Contract # PC69412		0.00	0.00		0.00

	<b>Total</b>	\$254,876.16
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Phone #	Fax #	E-mail	Web Site
516 - 484 2323	516 484 2339	info@parsonsfloor.com	www.parsonsfloor.com



Certified: --

242-23

Filed with the Clerk of the Nassau County  
Legislature: 07/17/2023 12:31PM

**NIFS ID: CFCE23000026**

Capital: X

Contract ID #: CFCE23000026

NIFS Entry Date: 07/10/2023

**Department: County Executive**

Service: Repairs to the Freeport Armory

Term: 5 years from execution

Contract Delayed:

Slip Type: New		
CRP: X		
Blanket Resolution:		
Revenue:	Federal Aid:	State Aid:
Vendor Submitted an Unsolicited Solicitation:		

1) Mandated Program:	No
2) Comptroller Approval Form Attached:	Yes
3) CSEA Agmt. & 32 Compliance Attached:	No
4) Significant Adverse Information Identified? (if yes, attach memo):	No
5) Insurance Required:	No

<b>Vendor/Municipality Info:</b>	
Name: Village of Freeport	ID#: 116002111
Main Address: 46 N. Ocean Avenue Freeport, NY 11520	
Main Contact: Jeanne Jordan	
Main Phone: (516) 442-4844	

<b>Department:</b>
Contact Name: Michelle Darcy
Address: 1550 Franklin Ave Mineola NY 11501
Phone: (516) 571-6227
Email: esempepos@nassaucountyny.gov

### Contract Summary

<b>Purpose:</b> The County will provide \$300,000.00 in Capital Funds to the Village of Freeport for repairs to the Freeport Armory
<b>Method of Procurement:</b> Pursuant to Article 9, §1 of the NYS Constitution and Article 5-G of the General Municipal Law, the County may enter into intergovernmental agreements. This inter-municipal agreement is between the County and the Village of Freeport
<b>Procurement History:</b> The District has determined that this is a Type II Action under Section 617.5 © 25 004 Village of Freeport
<b>Description of General Provisions:</b> the item is an inter-municipal agreement between the County and the Village of Freeport
<b>Impact on Funding / Price Analysis:</b> 6
<b>Change in Contract from Prior Procurement:</b> N/A
<b>Recommendation:</b> Approve as Submitted

## Advisement Information

Fund	Control	Resp. Center	Object	Index Code	Sub Object	Budget Code	Line	Amount
CAP			00	PWCAPCAP	00006	PWCAPCAP 00006 99206 001	01	\$300,000.00
Project Number		99206						
Project Detail		001						
<b>TOTAL</b>								<b>\$300,000.00</b>

Additional Info	
Blanket Encumbrance	
Transaction	
<b>Renewal</b>	
% Increase	
% Decrease	

Funding Source	Amount
Revenue Contract:	
County	\$0.00
Federal	\$0.00
State	\$0.00
Capital	\$300,000.00
Other	\$0.00
<b>Total</b>	<b>\$300,000.00</b>

## Routing Slip

<b>Department</b>			
NIFS Entry	Christopher Leimone	07/12/2023 10:32AM	Approved
NIFS Final Approval	Christopher Leimone	07/17/2023 09:43AM	Approved
Final Approval	Christopher Leimone	07/17/2023 09:43AM	Approved
<b>DPW</b>			
Capital Fund Approval	Chris Yansick	07/17/2023 10:27AM	Approved
Final Approval	Chris Yansick	07/17/2023 10:27AM	Approved
<b>County Attorney</b>			
RE & Insurance Verification	Andrew Amato	07/17/2023 10:29AM	Approved
Approval as to Form	Thomas Montefinise	07/17/2023 10:59AM	Approved
NIFS Approval	Mary Nori	07/17/2023 12:02PM	Approved
Final Approval	Mary Nori	07/17/2023 12:02PM	Approved
<b>OMB</b>			
NIFS Approval	Nadiya Gumieniak	07/17/2023 10:28AM	Approved
NIFA Approval	Christopher Nolan	07/17/2023 10:45AM	Approved
Final Approval	Christopher Nolan	07/17/2023 10:45AM	Approved
<b>Compliance &amp; Vertical DCE</b>			
Procurement Compliance Approval	Robert Cleary	07/17/2023 12:10PM	Approved
DCE Compliance Approval	Robert Cleary	07/17/2023 12:11PM	Approved
Vertical DCE Approval	Arthur Walsh	07/17/2023 12:12PM	Approved
Final Approval	Arthur Walsh	07/17/2023 12:12PM	Approved
<b>Legislative Affairs Review</b>			
Final Approval	Eleftherios Sempepos	07/17/2023 12:14PM	Approved

<b>Legislature</b>			
Final Approval	Crystal Albert	08/09/2023 03:44PM	Approved
<b>NIFA</b>			
NIFA Approval	Martha Worsham	08/28/2023 05:27PM	Approved
<b>Comptroller</b>			
Claims Approval	Joseph Marcinek	08/24/2023 05:20PM	Approved
Legal Approval	Charlie Casolaro	08/25/2023 10:08AM	Approved
Accounting / NIFS Approval	Michael Cohen	08/25/2023 11:50AM	Approved
Deputy Approval	Beaumont Jefferson	08/28/2023 01:48PM	Approved
Final Approval	Beaumont Jefferson	08/28/2023 01:48PM	Approved



Certified: --

242-23

**NIFS ID: CFCE23000026**

Capital: X

Contract ID #: CFCE23000026

NIFS Entry Date: 07/10/2023

**Department: County Executive**

Service: Repairs to the Freeport Armory

Term: 5 years from execution

Contract Delayed:

Slip Type: New		
CRP: X		
Blanket Resolution:		
Revenue:	Federal Aid:	State Aid:
Vendor Submitted an Unsolicited Solicitation:		

1) Mandated Program:	No
2) Comptroller Approval Form Attached:	Yes
3) CSEA Agmt. & 32 Compliance Attached:	No
4) Significant Adverse Information Identified? (if yes, attach memo):	No
5) Insurance Required:	No

<b>Vendor/Municipality Info:</b>	
Name: Village of Freeport	ID#:116002111
Main Address: 46 N. Ocean Avenue Freeport, NY 11520	
Main Contact: Jeanne Jordan	
Main Phone: (516) 442-4844	

<b>Department:</b>
Contact Name: Michelle Darcy
Address: 1550 Franklin Ave Mineola NY 11501
Phone: (516) 571-6227
Email: esempepos@nassaucountyny.gov

## Contract Summary

<b>Purpose:</b> The County will provide \$300,000.00 in Capital Funds to the Village of Freeport for repairs to the Freeport Armory
<b>Method of Procurement:</b> Pursuant to Article 9, §1 of the NYS Constitution and Article 5-G of the General Municipal Law, the County may enter into intergovernmental agreements. This inter-municipal agreement is between the County and the Village of Freeport
<b>Procurement History:</b> The District has determined that this is a Type II Action under Section 617.5 © 25 004 Village of Freeport
<b>Description of General Provisions:</b> the item is an inter-municipal agreement between the County and the Village of Freeport
<b>Impact on Funding / Price Analysis:</b> 6
<b>Change in Contract from Prior Procurement:</b> N/A
<b>Recommendation:</b> Approve as Submitted

## Advisement Information

Fund	Control	Resp. Center	Object	Index Code	Sub Object	Budget Code	Line	Amount
CAP			00	PWCAPCAP	00006	PWCAPCAP 00006 99206 001	01	\$300,000.00
Project Number		99206						
Project Detail		001						
<b>TOTAL</b>								<b>\$300,000.00</b>

Additional Info	
Blanket Encumbrance	
Transaction	
<b>Renewal</b>	
% Increase	
% Decrease	

Funding Source	Amount
Revenue Contract:	
County	\$0.00
Federal	\$0.00
State	\$0.00
Capital	\$300,000.00
Other	\$0.00
<b>Total</b>	<b>\$300,000.00</b>

## Routing Slip

<b>Department</b>			
NIFS Entry	Christopher Leimone	07/12/2023 10:32AM	Approved
NIFS Final Approval	Christopher Leimone	07/17/2023 09:43AM	Approved
Final Approval	Christopher Leimone	07/17/2023 09:43AM	Approved
<b>DPW</b>			
Capital Fund Approval	Chris Yansick	07/17/2023 10:27AM	Approved
Final Approval	Chris Yansick	07/17/2023 10:27AM	Approved
<b>County Attorney</b>			
RE & Insurance Verification	Andrew Amato	07/17/2023 10:29AM	Approved
Approval as to Form	Thomas Montefinise	07/17/2023 10:59AM	Approved
NIFS Approval	Mary Nori	07/17/2023 12:02PM	Approved
Final Approval	Mary Nori	07/17/2023 12:02PM	Approved
<b>OMB</b>			
NIFS Approval	Nadiya Gumieniak	07/17/2023 10:28AM	Approved
NIFA Approval	Christopher Nolan	07/17/2023 10:45AM	Approved
Final Approval	Christopher Nolan	07/17/2023 10:45AM	Approved
<b>Compliance &amp; Vertical DCE</b>			
Procurement Compliance Approval	Robert Cleary	07/17/2023 12:10PM	Approved
DCE Compliance Approval	Robert Cleary	07/17/2023 12:11PM	Approved
Vertical DCE Approval	Arthur Walsh	07/17/2023 12:12PM	Approved
Final Approval	Arthur Walsh	07/17/2023 12:12PM	Approved
<b>Legislative Affairs Review</b>			
Final Approval	Eleftherios Sempepos	07/17/2023 12:14PM	Approved

<b>Legislature</b>			
Final Approval			In Progress
<b>Comptroller</b>			
Claims Approval			Pending
Legal Approval			Pending
Accounting / NIFS Approval			Pending
Deputy Approval			Pending
Final Approval			Pending
<b>NIFA</b>			
NIFA Approval			Pending

RESOLUTION NO. - 2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE INCORPORATED VILLAGE OF FREEPORT IN RELATION TO A PROJECT TO PROVIDE FUNDING FOR REPAIRS TO THE FREEPORT VILLAGE ARMORY'S GYMNASIUM BY REPLACING THE FLOOR AND RELATED ITEMS.

APPROVED AS TO FORM



Deputy County Attorney

WHEREAS, Nassau County ("the County") and the Incorporated Village Of Freeport ("the Village") are authorized, pursuant to Article 9, Section 1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of the County and the Village to share resources in undertaking a project to provide funding for the repair of the Freeport Village Armory's gymnasium by replacing the floor and related items (the "Project"); and

WHEREAS, the County and the Village believe it to be in the best interest of the taxpayers of their respective municipalities to authorize intermunicipal cooperation with respect to the mutual covenants set forth in the proposed Inter-Municipal Agreement ("Agreement"), a copy of which is on file with the Clerk of the Legislature; NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature hereby authorizes the County Executive to execute the Agreement and to execute any and all other instruments, related documents or

ancillary agreements and to take such other action as is necessary to effectuate and carry out the intent and purpose of the Agreement; and it is further

RESOLVED, that pursuant to the provisions of the State Environmental Quality Review Act ("SEQRA"), 8 N.Y.E.C.L. section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County said Project is a "Type II Action" within the meaning of Part 617.5(c) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment and no further review is required.

AGREEMENT BETWEEN THE COUNTY OF NASSAU, NEW YORK AND THE  
INCORPORATED VILLAGE OF FREEPORT IN RELATION TO INTERMUNICIPAL  
COOPERATION

THIS AGREEMENT ("Agreement") made and dated as of the date (the "Effective Date") that this Agreement is executed by Nassau County, by and between the (i) County of Nassau, a municipal corporation, having its principal offices at 1550 Franklin Avenue, Mineola, New York 11501 (the "County"); and the (ii) Incorporated Village of Freeport, having its principal offices at 46 North Ocean Avenue, Freeport, New York 11520 ("VILLAGE" or "CONTRACTOR").

WITNESSETH:

WHEREAS, it is in the best interests of the County and the VILLAGE to share resources in the undertaking of municipal improvement projects and other purposes, as authorized by Article 5-G of the General Municipal Law ("GML") of the State of New York;

WHEREAS, each party hereto has certain resources, including equipment, personnel and financing which is available to carry out such projects and purposes;

WHEREAS, it is possible to make such resources available for mutual use when it is in the public interest;

WHEREAS, it is desirable for the County and the VILLAGE to undertake a certain project as authorized by the GML through this Agreement; and

NOW, THEREFORE, in consideration of the mutual covenants set forth herein, the parties hereto do agree as follows:

Section 1. The County and the VILLAGE each represent that they are authorized, pursuant to Article 9, § 1 of the New York State Constitution and Article 5-G of the GML to enter into intergovernmental agreements to undertake the project, as described herein.

Section 2. The County and the VILLAGE, believing it to be in their respective best interests, do hereby authorize inter-municipal cooperation for the project as hereinafter defined.

Section 3. Under all applicable rules of public bidding and procurement, the VILLAGE will undertake a project (the "Project") to make repairs to the Freeport Village Armory\_gymnasium by replacing the floor and related items, all with a useful life of no less than five (5) years. This is Phase 2 of the Project. The Project will

enable the VILLAGE to host programs that will be open to all Nassau County residents. The Project plans include a day care center, Rising Stars sports program and a technical training school (electrical, plumbing, HVAC, and mechanical). Several capital improvements must be completed prior to accommodating these programs: 1) roof replacement; 2) window replacement; 3) electrical sub metering; 4) electrical upgrades; 5) parking lot repaving, marking; 6) security cameras and base system; 7) interior design, remodeling and restoration; 8) heating upgrades and zone control; 9) asbestos tile and pipe insulation removal. The VILLAGE represents and warrants that it has completed its review of the Project pursuant to the applicable provisions of the New York State Environmental Quality Review Act ("SEQRA") and has provided the County with documentations evidencing its SEQRA compliance.

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Section 4. The County shall provide funds not to exceed THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) ("Funds") to the VILLAGE for the purchase of goods and services in connection with the Project. Payment shall be made to the VILLAGE in arrears and on a reimbursement basis and shall be contingent upon (i) the VILLAGE submitting a claim voucher (the "Voucher") in a form satisfactory to the County, that (a) states with reasonable specificity the services provided and the payment requested as consideration for such services, (b) certifies that the services rendered and the payment requested are in accordance with this Agreement, and (c) is accompanied by documentation satisfactory to the County supporting the amount claimed, and (ii) review, approval and audit of the Voucher by the County and/or the County Comptroller or his/her duly designated representative (the "Comptroller").

Section 5. The VILLAGE shall use these Funds solely for the Project no later than five (5) years from the execution of this Agreement. The County's role in the Project shall be limited to providing the Funds. Accordingly, the County shall have no responsibility or liability to any person or entity for any element of the Project.

Section 6. The VILLAGE shall (i) as between the County and the VILLAGE, accept full ownership, liability, and maintenance responsibilities for the Project, and (ii) grant to the County and its residents access to the Project equal to access enjoyed by residents of the VILLAGE for a period of at least five (5) years. The County shall not be obligated to contribute any funds or incur any costs or burdens associated with its use.

Section 7. Regardless of whether required by Law (as defined herein), the VILLAGE shall, and shall cause its agents to, conduct their activities in connection with this Agreement so as not to endanger or harm any person or property. The VILLAGE shall deliver services under this Agreement in a professional manner consistent with applicable best practices. The VILLAGE shall ensure that all approvals, licenses, and certifications ("Approvals") which are necessary or appropriate are obtained.

Section 8. The County and the VILLAGE shall comply with any and all federal, state and local Laws, including those relating to conflicts of interest, discrimination, and confidentiality, in connection with their performance under this Agreement. In furtherance of the foregoing, the VILLAGE is bound by and shall comply with the terms of Appendix EE attached hereto. As used in this Agreement the word "Law" includes any and all statutes, local laws, ordinances, rules, regulations, applicable orders, and/or decrees, as the same may be amended from time to time, enacted, or adopted.

Section 9. The VILLAGE shall maintain and retain, for a period of six (6) years following the termination of this Agreement, complete and accurate records, documents, accounts and other evidence, whether maintained electronically or manually ("Records"), pertinent to its individual performance under this Agreement. Such Records shall at all times be available for audit and inspection by the County Comptroller, or any other governmental authority with jurisdiction over the provision of services hereunder and/or the payment therefor, and any of their duly designated representatives. The provisions of this Section shall survive termination of this Agreement.

Section 10.

- a) The VILLAGE shall be solely responsible for and shall indemnify and hold harmless the County, its officers, employees and agents ("Indemnified Parties") from and against any and all liabilities, losses, costs, expenses (including, without limitation, attorney's fees and disbursements) and damages ("Losses"), arising out of or in connection with any acts or omissions of the VILLAGE or any agent of the VILLAGE in the maintenance and control of the Project undertaken pursuant to this Agreement, regardless of whether due to negligence, fault, or default, including Losses in connection with any threatened investigation, litigation or other proceeding or preparing a defense to or prosecuting the same.
- b) The VILLAGE shall, upon the County's demand and at the County's direction, promptly and diligently defend, at the VILLAGE's own risk and expense, any and all suits, actions, or proceedings which may be brought or instituted against one or more Indemnified Parties and the VILLAGE shall pay and satisfy any judgment, decree, loss or settlement in connection therewith.
- c) The VILLAGE shall, and shall cause its agents to, cooperate with the County in connection with the investigation, defense or prosecution of any action, suit or proceeding.

- d) The provisions of this Section shall survive termination of this Agreement.

Section 11. Nothing contained herein shall be construed to create an employment or principal-agent relationship, or a partnership or joint venture, between the County and any officer, employee, servant, agent or independent contractor of the VILLAGE, or between the VILLAGE and any officer, employee, servant, agent or independent contractor of the County, and neither party shall have the right, power or authority to obligate or bind the other in any manner whatsoever.

Section 12. Notwithstanding any other provision of this Agreement:

- a) Approval and Execution. The County shall have no liability under this Agreement (including any extension or other amendments of this Agreement) to any person unless (i) all County approvals have been obtained, including, if required, approval by the County Legislature, and (ii) this Agreement has been executed by the County Executive or his/her designee.
- b) Availability of Funds. The County shall have no liability under this Agreement (including any extension or other modification of this Agreement) to any person beyond funds appropriated or otherwise lawfully available for this Agreement, and, if any portion of the funds for this Agreement are from the state and/or federal governments, then beyond funds available to the County from the state and/or federal governments.

Section 13. This Agreement represents the full and entire understanding and agreement between the County and the VILLAGE with regard to the subject matter hereof and supersedes all prior agreements (whether written or oral) of the parties relating to the subject matter of this Agreement.

Section 14.

- a) The undersigned representative of the County of Nassau hereby represents and warrants that the undersigned is an officer, director or agent of the County of Nassau with full legal rights, power and authority to sign this Agreement on behalf of the County of Nassau and to bind the County of Nassau with respect to the obligations enforceable against the County of Nassau in accordance with its terms.
- b) The undersigned representative of the VILLAGE hereby represents and warrants that the undersigned is an officer, director or agent of the VILLAGE with full legal rights, power and authority to sign this Agreement on behalf of the VILLAGE and to bind the VILLAGE with respect to the obligations enforceable against the VILLAGE in accordance with its terms.

IN WITNESS WHEREOF, the VILLAGE and the County have executed this Agreement as of the Effective Date.

INCORPORATED VILLAGE OF FREEPORT

By [Signature] Date 7/2/2023

Print Name Harold J. C. [Signature]

Title Village Attorney

COUNTY OF NASSAU

By [Signature] Date 8/29/23  
Deputy County Executive

Print Name ARTHUR T. WALSH  
**Chief Deputy County Executive**

EXECUTE IN BLUE INK.





Appendix EE

Equal Employment Opportunities for Minorities and Women

The provisions of this Appendix EE are hereby made a part of the document to which it is attached.

The Contractor shall comply with all federal, State and local statutory and constitutional anti-discrimination provisions. In addition, Local Law No. 14-2002, entitled "Participation by Minority Group Members and Women in Nassau County Contracts," governs all County Contracts as defined by such title and solicitations for bids or proposals for County Contracts. In accordance with Local Law 14-2002:

- a. The Contractor shall not discriminate against employees or applicants for employment because of race, creed, color, national origin, sex, age, disability or marital status in recruitment, employment, job assignments, promotions, upgradings, demotions, transfers, layoffs, terminations, and rates of pay or other forms of compensation. The Contractor will undertake or continue existing programs related to recruitment, employment, job assignments, promotions, upgradings, transfers, and rates of pay or other forms of compensation to ensure that minority group members and women are afforded equal employment opportunities without discrimination.
- b. At the request of the County contracting agency, the Contractor shall request each employment agency, labor union, or authorized representative of workers with which it has a collective bargaining or other agreement or understanding, to furnish a written statement that such employment agency, union, or representative will not discriminate on the basis of race, creed, color, national origin, sex, age, disability, or marital status and that such employment agency, labor union, or representative will affirmatively cooperate in the implementation of the Contractor's obligations herein.
- c. The Contractor shall state, in all solicitations or advertisements for employees, that, in the performance of the County Contract, all qualified applicants will be afforded equal employment opportunities without discrimination because of race, creed, color, national origin, sex, age, disability or marital status.
- d. The Contractor shall make Best Efforts to solicit active participation by certified minority or women-owned business enterprises ("Certified M/WBEs") as defined in Section 101 of Local Law No. 14-2002, including the granting of Subcontracts.
- e. The Contractor shall, in its advertisements and solicitations for Subcontractors,

indicate its interest in receiving bids from Certified M/WBEs and the requirement that Subcontractors must be equal opportunity employers.

- f. Contractors must notify and receive approval from the respective Department Head prior to issuing any Subcontracts and, at the time of requesting such authorization, must submit a signed Best Efforts Checklist.
- g. Contractors for projects under the supervision of the County's Department of Public Works shall also submit a utilization plan listing all proposed Subcontractors so that, to the greatest extent feasible, all Subcontractors will be approved prior to commencement of work. Any additions or changes to the list of subcontractors under the utilization plan shall be approved by the Commissioner of the Department of Public Works when made. A copy of the utilization plan any additions or changes thereto shall be submitted by the Contractor to the Office of Minority Affairs simultaneously with the submission to the Department of Public Works.
- h. At any time after Subcontractor approval has been requested and prior to being granted, the contracting agency may require the Contractor to submit Documentation Demonstrating Best Efforts to Obtain Certified Minority or Women-owned Business Enterprises. In addition, the contracting agency may require the Contractor to submit such documentation at any time after Subcontractor approval when the contracting agency has reasonable cause to believe that the existing Best Efforts Checklist may be inaccurate. Within ten working days (10) of any such request by the contracting agency, the Contractor must submit Documentation.
- i. In the case where a request is made by the contracting agency or a Deputy County Executive acting on behalf of the contracting agency, the Contractor must, within two (2) working days of such request, submit evidence to demonstrate that it employed Best Efforts to obtain Certified M/WBE participation through proper documentation.
- j. Award of a County Contract alone shall not be deemed or interpreted as approval of all Contractor's Subcontracts and Contractor's fulfillment of Best Efforts to obtain participation by Certified M/WBEs.
- k. A Contractor shall maintain Documentation Demonstrating Best Efforts to Obtain Certified Minority or Women-owned Business Enterprises for a period of six (6) years. Failure to maintain such records shall be deemed failure to make Best Efforts to comply with this Appendix EE, evidence of false certification as M/WBE.

compliant or considered breach of the County Contract.

l. The Contractor shall be bound by the provisions of Section 109 of Local Law No. 14-2002 providing for enforcement of violations as follows:

- a. Upon receipt by the Executive Director of a complaint from a contracting agency that a County Contractor has failed to comply with the provisions of Local Law No. 14-2002, this Appendix EE or any other contractual provisions included in furtherance of Local Law No. 14-2002, the Executive Director will try to resolve the matter.
- b. If efforts to resolve such matter to the satisfaction of all parties are unsuccessful, the Executive Director shall refer the matter, within thirty days (30) of receipt of the complaint, to the American Arbitration Association for proceeding thereon.
- c. Upon conclusion of the arbitration proceedings, the arbitrator shall submit to the Executive Director his recommendations regarding the imposition of sanctions, fines or penalties. The Executive Director shall either (i) adopt the recommendation of the arbitrator (ii) determine that no sanctions, fines or penalties should be imposed or (iii) modify the recommendation of the arbitrator, provided that such modification shall not expand upon any sanction recommended or impose any new sanction, or increase the amount of any recommended fine or penalty. The Executive Director, within ten days (10) of receipt of the arbitrator's award and recommendations, shall file a determination of such matter and shall cause a copy of such determination to be served upon the respondent by personal service or by certified mail return receipt requested. The award of the arbitrator, and the fines and penalties imposed by the Executive Director, shall be final determinations and may only be vacated or modified as provided in the civil practice law and rules ("CPLR").

m. The Contractor shall provide contracting agency with information regarding all subcontracts awarded under any County Contract, including the amount of compensation paid to each Subcontractor and shall complete all forms provided by the Executive Director or the Department Head relating to subcontractor utilization and efforts to obtain M/WBE participation.

Failure to comply with provisions (a) through (m) above, as ultimately determined by the Executive Director, shall be a material breach of the contract constituting grounds for immediate termination. Once a final determination of failure to comply has been reached by the Executive Director, the determination of whether to terminate a contract shall rest with the Deputy County Executive with oversight responsibility for the contracting agency.

As used in this Appendix EE the term "Best Efforts Checklist" shall mean a list signed by the Contractor, listing the procedures it has undertaken to procure Subcontractors in accordance with this Appendix EE.

As used in this Appendix EE the term "County Contract" shall mean (i) a written agreement or purchase order instrument, providing for a total expenditure in excess of twenty-five thousand dollars (\$25,000), whereby a County contracting agency is committed to expend or does expend funds in return for labor, services, supplies, equipment, materials or any combination of the foregoing, to be performed for, or rendered or furnished to the County; or (ii) a written agreement in excess of one hundred thousand dollars (\$100,000), whereby a County contracting agency is committed to expend or does expend funds for the acquisition, construction, demolition, replacement, major repair or renovation of real property and improvements thereon. However, the term "County Contract" does not include agreements or orders for the following services: banking services, insurance policies or contracts, or contracts with a County contracting agency for the sale of bonds, notes or other securities.

As used in this Appendix EE the term "County Contractor" means an individual, business enterprise, including sole proprietorship, partnership, corporation, not-for-profit corporation, or any other person or entity other than the County, whether a contractor, licensor, licensee or any other party, that is (i) a party to a County Contract, (ii) a bidder in connection with the award of a County Contract, or (iii) a proposed party to a County Contract, but shall not include any Subcontractor.

As used in this Appendix EE the term "County Contractor" shall mean a person or firm who will manage and be responsible for an entire contracted project.

As used in this Appendix EE "Documentation Demonstrating Best Efforts to Obtain Certified Minority or Women-owned Business Enterprises" shall include, but is not limited to the following:

- a. Proof of having advertised for bids, where appropriate, in minority publications, trade newspapers/notices and magazines, trade and union publications, and publications of general circulation in Nassau County and surrounding areas or having verbally solicited M/WBEs whom the County Contractor reasonably believed might have the qualifications to do the work. A copy of the advertisement, if used, shall be included to demonstrate that it contained language indicating that the County Contractor welcomed bids and quotes from M/WBE Subcontractors. In addition, proof of the date(s) any such advertisements appeared must be included in the Best Effort Documentation. If verbal solicitation is used, a County Contractor's affidavit with a notary's signature and stamp shall be

required as part of the documentation.

- b. Proof of having provided reasonable time for M/WBE Subcontractors to respond to bid opportunities according to industry norms and standards. A chart outlining the schedule/time frame used to obtain bids from M/WBEs is suggested to be included with the Best Effort Documentation.
- c. Proof or affidavit of follow-up of telephone calls with potential M/WBE subcontractors encouraging their participation. Telephone logs indicating such action can be included with the Best Effort Documentation.
- d. Proof or affidavit that M/WBE Subcontractors were allowed to review bid specifications, blueprints and all other bid/RFP related items at no charge to the M/WBEs, other than reasonable documentation costs incurred by the County Contractor that are passed onto the M/WBE.
- e. Proof or affidavit that sufficient time prior to making award was allowed for M/WBEs to participate effectively, to the extent practicable given the timeframe of the County Contract.
- f. Proof or affidavit that negotiations were held in Best Efforts with interested M/WBEs, and that M/WBEs were not rejected as unqualified or unacceptable without sound business reasons based on (1) a thorough investigation of M/WBE qualifications and capabilities reviewed against industry custom and standards and (2) cost of performance. The basis for rejecting any M/WBE deemed unqualified by the County Contractor shall be included in the Best Effort Documentation.
- g. If an M/WBE is rejected based on cost, the County Contractor must submit a list of all sub-bidders for each item of work solicited and their bid prices for the work.
- h. The conditions of performance expected of Subcontractors by the County Contractor must also be included with the Best Effort Documentation.
- i. County Contractors may include any other type of documentation they feel necessary to further demonstrate their Best Efforts regarding their bid documents.

As used in this Appendix EE the term "Executive Director" shall mean the Executive Director of the Nassau County Office of Minority Affairs; provided, however, that Executive Director shall include a designee of the Executive Director except in the case of final determinations issued pursuant to Section (a) through (l) of these rules.

As used in this Appendix EE the term "Subcontract" shall mean an agreement consisting of part or parts of the contracted work of the County Contractor.

As used in this Appendix EE, the term "Subcontractor" shall mean a person or firm who performs part or parts of the contracted work of a prime contractor providing services, including construction services, to the County pursuant to a county contract. Subcontractor shall include a person or firm that provides labor, professional or other services, materials or supplies to a prime contractor that are necessary for the prime contractor to fulfill its obligations to provide services to the County pursuant to a county contract. Subcontractor shall not include a supplier of materials to a contractor who has contracted to provide goods but no services to the County, nor a supplier of incidental materials to a contractor, such as office supplies, tools and other items of nominal cost that are utilized in the performance of a service contract.

Provisions requiring contractors to retain or submit documentation of best efforts to utilize certified subcontractors and requiring department head approval prior to subcontracting shall not apply to inter-governmental agreements. In addition, the tracking of expenditures of County dollars by not-for-profit corporations, other municipalities, States, or the federal government is not required.



VILLAGE OF FREEPORT  
VILLAGE ATTORNEY  
46 NORTH OCEAN AVENUE  
FREEPORT, NEW YORK 11520  
(516) 377-2249 FAX (516) 377-2366

ROBERT T. KENNEDY  
MAYOR

HOWARD E. COLTON  
VILLAGE ATTORNEY

July 7, 2023

Michele M. Darcy, Esq., Director of Finance, Law & Operations  
Nassau County Minority Legislature  
Room 129  
Mineola, New York 11501

Dear Ms. Darcy:

Enclosed, please find an executed IMA. The Village will be passing a resolution, Nunc ProTunc, on July 17, 2023 to approve the signing.

Once again, I thank you for your time, professionalism and courtesies in this matter.

If you have any questions, please do not hesitate to contact me at 516-377-2249.

Very truly yours,

Howard E. Colton  
Village Attorney

HEC: c



Nassau County Interim Finance Authority

Contract Approval Request Form (As of January 1, 2015)

1. Vendor: Village of Freeport

2. Amount requiring NIFA approval: \$300,000.00

Amount to be encumbered: \$300,000.00

Slip Type: New

If new contract - \$ amount should be full amount of contract

If advisement - NIFA only needs to review if it is increasing funds above the amount previously approved by NIFA

If amendment - \$ amount should be full amount of amendment only

3. Contract Term: to 5 years from execution

Has work or services on this contract commenced? No

If yes, please explain:

4. Funding Source:

General Fund (GEN)		Grant Fund (GRT)
Capital Improvement Fund (CAP)	X	Other
Federal %	0	
State %	0	
County %	100	

- Is the cash available for the full amount of the contract? No
- If not, will it require a future borrowing? Yes
- Has the County Legislature approved the borrowing? Yes
- Has NIFA approved the borrowing for this contract? No

5. Provide a brief description (4 to 5 sentences) of the item for which this approval is requested:

The County will provide \$300,000.00 in Capital Funds to the Village of Freeport for repairs to the Freeport Armory

6. Has the item requested herein followed all proper procedures and thereby approved by the:

- Nassau County Attorney as to form Yes
- Nassau County Committee and/or Legislature

Date of approval(s) and citation to the resolution where approval for this item was provided:

7. Identify all contracts (with dollar amounts) with this or an affiliated party within the prior 12 months:

Contract ID	Posting Date	Amount Added in Prior 12 Months
-------------	--------------	---------------------------------

AUTHORIZATION

To the best of my knowledge, I hereby certify that the information contained in this Contract Approval Request Form and any additional information submitted in connection with this request is true and accurate and that all expenditures that will be made in reliance on this authorization are in conformance with the Nassau County Approved Budget and not in conflict with the Nassau County Multi-Year Financial Plan. I understand that NIFA will rely upon this information in its official deliberations.

CNOLAN

07/17/2023

Authenticated User

Date

COMPTROLLER'S OFFICE

To the best of my knowledge, I hereby certify that the information listed is true and accurate and is in conformance with the Nassau County Approved Budget and not in conflict with the Nassau County Multi-Year Financial Plan.

Regarding funding, please check the correct response:

I certify that the funds are available to be encumbered pending NIFA approval of this contract.

**If this is a capital project:**

I certify that the bonding for this contract has been approved by NIFA.

Budget is available and funds have been encumbered but the project requires NIFA bonding authorization.

Authenticated User

Date

NIFA

Amount being approved by NIFA:

Payment is not guaranteed for any work commenced prior to this approval.

Authenticated User

Date

**NOTE: All contract submissions MUST include the County's own routing slip, current NIFS printouts for all relevant accounts and relevant Nassau County Legislature communication documents and relevant supplemental information pertaining to the item requested herein.**

NIFA Contract Approval Request Form MUST be filled out in its entirety before being submitted to NIFA for review.

NIFA reserves the right to request additional information as needed.

Jack Schnirman  
Comptroller



OFFICE OF THE COMPTROLLER  
240 Old Country Road  
Mineola, New York 11501

## COMPTROLLER APPROVAL FORM FOR PERSONAL, PROFESSIONAL OR HUMAN SERVICES CONTRACTS

*Attach this form along with all personal, professional or human services contracts, contract renewals, extensions and amendments.*

CONTRACTOR NAME: Village of Freeport

CONTRACTOR ADDRESS: 46 North Ocean Avenue, Freeport, NY 11520

FEDERAL TAX ID #: 11-6002111

**Instructions:** Please check the appropriate box ("☑") after one of the following roman numerals, and provide all the requested information.

**I.  The contract was awarded to the lowest, responsible bidder after advertisement for sealed bids.** The contract was awarded after a request for sealed bids was published in \_\_\_\_\_ [newspaper] on \_\_\_\_\_ [date]. The sealed bids were publicly opened on \_\_\_\_\_ [date]. \_\_\_\_\_ [#] of sealed bids were received and opened.

**II.  The contractor was selected pursuant to a Request for Proposals.** The Contract was entered into after a written request for proposals was issued on \_\_\_\_\_ [date]. Potential proposers were made aware of the availability of the RFP by advertisement in \_\_\_\_\_ [newspaper], posting on industry websites, via email to interested parties and by publication on the County procurement website. Proposals were due on \_\_\_\_\_ [date]. \_\_\_\_\_ [state #] proposals were received and evaluated. The evaluation committee consisted of: \_\_\_\_\_

\_\_\_\_\_ (list # of persons on committee and their respective departments). The proposals were scored and ranked. As a result of the scoring and ranking, the highest-ranking proposer was selected.

**III.  This is a renewal, extension or amendment of an existing contract.**

The contract was originally executed by Nassau County on \_\_\_\_\_ [date]. This is a renewal or extension pursuant to the contract, or an amendment within the scope of the contract or RFP (copies of the relevant pages are attached). The original contract was entered into after \_\_\_\_\_

\_\_\_\_\_  
[describe procurement method, i.e., RFP, three proposals evaluated, etc.] Attach a copy of the most recent evaluation of the contractor's performance for any contract to be renewed or extended. If the contractor has not received a satisfactory evaluation, the department must explain why the contractor should nevertheless be permitted to continue to contract with the county.

**IV.  Pursuant to Executive Order No. 1 of 1993, as amended, at least three proposals were solicited and received. The attached memorandum from the department head describes the proposals received, along with the cost of each proposal.**

- A. The contract has been awarded to the proposer offering the lowest cost proposal; OR:
- B. The attached memorandum contains a detailed explanation as to the reason(s) why the contract was awarded to other than the lowest-cost proposer. The attachment includes a specific delineation of the unique skills and experience, the specific reasons why a proposal is deemed superior, and/or why the proposer has been judged to be able to perform more quickly than other proposers.

**V.  Pursuant to Executive Order No. 1 of 1993 as amended, the attached memorandum from the department head explains why the department did not obtain at least three proposals.**

- A. There are only one or two providers of the services sought or less than three providers submitted proposals. The memorandum describes how the contractor was determined to be the sole source provider of the personal service needed or explains why only two proposals could be obtained. If two proposals were obtained, the memorandum explains that the contract was awarded to the lowest cost proposer, or why the selected proposer offered the higher quality proposal, the proposer's unique and special experience, skill, or expertise, or its availability to perform in the most immediate and timely manner.
- B. The memorandum explains that the contractor's selection was dictated by the terms of a federal or New York State grant, by legislation or by a court order. (Copies of the relevant documents are attached).
- C. Pursuant to General Municipal Law Section 104, the department is purchasing the services required through a New York State Office of General Services contract no. \_\_\_\_\_, and the attached memorandum explains how the purchase is within the scope of the terms of that contract.

- D. Pursuant to General Municipal Law Section 119-o, the department is purchasing the services required through an inter-municipal agreement.

**VI.  This is a human services contract with a not-for-profit agency for which a competitive process has not been initiated.** Attached is a memorandum that explains the reasons for entering into this contract without conducting a competitive process, and details when the department intends to initiate a competitive process for the future award of these services. For any such contract, where the vendor has previously provided services to the county, attach a copy of the most recent evaluation of the vendor's performance. If the contractor has not received a satisfactory evaluation, the department must explain why the contractor should nevertheless be permitted to contract with the county.

In certain limited circumstances, conducting a competitive process and/or completing performance evaluations may not be possible because of the nature of the human services program, or because of a compelling need to continue services through the same provider. In those circumstances, attach an explanation of why a competitive process and/or performance evaluation is inapplicable.

**VII.  This is a public works contract for the provision of architectural, engineering or surveying services.** The attached memorandum provides details of the department's compliance with Board of Supervisors' Resolution No. 928 of 1993, including its receipt and evaluation of annual Statements of Qualifications & Performance Data, and its negotiations with the most highly qualified firms.

Instructions with respect to Sections VIII, IX and X: All Departments must check the box for VIII. Then, check the box for either IX or X, as applicable.

**VIII.  Participation of Minority Group Members and Women in Nassau County Contracts.** The selected contractor has agreed that it has an obligation to utilize best efforts to hire MWBE sub-contractors. Proof of the contractual utilization of best efforts as outlined in Exhibit "E:" may be requested at any time, from time to time, by the Comptroller's Office prior to the approval of claim vouchers.

**IX.  Department MWBE responsibilities.** To ensure compliance with MWBE requirements as outlined in Exhibit "E:", Department will require vendor to submit list of sub-contractor requirements prior to submission of the first claim voucher, for services under this contract being submitted to the Comptroller.

**X.  Vendor will not require any sub-contractors.**

In addition, if this is a contract with an individual or with an entity that has only one or two employees:  a review of the criteria set forth by the Internal Revenue Service, Revenue Ruling No. 87-41, 1987-1 C.B. 296, attached as Appendix A to the Comptroller's Memorandum, dated February 13, 2004, concerning independent contractors and employees indicates that the contractor would not be considered an employee for federal tax purposes.

  
Department Head Signature

7/7/23  
Date

NOTE: Any information requested above, or in the exhibit below, may be included in the county's "staff summary" form in lieu of a separate memorandum.



**To:** Elaine Phillips,  
Nassau County Comptroller

**From:** William Biamonte, Chief of Staff, Minority Legislature, Nassau County,  
Legislature

**Date:** July 7, 2023

**Re:** Community Revitalization Program:  
Village of Freeport Armory Improvements Phase 2

Pursuant to the requirement of your office please accept this as an explanation of why three proposals were not sought for this agreement.

This is an Inter-Municipal Agreement for a community revitalization program project with an entity that was established to provide municipal services for a particular area of Nassau County.

This entity is not the sole entity with which Nassau County can deal for these publicly provided services in the particular area, in concern with the respective Nassau County offices and departments. There is no other entity to solicit for a competing proposal.

William Biamonte  
Chief of Staff for the Minority Legislative Caucus  
Nassau County Legislature

COUNTY OF NASSAU

CONSULTANT'S, CONTRACTOR'S AND VENDOR'S DISCLOSURE FORM

1. Name of the Entity: Incorporated Village of Freeport  
Address: 46 North Ocean Avenue  
City: Freeport State: NY Zip Code: 11520

2. Entity's Vendor Identification Number: 11-6002111

3. Type of Business: Other (specify) Municipality

4. List names and addresses of all principals; that is, all individuals serving on the Board of Directors or comparable body, all partners and limited partners, all corporate officers, all parties of Joint Ventures, and all members and officers of limited liability companies (attach additional sheets if necessary):

See attached file(s):  
YES  NO

5. List names and addresses of all shareholders, members, or partners of the firm. If the shareholder is not an individual, list the individual shareholders/partners/members. If a Publicly held Corporation, include a copy of the 10K in lieu of completing this section.

If none, explain

N/A

6. List all affiliated and related companies and their relationship to the firm entered on line 1. above (if none, enter "None"). Attach a separate disclosure form for each affiliated or subsidiary company that may take part in the performance of this contract. Such disclosure shall be updated to include affiliated or subsidiary companies not previously disclosed that participate in the performance of the contract.

N/A

7. List all lobbyists whose services were utilized at any stage in this matter (i.e., pre-bid, bid, post-bid, etc.). If none, enter "None." The term "lobbyist" means any and every person or organization retained, employed or designated by any client to influence - or promote a matter before - Nassau County, its agencies, boards, commissions, department heads, legislators or committees, including but not limited to the Open Space and Parks Advisory Committee and Planning Commission. Such matters include, but are not limited to, requests for proposals, development or improvement of real property subject to County regulation, procurements. The term "lobbyist" does not include any officer, director, trustee, employee, counsel or agent of the County of Nassau, or State of New York, when discharging his or her official duties.

Are there lobbyists involved in this matter?

YES  NO

(a) Name, title, business address and telephone number of lobbyist(s):

(b) Describe lobbying activity of each lobbyist. See below for a complete description of lobbying activities.

(c) List whether and where the person/organization is registered as a lobbyist (e.g., Nassau County, New York State):

8. VERIFICATION: This section must be signed by a principal of the consultant, contractor or Vendor authorized as a

signatory of the firm for the purpose of executing Contracts.

The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

Print Name: Howard E. Gilman

Title: Village Attorney

The term lobbying shall mean any attempt to influence: any determination made by the Nassau County Legislature, or any member thereof, with respect to the introduction, passage, defeat, or substance of any local legislation or resolution; any determination by the County Executive to support, oppose, approve or disapprove any local legislation or resolution, whether or not such legislation has been introduced in the County Legislature; any determination by an elected County official or an officer or employee of the County with respect to the procurement of goods, services or construction, including the preparation of contract specifications, including by not limited to the preparation of requests for proposals, or solicitation, award or administration of a contract or with respect to the solicitation, award or administration of a grant, loan, or agreement involving the disbursement of public monies; any determination made by the County Executive, County Legislature, or by the County of Nassau, its agencies, boards, commissions, department heads or committees, including but not limited to the Open Space and Parks Advisory Committee, the Planning Commission, with respect to the zoning, use, development or improvement of real property subject to County regulation, or any agencies, boards, commissions, department heads or committees with respect to requests for proposals, bidding, procurement or contracting for services for the County; any determination made by an elected county official or an officer or employee of the county with respect to the terms of the acquisition or disposition by the county of any interest in real property, with respect to a license or permit for the use of real property of or by the county, or with respect to a franchise, concession or revocable consent; the proposal, adoption, amendment or rejection by an agency of any rule having the force and effect of law; the decision to hold, timing or outcome of any rate making proceeding before an agency; the agenda or any determination of a board or commission; any determination regarding the calendaring or scope of any legislature oversight hearing; the issuance, repeal, modification or substance of a County Executive Order; or any determination made by an elected county official or an officer or employee of the county to support or oppose any state or federal legislation, rule or regulation, including any determination made to support or oppose that is contingent on any amendment of such legislation, rule or regulation, whether or not such legislation has been formally introduced and whether or not such rule or regulation has been formally proposed.

1. Mayor Robert T. Kennedy: 46 North Ocean Avenue, Freeport, NY 11520
2. Deputy Mayor Ron Ellerbe 46 North Ocean Avenue, Freeport,, NY 11520
3. Trustee Jorge Martinez: 46 North Ocean Avenue, Freeport, NY 11520
4. Trustee Christopher Squeri: 46 North Ocean Avenue, Freeport, NY 11520
5. Trustee Evette Sanchez 46 North Ocean Avenue, Freeport, NY 11520

The following motion was moved by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, who moved its adoption:

**WHEREAS**, the Board of Trustees of the Incorporated Village of Freeport, as lead agency, has determined that the proposed action described below, will not have a significant effect on the environment and neither a draft environmental impact statement nor a final environmental impact statement will be prepared; and

**WHEREAS**, the proposed action is the issuance of bonds for the purpose of authorizing the acquisition of Vehicles and Equipment for use by the Police Department, specifically the appropriation of \$367,500.00 in bonds and authorizing the issuance of bonds in the principal amount of \$367,500.00 to finance said appropriation; and

**WHEREAS**, this Board determines that the proposed action is an unlisted action, as that term is defined in the New York State Environmental Quality Review Act, herein after referred to as SEQRA. After careful consideration, the Board has concluded that the proposed action will not have a significant effect on the environment for the following reasons:

1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna nor interfere with the movement or any resident or migratory fish or wildlife species, nor impact on a significant habitat area, nor result in any other significant adverse effect to natural resources.
3. The proposed action will not encourage or attract a large number of people.
4. The proposed action is consistent with the community's current plans and goals for enforcement of Village laws.
5. The proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the Village.
6. The proposed action will not bring about a major change in the use of either the quantity or type of energy.
7. The proposed action will not create a hazard to human health.
8. The proposed action will not produce a substantial change in the use or intensity of land, including cultural or recreational resources, or its capacity to support existing uses.

9. The proposed action will not create a material demand for other actions that would result in any of the above consequences.
10. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
11. When considered cumulatively with other actions, the proposed action will not have a significant effect on the environment or meet one of the above criteria.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Trustees of the Incorporated Village of Freeport, after reviewing the above criteria has determined that the proposed action is not environmentally significant.

The Clerk polled the Board as follows:

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

The following motion was moved by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, who moved its adoption:

**WHEREAS**, the Board of Trustees of the Incorporated Village of Freeport, as lead agency, has determined that the proposed action described below, will not have a significant effect on the environment and neither a draft environmental impact statement nor a final environmental impact statement will be prepared; and,

**WHEREAS**, the proposed action is the issuance of bonds for the purpose of authorizing the acquisition of Two (2) Pumper Trucks, including Equipment and Apparatus used in connection therein, specifically the appropriation of \$1,880,000.00 in bonds and authorizing the issuance of bonds in the principal amount of \$1,880,000.00 to finance said appropriation; and

**WHEREAS**, this Board determines that the proposed action is an unlisted action, as that term is defined in the New York State Environmental Quality Review Act, herein after referred to as SEQRA. After careful consideration, the Board has concluded that the proposed action will not have a significant effect on the environment for the following reasons:

1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna nor interfere with the movement or any resident or migratory fish or wildlife species, nor impact on a significant habitat area, nor result in any other significant adverse effect to natural resources.
3. The proposed action will not encourage or attract a large number of people.
4. The proposed action is consistent with the community's current plans and goals for enforcement of Village laws.
5. The proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the Village.
6. The proposed action will not bring about a major change in the use of either the quantity or type of energy.
7. The proposed action will not create a hazard to human health.
8. The proposed action will not produce a substantial change in the use or intensity of land, including cultural or recreational resources, or its capacity to support existing uses.

9. The proposed action will not create a material demand for other actions that would result in any of the above consequences.
10. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
11. When considered cumulatively with other actions, the proposed action will not have a significant effect on the environment or meet one of the above criteria.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Trustees of the Incorporated Village of Freeport, after reviewing the above criteria has determined that the proposed action is not environmentally significant.

The Clerk polled the Board as follows:

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

The following motion was moved by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, who moved its adoption:

**WHEREAS**, the Board of Trustees of the Incorporated Village of Freeport, as lead agency, has determined that the proposed action described below, will not have a significant effect on the environment and neither a draft environmental impact statement nor a final environmental impact statement will be prepared; and

**WHEREAS**, the proposed action is the issuance of bonds for the purpose of authorizing the acquisition of Construction of Improvements to the Freeport Recreation Center, specifically the appropriation of \$157,500.00 in bonds and authorizing the issuance of bonds in the principal amount of \$157,500.00 to finance said appropriation; and

**WHEREAS**, this Board determines that the proposed action is an unlisted action, as that term is defined in the New York State Environmental Quality Review Act, herein after referred to as SEQRA. After careful consideration, the Board has concluded that the proposed action will not have a significant effect on the environment for the following reasons:

1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna nor interfere with the movement or any resident or migratory fish or wildlife species, nor impact on a significant habitat area, nor result in any other significant adverse effect to natural resources.
3. The proposed action will not encourage or attract a large number of people.
4. The proposed action is consistent with the community's current plans and goals for enforcement of Village laws.
5. The proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the Village.
6. The proposed action will not bring about a major change in the use of either the quantity or type of energy.
7. The proposed action will not create a hazard to human health.
8. The proposed action will not produce a substantial change in the use or intensity of land, including cultural or recreational resources, or its capacity to support existing uses.

9. The proposed action will not create a material demand for other actions that would result in any of the above consequences.
10. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
11. When considered cumulatively with other actions, the proposed action will not have a significant effect on the environment or meet one of the above criteria.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Trustees of the Incorporated Village of Freeport, after reviewing the above criteria has determined that the proposed action is not environmentally significant.

The Clerk polled the Board as follows:

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

The following motion was moved by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, who moved its adoption:

**WHEREAS**, the Board of Trustees of the Incorporated Village of Freeport, as lead agency, has determined that the proposed action described below, will not have a significant effect on the environment and neither a draft environmental impact statement nor a final environmental impact statement will be prepared; and,

**WHEREAS**, the proposed action is the issuance of bonds for the purpose of authorizing the acquisition of Various Upgrades to the Freeport Armory, specifically the appropriation of \$420,000.00 in bonds and authorizing the issuance of bonds in the principal amount of \$420,000.00 to finance said appropriation; and

**WHEREAS**, this Board determines that the proposed action is an unlisted action, as that term is defined in the New York State Environmental Quality Review Act, herein after referred to as SEQRA. After careful consideration, the Board has concluded that the proposed action will not have a significant effect on the environment for the following reasons:

1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna nor interfere with the movement or any resident or migratory fish or wildlife species, nor impact on a significant habitat area, nor result in any other significant adverse effect to natural resources.
3. The proposed action will not encourage or attract a large number of people.
4. The proposed action is consistent with the community's current plans and goals for enforcement of Village laws.
5. The proposed action would not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the Village.
6. The proposed action will not bring about a major change in the use of either the quantity or type of energy.
7. The proposed action will not create a hazard to human health.
8. The proposed action will not produce a substantial change in the use or intensity of land, including cultural or recreational resources, or its capacity to support existing uses.

9. The proposed action will not create a material demand for other actions that would result in any of the above consequences.
10. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
11. When considered cumulatively with other actions, the proposed action will not have a significant effect on the environment or meet one of the above criteria.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Trustees of the Incorporated Village of Freeport, after reviewing the above criteria has determined that the proposed action is not environmentally significant.

The Clerk polled the Board as follows:

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

INTER-OFFICE CORRESPONDENCE ONLY  
INCORPORATED VILLAGE OF FREEPORT

TO: Mayor Robert Kennedy, Board of Trustees  
FROM: V. Roy Cacciatore, Village Justice, Carmen Ramos, Village Court Clerk  
DATE: August 25, 2023  
SUBJECT: 2023-2024 Justice Court Assistance Program Grant

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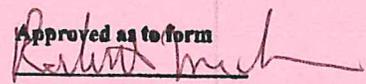
At this time, it is respectfully requested that permission be granted to apply for the 2023-2024 Justice Court Assistance Program Grant.

Attached please find the Rules and Regulations to apply and the list of Grant Eligible Items.

The application must be completed and submitted by October 13, 2023.

Respectfully submitted,

V. Roy Cacciatore  
Village Justice

Approved as to form  
  
Deputy Village Attorney

It was moved by Trustee \_\_\_\_\_, seconded by Trustee \_\_\_\_\_, who moved that the following be adopted, to wit:

**WHEREAS**, the Village Justice is requesting permission to apply for a grant under the 2023-2024 Justice Court Assistance Program (JCAP); and

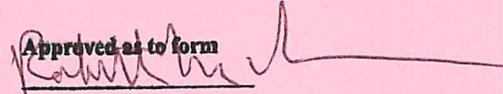
**WHEREAS**, the maximum JCAP grant award is \$30,000 per court; and

**WHEREAS**, the application is due October 13, 2023; and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor be and hereby is authorized to sign any documentation necessary to approve the authorization for the application of the 2023-2024 Justice Court Assistance Program (JCAP) grant.

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**

## Opening of the 2023-24 JCAP Grant Cycle

Kathleen M. Roberts <kmroberts@nycourts.gov>

Mon 7/17/2023 2:22 PM

 1 attachments (604 KB)

22 NYCRR Part 138 Justice Court Assistance Program.pdf;

July 17, 2023

Dear Town and Village Justices:

We are pleased to invite you to apply for a **2023-24** Justice Court Assistance Program (JCAP) Grant. The maximum JCAP award is \$30,000 per court, \$60,000 jointly (see Rule 138.3, attached). Each year, all Town and Village Courts may apply for a JCAP grant for a variety of purposes, including security equipment items, furniture, office equipment, courtroom and court facility improvements and renovations. Courts that owe a JCAP Reconciliation Report from a prior grant cycle will not be considered.

Applications for JCAP Grants are required to be submitted by Justice Court personnel only. Each court should designate one individual from within the court to submit the application. Applications and accompanying paperwork are due by **Friday, October 13, 2023**. Prior to submitting an online JCAP application, please review the Rules of the Chief Administration attached. You are also encouraged to review the attached set of frequently asked questions (FAQs).

**THE APPLICATION ITSELF IS SUBMITTED ONLINE ONLY**; however, the following required documents must be submitted separately for applications to be considered. The documents may be submitted by mail to the Division of Professional and Court Services, Attn: JCAP, 2500 Pond View, Suite 104, Castleton-on-Hudson, NY 12033, or fax to 518-471-4807, or email to [jcap@nycourts.gov](mailto:jcap@nycourts.gov). Please do not send duplicate submissions of required documents.

- Signature Page (obtained when online application is submitted)
- Certified Board Resolution (see attached sample memoranda)
- Court's Annual Budget
- Estimates (one estimate per item)

To begin the application process, please click the link below and then follow these directions.

- You will be required to enter the *account name*: court and the *password*: jcap, using all lower-case letters.
- Please read the screen titled "Justice Court Assistance Program Grant Application" and then click "Agree and Continue" at the bottom of the screen.
- You will then be prompted to indicate whether you are entering information for the first time during this grant application cycle or whether you are returning to the online application to continue an application that you already began. Click "Enter" if you are creating a new application; otherwise, click

**“Edit/Continue” to resume working on an application that you created earlier in this grant application cycle.**

- **When entering the application for the first time, you will be asked to select your court. After you do so, click “Continue.”**
- **Your application will then be assigned a four-digit Record ID Number, and you will be prompted to create a unique password (eight-letter maximum). Please do NOT utilize numbers when creating your individualized password as the application is not programed to recall numbers within a password.**
- **Be sure to keep the *account name(court)*, *password (jcap)*, *Record ID*, and the *unique password* you created in a secure location; you will need this information to re-enter the application each time.**

## [Click Here to Enter the 2023-2024 Online JCAP Application](#)

(you will need to right click your mouse and open Hyperlink)

If you have any questions about JCAP, or if you need assistance completing the application, please contact the Division of Professional and Court Services at 1-518-238-4301 or email [jcap@nycourts.gov](mailto:jcap@nycourts.gov)

Very Truly yours,

Division of Professional and  
Court Services

Please be CAREFUL when clicking links or opening attachments.

Compilation of Codes, Rules and Regulations of the State of New York  
Title 22. Judiciary  
Subtitle A. Judicial Administration.  
Chapter I. Standards and Administrative Policies  
Subchapter C. Rules of the Chief Administrator of the Courts  
Part 138. Justice Court Assistance Program

NYCRR Title 22, Subt. A, Ch. I, Subch. C, Pt. 138, Refs & Annos  
Currentness

Current with amendments included in the New York State Register, Volume XLIV, Issue 28 dated July 13, 2022. Some sections may be more current, see credits for details.

End of Document

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Compilation of Codes, Rules and Regulations of the State of New York  
Title 22. Judiciary  
Subtitle A. Judicial Administration.  
Chapter I. Standards and Administrative Policies  
Subchapter C. Rules of the Chief Administrator of the Courts  
Part 138. Justice Court Assistance Program (Refs & Annos)

22 NYCRR 138.1

Section 138.1. General

Currentness

This Part prescribes rules and regulations governing administration of the Justice Court Assistance Program. This program was established by the Legislature to provide a means by which towns and villages may obtain limited State funding to improve operation of their Justice Courts.

**Credits**

Sec. filed Oct. 13, 1999 eff. Oct. 7, 1999.

Current with amendments included in the New York State Register, Volume XLIV, Issue 28 dated July 13, 2022. Some sections may be more current, see credits for details.

N.Y. Comp. Codes R. & Regs. tit. 22, § 138.1, 22 NY ADC 138.1

Compilation of Codes, Rules and Regulations of the State of New York  
Title 22. Judiciary  
Subtitle A. Judicial Administration.  
Chapter I. Standards and Administrative Policies  
Subchapter C. Rules of the Chief Administrator of the Courts  
Part 138. Justice Court Assistance Program (Refs & Annos)

22 NYCRR 138.2

Section 138.2. Purposes for which Justice Court Assistance Program funds may be used

Currentness

Funding available pursuant to this Part may be used for any purpose having as its end enhancement of the Justice Courts' ability to provide suitable and sufficient services to their respective communities. These purposes may include, but shall not be limited to, automation of court operations; provision of appropriate means for the recording of court proceedings; provision of lawbooks, treatises and related materials; provision of appropriate training for justices and for nonjudicial court staff; and the improvement or expansion of court facilities. Funding shall not be used to compensate justices and nonjudicial court staff, nor shall it be used as a means of reducing funding provided by a town or village to its Justice Court.

**Credits**

Sec. filed Oct. 13, 1999 eff. Oct. 7, 1999.

Current with amendments included in the New York State Register, Volume XLIV, Issue 28 dated July 13, 2022. Some sections may be more current, see credits for details.

N.Y. Comp. Codes R. & Regs. tit. 22, § 138.2, 22 NY ADC 138.2

Compilation of Codes, Rules and Regulations of the State of New York  
Title 22. Judiciary  
Subtitle A. Judicial Administration.  
Chapter I. Standards and Administrative Policies  
Subchapter C. Rules of the Chief Administrator of the Courts  
Part 138. Justice Court Assistance Program (Refs & Annos)

22 NYCRR 138.3

Section 138.3. Application procedures

Currentness

No Justice Court Assistance Program funds may be disbursed unless the Chief Administrator first approves an application therefor as provided hereunder.

(a) Who may apply. Each town and village having a Justice Court may make an individual application for funding, or two or more such towns or villages, or towns and villages, may make a joint application for funding.

(b) When and where to apply. For a town or village to be eligible for a disbursement from funds made available by appropriation to the Unified Court System for any State fiscal year, such town or village must file its application with the Chief Administrator on or before the first day of February in such fiscal year.

(c) Contents of application. Each application filed with the Chief Administrator pursuant to this Part must be signed by at least one justice of the court(s) affected thereby other than an acting justice, and by the supervisor of any town, and the mayor of any village, that is party to the application. Each such application shall be in such form as the Chief Administrator shall prescribe and shall include a certified copy of a resolution of the legislative body of each municipality that is a party to the application evidencing its authorization thereof; the information specified in paragraphs (a) through (c) of section 849-i(1) of the Judiciary Law, except to the extent that it already has been made available to the Chief Administrator; and such other information as the Chief Administrator shall require.

The Chief Administrator may, at any time following the filing of an application for funding, request that an applicant or applicants furnish additional information or documentation to support such application.

(d) Special application by a magistrates' association. Notwithstanding any other provision of this section, one or more duly-organized county or multi-county magistrates' associations may make an individual or joint application for funding solely for the purpose of enabling the provision of appropriate training for justices and/or for nonjudicial court staff of the courts represented by such association(s). In such event, the other provisions of this section shall not apply except that:

(1) the magistrates' association applicant(s) shall be subject to the same requirements applicable to town and village applicants pursuant to subdivision (b) of this section; and

(2) the application shall be in such form as the Chief Administrator shall prescribe and shall be signed by a duly-authorized officer of the applicant (or by a duly-authorized officer of each of the applicants if it is a joint application).

#### **Credits**

Sec. filed Oct. 13, 1999; amds. filed: March 30, 2005; Oct. 19, 2007 eff. May 1, 2007. Amended (b), (c); repealed (e).

Current with amendments included in the New York State Register, Volume XLIV, Issue 28 dated July 13, 2022. Some sections may be more current, see credits for details.

N.Y. Comp. Codes R. & Regs. tit. 22, § 138.3, 22 NY ADC 138.3

Compilation of Codes, Rules and Regulations of the State of New York  
Title 22. Judiciary  
Subtitle A. Judicial Administration.  
Chapter I. Standards and Administrative Policies  
Subchapter C. Rules of the Chief Administrator of the Courts  
Part 138. Justice Court Assistance Program (Refs & Annos)

22 NYCRR 138.4

Section 138.4. Approval

Currentness

The Chief Administrator shall approve applicants for funding pursuant to this Part. Such approval shall be made as soon as practicable. In determining whether to approve an applicant, the Chief Administrator shall consider:

- (a) whether the applicant has complied with these rules and regulations and all pertinent provisions of article 21-B of the Judiciary Law;
- (b) the likely impact of approving its application upon the court or courts to be affected thereby, upon the communities served, and upon the judiciary generally;
- (c) the availability of other sources of funding to pay some or all of the costs for which the application seeks funding under the program;
- (d) the number and content of all other applications for funding then available under the program, and the amount of such funding; and
- (e) the extent of funding already received under the program by the applicant (or joint applicants) pursuant to past applications.

**Credits**

Sec. filed Oct. 13, 1999 eff. Oct. 7, 1999.

Compilation of Codes, Rules and Regulations of the State of New York  
Title 22. Judiciary  
Subtitle A. Judicial Administration.  
Chapter I. Standards and Administrative Policies  
Subchapter C. Rules of the Chief Administrator of the Courts  
Part 138. Justice Court Assistance Program (Refs & Annos)

22 NYCRR 138.5

Section 138.5. Payment

Currentness

(a) *General.* Once the Chief Administrator approves an application for funding pursuant to this Part, he or she shall authorize a disbursement of funds in any amount up to the amount sought in the application and shall specify the purpose or purposes to which such funds may be applied; provided, however, he or she shall not approve a disbursement of funds exceeding \$30,000, unless the application is a joint application in which event he or she shall not approve a disbursement of funds exceeding the product of the number of joint applicants and \$30,000. Any disbursement of funds hereunder shall at all times be subject to the availability of appropriations.

(b) *How made.* A disbursement of funds pursuant to subdivision (a) of this section may be by advance payment to the applicant (or joint applicants, as appropriate) before it incurs a cost or costs for which funding has been authorized, by reimbursement to the applicant after it incurs and pays such cost or costs in the first instance, or by some combination thereof, as the Chief Administrator may determine to be appropriate. Unless the Chief Administrator shall otherwise provide, funds disbursed hereunder shall be spent within 180 days of the applicant's receipt thereof.

**Credits**

Sec. filed Oct. 13, 1999 eff. Oct. 7, 1999; amd. filed Oct. 19, 2007 eff. May 1, 2007.

Current with amendments included in the New York State Register, Volume XLIV, Issue 28 dated July 13, 2022. Some sections may be more current, see credits for details.

N.Y. Comp. Codes R. & Regs. tit. 22, § 138.5, 22 NY ADC 138.5

Compilation of Codes, Rules and Regulations of the State of New York  
Title 22. Judiciary  
Subtitle A. Judicial Administration.  
Chapter I. Standards and Administrative Policies  
Subchapter C. Rules of the Chief Administrator of the Courts  
Part 138. Justice Court Assistance Program (Refs & Annos)

22 NYCRR 138.6

Section 138.6. Program evaluation

Currentness

(a) The Chief Administrator may require each town and village for which an application for funding pursuant to this Part has been approved to file such reports as may be necessary to enable him or her to monitor the operation and success of the Justice Court Assistance Program.

(b) The State Comptroller, the Chief Administrator and their authorized representatives shall have the power to inspect, examine and audit the fiscal affairs of each town and village for which an application for funding pursuant to this Part has been approved to the extent necessary to determine whether the funding received has been used for the purpose or purposes specified by the Chief Administrator in approving the application, and whether there has been compliance with these rules and regulations and the provisions of article 21-B of the Judiciary Law.

(c) The Chief Administrator may halt the disbursement of funds pursuant to this Part or confiscate any property purchased with funds disbursed hereunder at any time he or she determines that the recipient(s) of such funds or the holders of such property are not using them in an authorized manner, or that any of these rules and regulations or the provisions of article 21-B are being violated.

**Credits**

Sec. filed Oct. 13, 1999 eff. Oct. 7, 1999.

Current with amendments included in the New York State Register, Volume XLIV, Issue 28 dated July 13, 2022. Some sections may be more current, see credits for details.

## GRANT ELIGIBLE ITEMS:

### Construction

Exterior Renovations/Repairs  
Interior Renovations/Repairs  
Audience Seating  
Bench  
Jury Box  
Other construction

### Furniture

Bookcases  
Chairs  
Desks  
File cabinets  
Lectern  
Storage cabinets  
Tables  
Other furniture

### Security

Handheld metal detector  
Duress Alarms  
Reception/Pay window  
Video Surveillance  
Walkthrough metal detector - Walkthrough metal detector would need a standard test device included or purchased separate.  
Other

### Office Equipment

Cash Box  
Court Seal  
Label Printer  
Standalone Copy Machine  
Safe  
Shredder  
Telephone  
equipment/installation  
TV/Video

### Other

Air Conditioning  
Battery Backup/Emergency lights  
Audio/PA Systems

### Courtroom Enhancements

Gavel  
Judicial Robe  
Flags  
Signs  
Wall Seal  
Other

OCA's Division of Technology (DOT) provides the following:

The Court Room Program  
Desktop Computers  
Recording Laptop Computers  
Document Scanners  
Bar Code Reader Scanner  
Personal Printers  
Multi-Functional Printers (scans, copies, prints all-in-one)  
Headsets for Team Meetings  
Keyboards with a mouse  
22 Inch Monitors  
USB Microphones for the recording laptop

Please contact the Division of Technology for availability at 800-622-2522.

## Construction – Interior/Exterior Renovations and Repairs:

Explain the need for the construction project. Indicate if you are ready to begin this project and how long it will take to be completed. Funds are required to be spent within 180 days from receipt.

If the amount granted does not cover the entire amount necessary for the requested project, an alternate funding source to pay for the project will be necessary. As such, pursuant to section 138.4 of the Rules of the Chief Administrator, prior to final determination to any application, the administrators may inquire with the respect to the availability of “other sources of funding to pay some or all of the costs for which application seeks funding.”

If the item you are requesting is in a shared space, you may request partial funding only. Costs are to be shared with your municipality.

The contractor or vendor should be aware that the funds will be disbursed on or before April 1, 2024 and that they honor any estimate until the court can begin the project. The detailed estimate must list the itemized cost of labor, itemized cost of materials, and a detailed scope of work including the exact location of work performed.

The online application must contain a narrative to explain the need for the request, the specific location being modified, and any pertinent information the court deems relevant to best describe the project.

Check with your municipality regarding prevailing rates and New York State bidding requirements.

Applications for construction projects must also include a sketch with dimensions of existing floor plan of the building and room(s) along with proposed floor plans of the building and room(s). Indicate on the floor plan the various points of entry and room names or you may use digital photographs of the exterior of the building to understand your current facility as well as digital photographs of any interior rooms to be affected. Please take photographs from each angle of the room (i.e. from the bench as the judge views the room, from the back of the courtroom as the public sees the judge’s bench, from each doorway, etc.)

## Security Equipment Requests:

All requests for security equipment must include a detailed estimate with the itemized cost of labor, itemized cost of materials, and a detailed scope of work stating where each piece of the security equipment will be placed. The online application must contain a narrative to explain the need for the item being requested, the specific location where the security equipment will be placed, and any pertinent information the court feels would best describe the need for the equipment. Online applications or submissions not meeting these guidelines cannot be considered.

Video Surveillance Equipment, Duress Alarm – if video surveillance or duress alarm are being requested, the estimate from the vendor must state the make/model of the equipment, exact court location of where each camera will be placed, location of where monitor will be placed, the exact location on where the duress alarm(s) will be and cost per camera or duress alarm. Please be advised that JCAP funds cannot pay for equipment included in federal or state debarment list.

Magnetometer or Handheld Metal Detector – if a magnetometer or handheld metal detector is being requested, your online application must state if the court has security personnel to operate the magnetometer or handheld metal detector. Applications will not be considered if security personnel are not present to operate this equipment. If a court is requesting a Magnetometer, they should have a Standard Test Device to calibrate the machine each morning. If the court is replacing an old machine, you may already have the test device and would not need a new one. If it is the court's first time procuring a Magnetometer, the court should also request the purchase of a Standard Test Device (making a note of a first-time procurement).

Reception/Pay Window – if a reception/pay window is being requested, the detailed estimate must be itemized to show the cost of labor, the itemized cost of materials, scope of work to include the exact location of the window.

INTER-OFFICE CORRESPONDENCE ONLY  
INCORPORATED VILLAGE OF FREEPORT

TO: Mayor Robert Kennedy, Board of Trustees  
FROM: V. Roy Cacciatore, Village Justice, Carmen Ramos, Village Court Clerk  
DATE: August 25, 2023  
SUBJECT: 2023-2024 Justice Court Assistance Program Grant

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At this time, it is respectfully requested that permission be granted to apply for the 2023-2024 Justice Court Assistance Program Grant.

Attached please find the Rules and Regulations to apply and the list of Grant Eligible Items.

The application must be completed and submitted by October 13, 2023.

Respectfully submitted,



V. Roy Cacciatore

Village Justice

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: Carmen Ramos, Village Court Clerk September 28, 2021

FROM: Pamela Walsh Boening, Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of September 27, 2021:

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

**WHEREAS**, the Village Justice is requesting permission to apply for a grant under the 2021-2022 Justice Court Assistance Program (JCAP); and

**WHEREAS**, the maximum JCAP grant award is \$30,000 per court; and

**WHEREAS**, the court will be requesting from the Grant a new stand-alone copy machine, video surveillance with TV monitor, 14 office chairs, reverse shades for court room windows, and audio PA system; and

**WHEREAS**, applications are due October 7, 2021; and

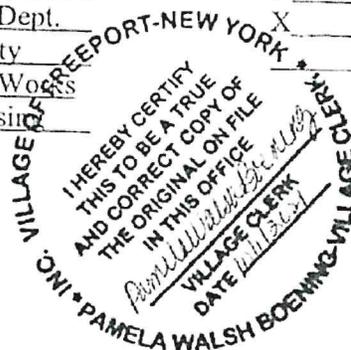
**NOW THEREFORE BE IT RESOLVED**, the Mayor be and hereby is authorized to sign any documentation necessary to approve authorization for application of the 2021-2022 Justice Court Assistance Program (JCAP) grant.

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 type="checkbox"/> Board & Comm.	<input checked="" type="checkbox"/> Police Dept.	<input checked="" type="checkbox"/> Dep. V. Clerk
<input checked="" type="checkbox"/> Claims Examiner Aide	<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	



RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK,  
ADOPTED SEPTEMBER 12, 2023, AMENDING THE BOND  
RESOLUTION ADOPTED ON MARCH 14, 2022, RELATING TO  
THE RECONSTRUCTION AND/OR REPLACEMENT OF  
CERTAIN TRANSFORMERS IN THE VILLAGE'S ELECTRIC  
SYSTEM

Recitals

WHEREAS, pursuant to a bond resolution adopted on March 14, 2022, the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, has heretofore appropriated funds and authorized the issuance of bonds to finance the reconstruction and/or replacement of certain transformers in the Village's Electric System, at the estimated maximum cost of \$600,000; and

WHEREAS, said resolution limited the maximum maturity of the bonds to be issued to five years; and

WHEREAS, the Board of Trustees of the Village has now determined that it is in the best interests of the Village to amend said bond resolution to authorize bonds with the maximum maturity authorized pursuant to the Local Finance Law for such purpose, thirty (30) years, as authorized pursuant to Section 11.00 a. 5 of the Local Finance Law;

Now, therefore, be it

RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, IN THE COUNTY OF NASSAU, NEW YORK (by the favorable vote of not less than two-thirds of all members of said Board of Trustees) AS FOLLOWS:

Section (A) The bond resolution of the Village of Freeport adopted by the Board of Trustees on March 14, 2022, entitled:

“Bond Resolution of the Village of Freeport, New York, adopted March 14, 2022, authorizing the reconstruction and/or replacement of certain transformers in the Village’s electric system, stating the estimated maximum cost thereof is \$600,000, appropriating said amount for such purpose, and authorizing the issuance of bonds of said Village in the principal amount of not to exceed \$600,000 to finance said appropriation.”

is hereby amended to read as follows:

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED MARCH 14, 2022 AND AMENDED SEPTEMBER 12, 2023, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$600,000 TO FINANCE THE RECONSTRUCTION AND/OR REPLACEMENT OF CERTAIN TRANSFORMERS IN THE VILLAGE'S ELECTRIC SYSTEM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$600,000 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to issue bonds in a principal amount not to exceed \$600,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance the reconstruction and/or replacement of certain transformers in the Village's Electric System.

Section 2. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$600,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in a principal amount not to exceed \$600,000 to finance said appropriation, and the levy and collection of water charges, assessments and/or taxes on all the taxable real property in the Village

to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 5 of the Law, is thirty (30) years.

(b) The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made

annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the official newspaper of the Village, having a general circulation within said Village, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the form appearing in Exhibit A hereto.

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the official newspaper of the Village, having a general circulation within said Village, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

Section (B) The amendment of the bond resolution as set forth in Section (A) of this resolution shall in no way affect the validity of any liabilities incurred, obligations issued, or action taken pursuant to said bond resolution prior to amendment, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as amended.

Section (C) Said bond resolution, as amended, is subject to a permissive referendum as therein provided. In the event that a valid petition protesting against said bond resolution and requesting that it be submitted to the electors of said Village for their approval or disapproval is filed and the Proposition submitted therefor is defeated, the validity of the bond resolution adopted on March 14, 2022, shall not be in any way affected and shall remain in full force and effect.

\* \* \*

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.



PHONE: 212-820-9300  
FAX: 212-514-8425

7 WORLD TRADE CENTER  
250 GREENWICH STREET  
NEW YORK, NY 10007  
WWW.HAWKINS.COM

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RALEIGH

(212) 820-9620

September 7, 2023

Village of Freeport, New York  
\$600,000 Bonds for Replacement of Transformers  
(Our File Designation: 7673/45823)

Pamela Walsh Boening, Village Clerk  
Village of Freeport  
46 North Ocean Avenue  
Freeport, New York 11520

Dear Pam:

Pursuant to your request, we have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on September 12, 2023, showing adoption of the amending bond resolution authorizing the above bonds.

**Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary vacancies. Therefore, four affirmative votes are required for adoption.**

Exhibit A of the resolution contains the notice of permissive referendum for publication in the official Village newspaper and posting in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption thereof. The draft Affidavit of Posting to be executed by you, as the Village Clerk, is also enclosed. A copy of the notice, as posted, should be attached to this Affidavit.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting and an original Affidavit of Publication from the newspaper. Upon receipt of such items we shall forward the additional documents required with respect to the stoppel publication of the bond resolution.

With best regards, I am

Very truly yours,

William J. Jackson

WJJ/ml  
Enclosures

cc: Howard E. Colton, Esq., Village Attorney  
Anthony N. Dalessio, Comptroller  
Ismaela M. Hernandez, Village Treasurer  
Valarie Montes, Deputy Village Treasurer

Jennifer Ungar, Esq., Deputy Village Attorney  
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

September 12, 2023

\* \* \*

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on September 12, 2023.

There were present: Hon. Robert T. Kennedy, Mayor; and  
Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

\* \* \*

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

EXHIBIT A  
*(Below is the Notice for Publication and Posting)*

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on September 12, 2023, the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, adopted a resolution amending the bond resolution adopted by said Board of Trustees on March 14, 2022, which bond resolution, as amended, is entitled

“Bond Resolution of the Village of Freeport, New York, adopted March 14, 2022 and amended September 12, 2023, authorizing the issuance of bonds in a principal amount not to exceed \$600,000 to finance the reconstruction and/or replacement of certain transformers in the Village’s Electric System, stating the estimated maximum cost thereof is \$600,000 and appropriating said amount for such purpose,”

an abstract of such bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Village of Freeport, New York to issue bonds in a principal amount not to exceed \$600,000 pursuant to the Local Finance Law of the State of New York, to finance the reconstruction and/or replacement of certain transformers in the Village’s Electric System;

SECOND: STATING that the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$600,000; appropriating said amount for such purpose; and STATING that the plan of financing includes the issuance of bonds in a principal amount not to exceed \$600,000 to finance said appropriation, and the levy and collection of water charges, assessments and/or taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable; and;

THIRD: DETERMINING and STATING that (a) the period of probable usefulness of the object or purpose for which the bonds are authorized is thirty (30) years; (b) the proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized; and (c) the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof;

SIXTH: STATING the circumstances under which the validity of the bonds may be contested;  
and

SEVENTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: September 12, 2023

Pamela Walsh Boening  
Village Clerk

CERTIFICATE

I, PAMELA WALSH BOENING, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on September 12, 2023, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport this 12th day of September, 2023.

(SEAL)

---

Village Clerk

AFFIDAVIT OF POSTING

STATE OF NEW YORK    )  
  :SS:  
COUNTY OF NASSAU    )

PAMELA WALSH BOENING, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly elected, qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on September \_\_\_\_\_, 2023, she has caused to be conspicuously posted and fastened up in the following places, a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on September 12, 2023, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one (1) copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

\_\_\_\_\_  
Village Clerk

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED MARCH 14, 2022 AND AMENDED SEPTEMBER 12, 2023, AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED \$1,055,000 TO FINANCE THE CONSTRUCTION OF WATER SYSTEM IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,055,000 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to issue bonds in a principal amount not to exceed \$1,055,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance the construction of water system improvements.

Section 2. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,055,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in a principal amount not to exceed \$1,055,000 to finance said appropriation, and the levy and collection of water charges, assessments and/or taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 1 of the Law, is forty (40) years.

(b) The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of

the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

resolution, to publish or cause to be published, in full, in the official newspaper of the Village, having a general circulation within said Village, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the form appearing in Exhibit A hereto.

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the official newspaper of the Village, having a general circulation within said Village, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

Section (B) The amendment of the bond resolution as set forth in Section (A) of this resolution shall in no way affect the validity of any liabilities incurred, obligations issued, or action taken pursuant to said bond resolution prior to amendment, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as amended.

Section (C) Said bond resolution, as amended, is subject to a permissive referendum as therein provided. In the event that a valid petition protesting against said bond resolution and requesting that it be submitted to the electors of said Village for their approval or disapproval is filed and the Proposition submitted therefor is defeated, the validity of the bond resolution adopted on March 14, 2022, shall not be in any way affected and shall remain in full force and effect.

\* \* \*

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.



PHONE: 212-820-9300  
FAX: 212-514-8425

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(212) 820-9620

September 7, 2023

Village of Freeport, New York  
\$1,055,000 Bonds for Water System Improvements  
(Our File Designation: 7673/45823)

Pamela Walsh Boening, Village Clerk  
Village of Freeport  
46 North Ocean Avenue  
Freeport, New York 11520

Dear Pam:

Pursuant to your request, we have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on September 12, 2023, showing adoption of the amending bond resolution authorizing the above bonds.

**Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary vacancies. Therefore, four affirmative votes are required for adoption.**

Exhibit A of the resolution contains the notice of permissive referendum for publication in the official Village newspaper and posting in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption thereof. The draft Affidavit of Posting to be executed by you, as the Village Clerk, is also enclosed. A copy of the notice, as posted, should be attached to this Affidavit.

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting and an original Affidavit of Publication from the newspaper. Upon receipt of such items we shall forward the additional documents required with respect to the estoppel publication of the bond resolution.

With best regards, I am

Very truly yours,

William J. Jackson

WJJ/ml  
Enclosures

cc: Howard E. Colton, Esq., Village Attorney  
Anthony N. Dalessio, Comptroller  
Ismaela M. Hernandez, Village Treasurer  
Valarie Montes, Deputy Village Treasurer

Jennifer Ungar, Esq., Deputy Village Attorney  
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

September 12, 2023

\* \* \*

A meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on September 12, 2023.

There were present: Hon. Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

\* \* \*

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

RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK,  
ADOPTED SEPTEMBER 12, 2023, AMENDING THE BOND  
RESOLUTION ADOPTED ON MARCH 14, 2022, RELATING TO  
THE WATER SYSTEM IMPROVEMENTS

Recitals

WHEREAS, pursuant to a bond resolution adopted on March 14, 2022, the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, has heretofore appropriated funds and authorized the issuance of bonds to finance the construction of water system improvements, at the estimated maximum cost of \$1,055,000; and

WHEREAS, said resolution limited the maximum maturity of the bonds to be issued to five years; and

WHEREAS, the Board of Trustees of the Village has now determined that it is in the best interests of the Village to amend said bond resolution to authorize bonds with the maximum maturity authorized pursuant to the Local Finance Law for such purpose, forty (40) years, as authorized pursuant to Section 11.00 a. 1 of the Local Finance Law;

Now, therefore, be it

RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, IN THE COUNTY OF NASSAU, NEW YORK (by the favorable vote of not less than two-thirds of all members of said Board of Trustees) AS FOLLOWS:

Section (A) The bond resolution of the Village of Freeport adopted by the Board of Trustees on March 14, 2022, entitled:

“BOND RESOLUTION OF THE VILLAGE OF FREEPORT,  
NEW YORK, ADOPTED MARCH 14, 2022, AUTHORIZING  
THE CONSTRUCTION OF WATER SYSTEM  
IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM  
COST THEREOF IS \$1,055,000, APPROPRIATING SAID

AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE  
ISSUANCE OF BONDS OF SAID VILLAGE IN THE  
PRINCIPAL AMOUNT OF NOT TO EXCEED \$1,055,000 TO  
FINANCE SAID APPROPRIATION,”

is hereby amended to read as follows:

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED MARCH 14, 2022 AND AMENDED SEPTEMBER 12, 2023, AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED \$1,055,000 TO FINANCE THE CONSTRUCTION OF WATER SYSTEM IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,055,000 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to issue bonds in a principal amount not to exceed \$1,055,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance the construction of water system improvements.

Section 2. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,055,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in a principal amount not to exceed \$1,055,000 to finance said appropriation, and the levy and collection of water charges, assessments and/or taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

EXHIBIT A  
*(Below is the Notice for Publication and Posting)*

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on September 12, 2023, the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, adopted a resolution amending the bond resolution adopted by said Board of Trustees on March 14, 2022, which bond resolution, as amended, is entitled

“Bond Resolution of the Village of Freeport, New York, adopted March 14, 2022 and amended September 12, 2023, authorizing the issuance of bonds in a principal amount not to exceed \$1,055,000 to finance the construction of water system improvements, stating the estimated maximum cost thereof is \$1,055,000 and appropriating said amount for such purpose,”

an abstract of such bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Village of Freeport, New York to issue bonds in a principal amount not to exceed \$1,055,000 pursuant to the Local Finance Law of the State of New York, to finance the construction of water system improvements;

SECOND: STATING that the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,055,000; appropriating said amount for such purpose; and STATING that the plan of financing includes the issuance of bonds in a principal amount not to exceed \$1,055,000 to finance said appropriation, and the levy and collection of water charges, assessments and/or taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable; and;

THIRD: DETERMINING and STATING that (a) the period of probable usefulness of the object or purpose for which the bonds are authorized is forty (40) years; (b) the proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized; and (c) the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof;

SIXTH: STATING the circumstances under which the validity of the bonds may be contested;  
and

SEVENTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: September 12, 2023

Pamela Walsh Boening  
Village Clerk

CERTIFICATE

I, PAMELA WALSH BOENING, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on September 12, 2023, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport this 12th day of September, 2023.

(SEAL)

---

Village Clerk



BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED SEPTEMBER 12, 2023, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$367,500, IN ADDITION TO THE \$224,000 BONDS HERETOFORE AUTHORIZED TO FINANCE THE ACQUISITION OF VEHICLES AND EQUIPMENT FOR USE BY THE POLICE DEPARTMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$591,500 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

Recitals

WHEREAS, on July 12, 2021, the Board of Trustees of the Village adopted a bond resolution authorizing \$224,000 bonds to finance the acquisition of vehicles in the amount of \$40,000 and equipment in the amount of \$184,000; and

WHEREAS, the cost of said equipment has increased by approximately \$367,500 for a total equipment cost of \$551,500 and it is in the best interest of the Village to authorize \$367,500 additional bonds for said purpose:

Now therefore,

THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to issue bonds in a principal amount not to exceed \$367,500 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance the acquisition of equipment for use by the Police Department.

Section 2. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$591,500 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of \$367,500 bonds to finance said additional appropriation, in addition to the \$224,000 bonds heretofore authorized and issued pursuant to the pursuant to the bond resolution adopted by the Board of Trustees on July 12, 2021, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to object(s) or purpose(s) for which \$551,500 of said bonds are authorized to be issued, within the limitations of Section 32 of the Law, is five (5) years. The period of probable usefulness applicable to object(s) or purpose(s) for which \$40,000 of said bonds are authorized to be issued, within the limitations of Section 77 of the Law, is three (3) years.

(b) The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of

the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Village Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in a newspaper having a general circulation within said Village and designated the official newspaper of said Village for such publication.

\* \* \*

The adoption of the foregoing resolution was seconded by \_\_\_\_\_  
and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

\*\*\*\*\*



PHONE: 212-820-9300  
FAX: 212-514-8425

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September 7, 2023

Village of Freeport, New York  
\$367,500 Bonds for Acquisition of Vehicles and Equipment  
(Our File Designation: 7673/46622)

Pamela Walsh Boening  
Village Clerk  
Village of Freeport  
46 North Ocean Avenue  
Freeport, New York 11520

Dear Pam:

Pursuant to your request, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on September 12, 2023, showing adoption of the above bond resolution and providing for publication, in summary.

**Please note that the bond resolution is to be adopted by at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into consideration any temporary vacancies or absences. Therefore, four affirmative votes are required for adoption.**

Also enclosed is a summary of the bond resolution with the prescribed form of Clerk's statutory notice affixed in readiness for publication in the official Village newspaper. As you know, publication of the bond resolution, in summary, commences a 20-day statute of limitations period pursuant to the provisions of Section 80.00 *et seq.* of the Local Finance Law.

Please obtain and forward to me a certified copy of the Extract of Minutes and an original Affidavit of Publication, when available.

Please do not hesitate to call if you have any questions or concerns regarding the foregoing.

With best regards, I am

Very truly yours,

William J. Jackson

WJJ/ml  
Enclosures

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

September 12, 2023

\* \* \*

A regular meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on September 12, 2023.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

\* \* \*

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

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on September 12, 2023, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport this 12th day of September, 2023.

(SEAL)

---

Village Clerk

(NOTICE AND SUMMARY OF RESOLUTION FOR PUBLICATION)

NOTICE

The resolution, a summary of which is published herewith, has been adopted on the 12th day of September, 2023, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Village of Freeport, in the County of Nassau, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Pamela Walsh Boening  
Village Clerk

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED SEPTEMBER 12, 2023, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$367,500, IN ADDITION TO THE \$224,000 BONDS HERETOFORE AUTHORIZED TO FINANCE THE ACQUISITION OF VEHICLES AND EQUIPMENT FOR USE BY THE POLICE DEPARTMENT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$591,500 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

The object or purpose for which the bonds are authorized is to finance the acquisition of vehicles and equipment for use by the Police Department, at the estimated maximum cost of \$591,500.

The period of probable usefulness for \$551,500 of the bonds authorized is five (5) years.  
The period of probable usefulness for \$40,000 of the bonds authorized is three (3) years.

The maximum amount of obligations authorized to be issued is \$367,500, in addition to the \$224,000 bonds heretofore authorized and issued.

A complete copy of the bond resolution summarized above shall be available for public inspection during normal business hours at the office of the Village Clerk, at the Village Hall, 46 North Ocean Avenue, Freeport, New York.

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED SEPTEMBER 12, 2023, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,880,000 TO FINANCE THE ACQUISITION OF TWO PUMPER TRUCKS, INCLUDING EQUIPMENT AND APPARATUS USED IN CONNECTION THEREWITH, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,880,000 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to issue bonds in a principal amount not to exceed \$1,880,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance the acquisition of two pumper trucks, including equipment and apparatus used in connection therewith.

Section 2. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,880,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in a principal amount not to exceed \$1,880,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 27 of the Law, is twenty (20) years.

(b) The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of

the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of credit enhancement agreements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this

resolution, to publish or cause to be published, in full, in the official newspaper of the Village, having a general circulation within said Village, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the form appearing in Exhibit A hereto.

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the official newspaper of the Village, having a general circulation within said Village, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

\* \* \*

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

\*\*\*\*\*



PHONE: 212-820-9300  
FAX: 212-514-8425

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September 7, 2023

Village of Freeport, New York  
\$1,880,000 Bonds for Acquisition of Pumper Trucks  
(Our File Designation: 7673/46622)

Pamela Walsh Boening  
Village Clerk  
Village of Freeport  
46 North Ocean Avenue  
Freeport, New York 11520

Dear Pam:

Pursuant to the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on September 12, 2023, showing adoption of the above bond resolution. Exhibit A of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

*I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEORA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.*

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

Please do not hesitate to call if you have any questions or concerns regarding the foregoing.

With best regards, I am

Very truly yours,

A handwritten signature in black ink, appearing to read 'W. J. Jackson', with a long horizontal flourish extending to the right.

William J. Jackson

WJJ/ml  
Enclosures

cc: Howard E. Colton, Esq., Village Attorney  
Anthony N. Dalessio, CPA, Comptroller  
Ismaela M. Hernandez, Village Treasurer  
Valarie Montes, Deputy Village Treasurer  
Jennifer Ungar, Esq., Deputy Village Attorney  
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

September 12, 2023

\* \* \*

A regular meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on September 12, 2023.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

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

EXHIBIT A  
*(Below is the Notice for Publication and Posting)*

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on September 12, 2023, the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, adopted a bond resolution entitled:

“Bond Resolution of the Village of Freeport, New York, adopted September 12, 2023, authorizing the issuance of bonds in a principal amount not to exceed \$1,880,000 to finance the acquisition of two pumper trucks with equipment, stating the estimated maximum cost thereof is \$1,880,000 and appropriating said amount for such purpose,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Village of Freeport, New York to issue bonds in a principal amount not to exceed \$1,880,000 pursuant to the Local Finance Law of the State of New York, to finance the acquisition of two pumper trucks with equipment.

SECOND: STATING that the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,880,000; appropriating said amount for such purpose; and STATING that the plan of financing includes the issuance of bonds in a principal amount not to exceed \$1,880,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is twenty (20) years; the temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution and the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds, and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

SEVENTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: September 12, 2023

Pamela Walsh Boening  
Village Clerk

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on September 12, 2023, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on September 12, 2023.

(SEAL)

---

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on \_\_\_\_\_, 2023, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on September 12, 2023, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

\_\_\_\_\_

Village Clerk

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

\_\_\_\_\_  
Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED SEPTEMBER 12, 2023, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$157,500 TO FINANCE THE CONSTRUCTION OF IMPROVEMENTS TO THE FREEPORT RECREATION CENTER, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$157,500 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to issue bonds in a principal amount not to exceed \$157,500 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance the construction of improvements to the Freeport Recreation Center.

Section 2. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$157,500 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in a principal amount not to exceed \$157,500 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Sections 11.00 a. 12 (a) (2) and 19(c) of the Law, is fifteen (15) years.

(b) The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of credit enhancement agreements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with.

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the official newspaper of the Village,

having a general circulation within said Village, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the form appearing in Exhibit A hereto.

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the official newspaper of the Village, having a general circulation within said Village, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

\* \* \*

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

\*\*\*\*\*



PHONE: 212-820-9300  
FAX: 212-514-8425

7 WORLD TRADE CENTER  
250 GREENWICH STREET  
NEW YORK, NY 10007  
WWW.HAWKINS.COM

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HARTFORD  
LOS ANGELES  
SACRAMENTO  
SAN FRANCISCO  
PORTLAND  
ANN ARBOR  
RALEIGH

(212) 820-9620

September 7, 2023

Village of Freeport, New York  
\$157,500 Bonds for Freeport Recreation Center  
(Our File Designation: 7673/46622)

Pamela Walsh Boening  
Village Clerk  
Village of Freeport  
46 North Ocean Avenue  
Freeport, New York 11520

Dear Pam:

Pursuant to the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on September 12, 2023, showing adoption of the above bond resolution. Exhibit A of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

*I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.*

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

Please do not hesitate to call if you have any questions or concerns regarding the foregoing.

With best regards, I am

Very truly yours,

A handwritten signature in black ink, appearing to read "W. J. Jackson", with a long horizontal flourish extending to the right.

William J. Jackson

WJJ/ml  
Enclosures

cc: Howard E. Colton, Esq., Village Attorney  
Anthony N. Dalessio, CPA, Comptroller  
Ismaela M. Hernandez, Village Treasurer  
Valarie Montes, Deputy Village Treasurer  
Jennifer Ungar, Esq., Deputy Village Attorney  
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

September 12, 2023

\* \* \*

A regular meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on September 12, 2023.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

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

EXHIBIT A  
*(Below is the Notice for Publication and Posting)*

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on September 12, 2023, the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, adopted a bond resolution entitled:

“Bond Resolution of the Village of Freeport, New York, adopted September 12, 2023, authorizing the issuance of bonds in a principal amount not to exceed \$157,500 to finance the construction of improvements to the Freeport Recreation Center, stating the estimated maximum cost thereof is \$157,500 and appropriating said amount for such purpose,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Village of Freeport, New York to issue bonds in a principal amount not to exceed \$157,500 pursuant to the Local Finance Law of the State of New York, to finance the construction of improvements to the Freeport Recreation Center.

SECOND: STATING that the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$157,500; appropriating said amount for such purpose; and STATING that the plan of financing includes the issuance of bonds in a principal amount not to exceed \$157,500 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution and the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds, and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

SEVENTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: September 12, 2023

Pamela Walsh Boening  
Village Clerk

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on September 12, 2023, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on September 12, 2023.

(SEAL)

---

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on \_\_\_\_\_, 2023, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on September 12, 2023, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

\_\_\_\_\_  
Village Clerk

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

\_\_\_\_\_  
Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED SEPTEMBER 12, 2023, AUTHORIZING THE ISSUANCE OF BONDS IN A PRINCIPAL AMOUNT NOT TO EXCEED \$420,000 TO FINANCE THE CONSTRUCTION OF VARIOUS UPGRADES TO THE FREEPORT ARMORY, THE ESTIMATED MAXIMUM COST THEREOF IS \$420,000 AND APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE

THE BOARD OF TRUSTEES OF THE VILLAGE OF FREEPORT, IN THE COUNTY OF NASSAU, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Trustees) AS FOLLOWS:

Section 1. The Village of Freeport, in the County of Nassau, New York (herein called the "Village"), is hereby authorized to issue bonds in a principal amount not to exceed \$420,000 pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance the construction of various upgrades to the Freeport Armory.

Section 2. The estimated maximum cost of the project described herein, including preliminary costs and costs incidental thereto and the financing thereof, is \$420,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in a principal amount not to exceed \$420,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 12 (a) (2) of the Law, is fifteen (15) years.

(b) The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. The proceeds of the bonds herein authorized, and any bond anticipation notes issued in anticipation of said bonds, may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of credit enhancement agreements, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Village Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to publish or cause to be published, in full, in the official newspaper of the Village,

having a general circulation within said Village, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the form appearing in Exhibit A hereto.

Section 8. The Village Clerk is hereby authorized and directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the official newspaper of the Village, having a general circulation within said Village, together with a Notice in substantially the form as provided by Section 81.00 of the Law.

\* \* \*

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

The resolution was declared adopted.

\*\*\*\*\*



PHONE: 212-820-9300  
FAX: 212-514-8425

7 WORLD TRADE CENTER  
250 GREENWICH STREET  
NEW YORK, NY 10007  
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PORTLAND  
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RALEIGH

(212) 820-9620

September 7, 2023

Village of Freeport, New York  
\$420,000 Bonds for Freeport Armory  
(Our File Designation: 7673/46622)

Pamela Walsh Boening  
Village Clerk  
Village of Freeport  
46 North Ocean Avenue  
Freeport, New York 11520

Dear Pam:

Pursuant to the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on September 12, 2023, showing adoption of the above bond resolution. Exhibit A of the bond resolution contains the form of notice to be published in the official Village newspaper and posted in six (6) locations throughout the Village, and in each Village polling place, within ten (10) days after adoption of the bond resolution. **Please note that adoption of the bond resolution requires at least a two-thirds vote of the entire membership of the Board of Trustees, without taking into account any temporary absences or vacancies. Therefore, four affirmative votes are required for adoption.**

Also attached is the Affidavit of Posting to be executed by you, as the Village Clerk. A copy of the notice, as posted, should be attached to this Affidavit.

*I am forwarding the enclosed bond resolution with the understanding that all requirements of the New York State Environmental Quality Review Act ("SEQRA"), including either a negative declaration or the appropriate level of review of the project, have been complied with or will be complied with prior to adoption.*

Please obtain and forward to me a certified copy of the Extract of Minutes, an executed Affidavit of Posting, and an original Affidavit of Publication from the newspaper. Upon receipt of such items, I will forward to the Village the additional documents required with respect to the estoppel publication.

Please do not hesitate to call if you have any questions or concerns regarding the foregoing.

With best regards, I am

Very truly yours,

A handwritten signature in black ink, appearing to read 'W. J. Jackson', with a long horizontal flourish extending to the right.

William J. Jackson

WJJ/ml  
Enclosures

cc: Howard E. Colton, Esq., Village Attorney  
Anthony N. Dalessio, CPA, Comptroller  
Ismaela M. Hernandez, Village Treasurer  
Valarie Montes, Deputy Village Treasurer  
Jennifer Ungar, Esq., Deputy Village Attorney  
David Tanner, Liberty Capital

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the

Village of Freeport, in the

County of Nassau, New York

September 12, 2023

\* \* \*

A regular meeting of the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, was held at the Village Hall, 46 North Ocean Avenue, Freeport, New York, on September 12, 2023.

There were present: Robert T. Kennedy, Mayor; and

Trustees:

There were absent:

Also present: Pamela Walsh Boening, Village Clerk

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

EXHIBIT A  
*(Below is the Notice for Publication and Posting)*

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on September 12, 2023, the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, adopted a bond resolution entitled:

“Bond Resolution of the Village of Freeport, New York, adopted September 12, 2023, authorizing the issuance of bonds in a principal amount not to exceed \$420,000 to finance the construction of various upgrades to the Freeport Armory, the estimated maximum cost thereof is \$420,000 and appropriating said amount for such purpose,”

an abstract of such bond resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Village of Freeport, New York to issue bonds in a principal amount not to exceed \$420,000 pursuant to the Local Finance Law of the State of New York, to finance the construction of various upgrades to the Freeport Armory.

SECOND: STATING that the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$420,000; appropriating said amount for such purpose; and STATING that the plan of financing includes the issuance of bonds in a principal amount not to exceed \$420,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution and the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Village for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Village; and PLEDGING to their payment the faith and credit of the Village;

FIFTH: DELEGATING to the Village Treasurer the powers and duties as to the issuance of said bonds, and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

SEVENTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: September 12, 2023

Pamela Walsh Boening  
Village Clerk

CERTIFICATE

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Board of Trustees of said Village of Freeport duly called and held on September 12, 2023, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Board of Trustees and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Freeport on September 12, 2023.

(SEAL)

---

Village Clerk

AFFIDAVIT OF POSTING

Pamela Walsh Boening, being duly sworn, deposes and says:

That she is and at all times hereinafter mentioned she was the duly qualified and acting Village Clerk of the Village of Freeport, in the County of Nassau, State of New York;

That on \_\_\_\_\_, 2023, she has caused to be conspicuously posted and fastened up in the following places a Notice setting forth an abstract of the bond resolution duly adopted by the Board of Trustees on September 12, 2023, a copy of which is annexed hereto and made a part hereof, said places constituting at least six (6) of the most conspicuous public places in said Village, and at least one copy in each polling place in said Village:

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.

\_\_\_\_\_  
Village Clerk

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_ 2023.

\_\_\_\_\_  
Notary Public, State of New York

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

**AGENDA**

**BOARD OF TRUSTEES' MEETING**

**September 12, 2023**

**NO PUBLIC COMMENT**