

THESE ARE NOT THE OFFICIAL MINUTES OF THE BOARD OF TRUSTEES UNTIL SAME HAS BEEN APPROVED BY THE MAYOR AND THE BOARD OF TRUSTEES.

2022-1

2022-1

A meeting of the Board of Trustees of the Incorporated Village of Freeport was held on Monday, September 6, 2022 at 6:30 P.M. in the Municipal Building, 46 North Ocean Avenue, Freeport, New York, with the following present:

- | | |
|-----------------------|------------------|
| Robert T. Kennedy | Mayor |
| Ronald Ellerbe | Deputy Mayor |
| Jorge A. Martinez | Trustee |
| Christopher L. Squeri | Trustee |
| Evette B. Sanchez | Trustee |
| | |
| Howard E. Colton | Village Attorney |
| Pamela Walsh Boening | Village Clerk |

At 6:36 P.M., Mayor Kennedy convened in the main conference room and Deputy Mayor Ellerbe led in the Pledge of Allegiance.

No residents were present.

At 6:37 P.M., it was moved by Deputy Mayor Ellerbe, seconded by Trustee Squeri and unanimously carried to adjourn this portion of the Legislative Meeting and return to the Mayor’s Conference Room to continue in Executive Session to consult with Counsel.

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 |

At 7:00 P.M., motion was made by Trustee Sanchez, seconded by Deputy Mayor Ellerbe and unanimously carried to reconvene in Legislative Session.

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 |

Two (2) residents were present.

Deputy Mayor Ellerbe led in the Pledge of Allegiance.

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It was moved by Trustee Squeri, seconded by Deputy Mayor Ellerbe, and unanimously carried to approve the Board of Trustees Minutes of August 22, 2022.

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

Notification of the appointment of Joy Fernandez, as alternate member of the Planning Board, to fill the unexpired term of Annelga Weaver, said term to expire April 3, 2023.

Motion was made by Trustee Sanchez, seconded by Deputy Mayor Ellerbe and unanimously carried to approve the public assembly permit application, submitted on behalf of Leviticus Marketing, to hold flea markets on Sunday, September 18, 25 and October 2, 2022 (no rain dates) at the LIRR parking lot from 8:00 A.M. to 4:00 P.M., pending the submission of the proper fees.

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

Motion was made by Trustee Squeri, seconded by Trustee Sanchez and unanimously carried to approve the public assembly permit application, submitted by Our Holy Redeemer RC Church, to hold a block party on Sunday, September 18, 2022, on Pine Street, between S. Ocean Avenue and Guy Lombardo Avenue, from 10:00 A.M. to 4:00 P.M.; with a reminder to those in attendance that the Village has an "Open Container" law among its ordinances which stipulates that no alcoholic beverages may be served or carried on the streets and the Police, Fire and Highway Departments be so notified.

The Clerk polled the Board as follows:

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

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

WHEREAS, the Superintendent of Electric Utilities is requesting to advertise a Notice to

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Bidders, Bid #22-11-Elec-622, for the Furnishing of Overhead, Pole Mounted, Single Phase, Dual Voltage, Distribution Transformers; and

WHEREAS, these transformers are used to maintain the Village’s distribution system; and

WHEREAS, the specifications cover a period of three (3) years with an option for a fourth year; the estimated quantity of thirty (30) units over a three or four year period will allow the Utility to order only the necessary units needed; and

WHEREAS, the cost of the transformers and installation will be charged to Account #E 123000 (Inventory), and there are sufficient funds available for this expense; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Electric Utilities, the Village Clerk be and hereby is authorized to advertise a Notice to Bidders, “Bid #22-11-Elec-622, for the Furnishing of Overhead, Pole Mounted, Single Phase, Dual Voltage, Distribution Transformers”, in the Freeport Herald Leader and other relevant publications of general circulation on September 8, 2022 with specifications available from September 12, 2022 to November 4, 2022, with a return date of November 8, 2022.

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

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

WHEREAS, the Superintendent of Electric Utilities is requesting to advertise a Notice to Bidders, Bid #22-11-Elec-623, for the Furnishing of Overhead, Pole Mounted, Single Phase, Single Voltage, Distribution Transformers; and

WHEREAS, these transformers are used to maintain the Village’s distribution system; and

WHEREAS, the specifications cover a period of three (3) years with an option for a fourth year; the estimated quantity of thirty (30) units over a three or four year period will allow the Utility to order only the necessary units needed; and

WHEREAS, the cost of the transformers and installation will be charged to Account #E 123000 (Inventory), and there are sufficient funds available for this expense; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the

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2022-4

Superintendent of Electric Utilities, the Village Clerk be and hereby is authorized to advertise a Notice to Bidders, “Bid #22-11-Elec-623, for the Furnishing of Overhead, Pole Mounted, Single Phase, Single Voltage, Distribution Transformers”, in the Freeport Herald Leader and other relevant publications of general circulation on September 8, 2022 with specifications available from September 12, 2022 to November 4, 2022, with a return date of November 8, 2022.

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

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

WHEREAS, the Executive Director of the Fire Department is requesting to advertise a Notice to Bidders, Fire Department Incident Command Vehicle to replace two (2) incident command vehicles, a 2008 and 2011 Tahoe vehicles; and

WHEREAS, the specifications for the purchase of two (2) 2022 Tahoe Vehicles have been completed; and

WHEREAS, General Municipal Law §103 and the Village’s procurement policy require that the procurement of these vehicles be done through competitive bidding; and

WHEREAS, funding for these vehicles will be through a Capital Project; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Executive Director of the Fire Department, the Village Clerk be and hereby is authorized to advertise a Notice to Bidders, “Fire Department Incident Command Vehicle”, in the Freeport Herald Leader and other relevant publications of general circulation on September 8, 2022 with specifications available from September 9, 2022 to September 15, 2022, with a return date of September 16, 2022.

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

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

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2022-5

WHEREAS, Pursuant to §5-520 of the New York State Village Law, authorization is requested for the Village Comptroller to execute the following transfer to the fiscal year 2022 - 2023 operating budget:

FROM:

A714002 520100 Equipment \$10,000.00

TO:

A714004 541100 Chlorine & Chemicals \$10,000.00

Total: \$10,000.00

WHEREAS, the purpose of the above transfer is to appropriate the necessary funding to cover the cost of supplies; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Comptroller, the above-referenced transfer is hereby approved.

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

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

WHEREAS, pursuant to Freeport Village Code §188-8, the Board sets the rates for local taxi cab fares; and

WHEREAS, the taxi fares have not been increased since 1991; and

WHEREAS, at this time, the Village Attorney is requesting that the taxi fares in the Village of Freeport be increased to a set rate of \$7.50, for local rides within the Village of Freeport; and

WHEREAS, there will be no changes in fare based on zones; rather the fare will be a flat \$7.50 anywhere within the Village; and

WHEREAS, this will allow for predictability for passengers as well as provide an increase in fare to taxi drivers to cover the significant increase in gas price since rates were last changed; and

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NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Village Attorney, the Board approve that the taxi fare for local rides within the Village of Freeport be set at \$7.50.

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

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

WHEREAS, the Board of Trustees of the Incorporated Village of Freeport 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 a subdivision of 128 Cary Place a/k/a Section 54, Block 319, Lots 96-100, 102-104 and 226-227 for the construction of two (2) one-family dwellings and maintain existing one-family dwelling; 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.

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- 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.
- 12. The Board of Trustees of the Incorporated Village of Freeport shall be lead agency.

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

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

Re:	Miscellaneous Sidewalk Resolution	
Location:	Various	
Contractor:	Armond Cement Construction, Co. Inc.	Total \$ 14,911.20

WHEREAS, official notice was served in conformity with the law, upon the property owners to install sidewalks, curbs and/or aprons and

WHEREAS, said installation work not having been made within the time specified in official notice, namely, 30 days from the date of service thereof, and

WHEREAS, under authority conferred by law, the Board of Trustees thereupon caused the same to be installed at the expenditure as noted above, and as shown below.

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NOW THEREFORE, BE IT RESOLVED, that there shall be assessed upon the lands affected or improved, the amount as noted above which is found to be just and reasonable and not exceeding the amount stated in the notice, and be it,

FURTHER RESOLVED that the Board of Trustees hereby authorizes that the amount thus assessed, if not paid within thirty (30) days hereafter, will be included in the next annual tax levies of the aforesaid premises unless the property owner selects the option of payment with interest over a five (5) year period.

Sidewalk Survey # MSW 72-2021

Owner: Margaret Mueller In Care of Carole Olkoski
320 Bedell Street
Freeport NY, 11520
Sec, Blk., Lot (s): 62-060-107

Location: 320 Bedell Street

Contractor: Armond Cement Construction Co., Inc.

Charges: \$212.00

Sidewalk Survey #MSW 68-2022

Owner: Cora Blount
208 E. Dean Street
Freeport NY, 2022
Sec, Blk., Lot (s): 55-241-20

Location: 208 E. Dean Street

Contractor: Armond Cement Construction Co., Inc.

Charges: \$948.75

Sidewalk Survey # MSW 334-2020

Owner: Delando Beckford
14 Hansome Place
Freeport NY, 11520
Sec, Blk., Lot (s): 54-062-3

Location: 14 Hansome Place

Contractor: Armond Cement Construction Co., Inc.

Charges: \$662.40

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Sidewalk Survey #MSW 496-2020

Owner: **321 Lena LLC.**
321 Lena Ave
Freeport NY, 11520
Sec, Blk., Lot (s): 54-064-456

Location: **321 Lena Ave**
Contractor: Armond Cement Construction Co., Inc.
Charges: \$1,836.80

Sidewalk Survey #MSW 624-2020

Owner: **Jon & Josh Snediker**
268 Miller Ave
Freeport NY, 11520
Sec, Blk., Lot (s): 62-163-208

Location: **268 Miller Ave**
Contractor: Armond Cement Construction Co., Inc.
Charges: \$1,186.80

Sidewalk Survey #MSW 254-2021

Owner: **Darlana & Reneice McLin**
43 Robert Street
Freeport NY, 11520
Sec, Blk., Lot (s): 62-100-662

Location: **43 Robert Street**
Contractor: Armond Cement Construction Co., Inc.
Charges: \$424.00

Sidewalk Survey # MSW 428-2020

Owner: **Leoncia A. Huber**
253 W. Seaman Ave
Freeport NY, 11520
Sec, Blk., Lot (s): 54-458-28

Location: **253 W. Seaman Ave**
Contractor: Armond Cement Construction Co., Inc.
Charges: \$682.40

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Sidewalk Survey # MSW 152-2021

Owner: Janine Guilford
336 W. Seaman Ave
Freeport NY, 11520
Sec, Blk., Lot (s): 36-537-15

Location: 336 W. Seaman Ave.
Contractor: Armond Cement Construction Co., Inc.
Charges: \$1,959.00

Sidewalk Survey # MSW 219-2021

Owner: Beryl Carr
178 Wallace Street
Freeport NY, 11520
Sec, Blk., Lot (s): 55-475-26

Location: 178 Wallace Street
Contractor: Armond Cement Construction Co., Inc.
Charges: \$2,791.40

Sidewalk Survey #MSW 153-2020

Owner: Jose Medina
133 Washburn Ave
Freeport NY, 11520
Sec, Blk., Lot (s): 55-247-92

Location: 133 Washburn Ave
Contractor: Armond Cement Construction Co., Inc.
Charges: \$849.20

Sidewalk Survey #MSW 1-2022

Owner: William H & Diane Ford
44 Westend Ave
Freeport NY, 11520
Sec, Blk., Lot (s): 54-315-15

Location: 44 Westend Ave
Contractor: Armond Cement Construction Co., Inc.
Charges: \$868.60

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Sidewalk Survey #MSW 186-2021

Owner: **Phyllis Walcott In Care of Jeanette Wood**
91 Woodside Ave
Freeport NY, 11520
Sec, Blk., Lot (s): 55-343-132

Location: **91 Woodside Ave**

Contractor: Armond Cement Construction Co., Inc.

Charges: \$1,493.45

Sidewalk Survey #MSW 187-2021

Owner: **Kim A. Johnson**
145 Woodside Ave
Freeport NY, 11520
Sec, Blk., Lot (s):55-341-112

Location: **145 Woodside Ave**

Contractor: Armond Cement Construction Co., Inc.

Charges: \$657.20

Sidewalk Survey # MSW 180-2021

Owner: **Earl & Mary English**
173 Woodside Ave
Freeport NY, 11520
Sec, Blk., Lot (s):55-340-100

Location: **Contractor:** Armond Cement Construction Co., Inc.

Charges: \$339.20

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

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

WHEREAS, Pursuant to §5-520 of the New York State Village Law, authorization is requested for the Village Comptroller to execute the following transfer to the fiscal year 2022 - 2023 operating budget:

September 6, 2022

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2022-13

2022-13

WHEREAS, the transaction fees paid to the Village will go in the Revenue GL Account A1230 412300 Treasurer's Fees; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Village Treasurer, the Board approve and the Mayor be authorized to execute any documentation necessary to effectuate a Placement and Maintenance Agreement for ATM (Automatic Teller Machine) services with CashLine ATM Inc., 41 Gold Street, Valley Stream, New York 11580, for a term of ten years from date of installation, wherein CashLine will pay the Village of Freeport \$1.00 per transaction.

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

It was moved by Trustee Sanchez, seconded by Deputy Mayor Ellerbe, and unanimously carried that the meeting be closed.

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

The meeting was closed at 7:15 P.M.

Pamela Walsh Boening
Village Clerk

September 6, 2022