

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

- c) Request retroactive approval of the emergency roof repair at FFD Headquarters, 15 Broadway, in the amount of \$120,000 by Pyramid Contracting Group, 184 Hickory Street, Port Jefferson Station, New York 11776, and Soltech Ambient Control Ltd., 56 North 3rd Street, Brooklyn, New York 11249 in the amount of \$12,800, fully reimbursed through McLaren Young International Insurance.

5. PUBLIC WORKS – Robert R. Fisenne

- a) Request to advertise a notice to bidders for “2022 Road Resurfacing Project” in the Freeport Herald on October 6, 2022, with a return date of October 25, 2022.
- b) Request to award bid “Cow Meadow Park Fence Replacement Re Bid” to GTX Construction Associates Corp., 80 Henry Street, Freeport, New York 10520, the lowest responsible bidder meeting bid specifications, in the amount of \$152,000.
- c) Request to award bid “Purchase of Vacuum Compressor Assembly” to Trius Inc., 458 Johnson Avenue, P.O. Box 158, Bohemia, New York 11716, the sole responsible bidder meeting bid specification, in the amount of \$34,887.

6. RECREATION CENTER – Victoria Dinielli

- a) Request approval to hold the Freeport Fall Festival, Children’s Parade, Fire Expo, and Annual Chowder Contest on Sunday, October 30, 2022. The parade will start at 12:00 P.M. at Sea Breeze Park and proceed north along Woodcleft Avenue, ending at municipal parking lot #30; in conjunction with the Freeport Fire Department Annual Fire Expo held in municipal lot #30, and the Chamber of Commerce Chowder Contest held from 1:00 P.M. to 4:00 P.M. at the Esplanade.

7. VILLAGE ATTORNEY – Howard E. Colton

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

Sec. 46. No stopping or standing at any time unless otherwise indicated.

REMOVE

Long Beach Avenue, South, east side, from the southerly curblineline of Pine Street south for a distance of 60 feet.

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

ADD

Long Beach Avenue, South, east side, from the southerly curblineline of Pine Street south for a distance of 260 feet.

- b) Request to amend the vehicle and Traffic Regulations as follows:

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

ADD

Morris Street, south side, from the westerly curbline of South Bay Avenue west for a distance of 80 feet.

- c) Request approval of the negative declaration pursuant to SEQRA authorizing the amendment of the previously approved bond resolution dated March 28, 2022 authorizing the issuance of \$500,000 in bonds for the Construction of Road Improvements to Nassau Avenue to an amended amount of \$1,000,000.
- d) Request approval of the negative declaration pursuant to SEQRA authorizing the amendment of the previously approved bond resolution dated March 28, 2022 authorizing the issuance of \$750,000 in bonds for the Construction of Various Road Improvements to an amended amount of \$1,200,000
- e) Request approval of the negative declaration pursuant to SEQRA authorizing the amendment of the previously approved bond resolution dated February 3, 2020 authorizing the issuance of \$62,000 in bonds for the Replacement of the Sewer Pump at Buffalo Avenue to an amended amount of \$293,000.
- f) Request approval of the negative declaration pursuant to SEQRA authorizing the issuance of \$219,000 in bonds for the Construction of Sewer Improvements along Merrick Road.

8. VILLAGE TREASURER – Ismaela M. Hernandez

- a) Request resolution to amend the previously approved bond resolution dated March 28, 2022 authorizing the issuance of \$500,000 in bonds for the Construction of Road Improvements to Nassau Avenue to an amended amount of \$1,000,000; and for the Village Clerk to publish the notice in the Freeport Herald.
- b) Request resolution to amend the previously approved bond resolution dated March 28, 2022 authorizing the issuance of \$750,000 in bonds for the Construction of Various Road Improvements to an amended amount of \$1,200,000; and for the Village Clerk to publish the notice in the Freeport Herald.
- c) Request resolution to amend the previously approved bond resolution dated February 3, 2020 authorizing the issuance of \$62,000 in bonds for the Replacement of the Sewer Pump at Buffalo Avenue to an amended amount of \$293,000.
- d) Request resolution to authorize the issuance of \$219,000 in bonds authorizing the Construction of Sewer Improvements along Merrick Road.; and for the Village Clerk to publish the notice in the Freeport Herald.

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9. WATER & SEWER – Robert R. Fisenne

- a) Request to retroactively increase the “2022 Furnishing of Sodium Hexametaphosphate” from \$52,632 to \$57,632 for the period March 1, 2022 through February 28, 2023.

NO PUBLIC COMMENT

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 19, 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 6:32 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 6:33 P.M., it was moved by Deputy Mayor Ellerbe, seconded by Trustee Sanchez 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 |

Approximately two (2) residents were present.

Deputy Mayor Ellerbe led in the Pledge of Allegiance.

It was moved by Trustee Squeri, seconded by Deputy Mayor Ellerbe, and unanimously carried to approve the Board of Trustees Minutes of September 6, 2022.

September 19, 2022

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2022-2

2022-2

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 Sanchez, and carried to approve the Board of Trustees Minutes of September 1, 2022.

The Clerk polled the Board as follows:

| | |
|----------------------|----------|
| Deputy Mayor Ellerbe | Abstain |
| Trustee Martinez | Abstain |
| Trustee Squeri | In Favor |
| Trustee Sanchez | In Favor |
| Mayor Kennedy | In Favor |

Motion was made by Trustee Martinez, seconded by Deputy Mayor Ellerbe and unanimously carried to approve the Filming/Photography application, submitted by Human Design, to film exterior shots at Al Grover’s High and Dry, 500 S. Main Street, on September 20 and 21, 2022 from 7:00 A.M. to 7:00 P.M.

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 Martinez and unanimously carried to approve the Parade and Public Assembly Permit Application submitted on behalf of the Freeport Public Schools to host a one Day Peace Walk on Saturday, September 24, 2022, from 9:00 A.M. to 11:00 A.M. assembling at the Bayview Avenue School.

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 Martinez that the following resolution be adopted:

WHEREAS, in October 2018, the Assessment Department made a clerical error in

September 19, 2022

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2022-3

2022-3

merging a parcel to the wrong address; the error was due to merging 62-187-89 of 55 Prospect Street to the parcel 62-187-808 of 51 Prospect Street; and

WHEREAS, the tax bills for the properties located at 51 and 55 Prospect St have to be corrected from 2020/2021 to 2022/2023, and based on the error, 51 Prospect St overpaid their taxes and 55 Prospect St underpaid their taxes; and

WHEREAS, this clerical error may be corrected by the Board in accordance with the provisions of the Real Property Tax Law §556(1)(a) wherein a refund or credit may be given “within three years from the annexation of the warrant for such tax;” and

WHEREAS, listed below is the current property tax paid by 51 Prospect St. excluding refuse and including 62-187-89 that is due to the clerical error in the total assessed value 7,987; and

| Section / Block / Lot | Address | Tax Year | Current Assessed Value | Current Tax Payment |
|-------------------------|----------------|-----------|------------------------|---------------------|
| 62 / 187 / 808,820 & 89 | 51 Prospect St | 2020/2021 | 7,987 | \$4,975.58 |
| | | 2021/2022 | 7,987 | \$4,975.58 |
| | | 2022/2023 | 7,987 | \$4,975.58 |

WHEREAS, the property tax payment of 51 Prospect St excluding refuse and 62-187-89 should be a total of assessed value 7,439; and

| Section / Block / Lot | Address | Tax Year | Adjusted Assessed Value | Adjusted Tax Payment |
|-----------------------|----------------|-----------|-------------------------|----------------------|
| 62 / 187 / 808,820 | 51 Prospect St | 2020/2021 | 7,439 | \$4,634.20 |
| | | 2021/2022 | 7,439 | \$4,634.20 |
| | | 2022/2023 | 7,439 | \$4,634.20 |

WHEREAS, listed below is the difference in current to adjusted assessed value that results in the refund amount by year due to the property owner at 51 Prospect St and amount to bill at 55 Prospect St.; and

| Section / Block / Lot | Address | Tax Year | Total Assessed Value | Tax Refund Due 51 Prospect |
|-----------------------|----------------|-----------|----------------------|----------------------------|
| 62 / 187 / 89 | 55 Prospect St | 2020/2021 | 548 | \$341.38 |
| | | 2021/2022 | 548 | \$341.38 |
| | | 2022/2023 | 548 | \$341.38 |
| | | | TOTAL | \$1,024.14 |

WHEREAS, the following reflects the necessary adjustment to 55 Prospect St. merged parcel of 62-187-89 to correct what is due to the Village by year (2020/2021, 2021/2022 and 2022/2023); and

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2022-4

2022-4

| Section / Block / Lot | Address | Tax Year | Total Assessed Value by Year | Tax Payment Due Each Year | Total Current Tax Paid by Year | Total Adjusted Tax after the Merger of 62/187/89 |
|-----------------------|---------------------------|--------------|------------------------------|---------------------------|--------------------------------|--|
| 62 / 187 / 89 | 55 Prospect St | 2020/21-23 | 548 | \$341.38 | | |
| 62 / 187 / 90 | 55 Prospect St | 2020/21-23 | 6,675 | | \$4,158.26 | |
| To lot 93 & 149 | New Assessed Value | TOTAL | 7,223 | | | \$4,499.64 |

NOW THEREFORE BE IT RESOLVED, that the Board of Assessment Review, comprised of members of the Board of Trustees be authorized to retroactively approve the change in the merged section blocks and lots recommended by the Assessor; and

BE IT FURTHER RESOLVED, that the Board authorize the Village Treasurer to issue a refund of \$1,024.14 to 51 Prospect Street and bill same amount to the new merged property at 55 Prospect Street through restored and corrected property tax bills for 2020/2021, 2021/2022, and 2022/2023.

The Clerk polled the Board as follows:

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

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

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

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

| S / B / L | Address | Exemption Code | Exemption Amount | Reason |
|-----------|-----------------|--------------------------------------|------------------|-----------------------------|
| 62-144-5 | 22 Westside Ave | 41121 Veteran War Time/Non-Combat | 544 | Property Sold 08/03/2022 |

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2022-5

2022-5

| | | | | |
|------------------------|----------------------|--|---------------|-----------------------------|
| | | | | |
| 62-156-772 Unit 403 | 31 Casino St | 41121 Veteran War Time/Non- Combat | 270 | Property Sold 04/01/2022 |
| 54-313-120 | 510 Ray St | 41101 Veteran Eligible Funds | 4,978 | Property Sold 05/26/2022 |
| 54-493-113 | 191 Wilson Pl | 41101 Veteran Eligible Funds | 41101 – 5,000 | Property Sold 09/06/2022 |
| | | 41141 Veteran War Time/ Disable | 41141 -173 | |
| 55-241-127 | 109 Frederick Ave | 41121 Veteran War Time/Non- Combat | 41121 – 544 | Property Sold 09/02/2022 |

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

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

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

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 |

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2022-6

2022-6

Motion was made by Trustee Squeri, seconded by Trustee Sanchez and unanimously carried to approve the recommendation of the Freeport Fire Council and the membership be granted to Kareem McKnight, Hose Co. #2.

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 Village of Freeport Emergency Management seeks to enter into an agreement with the U.S. Geological Survey for the operation and maintenance of the Tidal Gage with telephone and satellite telemetry at Hudson Bay at the end of Guy Lombardo Avenue; and

WHEREAS, this agreement would provide for a joint funding agreement between the Village of Freeport and the U.S. Geological Survey; and

WHEREAS, the agreement is in the amount of \$6,850.00, of which \$1,590.00 will be contributed by USGS and \$5,260.00 will be contributed by the Village of Freeport, covering the time period from March 1, 2023 to February 29, 2024; and

WHEREAS, this information, along with the surge predictions from FEMA is utilized to make tide predictions; and

WHEREAS, the funds are available from account A348904-542800 as per the approved budget; and

NOW THEREFORE BE IT RESOLVED, that based on the recommendation of the Executive Director of the Freeport Fire Department, the Board approve and the Mayor be authorized to execute any and all documentation necessary to enter into an agreement with U.S. Geological Survey, New York Water Science Center, 425 Jordan Road, Troy, New York, 12180 for a period running from March 1, 2023 to February 29, 2024 for \$6,850.00, of which \$1,590.00 will be contributed by USGS and \$5,260.00 will be contributed by the Village of Freeport.

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 |

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2022-7

2022-7

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

WHEREAS, the Freeport Recreation Center needs an individual to conduct tumbling classes for children; and

WHEREAS, Cheryl A. Gayle, 300 St. Marks Avenue, Freeport, NY 11520, is an individual that is licensed and qualified to provide these services and teach these classes; and

WHEREAS, the services to be performed are professional services of a specialized nature and are therefore exempt from the competitive bidding requirements of General Municipal Law; and

WHEREAS, the contract renewal is for a term retroactive to September 1, 2022 through February 28, 2023, at an hourly rate of \$45.00 for a not to exceed amount of \$2,500.00; and

WHEREAS, there are sufficient funds in budget line A714004 545700 (Non-Employee Salaries) to cover the cost of this expense; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Recreation Center Manager, Board approve and the Mayor be and is hereby authorized to execute a Personal Services Agreement with Cheryl A. Gayle, 300 St. Marks Avenue, Freeport, NY 11520, for a term retroactive to September 1, 2022 through February 28, 2023 at an hourly rate of \$45.00 for a not to exceed amount of \$2,500.00.

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:

WHEREAS, the Village of Freeport filed a claim against Keyspan Gas East Corporation d/b/a National Grid (“National Grid”) based on an incident that took place on May 28, 2022; and

WHEREAS, the incident was a manhole explosion which occurred on the sidewalk located at the southwest corner of W. Sunrise Highway and S. Bayview Avenue in Freeport, New York adjacent to a car dealership know as BMW of Freeport with an address of 291 W. Sunrise Highway, Freeport NY (“Manhole Incident”); and

WHEREAS, the Village alleges that the cost of repair as a result of the Manhole Incident was \$39,000.00; and National Grid has agreed, without admitting any liability to pay the Village

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2022-8

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of the amount of \$39,000.00 in full settlement of the claim made by the Village; and

WHEREAS, the Village Attorney is requesting Board approval to the Settlement Agreement and Release effective September 19, 2022 with Keyspan Gas East Corporation d/b/a National Grid (“National Grid”), 175 East Old Country Road, Hicksville, New York, 11801, for the cost of repair as a result of the Manhole Incident in the amount of \$39,000.00 (“Village Damage Claim”); and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Village Attorney, Board approve and the Mayor be and hereby to execute the Settlement Agreement and Release effective September 19, 2022 with Keyspan Gas East Corporation d/b/a National Grid (“National Grid”), 175 East Old Country Road, Hicksville, New York, 11801, for the cost of repair as a result of the Manhole Incident in the amount of \$39,000.00 (“Village Damage Claim”).

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:

RESOLVED, that the Board of Trustees of the Incorporated Village of Freeport, by virtue of the authority invested by law, shall conduct a public hearing to be duly held on the 19th day of October 2022, to consider amending §185-19 and §185-46 of the Village code increasing the maximum income eligible to \$50,000 for seniors age 65 and older and individuals with disabilities.

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

STATE OF NEW YORK, COUNTY OF NASSAU, VILLAGE OF FREEPORT, ss: I, PAMELA WALSH BOENING, Clerk of the Village of Freeport, Nassau County, New York, do hereby certify that the foregoing is a true and correct copy of said notice duly authorized by the Board of Trustees of the said Village at a meeting of the Said Board of Trustees, calling for a public hearing to be duly held in the Main Conference Room of the Municipal Building of the Village of Freeport, New York on the 19th day of October 2022 at 7:15 P.M., and of the whole thereof, as entered upon the minutes of the proceedings of the said Board kept by me as Village Clerk.

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2022-9

2022-9

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate seal of said Village this 19th day of September 2022.

Pamela Walsh Boening
Village Clerk

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 |

CLERK’S NOTE:

Motion by Deputy Mayor Ellerbe, seconded by Trustee Squeri to place number 5c on the agenda:

Accept the proposal from Mercury to provide lobbying services for the Village of Freeport for \$6,000 per month for a period of 6 months.

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 by Trustee Squeri, seconded by Deputy Mayor Ellerbe to accept the proposal from Mercury to provide lobbying services for the Village of Freeport for \$6,000 per month for a period of 6 months.

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 sidewalk resolution be adopted:

| | | |
|-------------|--------------------------------------|-------------------|
| Re: | Miscellaneous Sidewalk Resolution | |
| Location: | Various | |
| Contractor: | Armond Cement Construction, Co. Inc. | Total \$12,654.22 |

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2022-10

2022-10

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.

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 261-2020

Owner: **Sydney Bennett in care of Jacqueline Harris**
371 N. Columbus Ave
Freeport NY, 11520
Sec, Blk., Lot (s): 55-359-522

Location: **371 N. Columbus Ave**
Contractor: Armond Cement Construction Co., Inc.
Charges: \$832.00

Sidewalk Survey #MSW 262-2020

Owner: **Marion E. Douglas in care of Ryan E. Cooke**
663 Parsonage Place
Baldwin NY, 11510
Sec, Blk., Lot (s): 55-359-479

Location: **385 N. Columbus Ave**
Contractor: Armond Cement Construction Co., Inc.
Charges: \$347.20

Sidewalk Survey # MSW 143-2021

Owner: **Diogenes Quiroz**
170 Jay Street
Freeport NY, 11520
Sec, Blk., Lot (s): 55-253-190

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2022-11

2022-11

Location: 170 Jay Street
Contractor: Armond Cement Construction Co., Inc.
Charges: \$4,559.69

Sidewalk Survey # MSW 211-2021
Owner: Janine & Thomas Wisnowski
173 Wallace Street
Freeport NY, 11520
Sec, Blk., Lot (s): 55-384-46

Location: 173 Wallace Street
Contractor: Armond Cement Construction Co., Inc.
Charges: \$872.40

Sidewalk Survey # MSW 225-2021
Owner: James Smith & Nancy Davis
177 Wallace Street
Freeport NY, 11520
Sec, Blk., Lot (s): 55-384-45

Location: 177 Wallace Street
Contractor: Armond Cement Construction Co., Inc.
Charges: \$825.60

Sidewalk Survey # MSW 166-2021
Owner: Shavon Smith
86 Whaley Street
Freeport NY, 11520
Sec, Blk., Lot (s): 62-121-16

Location: 86 Whaley Street
Contractor: Armond Cement Construction Co., Inc.
Charges: \$2,132.80

Sidewalk Survey #MSW 170-2021
Owner: Ottys & Cleon Simpson
101 Whaley Street
Freeport NY, 11520
Sec, Blk., Lot (s): 62-122-2

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2022-12

2022-12

Location: 101 Whaley Street
Contractor: Armond Cement Construction Co., Inc.
Charges: \$625.40

Sidewalk Survey #MSW 181-2021
Owner: Darleyne E. Mayers
78 Woodside Ave
Freeport NY, 11520
Sec, Blk., Lot (s): 55-067-440

Location: 78 Woodside Ave
Contractor: Armond Cement Construction Co., Inc.
Charges: \$849.75

Sidewalk Survey #MSW 183-2021
Owner: Martene Overton
82 Woodside Ave
Freeport NY, 11520
Sec, Blk., Lot (s): 55-067-442

Location: 82 Woodside Ave
Contractor: Armond Cement Construction Co., Inc.
Charges: \$731.20

Sidewalk Survey #MSW 188-2021
Owner: Fabian Cameron
194 Woodside Ave
Freeport NY, 11520
Sec, Blk., Lot (s):55-352-486

Location: 194 Woodside Ave
Contractor: Armond Cement Construction Co., Inc.
Charges: \$878.18

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 |

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2022-13

2022-13

Mayor Kennedy opened the meeting to questions and comments from those present. Residents voiced the following concerns:

- Residential Street Parking

Lou Telano, President of the New York Veteran Police Association presented Mayor Kennedy with a plaque in honor of his father and for the Mayors support of the Police Department and Law Enforcement.

At 7:22 P.M. Trustee Squeri left the Legislative Session.

It was moved by Deputy Mayor Ellerbe, seconded by Trustee Sanchez, 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 | Not Present |
| Trustee Sanchez | In Favor |
| Mayor Kennedy | In Favor |

The meeting was closed at 7:24 P.M.

At 7:25. Mayor Kennedy called the public hearing to order to consider the Cablevision Franchise Agreement, for which a full stenographic record was taken.

Howard Colton, Village Attorney conducted the hearing.

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

**RESOLUTION TO ADJOURN PUBLIC HEARING –
Cablevision Systems Long Island Corporation**

WHEREAS, legal notice of a public hearing was duly authorized, published and posted for a public hearing to be duly held on May 26, 2022 at 7:15 pm, to hear testimony on ta proposed cable television franchise renewal agreement between the Village of Freeport and Cablevision Systems Long Island Corporation for a term of ten years, commencing upon confirmation of the agreement by the New York State Public Service Commission., and

WHEREAS, at the public meeting on May 26, 2022, the public hearing was duly adjourned to June 27, 2022 at 7:15 pm, and thereafter by subsequent resolutions further adjourned to various dates, most recently to September 19,2022 at 7:15 pm,

WHEREAS, in order to permit additional time for the Village and Cablevision Systems finalize the terms and conditions of the proposed franchise agreement, and to facilitate public

September 19, 2022

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

2022-14

2022-14

discussion of the final agreement, , it is

RESOLVED, that the said public hearing, having been duly opened on May 26, 2022, and duly adjourned from time to time thereafter, most recently to September 19, 2022 at 7:15 pm, is hereby further adjourned for all purposes to October 19, 2022 at 7:15 pm.

The Clerk polled the Board as follows:

| | |
|----------------------|-------------|
| Deputy Mayor Ellerbe | In Favor |
| Trustee Martinez | In Favor |
| Trustee Squeri | Not Present |
| Trustee Sanchez | In Favor |
| Mayor Kennedy | In Favor |

The meeting was closed at 7:26 P.M.

September 19, 2022

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 special meeting of the Board of Trustees of the Incorporated Village of Freeport was held on Thursday, September 22, 2022 at 12:00 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 | Excused |
| Christopher L. Squeri | Trustee | Excused |
| Evette B. Sanchez | Trustee | |

| | |
|----------------------|-------------------------|
| Robert McLaughlin | Deputy Village Attorney |
| Pamela Walsh Boening | Village Clerk |

Also present: Sergio Mauras, Superintendent of Buildings

At 12:00 P.M., Mayor Kennedy and the Board of Trustees convened Board of Trustees conference room, adjacent to the Mayor’s office.

No residents were present.

Mayor Kennedy called the hearings to order for which a full stenographic record was taken and indicated that the purpose of the hearing was to discuss the nuisance and dangerous buildings.

Robert McLaughlin, Deputy Village Attorney conducted the hearing for 27 Queen Street Avenue. Bettina Heard joined via video conference.

Motion was made by Trustee Sanchez, seconded by Deputy Mayor Ellerbe to adjourn the hearing for 27 Queen Street without a date.

The Clerk polled the Board as follows:

| | |
|----------------------|----------|
| Deputy Mayor Ellerbe | In Favor |
| Trustee Martinez | Excused |
| Trustee Squeri | Excused |
| Trustee Sanchez | In Favor |
| Mayor Kennedy | In Favor |

Robert McLaughlin, Deputy Village Attorney conducted the hearing for 160 Cedar Street whereupon there was no response and announced there would be a second call.

Robert McLaughlin, Deputy Village Attorney called for 295 Arthur Avenue. Rovin Rozario, Esq. joined via video conference.

Motion was made by Deputy Mayor Ellerbe, seconded by Trustee Sanchez to adjourn the hearing for 295 Atlantic Avenue to October 6, 2022 at 11:00 A.M.

September 22, 2022

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

2022-2

2022-2

The Clerk polled the Board as follows:

| | |
|----------------------|----------|
| Deputy Mayor Ellerbe | In Favor |
| Trustee Martinez | Excused |
| Trustee Squeri | Excused |
| Trustee Sanchez | In Favor |
| Mayor Kennedy | In Favor |

Robert McLaughlin, Deputy Village Attorney called for 303 N. Columbus Avenue. William Hoeffler joined via video conference.

Motion was made by Trustee Sanchez, seconded by Deputy Mayor Ellerbe to adjourn the hearing for 303 N. Columbus to October 6, 2022 at 11:00 A.M.

The Clerk polled the Board as follows:

| | |
|----------------------|----------|
| Deputy Mayor Ellerbe | In Favor |
| Trustee Martinez | Excused |
| Trustee Squeri | Excused |
| Trustee Sanchez | In Favor |
| Mayor Kennedy | In Favor |

Robert McLaughlin, Deputy Village Attorney called for 360 Atlantic Avenue. Elyse Grasso, Scott Farrell, John Corso and Fred Seeman joined via video conference.

Motion was made by Deputy Mayor Ellerbe, seconded by Trustee Sanchez to adjourn the hearing for 360 Atlantic Avenue without a date.

The Clerk polled the Board as follows:

| | |
|----------------------|----------|
| Deputy Mayor Ellerbe | In Favor |
| Trustee Martinez | Excused |
| Trustee Squeri | Excused |
| Trustee Sanchez | In Favor |
| Mayor Kennedy | In Favor |

Robert McLaughlin, Deputy Village Attorney called for 700 South Long Beach Avenue, whereupon there was no response.

Motion was made by Trustee Sanchez, seconded by Deputy Mayor Ellerbe to adjourn the hearing for 700 South Long Beach Avenue to October 6, 2022 at 11:00 A.M.

The Clerk polled the Board as follows:

| | |
|----------------------|----------|
| Deputy Mayor Ellerbe | In Favor |
| Trustee Martinez | Excused |
| Trustee Squeri | Excused |
| Trustee Sanchez | In Favor |
| Mayor Kennedy | In Favor |

September 22, 2022

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

2022-3

2022-3

Robert McLaughlin, Deputy Village Attorney conducted the hearing for 160 Cedar Street. Sean Howland on behalf of the loan service, joined via video conference.

Motion was made by Deputy Mayor Ellerbe, seconded by Trustee Sanchez to start the process to obtain quotes for repairs to 160 Cedar Street.

The Clerk polled the Board as follows:

| | |
|----------------------|----------|
| Deputy Mayor Ellerbe | In Favor |
| Trustee Martinez | Excused |
| Trustee Squeri | Excused |
| Trustee Sanchez | In Favor |
| Mayor Kennedy | In Favor |

Motion was made by Trustee Sanchez, seconded by Deputy Mayor Ellerbe to close the hearing.

The Clerk polled the Board as follows:

| | |
|----------------------|----------|
| Deputy Mayor Ellerbe | In Favor |
| Trustee Martinez | Excused |
| Trustee Squeri | Excused |
| Trustee Sanchez | In Favor |
| Mayor Kennedy | In Favor |

The meeting was adjourn at 12:40 P.M.

Pamela Walsh Boening
Village Clerk

**VILLAGE OF FREEPORT
INTER-OFFICE MEMORANDUM**

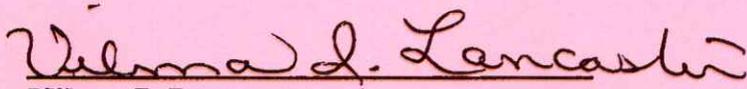
To: Mayor and Board of Trustees

From: Vilma I. Lancaster, Assessor

Date: September 26, 2022

RE: Board of Review Meeting

Permission is hereby requested to schedule a special meeting on Tuesday, November 15, 2022 from 4:00 P.M – 8:00 P.M to hear complaints in relation to assessments that were grieved and denied.


Vilma I. Lancaster, Assessor

Legal Notice

NOTICE OF MEETING TO HEAR COMPLAINTS

PLEASE TAKE NOTICE, pursuant to Section 1406 of the Real Property Tax Law of the State of New York, the Assessor of the Village of Freeport, NY has filed on Tuesday, November 1, 2022, the Tentative Assessment Roll for the Fiscal Year beginning March 1, 2023 with the Village Clerk of said Village at 46 North Ocean Avenue, Freeport, NY. Where it may be seen and examined by any person during the business hours of 8:30 am to 4:30 pm, Monday through Friday excluding holidays from Tuesday, November 1st until the third Tuesday of November 15, 2022.

On the third Tuesday of November (November 15, 2022) at said Municipal Building between the hours of 4:00 pm to 8:00 pm, the Board of Review and the Assessor will meet for the purpose of completing such Assessment Roll and of hearing and determining complaints in relation thereto.

Persons complaining of assessments will be required to file a statement under oath specifying the aspect in which the assessment complained is incorrect as provided by law. The prescribed form for the filing of grievances in connection with the Tentative Assessment Roll may be obtained from the Office of the Assessor from Tuesday, November 1 to Tuesday, November 15, 2022 between the hours of 8:30 am to 4:30 pm.

Robert T. Kennedy, Mayor

Ronald J. Ellerbe, Deputy Mayor

Jorge A. Martinez, Trustee

Christopher L Squeri, Trustee

Evette B. Sanchez, Trustee

Vilma I. Lancaster, Assessor

**VILLAGE OF FREEPORT
INTER-OFFICE MEMORANDUM**

To: Mayor and Board of Trustees

From: Vilma I. Lancaster, Assessor

Date: September 26, 2022

RE: 2023/2024 Tentative Assessment Roll Completion

Permission is hereby requested pursuant to Section 1406 of the Real Property Tax Law of the State of New York, the Assessor has completed the 2023/2024 Tentative Assessment Roll that is due Tuesday, 11/01/2022 and a copy thereof has been prepared and filed with the Village Clerk and is available for inspection on Tuesday, November 1, 2022.

The roll will be open for inspection during the business hours of 8:30 am to 4:30 pm in the Village Clerk's Office and the Assessor's Office from Tuesday, November 1, 2022 to Tuesday, November 15, 2022.

On Tuesday, November 15th, between the hours of 4:00 pm and 8:00 pm, the Board of Trustees acting as a Board of Review will meet to hear complaints in relation to assessments.

It is requested that the Mayor and Board of Trustees direct the Village Clerk to post and publish the required legal notice in the Freeport Herald Leader edition dated Thursday, November 3rd and November 10th, 2022.


Vilma I. Lancaster, Assessor

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

WHEREAS, pursuant to §1406 of the Real Property Tax Law of the State of New York, the Village Assessor is required to notify the public that the 2023/2024 Tentative Assessment Roll will be prepared and filed with the Village Clerk on November 1, 2022 and will be available for inspection beginning on November 1, 2022; and

WHEREAS, the roll will be open for inspection during the business hours of 8:30am to 4:30pm in the Village Clerk's Office and the Assessor's Office from November 1, 2022 to November 15, 2022; and

WHEREAS, on Tuesday, November 15, 2022, between the hours of 4pm and 8pm, the Board of Trustees, acting as a Board of Review, will meet to hear complaints in relation to assessments; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Village Assessor, the Board approve and direct the Village Clerk to post and publish the required legal notices for the viewing of the Tentative Assessment Roll and for the Board of Review hearing in the edition of the Freeport Herald dated November 3, 2022 and November 10, 2022.

The Clerk polled the Board as follows:

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

Legal Notice

NOTICE OF MEETING TO HEAR COMPLAINTS

PLEASE TAKE NOTICE, pursuant to Section 1406 of the Real Property Tax Law of the State of New York, the Assessor of the Village of Freeport, NY has filed on Tuesday, November 1, 2022, the Tentative Assessment Roll for the Fiscal Year beginning March 1, 2023 with the Village Clerk of said Village at 46 North Ocean Avenue, Freeport, NY. Where it may be seen and examined by any person during the business hours of 8:30 am to 4:30 pm, Monday through Friday excluding holidays from Tuesday, November 1st until the third Tuesday of November 15, 2022.

On the third Tuesday of November (November 15, 2022) at said Municipal Building between the hours of 4:00 pm to 8:00 pm, the Board of Review and the Assessor will meet for the purpose of completing such Assessment Roll and of hearing and determining complaints in relation thereto.

Persons complaining of assessments will be required to file a statement under oath specifying the aspect in which the assessment complained is incorrect as provided by law. The prescribed form for the filing of grievances in connection with the Tentative Assessment Roll may be obtained from the Office of the Assessor from Tuesday, November 1 to Tuesday, November 15, 2022 between the hours of 8:30 am to 4:30 pm.

Robert T. Kennedy, Mayor

Ronald J. Ellerbe, Deputy Mayor

Jorge A. Martinez, Trustee

Christopher L Squeri, Trustee

Evette B. Sanchez, Trustee

Vilma I. Lancaster, Assessor

**VILLAGE OF FREEPORT
INTER-OFFICE MEMORANDUM**

To: Mayor and Board of Trustees

From: Vilma I. Lancaster, Assessor

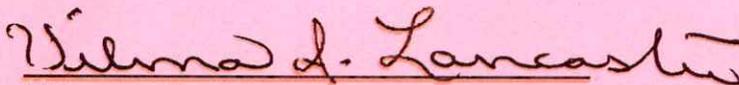
Date: September 26, 2022

RE: Notification of Assessment Inventory and Valuation Data

Permission is hereby requested to advertise on Thursday, 11/03 and 11/10, the availability of the Assessment Inventory and Valuation Data.

Pursuant to Article 5, Section 501 of the Real Property Tax Law of the State of New York, the Assessor shall cause a notice, the contents are set forth in this section to advertise the availability of Assessment Inventory and Valuation Data that is maintained in the Assessor's Office for the purpose of review by the property taxpayer.

The review will be during normal business hours of 8:30 am to 4:30 pm by appointment from Tuesday, November 1 to November 15, 2022.


Vilma I. Lancaster, Assessor

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

WHEREAS, pursuant to Article 5, §501 of the Real Property Tax Law of the State of New York, the Assessor is required to publish a notice advertising the availability for review by property taxpayers of the assessment inventory and valuation data that is maintained in the Assessor's Office; and

WHEREAS, the review will be available during normal business hours of 8:30 a.m. to 4:30 p.m. by appointment between November 1, 2022 and November 15, 2022; and

WHEREAS, the notice must be published for two successive weeks; and

NOW THEREFORE BE IT RESOLVED, the Clerk by authorized to publish a notice in the Freeport Herald and other relevant publications of general circulation on November 3, 2022 and November 10, 2022 regarding the availability for review by property taxpayers of the assessment inventory and valuation data that is maintained in the Assessor's Office.

The Clerk polled the Board at follows:

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

Legal Notice

NOTICE OF ASSESSMENT INVENTORY & VALUATION DATA INFORMATION
AVAILABILITY

The Assessor of the Incorporated Village of Freeport pursuant to Section 501 of the Real Property Tax Law of the State of New York wishes to advise that the Assessment Inventory and Valuation Data Information is available for review by the property taxpayer from Tuesday, November 1 to November 15, 2022 at the Assessor's Office located at 46 N. Ocean Avenue, Freeport, NY, 11520 between the hours of 8:30 am to 4:30 pm by appointment Monday through Friday.

Incorporated Village of Freeport

Vilma I. Lancaster

Village Assessor

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

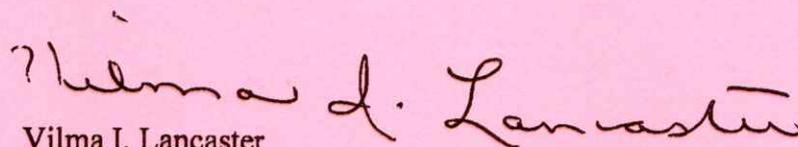
TO: Mayor Robert T. Kennedy and Board of Trustees
FROM: Vilma I. Lancaster, Village Assessor
DATE: September 22, 2022
RE: Remove Exemptions from Final Roll 2022/2023

Permission is requested for the Assessor to remove from 2022/2023 Final Assessment Roll exemption related to Veteran Owned Property. The removal of assessed value exemptions is due to a transfer of title or the exempt class.

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

| S / B / L | Address | Exemption Code | Exemption Amount | Reason |
|-----------|-------------------|--|------------------|-----------------------------|
| 62-196-17 | 87 East Second St | 41131 Veteran War Time/ Combat | 906 | Property Sold 09/15/2022 |
| | | 41141 Veteran War Time / Disable | 1,550 | |

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


Vilma I. Lancaster
Village Assessor

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

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

WHEREAS, the below list consists of change to assessed tax value after the adoption of the 2022/2023 Final Assessment Roll; and

| S / B / L | Address | Exemption Code | Exemption Amount | Reason |
|-----------|-------------------|--|------------------|-----------------------------|
| 62-196-17 | 87 East Second St | 41131 Veteran War Time/ Combat | 906 | Property Sold 09/15/2022 |
| | | 41141 Veteran War Time / Disable | 1,550 | |

WHEREAS, the Assessor reviewed the application and made recommendation that the exemption be removed from the 2022/2023 Final Assessment Roll as listed above; and

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

NOW THEREFORE BE IT RESOLVED, that the Board of Assessment Review comprised of members of the Board of Trustees, be authorized to retroactively approve the change recommended by the Assessor to be made to the 2022/2023 Final Assessment Roll and that the Treasurer issue a corrected tax bill.

The Clerk polled the Board as follows:

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

INCORPORATED VILLAGE OF FREEPORT

INTER-DEPARTMENT CORRESPONDENCE

Date: September 26, 2022

To: Mayor Robert T. Kennedy

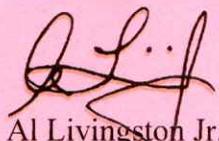
From: Al Livingston Jr, Superintendent of Electric Utilities

Re: Emergency Replacement - Power Plant #1 Station Service Air Compressor

Power Plant #1 utilizes high-pressure air tanks (450psi) to start two diesel engines used to generate electricity. This air is considered "station service air" and is produced by two Ingersoll Rand air compressors. Typically, we run one compressor as the primary and one as a backup. The compressors are Ingersoll Rand Model #15T2X15, 230/480volts, 500 PSI, 900 RPM. Recently, we experienced issues with the backup compressor and shortly after the primary compressor failed completely. Upon investigation by in house personnel as well as a factory representative, it was determined that the primary compressor pump had catastrophically failed. We contacted multiple rebuild centers in an attempt to have the pump rebuilt. We had no success. The factory representative was called in and he said that supply chain issues have affected pump repair parts and he has seen delays upwards of 3 months. He also noted that typically rebuilt parts for failure of this nature usually result in cost near or exceeding a new compressor. Currently, the backup compressor is in service and is well beyond its expected life. Additionally, it has proven to be very unreliable.

An inquiry was made to the regional Ingersoll Rand supply center and a new replacement pump was \$32,440.00 while an entire new air compressor was \$28,418.13 with a 5-week lead time. At this time, we are requesting authorization to purchase a new compressor that will ensure Power Plant #1 has station service air to start the two diesel generators. An additional quote was received and the most competitive price was from Ingersoll-Rand Industrial U.S., Inc., 800-A Beaty Street, Davidson, NC 28036 for the total cost of \$28,418.13 if a purchase order is issued before October 1st. On October 1, 2022, a 6% increase will go into effect.

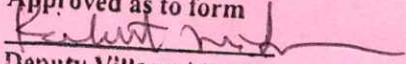
Therefore, it is the recommendation of the Superintendent of Electric Utilities that the Board retroactively approve the emergency authorization for the purchase of a new air compressor from Ingersoll-Rand Industrial U.S., Inc., 800-A Beaty Street, Davidson, NC 28036 for the total cost of \$28,418.13. The cost of this purchase will be charged to E 110000 WO #2454 Capital. Further, that the Mayor be authorized to sign any and all documents necessary and proper to effectuate this service. There are sufficient funds available for this expense.



Al Livingston Jr.
Superintendent of Electric Utilities

AL:db
Attachments

CC Howard Colton, Village Attorney
Kim Weltner, Purchasing Agent
Pamela Walsh Boening, Village Clerk
Peggy Lester, Mayor's Office
Anthony Dalessio, Comptroller

Approved as to form

Deputy Village Attorney

It was moved by Trustee _____ and seconded by Trustee _____ that the following resolution be adopted:

WHEREAS, the Electric Department is requesting the Board to retroactively approve the emergency authorization for the purchase of a new air compressor located in Power Plant #1; and

WHEREAS, Power Plant #1 utilizes high-pressure air tanks (450psi) to start two diesel engines used to generate electricity; and

WHEREAS, typically, the Utility runs one compressor as the primary and one as a backup; the compressors are Ingersoll Rand Model #15T2X15, 230/480volts, 500 PSI, 900 RPM; and

WHEREAS, recently, the primary compressor pump had catastrophically failed, and the backup compressor is in service and is well beyond its expected life; additionally, it has proven to be very unreliable; and

WHEREAS, an inquiry was made to the regional Ingersoll Rand supply center and a new replacement pump was \$32,440.00 while an entire new air compressor was \$28,418.13 with a 5-week lead time; and

WHEREAS, this repair was an extreme emergency and will ensure Power Plant #1 has station service air to start the two diesel generators; and

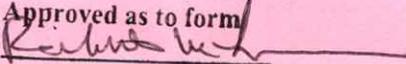
WHEREAS, the emergency purchase of a new air compressor from Ingersoll-Rand Industrial U.S., Inc., 800-A Beaty Street, Davidson, NC 28036, for the total cost of \$28,418.13 (the most competitive price) if a purchase order is issued before October 1st to avoid a 6% increase; and

WHEREAS, the cost of this purchase will be charged to E 110000 WO #2454 Capital; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Electric, the Mayor be and hereby is authorized to sign any documentation necessary to retroactively approve the emergency purchase of a new air compressor from Ingersoll-Rand Industrial U.S., Inc., 800-A Beaty Street, Davidson, NC 28036, for the total cost of \$28,418.13 if a purchase order is issued before October 1st to avoid a 6% increase.

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

Becker Real Estate Appraisals, Inc.
50 Hempstead Avenue Suite D
Lynbrook, NY 11563
www.BeckerAppraisal.com

Date: July 8, 2022

Invoice

Client: Inc. Village of Freeport

Property: J Power
289 Buffalo Avenue
Freeport, NY 11520

| <u>Date</u> | <u>Description</u> | <u>Amount</u> |
|-------------|--|---------------------|
| 3/16/22 | Appraisal Consulting Fees - In Person Meeting Appraisal Consulting Fee - Meeting Prep | \$ 225.00 200.00 |
| 3/18/22 | Appraisal Consulting Fee - Zoom Meeting. Appraisal Consulting Fee - Meeting Prep | 375.00 200.00 |
| 4/11/22 | Appraisal Consulting Fee - In Person Appraisal Consulting Fee - Meeting Prep | 300.00 200.00 |
| 4/12/22 | Appraisal Consulting Fee - Zoom Meeting. Appraisal Consulting Fee - Meeting Prep | 225.00 200.00 |
| 4/14/22 | Appraisal Consulting Fee - Zoom Meeting Appraisal Consulting Fee - Meeting Prep. | 225.00 200.00 |
| | Petitioner's Report Review | <u>750.00</u> |
| | Total | \$ 3100.00 |

Thank you for your business



COMPRESSORWORLD.com

Compressed Air, Vacuum Systems & Related Accessories

Estimate

| | |
|--------|------------|
| Date | Estimate # |
| 9/9/22 | 81893 |

Customer

Freeport Electric

Compressor World, LLC
 31 Schoosett St. Unit 400
 Pembroke, MA 02359, USA

Direct: 508-859-1474
 Toll free: 866-778-6572 x 100

Quoted by: Matt Mazanec

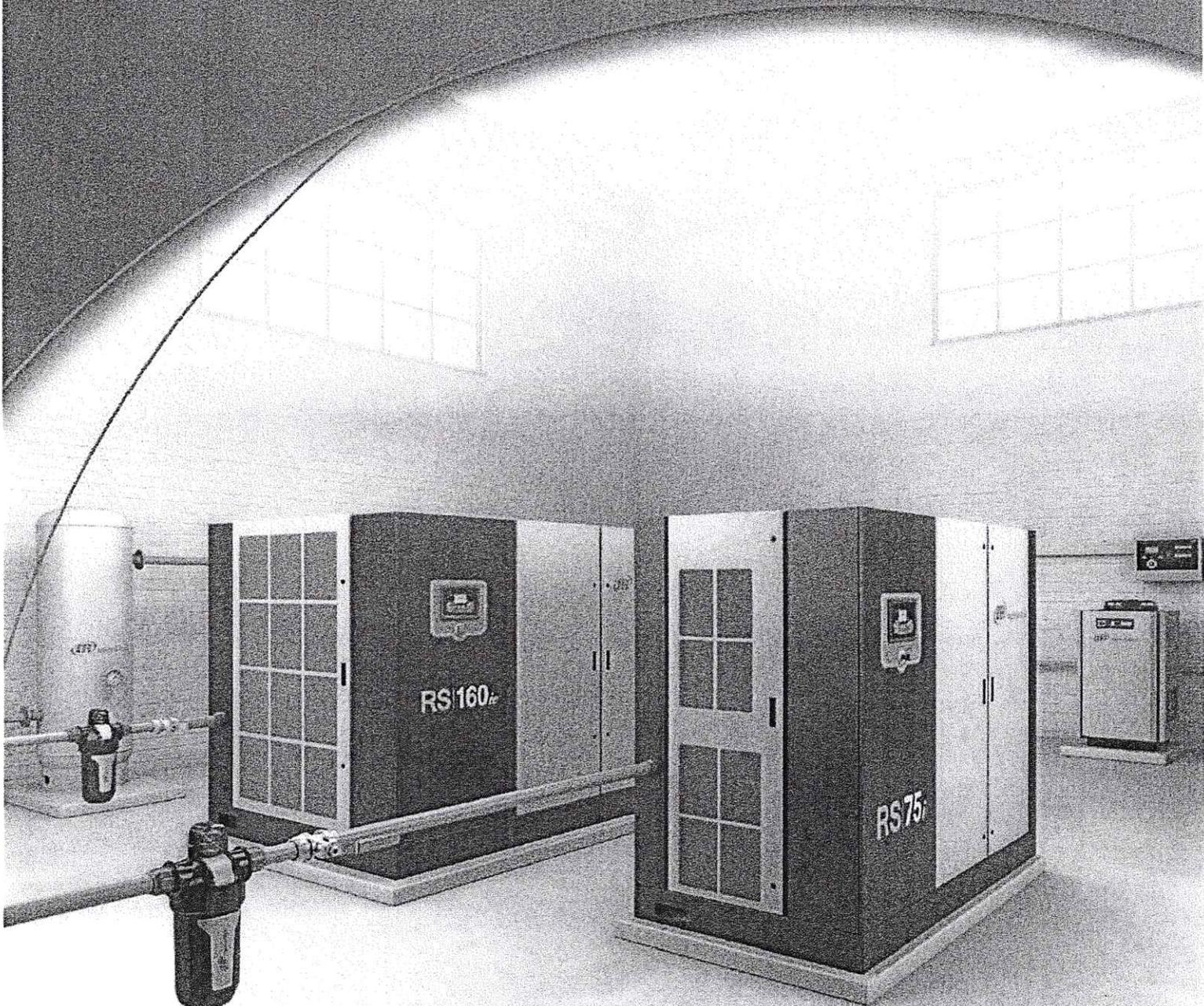
matt@compressorworld.com

| Item | Description | Qty | Cost | Total |
|-----------|---|-----|-----------|------------|
| 15T2 Bare | Ingersoll Rand 15T2 Specialty High Pressure Bare Pump. Includes Bare with LOLS, NEMA 1 Electrics, Standard Inlet Filter, Dual Control (Except on 223) | 1 | 32,330.00 | 32,330.00T |
| Discount | Factory Warranty Courtesy Discount Applied to Purchase | | -10.00% | -3,233.00 |
| MSC-3 | Heavy Duty Filter Element | 1 | 84.00 | 84.00 |
| HATS | High Air Temp Switch - NEMA 1 | | 622.00 | 622.00T |
| HATS 4 | High Air Temp Switch - NEMA 4 | | 622.00 | 622.00T |
| | 10/1/22 Price Increase of 7% | | | |
| Lead Time | TBD | | 0.00 | 0.00 |
| | **7% Price Increase 10/1/22** | | | |
| | Select this as a transaction's tax to use AvaTax | | 0.00% | 0.00 |

Shipping & Sales Tax is Additional if Applicable

Total

\$30,425.00



*Keith Muchnick &
Freeport Electric*

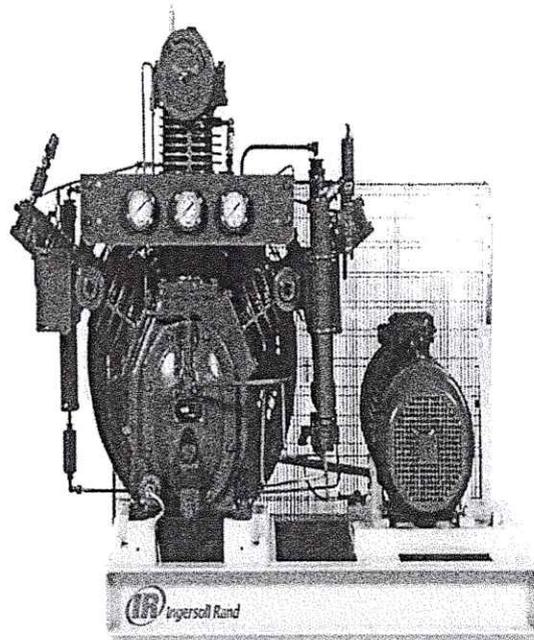
Quote Reference # CTS-78385

Quote Valid until 10/22/2022

15T2X15

Ingersoll Rand Type 30 Series high pressure air compressors feature base-mounted piston technology that provides pressure as high as 5,000 psig (345 barg). Typical applications include refueling stations, PBM, power plants and engine starting.

- **Long-Life:** Durable cast iron frame and cylinder, heavy-duty steel base construction, NEMA-rated enclosure for engine.
- **Superior Pump Efficiency:** Separately cast cylinders with deep radial fins for improved cooling and efficiency.
- **Smooth Starting:** Auto start/stop regulation by pressure switch; centrifugal unloader ensures loadless starts for maximum protection.
- **Advanced Safety Features:** Standard low oil-level switch to provide constant protection of the compressor.
- **Reliable Operation:** All Season Select synthetic lubricant increases efficiency; with 2,000 hours of service between change outs, it performs four times longer than petroleum-based lubricants. Two-Year Warranty Available.



Representative image may not represent quoted product configuration.

Technical Information

| Rated Pressure | | Nominal Power | | Capacity (FAD) | | Dimensions (Length x Width x Height) | | Weight (Air-cooled) | |
|----------------|------|---------------|------|----------------------|------|--------------------------------------|-----------|---------------------|-------|
| bar g | psig | kW | hp | m ³ / min | cfm | mm | in | kg | lb |
| 34 | 500 | 11.2 | 15.0 | 1.07 | 37.7 | 1428 mm, | 56.22 in, | 431 | 948.2 |
| | | | | | | 978 mm, | 38.5 in, | | |
| | | | | | | 846 mm | 33.31 in | | |

Chris Schendorf
516-314-2855
chris.schendorf@irco.com

Freeport Electric
Quote Reference
#CTS-78385

AUDIT SERVICE

Service Details

| Scope of Supply | Included | | | |
|---|----------------------------|-------------------------------------|--------------------------------|--------------------------------|
| | Consultative Site Analysis | System Assessment: Compressors Only | System Assessment: Supply Side | System Assessment: Demand Side |
| Document Compressed Air equipment inventory and capability | Yes | Yes | Yes | Yes |
| Focused observation of Compressed Air Supply or Demand Side operation | Yes | Yes | Yes | Yes |
| Visual observation of compressed air supply system operation | Yes | Yes | Yes | Yes |
| On site consultations with air system stake holders | | Yes | Yes | Yes |
| Real time data logging of compressed air supply side operation | | Yes | Yes | Yes |
| Real time data logging of compressed air supply & process operation through air distribution and point-of-use | | | | Yes |
| Data analysis with operational trending charts and graphs | | Yes | Yes | Yes |
| Efficiency and Reliability improvement opportunity evaluation | | Yes | Yes | Yes |
| Opportunity Report with improvement recommendations: actions, costs and ROI estimates | Yes | Yes | Yes | Yes |

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Freeport Electric
 Quote Reference
 #CTS-78385



Investment Summary for Freeport Electric (09/22/2022)

| Line # | Product Description | Qty | Unit Price | Extended Price |
|--------|--|-----|-------------|----------------|
| 1.0 | High Pressure Reciprocating Air Compressor | 1 | \$28,143.13 | \$28,143.13 |
| | Included Component | | | |
| | 15T2X15 | 1 | \$26,960.58 | \$26,960.58 |
| | 230/460V Open Drip Proof Motor | 1 | \$423.40 | \$423.40 |
| | Standard Filter Silencer | 1 | Included | Included |
| | Standard Crating | 1 | Included | Included |
| | 460V Starter | 1 | \$759.15 | \$759.15 |

| Line # | Product Description | # of Days | Standard Hours | Overtime Hours | Extended Overtime Hours | Total Service Fee |
|--------|---------------------|-----------|----------------|----------------|-------------------------|-------------------|
| 2.0 | Shipping | | | | | \$275.00 |
| | Included Component | | | | | |
| 2.1 | Shipping | | | | | \$275.00 |

| | |
|------------------------------|--------------------|
| Product/Service Quote Amount | \$28,418.13 |
| Upgrade Option(s) Amount | -- |
| Freight Amount | PPA |
| Total Quote Amount | \$28,418.13 |

Chris Schendorf
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 chris.schendorf@irco.com

Freeport Electric
 Quote Reference
 #CTS-78385



General Terms

| | | |
|-----------------------|--------------|---|
| Lead Time: | | Pricing and availability is subject to change without notice. Upon submission of your order, please include the following information: payment terms, preferred payment method, purchase order number, tax status (if exempt please include a copy of your tax exemption certificate with your order). |
| Payment Terms: | BANKCARD | |
| FOB: | EX WORKS | For US, please remit all payments to Ingersoll Rand, 15768 Collections Center Drive, Chicago, IL, 60693. For Canada, please remit all payments to IR Canada Sales & Service ULC, C/O T10223C PO Box 4918 STN A, Toronto, ONTARIO M5W 0C9, Canada. Also, please be aware that Ingersoll Rand accepts payment via credit card, and EFT. |
| Freight Terms: | Prepay & Add | |

Progress Payments apply to orders exceeding \$100,000 USD. Standard progress payment terms are 30% at order acceptance, 30% at Eight (8) weeks after purchase order, and 40% upon shipment.

Chris Schendorf
516-314-2855
chris.schendorf@irco.com

Freeport Electric
Quote Reference
#CTS-78385



Purchase Order Acknowledgement

Date: 09/07/2022

| SHIP TO SITE INFORMATION | | BILLING INFORMATION | |
|--------------------------|------------------------------|---------------------|--|
| Company Name: | <u>Freeport Electric</u> | Company Name: | <u>IRCC MC VISA-BOSTON</u> |
| Business Address: | <u>289 Buffalo Avenue</u> | Business Address: | <u>SUMMIT BANK ACCOUNT PO BOX 1840</u> |
| City, ST, Zip: | <u>FREEPORT, NY, 11520</u> | City, ST, Zip: | <u>DAVIDSON, NC, 28036</u> |
| Site Contact: | <u>Keith Muchnick</u> | Business Phone: | <u>5162427883</u> |
| Business Phone: | <u>5162427883</u> | Business E-mail: | <u>kmuchnick@verizon.net</u> |
| Business E-mail: | <u>kmuchnick@verizon.net</u> | Payment Terms: | <u>BANKCARD</u> |
| PO Number: | | Total PO Amt: | <u>\$28,418.13</u> |

| | |
|-----------------|------------------------------|
| Siebel Order #: | _____ |
| Oracle Order #: | _____ |
| | <i>(For office use only)</i> |

Progress Payments (if required):
 30% at order acceptance (IR Standard Milestone Payments)
 30% at Eight Weeks After PO
 40% on Shipment

Thank you for your order. In an effort to process your order as quickly as possible please review the Shipping & Billing information noted above, and the scope of supply shown below, to verify the information is correct. Please initial all Scope of Supply worksheet page(s).

Priority:

Shipping Method:

FOB Point: EX WORKS

Freight Terms: Prepay & Add

Shipping Instructions:

The sale of our equipment is governed solely by the Standard Terms & Conditions of Sale 3.17 and Form 3814; copies of which are attached hereto. Notwithstanding any objection in advance, we will proceed on the basis that such terms and conditions will govern this transaction, excluding any revised, additional, or conflicting terms and conditions submitted with your purchase order form.

Authorized Signature: _____

Date: _____

Printed Name: _____

PO Number: _____

Company/Title: _____

Please send completed form to:

IR Rep: Chris Schendorf

Phone: 516-314-2855

Email: chris.schendorf@irco.com

Chris Schendorf
 516-314-2855
 chris.schendorf@irco.com

Freeport Electric
 Quote Reference
 #CTS-78385



SCOPE OF SUPPLY WORKSHEET

| Line Number | Quantity | Part Number | Description | Unit Price | Extended Price |
|-------------|----------|---------------|--|----------------------------------|--------------------|
| 1.0 | 1 | HPM | High Pressure Reciprocating Air Compressor | \$28,143.13 | \$28,143.13 |
| 2.0 | 1 | AUDIT SERVICE | | \$275.00 | \$275.00 |
| | | | | Subtotal: Scope of Supply | \$28,418.13 |
| | | | | ORDER TOTAL | \$28,418.13 |

Additional Order Comments:

Customer Initials : _____

Chris Schendorf
516-314-2855
chris.schendorf@irco.com

Freeport Electric
Quote Reference
#CTS-78385



STANDARD TERMS AND CONDITIONS OF SALE INDUSTRIAL TECHNOLOGIES AND SERVICES

1. **General** Any written or oral order received from Buyer by Ingersoll-Rand Industrial, U.S., Inc., ("Company") is governed by the Standard Terms and Conditions of Sale outlined herein ("Terms"). COMPANY'S ACCEPTANCE OF BUYER'S ORDER IS EXPRESSLY CONDITIONED ON BUYER'S ACCEPTANCE OF THESE TERMS. Company rejects any terms and conditions inconsistent with these Terms and to any other terms proposed by Buyer in accepting Company's proposal. No agreement, oral or written, in any way claiming to modify these Terms and Conditions will be binding on Company unless agreed to in writing by an authorized representative of Company.
2. **Taxes** Prices do not include any present or future Federal, State, or local property, license, privilege, sales, use, excise, gross receipts or other like taxes or assessments applicable to this order ("Taxes"). All Taxes will be itemized separately. Buyer will be responsible for the payment of any Taxes to Company unless Buyer provides a valid exemption certificate. If the exemption certificate is not recognized by the governmental taxing authority, Buyer will reimburse Company for any Taxes, including any interest or penalty assessed against Company.
3. **Title and Risk of Loss** Title and risk of loss or damage to equipment will pass to Buyer upon tender of delivery FOB Company facility, except that Buyer grants Company a lien on and a purchase money security interest in and to all of the right, title, and interest of Buyer in the equipment purchased hereunder until full payment has been made.
4. **Credit Terms**
 - a. **Payment.** Buyer shall pay the amounts due and owing to Company identified on each invoice in full and in accordance with the terms specified on each invoice.
 - b. **Invoice Disputes.** Buyer shall notify Company in writing of any dispute with any invoice (along with substantiating documentation) prior to the invoice due date. Invoices for which no such timely notification is received shall be deemed accepted by Buyer as true and correct. The parties shall seek to resolve all such disputes expeditiously and in good faith. Should any dispute arise with respect to any goods delivered by Company to Buyer, Buyer shall nevertheless pay all invoices covering goods not in dispute, without setoff, defense or counter-claim.
 - c. **Late Payments.** On any invoice not paid when due, Buyer shall pay a late charge from the due date to the date of actual payment at the lesser of the simple interest rate of 12% per annum calculated monthly or the highest rate permissible under applicable law. Buyer shall reimburse Company for all costs incurred in collecting any late payments, including, without limitation, attorneys' fees. In addition to all other remedies available under these Terms and Conditions or at law (which Company does not waive by the exercise of any rights hereunder), Company shall be entitled to suspend the delivery of any goods if Buyer fails to pay any amounts when due.
 - d. **Acceleration.** Should Buyer fail to make any payment required hereunder, Company may, without notice, declare all obligations of Buyer to Company ("Obligations") immediately due and payable, whether or not such late charges are included in any statement of account rendered by Company to Buyer.
 - e. **No Partial Payments.** Buyer irrevocably agrees that it will not, without Company's prior written consent in each instance, tender any payments for less than the full amount of the invoices to which said payment applies ("Partial Payments"). Any Partial Payments tendered by or for the account of Buyer shall not extinguish or otherwise affect any unpaid portion of the subject invoices, despite any notation on or accompanying said payment such as "in full payment," "in full satisfaction," or words of similar effect.
 - f. **Sufficient Funds.** Buyer represents that all checks issued to Company will be honored by the drawee bank, and that no checks will be so issued unless Buyer then has funds on deposit in an amount sufficient to cover all checks issued by Buyer. Buyer acknowledges that this representation will be materially relied upon by Company in extending credit to Buyer.
 - g. **Right to Set Off.** Any payment received by Company from Buyer may be applied by Company against any obligation owing by Buyer to Company, regardless of any statement appearing on or referring to such payment, without discharging Buyer's liability for any additional amounts owing by Buyer to Company. The acceptance by Company of such payment shall not constitute a waiver of Company's right to pursue any remaining balance. With respect to any monetary obligations of Company to Buyer, including without limitation, volume rebates and advertising rebates, Company may, at any time, setoff and appropriate and apply such amounts against any sums that are, or will become, owing, due or payable to Company by Buyer under these Terms and Conditions or any other agreement.
5. **Financial Condition of Buyer**
 - a. **Receipt of Goods While Insolvent** In the event that Buyer receives any goods from Company while Buyer is insolvent (as such term is used in §2-702 of the Uniform Commercial Code, United-States of America), this writing and the invoices received from Company relating to such goods shall constitute Company's demand for reclamation of such goods.
 - b. **Withdraw of Credit Approval** Company reserves the right before shipment of any goods ordered by Buyer from Company, to require that all or a portion of the purchase price relating thereto be paid to Company, in good funds, prior to shipment.
 - c. **Material Adverse Change in Financial Condition** Notwithstanding the stated due date of any obligations, all Obligations shall become immediately due and payable, without notice, in the event that Company determines there to have been a material adverse change in the financial condition or business affairs of Buyer so that in Company's reasonable judgment Buyer's ability to pay the Obligations has become impaired.
 - d. **Verification of Credit References.** Company is authorized to contact any credit references provided by Buyer, and to disclose any information reasonably necessary to determine Buyer's credit worthiness. Company is also authorized to obtain personal credit reports on any partner, principal, officer, or potential guarantor in determining Buyer's creditworthiness. Company may also disclose any information concerning its relationship with Buyer which is requested by anyone identifying themselves as an existing or potential creditor of Buyer.
 - e. **Disclosure of Buyer's Right to a Statement of Reasons for Action.** If this application is not approved in full or if any other adverse action is taken with respect to Buyer's credit, Buyer has the right to request within 60 days of Company's notification of such adverse action, a statement of specific reasons for such action, which statement will be provided within 30 days of said request.
6. **Delivery** Company will deliver goods within a reasonable time after receipt of Buyer's order and in no event will delivery dates be construed as falling within the meaning of "time is of the essence."
7. **Force Majeure** Company will not be liable for any loss or damage due to delays arising from causes beyond the reasonable control of Company, including but not limited to any acts of God, fire, flood, earthquake or explosion, strikes or other labor difficulties, wars, riots, terrorist threats, national emergencies, or acts of governments. In such events, Company will have additional time within which to deliver or perform as may be reasonably necessary under the circumstances. If Buyer requires drawings, procedures, standards or similar material for approval, delivery schedules will be calculated from the time such approvals are received by Company. Any hold points, witness points, or Buyer inspection requirements must be identified by Buyer at the time of quotation and/or order placement. Additional inspection or testing required by Buyer will extend delivery dates accordingly.
8. **Storage Fee** If Buyer is not able to accept delivery on the date agreed to by the parties, Buyer will pay Company a storage fee equivalent to one and one half percent (1.5%) of the total order value per calendar month or fraction thereof (calculated and charged on a per day basis) until the date of delivery ("Storage Fee"). Additionally, if Company is performing Installation services and at the time of delivery Buyer's location is not ready or is unsafe for installation, Company reserves the right to postpone or to discontinue work. In such event, Company may charge Buyer an amount equivalent to the Storage Fee until such time that the location is ready and safe for installation, as determined by Company.

Chris Schendorf
516-314-2855
chris.schendorf@irco.com

Freeport Electric
Quote Reference
#CTS-78385



9. **Warranty** Company warrants, to purchasers from a Company authorized seller (each a "Buyer"), that the equipment manufactured by it and services provided by it will be free from defects in material and workmanship, for the duration of the specified Warranty Period. For new equipment, a period of twelve (12) months from the date of initial operation not to exceed eighteen (18) months from shipment, whichever first occurs, except for the Airend of new oil-flooded rotary screw air compressors, which is for the duration as detailed in the 5 Year Airend Parts Warranty below; for parts and services, six (6) months from the date of shipment; for services, six (6) months from the date of installation, inclusive of transportation and installation costs if installed by Company or six (6) months from the date of delivery exclusive of transportation and installation costs if not installed by Company (each a "Warranty Period"). Equipment or parts manufactured by others are warranted only to the extent of the original manufacturer's warranty to Company.

5 Year Airend Parts Warranty: Company warrants, to a Buyer, that the Airend, as defined below, of new oil-flooded rotary screw air compressors manufactured by Company, will be free from defects in material and workmanship for a period of five (5) years from the date of initial operation not to exceed sixty-six (66) months from shipment, whichever occurs first. This Airend warranty is strictly contingent on the Buyer's demonstration that Buyer used only genuine Company replacement parts and lubricant in maintaining the defective compressor, according to Company's recommendations, for the duration of the Warranty Period. Use of non-genuine Company replacement parts or lubricants will void this Airend warranty. Company reserves the right to request a coolant sample from Buyer, or to perform coolant sample analysis, upon Buyer's Airend warranty claim. If Buyer makes a compliant Airend warranty claim during the Warranty Period, Company will only be responsible for, at its option, providing a new or remanufactured replacement Airend part and standard freight charges. Buyer will be required to provide Company with the defective Airend in exchange for the replacement Airend. For the purposes of this Airend warranty, the "Airend" is defined as the set of two rotors (one male and one female), the housing, and the bearings for a single-stage compressor and two (2) sets of two rotors (one male and one female), the housing and the bearings for a two-stage compressor. This Airend warranty specifically excludes other parts like the Airend shaft seal, gears, and pulleys, as well as expedited freight, labor, and any other costs associated with repair or replacement of Airend.

10. **Order Cancellation** If Buyer cancels an order, Buyer will pay a cancellation fee to Company in an amount equal to Company's direct out of pocket costs incurred plus a percentage of the order value to cover sales and administrative expenses. The percentage is based on the proportion of time which has elapsed from the date the order is placed to the originally scheduled shipment date as follows:

| Percent of time elapsed from PO date to scheduled ship date | Cancellation fee % of PO Value |
|---|--------------------------------|
| 0-10% | 5% |
| 11-20% | 15% |
| 21-30% | 25% |
| 31-40% | 35% |
| 41-50% | 45% |
| 51-60% | 55% |
| 61-70% | 65% |
| 71-80% | 75% |
| 81-90% | 85% |
| 91-100% | 95% |

11. **Compliance with Laws** Company will comply with all applicable laws and regulations in effect in the location of manufacture on the date an order is placed. Compliance with any local governmental laws or regulations relating to location, use, or operation of the equipment, or its use in conjunction with other equipment, will be the sole responsibility of Buyer. Equipment purchased hereunder is produced in accordance with all applicable requirements of Section 6, 7, and 12 of the Fair Labor Standards Act as amended and of regulations and orders of the United States Department of Labor issued under Section 14 thereof. Where applicable, the Federal Equal Credit Opportunity Act prohibits creditors from discrimination against credit applicants on the basis of race, color, religion, national origin, sex, marital status, or age (provided that the applicant has the capacity to enter into a binding contract); because of all or part of the applicant's income derives from any public assistance programs; or because the applicant has in good faith exercised any right under the Consumer Protection Act. The federal agency that administers compliance with this law concerning the creditor is the Federal Trade Commission, Washington, D.C.

12. **Data Privacy** Buyer understands and agrees that certain of the Products include technology that allows Company to collect technical and product-related information regarding such Products and to conduct remote diagnostics testing of such Products. This technology allows Company to better serve and assist Buyer in the event such Products need to be repaired, and to maintain and improve the Products. Buyer agrees to grant and hereby grants Company a transferable, sub-licensable, non-exclusive, non-revocable, worldwide right to access and use the data collected and processed by the technology for Company's business purposes, including analysis, research, and development. In addition, Company may share such information with its affiliates, subsidiaries, and service providers; and with third parties but only in an aggregate, de-identified format, with third parties for research, statistical and business purposes unless otherwise agreed to or in accordance with the applicable privacy policy. To the extent that Company receives any individually identifiable personal information regarding Buyer from such technology, Company's policy is to protect the confidentiality of such information, and to prohibit the unlawful disclosure of Buyer's personal information to third parties. Company will take reasonable steps to insure the safety of Buyer's personal information.

13. **Export Control** Buyer agrees not to disclose or export, either directly or indirectly, any Company technology or information, or the direct product thereof, to any destination or person if such disclosure or export is prohibited by U.S. laws and regulations. In particular, Buyer will not use and will not permit any third party to use Company technology or information in connection with the design, production, use or storage of chemical, biological or nuclear weapons or missiles of any kind. This paragraph will survive the termination of this contract.

14. **Patent Indemnity** Company will defend Buyer against any proceeding based upon a claim that the equipment manufactured by Company infringes any U.S. patent, provided that Company is promptly notified in writing and given authority, information, and assistance for defense of the same. If any claim materially interferes with Buyer's use of the equipment, Company will, at its option, procure for Buyer the right to continue to use such equipment, modify it so that it becomes non-infringing, replace it with non-infringing equipment, or will remove the equipment and refund the purchase price. Company does not accept any liability whatsoever in respect to patents claiming more than the equipment furnished hereunder or claiming methods or processes to be carried out with the aid of such equipment. The foregoing states the entire liability of Company with regard to patent infringement.

15. **Limitation of Liability** THE REMEDIES OF BUYER SET FORTH HEREIN ARE EXCLUSIVE, AND THE TOTAL LIABILITY OF COMPANY WITH RESPECT TO THIS CONTRACT, WHETHER BASED ON CONTRACT, WARRANTY, NEGLIGENCE, INDEMNITY, STRICT LIABILITY OR OTHERWISE, WILL NOT EXCEED THE PURCHASE PRICE FOR THE EQUIPMENT, PART OR SERVICE THAT IS THE BASIS FOR THE CLAIM. IN NO EVENT WILL COMPANY BE LIABLE TO BUYER, ANY SUCCESSORS IN INTEREST, OR ANY BENEFICIARY OR ASSIGNEE OF THIS CONTRACT FOR ANY CONSEQUENTIAL, INCIDENTAL, INDIRECT, SPECIAL, OR PUNITIVE DAMAGES, OR LOST PROFITS OR REVENUE ARISING OUT OF THIS CONTRACT OR ANY BREACH THEREOF, OR ANY DEFECT IN, OR FAILURE OF, OR MALFUNCTION OF THE EQUIPMENT, PART OR SERVICE HEREUNDER, WHETHER OR NOT SUCH LOSS OR DAMAGE IS BASED ON CONTRACT, WARRANTY, NEGLIGENCE, INDEMNITY, STRICT LIABILITY, OR OTHERWISE.

16. **Assignment** Buyer will not assign or transfer this contract without the prior written consent of Company, and such consent will not be unreasonably withheld. Additionally, Buyer will not sell all or a substantial portion of its assets to another entity (the "Successor") without the prior written consent of Company. In the event that Buyer does not provide such notice to Company and the business previously conducted by Buyer is or may be continued by the Successor, Buyer shall be liable for and shall pay on demand the amount of all accounts receivable due by Successor to Company arising from the date of such sale of assets to the date Company learns of such asset sale.

17. **No Waiver** No waiver by Company of any of the provisions of this Contract is effective unless explicitly set forth in writing and signed by Company. No failure to exercise, partial exercise, or delay in exercising, any right, remedy, power or privilege arising from this Contract operates, or may be construed, as a waiver thereof.

18. **Governing Law** The rights and obligations of the parties will be governed by the laws of the State of North Carolina excluding any conflict of law provisions. The United Nations Convention on Contracts for the International Sale of Goods will not apply to this contract.

Chris Schendorf
516-314-2855
chris.schendorf@irco.com

Freeport Electric
Quote Reference
#CTS-78385

19. **No Reference Required** Buyer and Company agree that each order shall constitute a separate contract, the performance of which will be governed exclusively by these Terms. This Agreement shall govern an order regardless of whether or not this document is attached to or referenced in the order. Excluded from applicability to an order include, but are not limited to: (i) any other terms and conditions contained in the order, including terms contained on the reverse side of the order; (ii) any reference in an order to Buyer's Internet site for terms and conditions; (iii) any reference in an order to any other agreement, document or terms unless agreed to in writing by the Parties. In the event of a conflict between any terms and conditions of an order (except (iii) above), Terms shall prevail and govern the order.

Chris Schendorf
516-314-2855
chris.schendorf@irco.com

Freeport Electric
Quote Reference
#CTS-78385

FREEPORT FIRE DEPARTMENT

15 BROADWAY

FREEPORT, NEW YORK 11520

September 23, 2022

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

Re: New Member of the Freeport Fire Department

Hon. Mayor Kennedy and Board of Trustees:

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

Kevin Koestner - Hose 1

Thank you for your courtesy and consideration herein.

Very truly yours,

Jerry Cardoso

Jerry Cardoso
Secretary to the Fire Council
Freeport Fire Department

FREEPORT FIRE DEPT.

**Raymond F. Maguire
Executive Director**

FF Richard T. Muldowney Jr. Plaza
15 Broadway PO Box 290
Freeport, N.Y. 11520
(516) 377 2190 Fax (516) 377 2499
E Mail: rmaguire@freeportny.gov

September 16, 2022

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

**Re: Permission to Award Bid
Two Incident Command Vehicles
Bid # 22-09-Fire-624**

We advertised a bid to replace Two Incident Command Vehicles with a return date of September 16, 2022.

Nine Vendors picked up bid packages, one bid was received:

Commander Fleet
1385 Akron Street
Copiague, NY 11726

Total bid price \$139,976.00 (\$69,988 per vehicle). This bidder took no exceptions to the bid specifications.

Furthermore, this bid is less then the mini bid which was put out prior to this bid process. The mini bid came back at \$ 75,850.00. Also, the vehicles that were proposed on the mini bid did not meet the specifications as put forth.

Therefore, the lowest responsible bidder that has met the specifications is Commander Fleet of Copiague, NY. The Fire Department respectfully requests your consideration in awarding the bid to the following vendor:

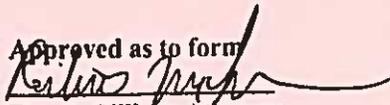
Commander Fleet 1385 Akron Street Copiague, NY 11726

The funding will be from a BAN/Bond

If you have any questions, or need additional information, please feel free to contact me.

Sincerely,

Raymond F. Maguire
Raymond F. Maguire
Executive Director

Approved as to form

Deputy Village Attorney

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

WHEREAS, the Village of Freeport has solicited bids for the Fire Department Incident Command Vehicle to replace two (2) incident command vehicles, a 2008 and 2011 Tahoe vehicles; and

WHEREAS, nine (9) bids were distributed and one (1) bid was received on September 16, 2021 for the referenced contract; and

WHEREAS, the bid was received from Commander Fleet, 1385 Akron Street, Copaigue, NY 11726 for the amount of \$69,988.00 per vehicle, for a total bid price of \$139,976.00; and

WHEREAS, this bid is less than the mini bid of \$ 75,850.00 which was put out prior to this bid process, and the vehicles that were proposed on the mini bid did not meet the specifications as put forth; and

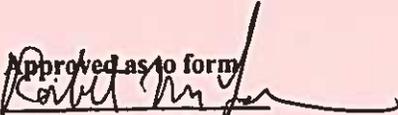
WHEREAS, the lowest responsible bidder that has met the specifications is Commander Fleet, 1385 Akron Street, Copaigue, NY 11726, for the amount of \$69,988.00 per vehicle, for a total bid price of \$139,976.00; and

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 Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to award the bid for the "Fire Department Incident Command Vehicle" to Commander Fleet, 1385 Akron Street, Copaigue, NY 11726, in the amount of \$69,988.00 per vehicle, for a total price of \$139,976.00.

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



Freeport Fire Department

Vehicle: [Fleet] 2022 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial



Vehicle: [Fleet] 2022 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial ( Incomplete)

Standard Equipment

Mechanical

Engine, 5.3L EcoTec3 V8 with Dynamic Fuel Management, Direct Injection and Variable Valve Timing, includes aluminum block construction (355 hp [265 kW] @ 5600 rpm, 383 lb-ft of torque [518 Nm] @ 4100 rpm) (STD)
Transmission, 10-speed automatic electronically controlled with overdrive, includes Traction Select System including tow/haul (STD)

Rear axle, 3.23 ratio

Suspension Package, Premium Smooth Ride (Included and only available with (5W4) Special Service Vehicle.) (STD)

GVWR, 7500 lbs. (3402 kg) (4WD models only.) (STD)

Automatic Stop/Start (Not available with (9C1) Police Vehicle or (5W4) Special Service Vehicle.)

Engine control, stop/start system disable button, non-latching

Engine air filtration monitor

Fuel, gasoline, E15

Transfer case, active, single-speed, electronic Autotrac does not include neutral. Cannot be dinghy towed (4WD models only. Deleted when (NHT) Max Trailering Package is ordered.)

Differential, mechanical limited-slip

4-wheel drive

Air filter, heavy-duty

Cooling, external engine oil cooler, heavy-duty air-to-oil integral to driver side of radiator

Cooling, auxiliary transmission oil cooler, heavy-duty air-to-oil

Battery, 800 cold-cranking amps with 80 amp hour rating

Alternator, 220 amps

Trailering equipment includes trailering hitch platform, 7-wire harness with independent fused trailering circuits mated to a 7-way connector and 2" trailering receiver

Trailer sway control

Hitch Guidance

Suspension, front coil-over-shock with stabilizer bar

Suspension, rear multi-link with coil springs

Steering, power

Brakes, 4-wheel antilock, 4-wheel disc with DURALIFE rotors

Exhaust, single system, single-outlet

Mechanical Jack with tools

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Data Version: 12783. Data Updated: March 26th, 2021 12:04:00 AM PST.

Vehicle: [Fleet] 2022 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial ( Incomplete)

Exterior

Wheels, 18" x 8.5" (45.7 cm x 21.6 cm) Bright Silver painted aluminum (STD)

Tires, 265/65R18SL all-season, blackwall (Standard with (PZX) 18" Bright Silver painted aluminum wheels only.) (STD)

Wheel, full-size spare, 17" (43.2 cm) steel

Tire, spare P265/70R17 all-season, blackwall

Tire carrier, lockable outside spare, winch-type mounted under frame at rear

Active aero shutters, upper

Fascia, front

Luggage rack side rails, roof-mounted, Black

Assist steps, Black with chrome accent strip

Headlamps, LED

Lamps, stop and tail, LED

Mirrors, outside heated power-adjustable, manual-folding, body-color

Mirror caps, body-color

Glass, deep-tinted (all windows, except light-tinted glass on windshield and driver- and front passenger-side glass)

Glass, acoustic, laminated

Glass, windshield shade band

Windshield, solar absorbing

Wipers, front intermittent, Rainsense

Wiper, rear intermittent with washer

Door handles, body-color

Liftgate, rear manual

Entertainment

Audio system, Chevrolet Infotainment 3 system, 8" diagonal color touchscreen AM/FM stereo. Additional features for compatible phones include: Bluetooth audio streaming for 2 active devices, voice command pass-through to phone, Apple CarPlay and Android Auto capable. (STD)

Audio system feature, 6-speaker system

SiriusXM Radio delete

Infotainment display, 8" diagonal touchscreen

Bluetooth for phone personal cell phone connectivity to vehicle audio system

Wireless Apple CarPlay/Wireless Android Auto

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Data Version: 12783. Data Updated: March 26th, 2021 12:04:00 AM PST.

Vehicle: [Fleet] 2022 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial 

Entertainment

4G LTE Wi-Fi Hotspot capable (Standard with (UE1) OnStar only. Terms and limitations apply. See onstar.com or dealer for details.)

Interior

Seats, front 40/20/40 split-bench (Not available with (D07) center floor console and (USR) USB data ports.) (STD)

Keyless start, push button

Seat adjusters, 8-way power includes 6-way power front passenger seat with 2-way power lumbar

Seat adjusters, 10-way power includes 8-way power driver seat with 2-way power lumbar

Seats, second row 60/40 split-folding bench, manual

Seats, third row 60/40 split-folding bench, manual (Not available with (9C1) Police Vehicle or (5W4) Special Service Vehicle.)

Floor covering, Black rubberized vinyl (Deleted when (B30) floor covering is ordered.)

Electronic Precision Shift

Steering column, lock control, electrical

Steering column, manual tilt and telescopic

Steering wheel, urethane

Steering wheel controls, mounted audio, Driver Information Center, cruise control and Forward Collision Alert following gap button (if equipped) (left backside Seek/Scan steering wheel radio buttons are inoperable; these 2 buttons can be repurposed for aftermarket emergency equipment)

Driver Information Center, 4.2" diagonal color display includes driver personalization

Rear Seat Reminder

Door locks, power programmable with lockout protection and delayed locking (When ordered with (9C1) Police Vehicle or (5W4) Special Service Vehicle, Auto Lockout is disabled on driver door.)

Keyless Open includes extended range Remote Keyless Entry

Cruise control, electronic with set and resume speed

Theft-deterrent system, content, electrical, unauthorized entry

USB charging-only ports, 4, (2) located on rear of center console and (2) in 3rd row (1 left and 1 right side below quarter glass side window) (When ordered with (9C1) Police Vehicle or (5W4) Special Service Vehicle, (2) type-C ports are moved to the rear of center seat base and (2) type-C are moved to the cargo area. Deleted when (A50) front bucket seats are ordered.)

Window, power with driver Express-Up/Down

Window, power with front passenger Express-Up/Down

Windows, power with rear Express-Down

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Data Version: 12783. Data Updated: March 26th, 2021 12:04:00 AM PST.

Vehicle: [Fleet] 2022 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial ( Incomplete)

Interior

Air conditioning, tri-zone automatic climate control with individual climate settings for driver, right front passenger and rear seat occupants

Air conditioning, rear

Defogger, rear-window electric

Power outlets, 2, 120-volt, located on the rear of the center seat and rear cargo area

Power outlet, front auxiliary, 12-volt, located in the center stack of instrument panel

Mirror, inside rearview manual day/night

Visors, driver and front passenger illuminated vanity mirrors, sliding

Assist handles, overhead, driver and front passenger, located in headliner

Assist handles, front passenger A-pillar and second row outboard B-pillar (Deleted when SEO (7X2) left- and right-hand spotlamps or SEO (7X3) left-hand spotlamp are ordered.)

Lighting, interior with dome light, driver- and passenger-side door switch with delayed entry feature, cargo lights, door handle or Remote Keyless Entry-activated illuminated entry and map lights in front and second seat positions. On Police/Special Service vehicles, the control switch is located in the roof console in lieu of the driver - and passenger-side door switch with delayed entry feature.

Cargo management system

Chevrolet Connected Access capable (Subject to terms. See onstar.com or dealer for details.)

Safety-Mechanical

Automatic Emergency Braking

Hill Start Assist

StabiliTrak, stability control system with brake assist, includes traction control

Safety-Exterior

Daytime Running Lamps, reduced intensity low beam

Safety-Interior

Teen Driver a configurable feature that lets you activate customizable vehicle settings associated with a key fob, to help encourage safe driving behavior. It can limit certain available vehicle features, and it prevents certain safety systems from being turned off. An invehicle report card gives you information on driving habits and helps you to continue to coach your new driver

Airbags, Frontal airbags for driver and front outboard passenger; Seat-mounted side-impact airbags for driver and front outboard passenger; Head-curtain airbags for all rows in outboard seating positions (Included and only available with (9C1) Police Vehicle or (5W4) Special Service Vehicle. Always use seat belts and child restraints. Children are safer when properly secured in a rear seat in the appropriate child restraint. See the Owner's Manual for more information.)

Front outboard Passenger Sensing System for frontal outboard passenger airbag (Always use seat belts and child restraints. Children are safer when properly secured in a rear seat in the appropriate child restraint. See the Owner's Manual for more information.)

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Data Version: 12783. Data Updated: March 26th, 2021 12:04:00 AM PST.

Vehicle: [Fleet] 2022 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial ( Incomplete)

Safety-Interior

OnStar and Chevrolet connected services capable (Terms and limitations apply. See onstar.com or dealer for details.)

Rear Park Assist

Following Distance Indicator

HD Rear Vision Camera

Front Pedestrian Braking

Lane Keep Assist with Lane Departure Warning

Forward Collision Alert

Door locks, rear child security, manual

LATCH system (Lower Anchors and Tethers for CHildren), for child restraint seats lower anchors and top tethers located in all second-row seating positions (Deleted when (ATZ) second row seat delete is ordered.)

Tire Pressure Monitoring System auto learn, includes Tire Fill Alert (does not apply to spare tire)

Warning tones headlamp on, driver and right-front passenger seat belt unfasten and turn signal on

WARRANTY

Warranty Note: <<< Preliminary 2021 Warranty >>>

Basic Years: 3

Basic Miles/km: 36,000

Drivetrain Years: 5

Drivetrain Miles/km: 60,000

Drivetrain Note: Qualified Fleet Purchases: 5 Years/100,000 Miles

Corrosion Years (Rust-Through): 6

Corrosion Years: 3

Corrosion Miles/km (Rust-Through): 100,000

Corrosion Miles/km: 36,000

Roadside Assistance Years: 5

Roadside Assistance Miles/km: 60,000

Roadside Assistance Note: Qualified Fleet Purchases: 5 Years/100,000 Miles

Maintenance Note: 1 Year/1 Visit

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Data Version: 12783. Data Updated: March 26th, 2021 12:04:00 AM PST.

Vehicle: [Fleet] 2022 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial ( Incomplete)

Selected Model and Options

| MODEL | | |
|---------|---|------|
| CODE | MODEL | MSRP |
| CK10706 | 2022 Chevrolet Tahoe 4WD 4dr Commercial | |

| COLORS | | |
|--------|-------------|--|
| CODE | DESCRIPTION | |
| GAZ | Red Hot | |

| NOTE | | |
|------|---|------|
| CODE | DESCRIPTION | MSRP |
| ** | **REQUIRES A FLEET OR GOVERNMENT ORDER TYPE. LATE AVAILABILITY.** | INC |

| SUSPENSION PKG | | |
|----------------|---|------|
| CODE | DESCRIPTION | MSRP |
| ZW7 | Suspension Package, Premium Smooth Ride | INC |

| EMISSIONS | | |
|-----------|---|------|
| CODE | DESCRIPTION | MSRP |
| NE1 | Emissions, Connecticut, Delaware, Maine, Maryland, Massachusetts, New Jersey, New York, Oregon, Pennsylvania, Rhode Island, Vermont and Washington state requirements | INC |

| ENGINE | | |
|--------|-------------------------|------|
| CODE | DESCRIPTION | MSRP |
| L84 | Engine, 5.3L EcoTec3 V8 | INC |

| TRANSMISSION | | |
|--------------|----------------------------------|------|
| CODE | DESCRIPTION | MSRP |
| MQC | Transmission, 10-speed automatic | INC |

| AXLE | | |
|------|-----------------------|------|
| CODE | DESCRIPTION | MSRP |
| GU5 | Rear axle, 3.23 ratio | INC |

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Vehicle: [Fleet] 2021 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial ( Incomplete)

PREFERRED EQUIPMENT GROUP

| CODE | DESCRIPTION | MSRP |
|------|--------------------------------------|------|
| 1FL | Commercial Preferred Equipment Group | INC |

WHEEL TYPE

| CODE | DESCRIPTION | MSRP |
|------|---|------|
| RD4 | Wheels, 20" x 9" (50.8 cm x 22.9 cm) painted aluminum with machine face and Argent Metallic pockets | INC |

TIRES

| CODE | DESCRIPTION | MSRP |
|------|---|------|
| QAE | Tires, 275/60R20SL all-terrain, blackwall | INC |

PAINT

| CODE | DESCRIPTION | MSRP |
|------|--------------|------|
| GAZ | Summit White | INC |

SEAT TYPE

| CODE | DESCRIPTION | MSRP |
|------|-----------------------------------|------|
| AZ3 | Seats, front 40/20/40 split-bench | INC |

SEAT TRIM

| CODE | DESCRIPTION | MSRP |
|------|----------------------------|------|
| H1T | Jet Black, cloth seat trim | INC |

RADIO

| CODE | DESCRIPTION | MSRP |
|------|--|------|
| IOR | Audio system, Chevrolet Infotainment 3 system, 8" diagonal color touchscreen | INC |

ADDITIONAL EQUIPMENT - PACKAGE

| CODE | DESCRIPTION | MSRP |
|------|--|------|
| 5W4 | Identifier for Special Service vehicle | |
| AMF | Remote Keyless Entry Package | INC |

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Vehicle: [Fleet] 2022 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial ( Incomplete)

ADDITIONAL EQUIPMENT - MECHANICAL

| CODE | DESCRIPTION | MSRP |
|------|--|------|
| ___ | Capless Fuel Fill | Inc. |
| K3W | Battery, 900 cold-cranking amps with 95 amp hour rating | Inc. |
| K6K | Battery, auxiliary, 760 cold-cranking amps with 70 amp hour rating | Inc. |
| KX4 | Alternator, 220 amps | Inc. |
| RC1 | Skid plate, front | Inc. |
| V76 | Recovery hooks, 2 front, frame-mounted, Black | Inc. |

ADDITIONAL EQUIPMENT - EXTERIOR

| CODE | DESCRIPTION | MSRP |
|------|--------------------------------------|------|
| ___ | Exterior ornamentation delete | Inc. |
| V53 | Luggage rack side rails, delete | Inc. |
| VK3 | License plate front mounting package | Inc. |
| WUA | Fascia, front high-approach angle | Inc. |

ADDITIONAL EQUIPMENT - INTERIOR

| CODE | DESCRIPTION | MSRP |
|------|--|------|
| ___ | Instrumentation, analog | Inc. |
| ___ | Power supply, 100-amp, auxiliary battery, rear electrical center | Inc. |
| ___ | Power supply, 120-amp, (4) 30-amp circuit, Primary battery | Inc. |
| ___ | Power supply, 50-amp, power supply, auxiliary battery | Inc. |
| ___ | Theft-deterrent system, vehicle, PASS-Key III | Inc. |
| ATD | Seat delete, third row passenger | Inc. |
| AU7 | Key, common, fleet | Inc. |
| BTV | Remote start | Inc. |
| VZ2 | Speedometer calibration | Inc. |

ADDITIONAL EQUIPMENT - SAFETY-INTERIOR

| CODE | DESCRIPTION | MSRP |
|------|--|------|
| ___ | Lane Keep Assist Delete | Inc. |
| ___ | Seat belts, 3-point, all seating positions | Inc. |

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Vehicle: [Fleet] 2022 Chevrolet Tahoe (CK10706) 4WD 4dr Commercial ( Incomplete)

ADDITIONAL EQUIPMENT - OTHER

| CODE | DESCRIPTION | MSRP |
|------|---|------|
| 5J3 | Calibration, Surveillance Mode interior lighting | Inc. |
| 5J9 | Calibration taillamp flasher, Red/White | Inc. |
| 5LO | Calibration taillamp flasher, Red/Red | Inc. |
| 6C7 | Lighting, red and white front auxiliary dome | Inc. |
| 6E2 | Key common, complete vehicle fleet | Inc. |
| 6J7 | Flasher system, headlamp and taillamp, DRL compatible with control wire | Inc. |
| — | Protected idle | Inc. |
| R9Y | Fleet Free Maintenance Credit. | Inc. |
| T66 | Wiring provision, for outside mirrors and cargo side mirrors | Inc. |
| UN9 | Radio Suppression Package, with ground straps | Inc. |
| UT7 | Ground wires, blunt cut cargo area and blunt cut console area | Inc. |
| VXT | Incomplete vehicle | Inc. |

SHIP THRU CODES

| CODE | DESCRIPTION | MSRP |
|------|--|------|
| VPV | Ship Thru, Produced in Arlington Assembly and shipped to Kerr Industries and onto Arlington Assembly | Inc. |

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Data Version: 12783. Data Updated: March 26th, 2021 12:04:00 AM PST.

Freeport Fire Department

2022 Chevy Tahoe SSV Red Vehicle Up Fit

Vendor will supply and install all equipment unless specified.

ZONE A FRONT LOWER WARNING

Four (4) Sound Off mpower DUO Red/White warning lights will be mounted in upper grill. Lights will be set in fast flash pattern. Light will have black bezel. Lights will be activated by a switch in the console.

Two (2) Sound Off mpower red super LED lights will be mounted in lower lights with black bezel.

ZONE B AND D WARNING

Two (2) Sound Off mpower Red/White bumper mounted lights will act as intersection lights. Lights will be wired to a switch in console.

Two (2) Sound Off N force Mirror Red with black housing will be mounted on lower mirror (one per side) and will act as side warning lights. Lights will be wired to a switch in console.

Two (2) Sound Off mpower DUO Red/White ¾ glass mounted lights will act as rear intersection lights. Lights will be wired to a switch in console.

Two (2) Sound Off SL RUNNING DUO Red/White LED light heads will be mounted on running boards one (1) per side.

Zone C Rear Lower Warning

Four (4) Undercover red/blue LED light heads will be mounted in rear taillights. Lights will flash in an X pattern with taillight. Lights will be wired to a switch in console.

One (1) Sound Off N Fuse interior bar Red/Blue light bar will be mounted in rear hatch window.

Two (2) Sound Off mpower R/W/B surface mount lights will be mounted on rear tailgate next to License plate.

Two (2) Sound Off mpower R/W/B lights will be mounted on rear bumper.

ZONE A AND C UPPER WARNING LIGHT BAR

One (1) Sound Off NFUSE 54" DUO red/white front and red/blue/amber fully populated lightbar will be installed.

CONSOLE

One (1) Havis Console wide mount Tahoe custom will be installed factory console. The following options will be supplied.

Console will have Two (2) cup holders.

Console will have two (2) Flush mount radio plates.

Console will have One (1) Flush mount Siren Controller plate.

Console will have One (1) USB Port and One (1) 12-volt Cigar plug.

SIREN CONTROLLER

One (1) Sound Off 500 Blueprint 200-watt Siren controller with knob will be supplied. The siren will be a 100-watt siren. The siren will have a three-position slide switch with six additional switches.

SIREN SPEAKER

Two (2) Sound Off S100 siren speaker with bracket will be installed.

LOW FREQUENCY SIREN

One (1) Sound Off Aftershock siren will be installed.

INTERIOR WORK LIGHTS

Three (3) Sound Off White LED work lights will be installed on interior lower tailgate and will operate by a switch located on upper trim panel.

One (1) Sound Off Red/White LED work light will be installed between the driver and passenger ceiling to the rear of console. Light will activate with a switch mounted in upper console.

TAILGATE WARNING LIGHTS

Two (2) Sound Off mpower LED Red/Blue warning lights will be installed at bottom edge of rear tailgate. Lights will illuminate when tail gate is in raised position allowing rear facing warning light.

ELECTRICAL

A totally separate electrical system will be installed not to interfere with factory installed electrical system.

DISTRIBUTION BLOCK

One (1) Kussmaul model# PDS-100 Power Distribution block will be supplied and installed. Power block will be supplied from the 12-volt battery by 4-gauge GXL wire. All terminal ends will be copper with a weatherproof coating. Terminal ends will have a double crimp and will be heat shrunk with a weatherproof wrap.

CIRCUIT BREAKER

One (1) Busman model#185100F 100-amp breaker will be installed between the battery and the distribution block as close to the battery as possible.

WIRING

All wiring will be heavy duty GXL type wire. All connections will be made with 3M heat shrunk connectors. All wiring will run from point to point with no midpoint breaks or butt connectors. All grounds will be made at factory point ground points.

LETTERING

Lettering to match existing vehicles. Fire District will sign off on lettering before they are installed.

RADIOS

Two (2) Fire District supplied radios, scanner, chargers and accessories will be supplied and installed by vender. Three (3) antennas will be supplied and installed. Commander will supply one set of radio cables and power cables. Three (3) Fire District supplied portable radios will be installed. One (1) Fire District supplied hand light will be installed. Fire District will approve all mounting locations prior to install.

COMMAND BOX

Match Command box will be installed. A steel mounting plate and electronics box will be supplied. Sign off by Fire District prior to construction.

COMPUTER MOUNT

One (1) Havis tough book docking station and mount will be supplied and installed.

END OF SPECIFICATIO>

FREERPORT FIRE DEPT.
Raymond F. Maguire
Executive Director

FF Richard T. Muldowney Jr. Plaza
15 Broadway PO Box 290
Freeport, N.Y. 11520

September 29, 2022

To: Mayor Robert T. Kennedy
Board of Trustees

Re: Fire Headquarters Roof Repair

As you are aware the roof at fire headquarters suffered severe wind damage. After a prolonged negotiation with the Insurance Company, we were able to come to an agreement on the scope and cost with them and their roofing contractor as well as a company to remove the steel for the solar panels.

We feel that the agreement as set forth satisfies all of the required repairs. The Insurance Company has issued payment to the IVF for this project.

Therefore we respectfully request your permission to proceed by authorizing the following contractors to commence these repairs as agreed and paid by our insurance company:

Roof Replacement - \$ 120,000.00
Pyramid Contracting Service Group, Inc. 184 Hickory St Port Jefferson Station, NY 11776

Steel Removal - \$ 12,800.00
Soltech Ambient Control Ltd 56 NORTH 3RD STREET BROOKLYN NY 11249 -

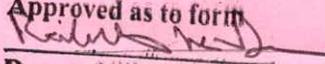
The funding will be from the Insurance Recovery Account

If you have any questions, or need additional information, please feel free to contact me.

Sincerely,

Raymond F Maguire

Raymond F. Maguire
Executive Director

Approved as to form

Deputy Village Attorney

It was moved by Trustee _____ and seconded by Trustee _____ that the following resolution be adopted:

WHEREAS, the Executive Director of the Fire Department is requesting the Board to retroactively approve the emergency authorization for roof repairs at the Department Headquarters that suffered from severe wind damage; and

WHEREAS, after a prolonged negotiation with the Insurance Company, the Department was able to come to an agreement on the scope and cost with them and their roofing contractor as well as a company to remove the steel for the solar panels; and

WHEREAS, the Department feels that the agreement as set forth satisfies all of the required repairs; the Insurance Company has issued payment to the Village for this project; and

WHEREAS, the following contractors to commence these repairs as agreed and paid by our insurance company:

Roof Replacement - \$120,000.00
Pyramid Contracting Service Group, Inc.
184 Hickory Street, Port Jefferson Station, NY 11776

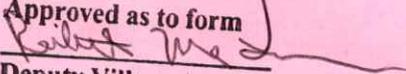
Steel Removal - \$12,800.00
Soltech Ambient Control Ltd
56 North 3rd Street, Brooklyn, NY 11249

WHEREAS, the funding will be from the Insurance Recovery Account; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Executive Director of the Fire Department, Board approve and the Mayor be and hereby is authorized to sign any documentation necessary to retroactively approve the emergency repairs of Roof Replacement with Pyramid Contracting Service Group, Inc., 184 Hickory Street, Port Jefferson Station, NY 11776, in the amount of \$120,000.00; and the Steel Removal with Soltech Ambient Control Ltd., 56 North 3rd Street, Brooklyn, NY 11249, in the amount of \$12,800.00.

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

Kim Weltner

From: Howard Colton
Sent: Thursday, September 22, 2022 4:09 PM
To: Kim Weltner
Subject: Fwd: Freeport FD - Wind Claim Of 8/4/20

Kim,

Enclosed please find an email from Ed Kirby of McLarens Young International Insurance relative to the roof at Fire Headquarters.

As stated within the email, McLarens reached an agreement with Pyramid Contracting Group to replace the roof for \$120,000.00. The cost to be fully paid as insurance proceeds from McLarens'.

We will be placing this on the next Village Board meeting for retroactive approval and I see no reason why this cannot move forward.

Howard E. Colton, Village Attorney
Village of Freeport
46 North Ocean Avenue
Freeport, New York 11520
516-377-2249
516-377-2366 fax
hcolton@freeportny.gov

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From: Ray Maguire <rmaguire@freeportny.gov>
Sent: Thursday, September 22, 2022 3:13 PM
To: Howard Colton <hcolton@freeportny.gov>; Robert McLaughlin <rmclaughlin@freeportny.gov>
Subject: FW: Freeport FD - Wind Claim Of 8/4/20

FYI

From: Edward Kirby <edward.kirby@mclarens.com>
Sent: Wednesday, March 16, 2022 10:33 AM
To: ray Maguire <ray@maguireandmaguire.com>
Subject: Freeport FD - Wind Claim Of 8/4/20

Ray,
The claim involves wind damage to the freeport fire department headquarters located at 15 Broadway, Freeport NY.

We reached an agreement with Pyramid Contracting Group in the amount of \$120,000 to replace the damaged roof.

Thank you

Ed Kirby | McLarens
Executive General Adjuster
edward.kirby@mclarens.com

One Battery Park Plaza
24 State Street, 7th Floor
+1 917.282.0927 | Mobile
+1 212.344.2600 | Office
+1 212.344.2988 | Fax
www.mclarens.com

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This email has been scanned by the Symantec Email Security.cloud service.
For more information please visit <http://www.symanteccloud.com>

Bill To

INCORPORATED VILLAGE OF FREEPORT
46 NORTH OCEAN AVE.
FREEPORT, NY 11520

ORIGINAL



Purchase Order

Fiscal Year 2023

Page: 1 of 1

**THIS NUMBER MUST APPEAR ON ALL
INVOICES, PACKAGES AND SHIPPING PAPERS.**

Purchase Order # **20233568 - 00**

Vendor

PYRAMID CONTRACTING SERVICE GROUP, INC.
184 HICKORY STREET
PORT JEFF STATION, NY 11776

Ship To

FIRE DEPARTMENT
INC VILLAGE OF FREEPORT
15 BROADWAY
FREEPORT, NY 11520
Phone: 516-377-2190

| VENDOR PHONE | VENDOR FAX | REQUISITION NUMBER | VENDOR EMAIL | |
|--------------|---------------|--------------------|----------------------|---------------------|
| 631-509-0591 | | 233474 | | |
| DATE ORDERED | VENDOR NUMBER | DATE REQUIRED | FREIGHT METHOD/TERMS | DEPARTMENT/LOCATION |
| 09/22/2022 | 2649 | | | HUMAN RESOURCES |

NOTES

| ITEM # | DESCRIPTION / PART NUMBER | QTY | UOM | UNIT PRICE | EXTENDED PRICE |
|--------|---------------------------|------|------|--------------|----------------|
| 1 | FD ROOF REPAIR | 1.00 | EACH | \$120,000.00 | \$120,000.00 |

Incorporated Village of Freeport's "Standard Terms and Conditions for Purchase Orders" are made a part of, and incorporated into, this Purchase Order by this reference. They can be viewed at <http://www.freeportny.com>. Any performance by Vendor pursuant to this Purchase Order constitutes Vendor's acknowledgement that Vendor has read and agreed to the referenced Standard Terms and Conditions. All invoices must be sent to Auditor's office 46 North Ocean Avenue Freeport, NY 11520 or emailed to Auditor@freeportny.gov or payment will be delayed.

Authorized Signature

Purchase Order Total \$120,000.00

Vendor Copy

HOME IMPROVEMENT CONTRACT

Pyramid Contracting Service Group, Inc
184 Hickory Street, Post Jeff Bldg. #11776
081-809-0691
DCA License No.: 43860-11

YOU ARE ENTITLED TO A COMPLETED FILLED-IN COPY OF THIS CONTRACT, SIGNED BY BOTH YOU AND THE CONTRACTOR BEFORE ANY WORK MAY BE STARTED

BUYER'S NAME: John Village et al BUYER'S NAME: _____

BUYER'S ADDRESS: 15 Broadway Heights BUYER'S PHONE: _____

PROJECT ADDRESS: _____

I. PARTIES

This contract is entered into on this 12 day of April, 2022 by and between Pyramid Contracting Service Group, Inc. ("Contractor") and John Village et al ("Buyer(s)"). Buyer(s) and Contractor agree to the following:

II. GENERAL DESCRIPTION OF WORK

The Contractor shall perform all work and provide all labor, supervision, materials and equipment described below to complete in a good and workmanlike manner the following:

Show on Estimate # 1264

Yes No. All work to be completed by Contractor (and subcontractors, if any) is described in the above plans and specifications that have been signed and acknowledged by the Buyer(s) and the Contractor.

III. DESCRIPTIONS OF MATERIALS AND EQUIPMENT

| Materials/Equipment | Price |
|---------------------|-------|
| | |
| | |

Yes No. Some (circle one) materials/equipment are to be supplied by the Contractor according to the plans and specifications set forth on the reverse side of this page. The plans have been initiated and acknowledged by the Buyer(s) and the Contractor.

No. The buyer will supply the materials/equipment according to the plans and specifications set forth on the reverse side of this page. The plans have been initiated and acknowledged by the Buyer(s) and the Contractor.

IV. CONTRACT PRICE: \$ 126,000.00
(Total Amount)

The buyer(s) shall pay the Contractor the fixed sum of \$ 126,000.00 (in dollar and cents) for the work to be performed under this contract.

V. CHANGE ORDERS/ADDITIONAL WORK

Written change orders signed by the Buyer(s) are required for any changes or additional work. The change order shall state 1) the cost of the additional work and 2) the new total amount of the contract. Except for those items specifically described in the Change Order, all other Contract terms remained unchanged. Payment for additional or changed work is due upon completion of all of the additional or changed work and submittal of an invoice by Contractor.

Initial: [Signature]
Buyer
4/25/22

Buyer

Contractor

Approved on behalf of
Village Attorney
[Signature]
4/22/22

VI. PROGRESS PAYMENTS AND SCHEDULE

Deposit: When the Contract is signed by both parties and returned to the Contractor, the Buyer shall pay to the Contractor a deposit of \$ 10,000.00

Final Payment: When all work is complete, the Buyer will pay the Contractor \$ 10,000.00

VII. RIGHT TO CANCEL CONTRACT WITHIN THREE DAYS

YOU, THE BUYER(S), MAY CANCEL THIS CONTRACT AT ANY TIME PRIOR TO MIDNIGHT OF THE THIRD BUSINESS DAY AFTER THE DATE OF THIS TRANSACTION. SEE THE ATTACHED NOTICE OF CANCELLATION FOR EXPLANATION OF THIS RIGHT. BUYER HEREBY ACKNOWLEDGES RECEIPT OF NOTICE OF CANCELLATION FORM. Initial: _____ Buyer _____ Buyer

VIII. COMMENCEMENT AND COMPLETION SCHEDULE

Work will commence on _____ (date)
Construction time through completion date will take approximately _____ to _____ days-weeks-months (circle one)

Work will be completed on or about _____ (date). Time is of the essence regarding this contract unless the Buyer has appended a handwritten statement that modifies this agreement.

____ Yes ____ No: A handwritten statement by the Buyer is appended and time is of the essence is required for completion of the contract.

IX. ADDITIONAL TERMS, CONDITIONS, AND PROVISIONS

- The Contractor or subcontractor who performs work under this Contract and/or the materialman who provides home improvement goods or services and is not paid may have a claim against the owner which may be enforced against the property to accordance with the applicable lien law. Any contractor, subcontractor or materialman who provides home improvement goods or services pursuant to your home improvement contract and who is not paid may have a valid legal claim against your property known as a mechanic's lien. Any mechanic's lien filed against your property may be discharged. Payment of the agreed upon fees under the home improvement contract prior to filing of a mechanic's lien may invalidate such lien. The owner may wish to obtain an attorney to determine his right to discharge the mechanic's lien.
- In accordance with subdivision 4 Section 71-A of the Lien Law, the Contractor is legally required to deposit all payments received prior to substantial completion of work. In lieu of such deposit, if a home improvement contractor may post a bond or contract of indemnity with the buyer guaranteeing the return of the payments or application of the payments to the purpose of the Contract.
- All items specified in this contract for the beginning, performance, substantial completion of work by or on behalf of the following contingencies which would materially change the approximate start date and/or completion date, any condition which makes this contract subject to your ability to obtain financing to pay for the work and materials, acts of God, fire, hurricanes, civil disturbances or disorders, delays or defaults by carriers or suppliers, inherent defects in the home or property, utility, fire, accidents, weather conditions which affect the ability to perform the work, lack of access to the home or project location, inability to obtain material despite our best efforts and through no fault of our own, work changes made to the project, or additional work added to the project, and any other causes not listed that are beyond our control.
- Buyer(s)/Owner(s) represent that there is no objection at the premises and that buyer(s) will indemnify Contractor for any claims, costs and/or fees incurred arising from the removal thereof.
- The Contractor agrees to procure all required permits in accordance with local law.
- The Contractor agrees to furnish the buyer(s) with a "Certificate of Workmen Compensation Insurance" prior to the commencement of work pursuant to the contract.
- The Contractor shall disclose all terms, conditions, and period of time covered by any guarantee or warranty it offers to the Buyer(s), including those advertised by the Contractor. The following guarantee/warranty is applicable to this contract. (if more than one)

V. ACCEPTANCE OF CONTRACT

The conditions, specifications, and prices stated in this contract and any referenced attached hereto, are acknowledged and hereby accepted. The Contractor is authorized to do the work as specified.

Buyer Signature: [Signature] 4/25/22

Approved as to form: [Signature]
Village Attorney
Date: 4/25/22

Buyer Signature: _____

Date: _____

Contractor Signature: _____

Date: _____

Handwritten notes: (RTH) OK 9/20/22 with 15% H/M covered by H/Molten ok HC 9/20/2022

NOTICE OF CANCELLATION

Date of Transaction: 4/15/22

YOU MAY CANCEL THIS TRANSACTION WITHIN THE PERIOD OF OBLIGATION WITHIN THREE (3) BUSINESS DAYS FROM THE ABOVE DATE.

IF YOU CANCEL, ANY PROPERTY TRANSFERRED OR AGREEMENTS MADE BY YOU UNDER THE CONTRACT OR SALE, AND ANY NEGOTIABLE INSTRUMENT EXECUTED BY YOU WILL BE RETURNED WITHIN TEN (10) DAYS FOLLOWING RECEIPT BY THE SELLER OF YOUR CANCELLATION NOTICE, AND ANY SECURITY INTEREST ARISING OUT OF THE TRANSACTION SHALL BE WAIVED AND DEEMED VOID.

IF YOU CANCEL, YOU MUST HAVE AVAILABLE TO THE SELLER ALL RESIDENCE IN SUBSTANTIALLY AS GOOD A CONDITION AS WHEN RECEIVED. ANY GOODS DELIVERED TO YOU UNDER THIS CONTRACT OR SALE, IF YOU MAY WISH, COMPLY WITH THE RETURN SHIPMENT OF THE GOODS AT THE SELLER'S EXPENSE AND RISK.

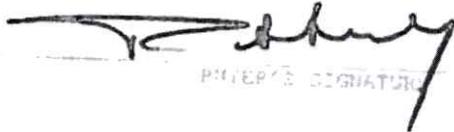
IF YOU DO MAKE THE GOODS AVAILABLE TO THE SELLER AND THE SELLER DOES NOT PICK THEM UP WITHIN TWENTY (20) DAYS OF THE DATE OF YOUR NOTICE OF CANCELLATION, YOU MAY RETAIN OR DISPOSE OF THE GOODS WITHOUT ANY FURTHER OBLIGATION. IF YOU FAIL TO MAKE THE GOODS AVAILABLE TO THE SELLER, OR IF YOU AGREE TO RETURN THE GOODS AND FAIL TO DO SO, THEN YOU REMAIN LIABLE FOR THE PERFORMANCE OF ALL OBLIGATIONS UNDER THE CONTRACT.

TO CANCEL THIS TRANSACTION, MAIL OR DELIVER A SIGNED AND DATED COPY OF THIS CANCELLATION NOTICE OR ANY OTHER WRITTEN NOTICE OR SEND A TELEGRAM, TO: PYRAMID CONTRACTING SERVICE GROUP, INC. 184 HICKORY STREET, PORT JEFF STA, NY 11777.

NOT LATER THAN MIDNIGHT OF THE THIRD (3) BUSINESS DAY FOLLOWING THE EXECUTION OF THE CONTRACT.

I HEREBY CANCEL THIS TRANSACTION

DATE: 4/25/22


BUYER'S SIGNATURE

Approved as to form
Village Attorney
4/25/22

PYRAMID CONTRACTING SERVICE GROUP

136 Halsey St
Port Jefferson Station, NY
11778 US
631-803-0591
pyramid.contracting@yahoo.com

Estimate

ADDRESS
McNeil & Co/ESIP
The Village of Freeport - Fire
Dept
15 Broadway
Freeport NY 11520

ESTIMATE # 1266
DATE 04/06/2022

NO. OF EST. HOURS

JOB 15 BROADWAY FREEPORT
RIP OLD ROOF OFF
INSTALL NEW TAMKO HERT 30 ARCH SHINGLE 120,000.00
INSTALL ICE SHIELD ON EAVES AND RACKS
INSTALL SYNTHETIC PAPER THE REST OF ROOF
INSTALL NEW PIPE FLANGES
INSTALL 3/4 FLYWOOD TO ROOF USING TECTUM SCREWS TO HOLD TO TECTUM
DECK
INSTALL DRIP EDGE AROUND ROOF LINE

LABOR AND MATERIALS AND DUMPSTER
MANUFACTURERS WARRENTY 30 YEARS ON SHINGLES

PYRAMID CONTRACTING LABOR WARRANTY IS 10 YEARS
PURDANT TO THE AGREEMENT REACHED WITH ESIP/McNeil & Co WE WILL
REPLACE THE DAMAGED ROOF IN THE AMOUNT OF \$120,000.00
AS AGREED WITH INSURANCE COMPANY FOR REPLACEMENT OF ROOF DUE TO
WIND DAMAGES

TOTAL \$120,000.00

Accepted By

Accepted Date

Headquarters Roof Project

Funds received:

09/20/20 \$ 50,000.00
12/16/20 \$ 105,169.34
03/29/22 \$ 28,500.00
09/12/22 \$ 51,418.00
Total received \$ 235,087.34

Pursuant to agreement with Insurance Company and subsequent payments by them as reflected above, the following disbursements will be made initially to remove the steel and replace the roof:

Pyramid Contracting Services Group - \$ 120,000.00 with a \$ 60,000.00 initial payment to be made upon delivery of material and commencement of work per the executed contract

Soltech Ambient Control Ltd – Not to exceed - \$ 12,800.00

Once the roof project is completed the renovation of the 2nd floor will take place utilizing the balance of the funds of \$ 102,287.34. Estimates and project outlines will be submitted for approval and authorization prior to any work commencing

**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 16, 2022

RE: 2022 ROAD RESURFACING PROJECT

Plans and specifications for the above-referenced project have been completed. The project calls for the cold-milling and asphalt overlaying (resurfacing) of existing roadways where the road bed is in good condition, but the upper layer (wearing course) of asphalt is deteriorating. A number of Village roadways are in a condition that makes them good candidates for this process. Doing so will help extend the life of these roadways in a cost-effective manner. The proposed roadways are as follows:

| Road | From | To |
|---------------------|--|--------------------|
| Oakfield Avenue | Wilson Place | Milburn Court |
| Miller Avenue | Manhattan Street | Hamilton Street |
| President Street | Gordon Place | South Main Street |
| West 4th Street | South Main Street | Westerly Terminus |
| Guy Lombardo Avenue | Front Street | Southerly Terminus |
| Facility | Location | |
| Parking Field #11 | Church Street between Sunrise Highway and Merrick Road | |
| Parking Field #29 | North of the Train Station | |

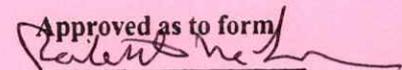
The estimated cost for this project is \$1,100,000.00. Partial funding will come from a \$750,000 bond resolution approved by the Board of Trustees on July 12, 2021 and the balance from an anticipated bond resolution to be approved by the Board. The project is reimbursable with Freeport Community Development grant and CHIPS funding.

Therefore, it is requested that we be authorized to advertize the referenced contract in the Freeport Leader, and other related publications on October 6, 2022. Bid documents will be available from October 11, 2022 through October 21, 2022. Bids will have a returnable date of October 25, 2022, with bids scheduled to be opened at 11:00 am. A copy of the proposed advertisement is furnished herewith.



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

- c. P. Boening, Village Clerk
K. Weltner, Purchasing Agent
P. Lester, Secretary to the Mayor

Approved as to form

Deputy Village Attorney

It was moved by Trustee _____, seconded by Trustee _____, who moved that the following be adopted:

WHEREAS, the Incorporated Village of Freeport requires bids for the “2022 Road Resurfacing Project” which provides for the cold-milling and asphalt overlaying of existing roadways where the road bed is in good condition, but the upper layer of asphalt is deteriorating and this will help extend the life of these roadways in a cost-effective manner; and

WHEREAS, the proposed roadways are as follows:

| Road | From | To |
|---------------------|--|--------------------|
| Oakfield Avenue | Wilson Place | Milburn Court |
| Miller Avenue | Manhattan Street | Hamilton Street |
| President Street | Gordon Place | South Main Street |
| West 4th Street | South Main Street | Westerly Terminus |
| Guy Lombardo Avenue | Front Street | Southerly Terminus |
| Facility | Location | |
| Parking Field #11 | Church Street between Sunrise Highway and Merrick Road | |
| Parking Field #29 | North of the Train Station | |

WHEREAS, the estimated cost of this project is \$1,100,000.00; and

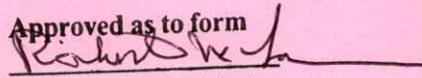
WHEREAS, partial funding for the road resurfacing will come from a \$750,000 bond resolution approved by the Board of Trustees on July 12, 2021 and the balance from an anticipated bond resolution to be approved by the Board; and

WHEREAS, the project is reimbursable with a Freeport Community Development Agency grant and the New York State Consolidated Local Street and Highway Improvement Program (CHIPS) funding; and

NOW THEREFORE BE IT RESOLVED, that the Mayor and the Board hereby grant authorization to advertise a Notice to Bidders for the “2022 Road Resurfacing Project” in the Freeport Herald and other relevant publications on October 6, 2022 with specifications available from October 11, 2022 through October 21, 2022 with a return date of October 25, 2022, with bids scheduled to be opened at 11:00 AM.

The Clerk polled the Board at 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

2022 ROAD RESURFACING PROJECT

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 “**2022 ROAD RESURFACING PROJECT**” until 11:00 A.M. on **October 25, 2022** 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 or at the Office of the Purchasing Agent, Municipal Building, 1st Floor, 46 North Ocean Avenue, Freeport, New York, 11520, **from 9:00 A.M. on October 11, 2022 until 4:00 P.M. October 21, 2022**. There is no fee for a set of contract 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 – October 6, 2022



VILLAGE OF
FREEPORT

2022 ROAD
RESURFACING

MAP 1 OF 2



VILLAGE OF
FREEPORT

2022 ROAD
RESURFACING

MAP 2 OF 2

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 16, 2022

RE: COW MEADOW PARK FENCE REPLACEMENT RE BID

Twenty-one (21) bids were picked up and seven (7) bids were received on September 13 for the referenced project. The project calls for the installation of approximately 520 linear feet of new six foot high ornamental fence along with two motorized gates and two manual gates at Cow Meadow Park along South Main Street.

The bids ranged from a high of \$356,500 to the low bid of \$152,000.00. We have reviewed and checked all bids and find them in good order. Attached is a copy of the bid tabulation for your use. Funding for this project will come from a bond resolution that was authorized by the Village Board of Trustees on February 28, 2022 in the amount of \$2,500,000.00.

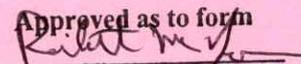
The lowest responsible bid was submitted by **GTX Construction Associates Corp., 80 Henry Street, Freeport, NY 10520 in the amount of \$152,000.00**. We have checked their references and all appear to be in good order.

Accordingly, it is recommended that the contract, "**COW MEADOW PARK FENCE REPLACEMENT RE BID**" be awarded to the lowest responsible bidder, **GTX Construction Associates Corp., 80 Henry Street, Freeport, NY 10520 in the amount of \$152,000.00 total bid**.



Robert R. Fisenne, P.E.

- c. Encl.
P. Lester, Secretary to the Mayor
P. Boening, Village Clerk
K. Weltner, Purchasing Agent

Approved as to form

Deputy Village Attorney

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

WHEREAS, the Village of Freeport has solicited bids for the Cow Meadow Park Fence Replacement Rebid; and

WHEREAS, twenty-one (21) bids were picked up and seven (7) bids were received on September 13 for the referenced project; and

WHEREAS, the bids ranged from a high of \$356,500.00 to the low bid of \$152,000.00; and

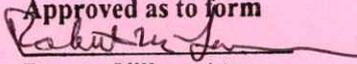
WHEREAS, the lowest responsible bid was submitted by GTX Construction Associates Corp., 80 Henry Street, Freeport, NY 10520 in the amount of \$152,000.00; and the Village has checked their references and all appear to be in good order; and

WHEREAS, funding for this project will come from a bond resolution that was authorized by the Village Board of Trustees on February 28, 2022 in the amount of \$2,500,000.00, (H719702-523001); and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Public Works, Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to award the Cow Meadow Park Fence Replacement Rebid to GTX Construction Associates Corp., 80 Henry Street, Freeport, NY 10520 in the amount of \$152,000.00.

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: COW MEADOW PARK FENCE REPLACEMENT - REBID

BID DATE: SEPTEMBER 13, 2022

GTX CONSTRUCTION

GIACORP CONTRACTING INC

80 HENRY STREET
FREEPORT, NEW YORK 11520

11 BRADHURST AVENUE
HAWTHORNE, NEW YORK 10532

| ITEM NO. | DESCRIPTION | UNITS | BID QUANTITY | GTX CONSTRUCTION | | GIACORP CONTRACTING INC | |
|----------|---|-------|--------------|------------------|---------------|-------------------------|---------------|
| | | | | UNIT PRICE | TOTAL COST | UNIT PRICE | TOTAL COST |
| 1 | FURNISH AND INSTALL 6' HIGH ORNAMENTAL ALUMINUM FENCE | LF | 500 | \$ 165.00 | \$ 82,500.00 | \$ 114.00 | \$ 57,000.00 |
| 2 | FURNISH AND INSTALL 6' HIGH ORNAMENTAL ALUMINUM GATE | LF | 120 | \$ 175.00 | \$ 21,000.00 | \$ 480.00 | \$ 57,600.00 |
| 3 | FURNISH AND INSTALL 4"X12" CONCRETE MOW STRIP | LF | 500 | \$ 38.00 | \$ 19,000.00 | \$37.60 | \$ 18,800.00 |
| 4 | FURNISH AND INSTALL DOUBLE SWING GATE OPERATORS (FULL SYSTEM) | EA | 2 | \$ 9,750.00 | \$ 19,500.00 | \$ 25,735.00 | \$ 51,470.00 |
| 27 | FURNISH AND INSTALL 4" CONCRETE SIDEWALK | LF | 500 | \$ 20.00 | \$ 10,000.00 | \$ 30.00 | \$ 15,000.00 |
| TOTAL | | | | \$ | \$ 152,000.00 | \$ | \$ 199,870.00 |

INCORPORATED VILLAGE OF FREEPORT
ENGINEERING DIVISION

PROJECT: COW MEADOW PARK FENCE REPLACEMENT - REBID

BID DATE: SEPTEMBER 13, 2022

THE LANDTEK GROUP, INC

SPITALE CONSTRUCTION

105 SWEENYDALE AVENUE
BAYSHORE, NEW YORK 11706

2013 CROMPOND ROAD SUITE 3
YORKTOWN HEIGHTS, NY 10598

| ITEM NO. | DESCRIPTION | UNITS | BID QUANTITY | UNIT PRICE | TOTAL COST | UNIT PRICE | TOTAL COST |
|----------|---|-------|--------------|--------------|---------------|--------------|---------------|
| 1 | FURNISH AND INSTALL 6' HIGH ORNAMENTAL ALUMINUM FENCE | LF | 500 | \$ 140.00 | \$ 70,000.00 | \$ 293.00 | \$ 146,500.00 |
| 2 | FURNISH AND INSTALL 6' HIGH ORNAMENTAL ALUMINUM GATE | LF | 120 | \$ 350.00 | \$ 42,000.00 | \$ 350.00 | \$ 42,000.00 |
| 3 | FURNISH AND INSTALL 4"X12" CONCRETE MOW STRIP | LF | 500 | \$ 34.00 | \$ 17,000.00 | \$ 20.00 | \$ 10,000.00 |
| 4 | FURNISH AND INSTALL DOUBLE SWING GATE OPERATORS (FULL SYSTEM) | EA | 2 | \$ 38,900.00 | \$ 77,800.00 | \$ 15,000.00 | \$ 30,000.00 |
| 27 | FURNISH AND INSTALL 4" CONCRETE SIDEWALK | LF | 500 | \$ 20.00 | \$ 10,000.00 | \$ 42.00 | \$ 21,000.00 |
| | TOTAL | | | | \$ 216,800.00 | | \$ 249,500.00 |

INCORPORATED VILLAGE OF FREEPORT
ENGINEERING DIVISION

PROJECT: COW MEADOW PARK FENCE REPLACEMENT - REBID

BID DATE: SEPTEMBER 13, 2022

KJB INDUSTRIES, INC

RESIDENTIAL FENCES CORP

14 CENTER DRIVE
RIVERHEAD, NEW YORK 11901

1775 ROUTE 25
RIDGE, NEW YORK 11961

| ITEM NO. | DESCRIPTION | UNITS | BID QUANTITY | UNIT PRICE | TOTAL COST | UNIT PRICE | TOTAL COST |
|----------|---|-------|--------------|--------------|---------------|--------------|---------------|
| 1 | FURNISH AND INSTALL 6' HIGH ORNAMENTAL ALUMINUM FENCE | LF | 500 | \$ 180.00 | \$ 90,000.00 | \$ 172.00 | \$ 86,000.00 |
| 2 | FURNISH AND INSTALL 6' HIGH ORNAMENTAL ALUMINUM GATE | LF | 120 | \$ 400.00 | \$ 48,000.00 | \$ 600.00 | \$ 72,000.00 |
| 3 | FURNISH AND INSTALL 4"X12" CONCRETE MOW STRIP | LF | 500 | \$ 60.00 | \$ 30,000.00 | \$ 20.00 | \$ 10,000.00 |
| 4 | FURNISH AND INSTALL DOUBLE SWING GATE OPERATORS (FULL SYSTEM) | EA | 2 | \$ 48,000.00 | \$ 96,000.00 | \$ 60,900.00 | \$ 121,800.00 |
| 27 | FURNISH AND INSTALL 4" CONCRETE SIDEWALK | LF | 500 | \$ 60.00 | \$ 30,000.00 | \$ 20.00 | \$ 10,000.00 |
| | TOTAL | | | | \$ 294,000.00 | | \$ 299,800.00 |

INCORPORATED VILLAGE OF FREEPORT
ENGINEERING DIVISION

PROJECT: COW MEADOW PARK FENCE REPLACEMENT - REBID

BID DATE: SEPTEMBER 13, 2022

SHERWANI CONTRACTING INC.

1 BAY SHORE ROAD
BAY SHORE, NEW YORK 11706

| ITEM NO. | DESCRIPTION | UNITS | BID QUANTITY | UNIT PRICE | TOTAL COST |
|----------|---|-------|--------------|--------------|---------------|
| 1 | FURNISH AND INSTALL 6' HIGH ORNAMENTAL ALUMINUM FENCE | LF | 500 | \$ 360.00 | \$ 180,000.00 |
| 2 | FURNISH AND INSTALL 6' HIGH ORNAMENTAL ALUMINUM GATE | LF | 120 | \$ 600.00 | \$ 72,000.00 |
| 3 | FURNISH AND INSTALL 4"X12" CONCRETE MOW STRIP | LF | 500 | \$ 30.00 | \$ 15,000.00 |
| 4 | FURNISH AND INSTALL DOUBLE SWING GATE OPERATORS (FULL SYSTEM) | EA | 2 | \$ 36,000.00 | \$ 72,000.00 |
| 27 | FURNISH AND INSTALL 4" CONCRETE SIDEWALK | LF | 500 | \$ 35.00 | \$ 17,500.00 |
| | TOTAL | | | \$ | \$ 356,500.00 |

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 21, 2022

RE: PURCHASE OF VACUUM COMPRESSOR ASSEMBLY

Seven bids were distributed and one bid was received on September 13, 2022 for the referenced purchase contract. This purchase is for a Vacuum Compressor Assembly for the Village's vacuum truck. The vacuum truck was purchased in 2010 and is used extensively throughout the Village to clean drains, sewers and assist in excavating in groundwater conditions.

We have reviewed and checked the bid and find it in good order. Attached is a copy of the bid tabulation for your use. Funding for this purchase contract will come out of the annual fiscal budget for the Department of Public Works, budget lines:

\$4,000.00 - A816004 541200- MAINTENANCE OF EQUIPMENT

\$15,000.00 - A511004 542800 - SERVICE CONTRACTS AND REPAIRS

\$15,887.00 - A164004 540400 - MAINTENANCE OF VEHICLES.

Trius Inc., 458 Johnson Avenue, P.O. Box 158, Bohemia, N.Y. 11716 was the low bidder in the amount of \$34,887.00. We have checked the low bidder's references and all appear to be in good order.

Accordingly, it is recommended that the purchase contract, **PURCHASE OF VACUUM COMPRESSOR ASSEMBLY**, be awarded to the sole responsible bidder.

Trius Inc.
458 Johnson Avenue
P.O. Box 158, Bohemia
N.Y. 11716

in the amount of \$34,887.00 for this contract total bid.

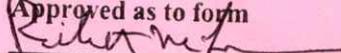


Robert R. Fisenne, P.E.

Encl.

c.

P. Lester, Secretary to the Mayor
P. Boening, Village Clerk
K. Weltner, Purchasing Agent
B. Terzulli, Asst. Supt of Public Works
A. Cestaro, Garage Supervisor

Approved as to form

Deputy Village Attorney

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

WHEREAS, the Department of Public Works for the Village of Freeport has solicited a Notice to Bidders for "Purchase of Vacuum Compressor Assembly";

WHEREAS, seven (7) bids were distributed and one (1) bid was received on September 13, 2022 for the referenced purchase contract; and

WHEREAS, the sole and responsible bid was submitted by Trius Inc., 458 Johnson Avenue, P.O. Box 158, Bohemia, N.Y. 11716, in the amount of \$34,887.00; and the Village has checked their references and all appear to be in good order; and

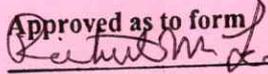
WHEREAS, funding for purchase will come from the annual fiscal budget for the Department of Public Works, budget lines:

\$4,000.00 - A816004 541200 – MAINTENANCE OF EQUIPMENT
\$15,000.00 - A511004 542800 – SERVICE CONTRACTS AND REPAIRS
\$15,887.00 - A164004 540400 - MAINTENANCE OF VEHICLES; 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 award the Purchase of Vacuum Compressor Assembly to Trius Inc., 458 Johnson Avenue, P.O. Box 158, Bohemia, N.Y. 11716, in the amount of \$34,887.00.

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

BID TABULATION

BID#22-09 PBWK-621

PURCHASE OF VACUUM COMPRESSOR ASSEMBLY

RTD
OK
9/14/22

VILLAGE OF FREEPORT

BID RETURNABLE: 9/13/22

DEPT: PUBLIC WORKS

TIME: 11:00AM

| VENDOR | RANK | BID | BID BOND |
|---|------|------------|----------|
| TRIUS INC. 458 JOHNSON AVENUE P.O. BOX 158 BOHEMIA, NY 11716 | 1 | S34,887.00 | N/A |
| | | | |
| | | | |
| | | | |
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| | | | |

BIDS FORWARDED TO PUBLIC WORKS FOR REVIEW

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

To: Mayor Robert T. Kennedy
From: Victoria Dinielli, Manager - Recreation Center
Date: September 26, 2022

Re: Freeport Fall Festival - Fire Expo & Children's Parade

Permission is requested to schedule a Freeport Fall Festival on Woodcleft Avenue for Sunday, October 30, 2022 from 12pm - 4pm. This Village of Freeport event will be a joint project, organized by the Freeport Recreation Center, the Freeport Fire Department and the Freeport Chamber of Commerce.

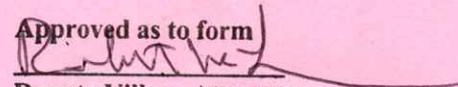
The Freeport Fire Department will host their annual Fire Expo in the municipal parking adjacent to the Splash building and across from the Village Esplanade between 12pm and 4pm. They will set up their trucks and displays in the south portion of the parking lot. The Chamber of Commerce will host the "Annual Chowder Contest" from 1pm - 4pm. Limited vendors and activities, including a Farmer's Market will be set-up in the municipal lot as well as the Village Esplanade, directly across the street.

The Village of Freeport will host a Fire Department and Children's Costume Parade at 12pm. Line-up will begin approximately 11:30 by Sea Breeze Park. The parade will start by Sea Breeze Park on Richmond Street and proceed north on Woodcleft Avenue to the municipal parking lot, south of Hamilton Street, where the Fire Expo and Fall festival will be set up. Woodcleft Avenue will be partially closed for the duration of the parade. Estimated parade time should be 1.5 hours.

The Recreation Center, Department of Public Works, Police Department and Fire Department will work together to ensure the safety and order throughout the day. I request that this item be added to the agenda and presented at the next Village Board Meeting for approval.

Thanking you in advance for your attention to this matter.


Victoria Dinielli
Manager, Recreation Center

Approved as to form

Deputy Village Attorney

CC: M. Smith - Chief, Freeport Police
R. Fisenne - Superintendent Department of Public Works
S. Mauras - Building Department
R. Maguire - Executive Director Freeport Fire Department

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

WHEREAS, the Village of Freeport wishes to hold a Freeport Fall Festival on Woodcleft Avenue on Sunday October 30, 2022 with events running from 12PM to 4PM, jointly organized by the Freeport Recreation Center, the Freeport Fire Department, and the Freeport Chamber of Commerce; and

WHEREAS, the Freeport Fire Department will hold their annual Fire Expo with trucks and displays in the parking lot adjacent to the Splash building and across from the Village Esplanade between 12 noon and 4PM; and

WHEREAS, the Chamber of Commerce will host a chowder contest from 1PM to 4PM; and

WHEREAS, limited vendors and activities, including a Farmer's Market will be set up in the municipal lot, as well as at the Village Esplanade, directly across the street; and

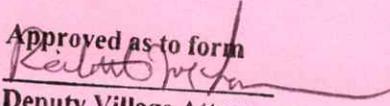
WHEREAS, the Village will host a Fire Department and Children's Parade at 12 noon (with line-up beginning at approximately 11:30) from Sea Breeze Park on Richmond street and proceed north on Woodcleft Avenue to the municipal parking lot, south of Hamilton Street, with an estimated parade time of 1.5 hours; and

WHEREAS, the Recreation Center, Department of Public Works, and Fire Department will work together to ensure the safety and order throughout the day; and

NOW THEREFORE BE IT RESOLVED, that the Board approve the Freeport Fall Festival on Woodcleft Avenue on Sunday October 30, 2022 with events running from 12PM to 4PM, jointly organized by the Freeport Recreation Center, the Freeport Fire Department, and the Freeport Chamber of Commerce.

The Clerk polled the Board at 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
DEPARTMENT OF PUBLIC WORKS
INTER-DEPARTMENT CORRESPONDENCE

To: Mayor Robert T. Kennedy

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

Date: September 14, 2022

RE: Parking Restrictions on S. Long Beach Avenue

We have received a request to restrict parking on the east side S. Long Beach Avenue. We have reviewed this request and find the restrictions to be warranted.

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

Sec. 46. No stopping or standing at any time unless otherwise indicated.

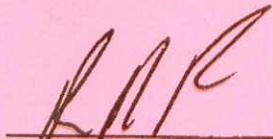
REMOVE

Long Beach Avenue, South, east side, from the southerly curblineline of Pine Street south for a distance of 60 feet.

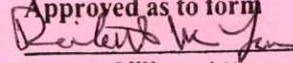
Sec. 41. Parking prohibited at all times unless otherwise designated.

ADD

Long Beach Avenue, South, east side, from the southerly curblineline of Pine Street south for a distance of 260 feet.



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

Approved as to form


Deputy Village Attorney

c.

H. Colton, Village Attorney
P. Lester, Secretary to the Mayor
P. Boening, Village Clerk
K. Weltner, Purchasing Agent

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

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

Sec. 46. No stopping or standing at any time unless otherwise indicated.

REMOVE

Long Beach Avenue, South, east side, from the southerly curblineline of Pine Street south for a distance of 60 feet.

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

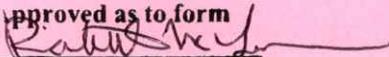
ADD

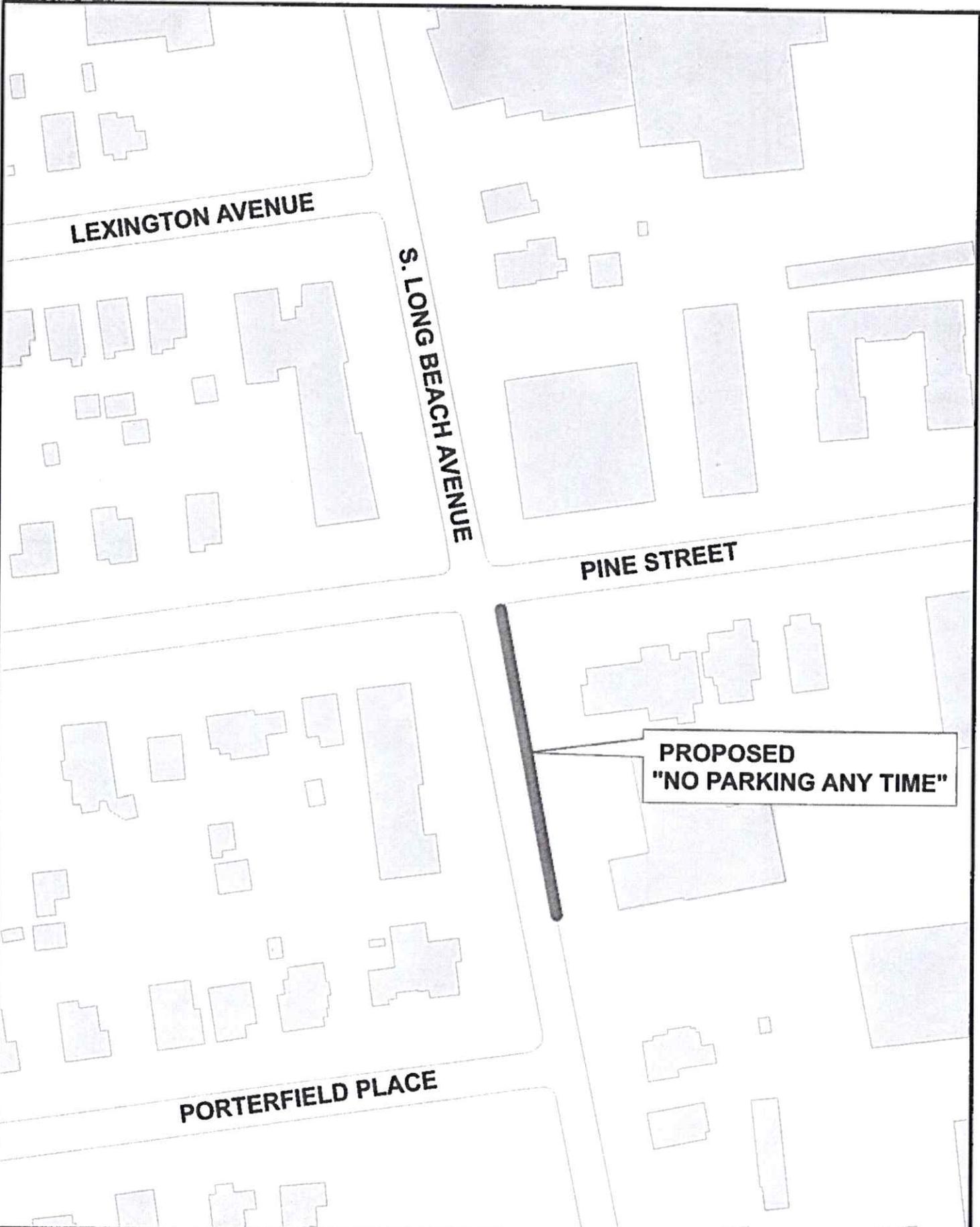
Long Beach Avenue, South, east side, from the southerly curblineline of Pine Street south for a distance of 260 feet.

The Clerk polled the Board as follows:

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

This resolution was declared duly adopted on the 3rd day of October 2022.

Approved as to form

Deputy Village Attorney



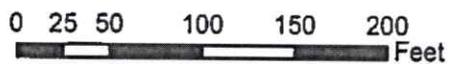
LEXINGTON AVENUE

S. LONG BEACH AVENUE

PINE STREET

PORTERFIELD PLACE

PROPOSED
"NO PARKING ANY TIME"



PROPOSED NO PARKING
ON N. LONG BEACH AVENUE



VILLAGE OF FREEPORT
DEPARTMENT OF PUBLIC WORKS
INTER-DEPARTMENT CORRESPONDENCE

To: Mayor Robert T. Kennedy

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

Date: September 14, 2022

RE: Parking Restrictions on Morris Street

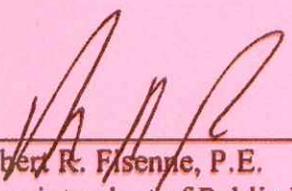
We have received a request to restrict parking on the south side of Morris Street at the intersection of South Bay Avenue. We have reviewed this request and find the restrictions to be warranted.

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

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

ADD

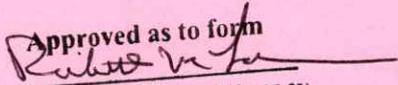
Morris Street, south side, from the westerly curblineline of South Bay Avenue west for a distance of 80 feet.



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

c.

H. Colton, Village Attorney
P. Lester, Secretary to the Mayor
P. Boening, Village Clerk
K. Weltner, Purchasing Agent

Approved as to form

Deputy Village Attorney

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

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

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

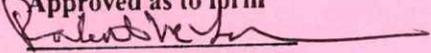
ADD

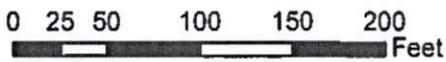
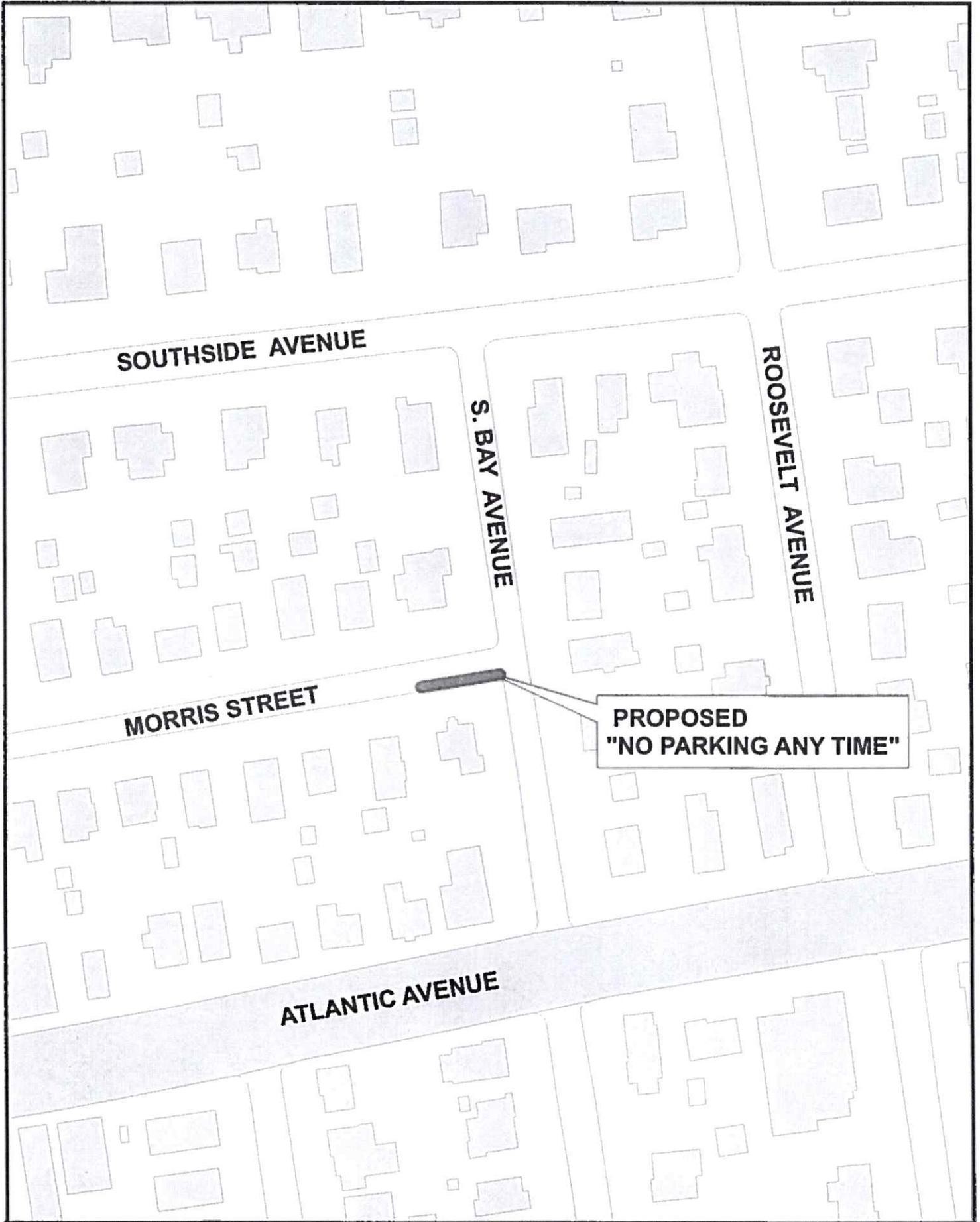
Morris Street, south side, from the westerly curblineline of South Bay Avenue west for a distance of 80 feet.

The Clerk polled the Board as follows:

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

This resolution was declared duly adopted on the 3rd day of October 2022.

Approved as to form

Deputy Village Attorney



**PROPOSED NO PARKING
ON MORRIS STREET**



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 construction of road improvements to Nassau Avenue, specifically the appropriation of \$1,000,000.00 in bonds and authorizing the issuance of bonds in the principal amount of \$1,000,000.00 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.

Approved as to Form
Village Attorney
9/24/2022

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:

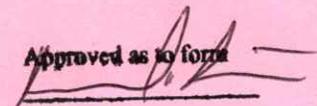
WHEREAS, the Board of Trustees of the Incorporated Village of Freeport, as lead agency, has determined that the proposed action described below, will not have a significant effect on the environment and neither a draft environmental impact statement nor a final environmental impact statement will be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

WHEREAS, the proposed action is the issuance of bonds for the purpose of authorizing the construction of various road improvements, specifically the appropriation of \$1,200,000.00 in bonds and authorizing the issuance of bonds in the principal amount of \$1,200,000.00 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.

Approved as to form


Village Attorney

9/29/2022

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 replacement of the sewer pump at Buffalo Avenue, specifically the appropriation of \$293,000.00 (amended from the previously approved amount of \$62,000.00) in bonds and authorizing the issuance of bonds in the principal amount of \$293,000.00 (amended from the previously approved amount of \$62,000.00) 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:

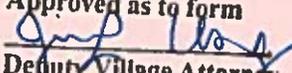
1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result 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 |

Approved as to form

Deputy Village Attorney

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 construction of sewer improvements along Merrick Road, specifically the appropriation of \$219,000.00 in bonds and authorizing the issuance of bonds in the principal amount of \$219,000.00 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:

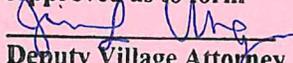
1. The proposed action will not result in a substantial adverse change in the existing air quality, ground or surface water quality, traffic or noise level, will not affect solid waste production, and will not affect erosion, flooding, leaching or drainage problems.
2. The proposed action will not result 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 |

Approved as to form

Deputy Village Attorney

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED MARCH 28, 2022 AND AMENDED OCTOBER 3, 2022, AUTHORIZING THE CONSTRUCTION OF ROAD IMPROVEMENTS TO NASSAU AVENUE, INCLUDING RELATED DRAINAGE AND GRADING, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,000,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$1,000,000 TO FINANCE SAID APPROPRIATION;

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 construct road improvements to Nassau Avenue, including related drainage and grading (the "Project"). The estimated maximum cost of the Project, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,000,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$1,000,000 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 or notes and the interest thereon as the same shall become due and payable. Grant funds received or expected to be received by the Village and any other funds available for such purpose are authorized to be applied toward the cost of said Project or redemption of the Village's bonds or notes issued therefor, or to be

budgeted as an offset to the taxes to be collected for the payment of the principal of and interest on said bonds or notes.

Section 2. Bonds of the Village in the principal amount of not to exceed \$1,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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. 20(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 "*Freeport Herald Leader*," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on October 3, 2022 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 28, 2022, which bond resolution, as amended, is entitled:

“Bond Resolution of the Village of Freeport, New York, adopted March 28, 2022 and amended October 3, 2022, authorizing the construction of road improvements to Nassau Avenue, including related drainage and grading, stating the estimated maximum cost thereof is \$1,000,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,000,000 to finance said appropriation,”

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

FIRST: AUTHORIZING said Village to construct road improvements to Nassau Avenue, including related drainage and grading; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,000,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$1,000,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon; and STATING that grant funds received or expected to be received by the Village and any other funds available for such purpose are authorized to be applied toward the cost of said project or redemption of the Village’s bonds or notes issued therefor, or to be budgeted as an offset to the taxes to be collected for the payment of the principal of and interest on said bonds or notes;

SECOND: AUTHORIZING the issuance of not to exceed \$1,000,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

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.

DATED: October 3, 2022

Pamela Walsh Boening
Village Clerk

Section 8. The Village Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

* * *

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 actions 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 March 28, 2022 shall not be in any way affected and shall remain in full force and effect.

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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250 GREENWICH STREET
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September 28, 2022

Village of Freeport, New York
\$1,000,000 Amending Bonds for Road 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 the Village's request, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on October 3, 2022, showing adoption of the above amending bond resolution. Section 7 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.

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

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
Ismaela M. Hernandez, Village Treasurer
Valarie Montes, Deputy Village Treasurer
Jennifer Ungar, Esq., Deputy Village Attorney
Anthony N. Dalessio, CPA, Village Comptroller
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

October 3, 2022

* * *

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 October 3, 2022.

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:

RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED OCTOBER 3, 2022, AMENDING THE BOND RESOLUTION ADOPTED ON MARCH 28, 2022 RELATING TO THE CONSTRUCTION OF ROAD IMPROVEMENTS TO NASSAU AVENUE, INCLUDING RELATED DRAINAGE AND GRADING

Recitals

WHEREAS, the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, has heretofore duly authorized the construction of road improvements to Nassau Avenue, including related drainage and grading, at the estimated maximum cost of \$500,000 pursuant to the bond resolution adopted by the Board of Trustees on March 28, 2022; and

WHEREAS, it has now been determined that the estimated cost of such project shall be \$1,000,000, and it is in the public interest to increase said appropriation by \$500,000 and to authorize the issuance of bonds in the maximum amount of \$1,000,000 for said project;

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 duly adopted by the Board of Trustees on March 28, 2022, entitled:

“Bond Resolution of the Village of Freeport, New York, adopted March 28, 2022, authorizing the construction of road improvements to Nassau Avenue, including related drainage and grading, stating the

estimated maximum cost thereof is \$500,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$500,000 to finance said appropriation,”

is hereby amended to read as follows:

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 October 3, 2022, 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
October 3, 2022.

(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 _____, 2022, 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 October 3, 2022, 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 _____ 2022.

Notary Public, State of New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED MARCH 28, 2022 AND AMENDED OCTOBER 3, 2022, AUTHORIZING THE CONSTRUCTION OF VARIOUS ROAD IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,200,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$1,200,000 TO FINANCE SAID APPROPRIATION;

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 construct various road improvements (the "Project"). The estimated maximum cost of the Project, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,200,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$1,200,000 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 or notes and the interest thereon as the same shall become due and payable. Grant funds received or expected to be received by the Village and any other funds available for such purpose are authorized to be applied toward the cost of said Project or redemption of the Village's bonds or notes issued therefor, or to be budgeted as an offset to the taxes to be collected for the payment of the principal of and interest on said bonds or notes.

Section 2. Bonds of the Village in the principal amount of not to exceed \$1,200,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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. 20(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 "*Freeport Herald Leader*," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on October 3, 2022 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 28, 2022, which bond resolution, as amended, is entitled:

“Bond Resolution of the Village of Freeport, New York, adopted March 28, 2022 and amended October 3, 2022, authorizing the construction of various road improvements, stating the estimated maximum cost thereof is \$1,200,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,200,000 to finance said appropriation.”

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

FIRST: AUTHORIZING said Village to construct various road improvements; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,200,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$1,200,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon; and STATING that grant funds received or expected to be received by the Village and any other funds available for such purpose are authorized to be applied toward the cost of said project or redemption of the Village’s bonds or notes issued therefor, or to be budgeted as an offset to the taxes to be collected for the payment of the principal of and interest on said bonds or notes;

SECOND: AUTHORIZING the issuance of not to exceed \$1,200,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

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.

DATED: October 3, 2022

Pamela Walsh Boening
Village Clerk

Section 8. The Village Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

* * *

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 actions 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 March 28, 2022 shall not be in any way affected and shall remain in full force and effect.

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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(212) 820-9620

September 28, 2022

Village of Freeport, New York
\$1,200,000 Amending Bonds for Various Road 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 the Village's request, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on October 3, 2022, showing adoption of the above amending bond resolution. Section 7 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.

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

With best regards, I am

Very truly yours,

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

William J. Jackson

WJJ/ml
Enclosures

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

October 3, 2022

* * *

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 October 3, 2022.

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 October 3, 2022, 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
October 3, 2022.

(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 _____, 2022, 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 October 3, 2022, 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 _____ 2022.

Notary Public, State of New York

RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED OCTOBER 3, 2022, AMENDING THE BOND RESOLUTION ADOPTED ON FEBRUARY 3, 2020 RELATING TO THE REPLACEMENT OF THE SEWER PUMP AT BUFFALO AVENUE

Recitals

WHEREAS, the Board of Trustees of the Village of Freeport, in the County of Nassau, New York, has heretofore duly authorized the replacement of the sewer pump at Buffalo Avenue, at the estimated maximum cost of \$62,000 pursuant to the bond resolution adopted by the Board of Trustees on February 3, 2020; and

WHEREAS, it has now been determined that the estimated cost of such project shall be \$293,000, and it is in the public interest to increase said appropriation by \$231,000 and to authorize the issuance of bonds in the maximum amount of \$293,000 for said project;

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 duly adopted by the Board of Trustees on February 3, 2020, entitled:

“Bond Resolution of the Village of Freeport, New York, adopted February 3, 2020, authorizing the replacement of the sewer pump at Buffalo Avenue, stating the estimated maximum cost thereof is \$62,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$62,000 to finance said appropriation.”

is hereby amended to read as follows:

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED FEBRUARY 3, 2020 AND AMENDED OCTOBER 3, 2022, AUTHORIZING THE REPLACEMENT OF THE SEWER PUMP AT BUFFALO AVENUE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$293,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$293,000 TO FINANCE SAID APPROPRIATION

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 replace the sewer pump at Buffalo Avenue. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$293,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$293,000 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 or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$293,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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. 4 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 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 "*Freeport Herald Leader*," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on October 3, 2022 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 February 3, 2020, which bond resolution, as amended, is entitled:

“Bond Resolution of the Village of Freeport, New York, adopted February 3, 2020 and amended October 3, 2022, authorizing the replacement of the sewer pump at Buffalo Avenue, stating the estimated maximum cost thereof is \$293,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$293,000 to finance said appropriation.”

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

FIRST: AUTHORIZING said Village to replace the sewer pump at Buffalo Avenue; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$293,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$293,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$293,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) 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.

DATED: October 3, 2022

Pamela Walsh Boening
Village Clerk

Section 8. The Village Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

* * *

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 actions 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 February 3, 2020 shall not be in any way affected and shall remain in full force and effect.

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

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

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SAN FRANCISCO
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ANN ARBOR
RALEIGH

(212) 820-9620

September 30, 2022

Village of Freeport, New York
\$293,000 Amending Bonds for Replacement of Sewer Pump
(Our File Designation: 7673/45823)

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

Dear Pam:

At the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on October 3, 2022, showing adoption of the above amending bond resolution. Section 7 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,



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

October 3, 2022

* * *

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 October 3, 2022.

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 October 3, 2022, 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 October 3, 2022.

(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 _____, 2022, 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 October 3, 2022, 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 _____ 2022.

Notary Public, State of New York

(212) 820-9620

November 1, 2022

Village of Freeport, New York
\$293,000 Amending Bonds for Replacement of Sewer Pump
(Our File Designation: 7673/45823)

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

Dear Pam:

The bond resolution authorizing the above bonds takes effect thirty (30) days after its adoption and is to be published, in summary, in the official newspaper together with a statutory form of notice thereby commencing a 20-day statute of limitations period pursuant to the provisions of Section 80.00 *et seq.* of the Local Finance Law.

With reference thereto, I have enclosed the following:

- (a) Draft Certificate of No Referendum
- (b) Summary of the bond resolution with the prescribed form of Clerk's statutory notice affixed in readiness for publication.

Please send me an executed copy of the Certificate of No Referendum and an original Affidavit of Publication, when available.

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

CERTIFICATE OF NO REFERENDUM

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY as follows:

That a resolution of the Board of Trustees of the Village of Freeport, in the County of Nassau, State of New York, entitled:

“Bond Resolution of the Village of Freeport, New York, adopted February 3, 2020 and amended October 3, 2022, authorizing the replacement of the sewer pump at Buffalo Avenue, stating the estimated maximum cost thereof is \$293,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$293,000 to finance said appropriation,”

was adopted October 3, 2022, and that the notice setting forth the date of adoption of the resolution and containing an abstract of said resolution which concisely stated the purpose and effect thereof, was duly posted and published as required by law.

That no petition signed and acknowledged by the electors of the Village protesting against said resolution and requesting that said resolution be submitted to the electors of the Village for their approval or disapproval has been filed with the Village Clerk within thirty days after the date of the adoption thereof, or at any other time since said adoption.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village this _____ day of November, 2022.

(SEAL)

Village Clerk

(NOTICE AND SUMMARY OF BOND RESOLUTION FOR PUBLICATION)

The resolution, a summary of which is published herewith, has been adopted on October 3, 2022, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. 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 date of publication of the 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 FEBRUARY 3, 2020 AND AMENDED OCTOBER 3, 2022, AUTHORIZING THE REPLACEMENT OF THE SEWER PUMP AT BUFFALO AVENUE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$293,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$293,000 TO FINANCE SAID APPROPRIATION

The object or purpose for which the bonds are authorized is the replacement of the sewer pump at Buffalo Avenue, at the estimated maximum cost of \$293,000.

The period of usefulness is forty (40) years.

The maximum amount of obligations authorized to be issued is \$293,000.

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.

Dated: October 3, 2022
Freeport, New York

BOND RESOLUTION OF THE VILLAGE OF FREEPORT, NEW YORK, ADOPTED OCTOBER 3, 2022, AUTHORIZING THE CONSTRUCTION OF SEWER IMPROVEMENTS ALONG MERRICK ROAD IN THE VILLAGE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$219,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$219,000 TO FINANCE SAID APPROPRIATION

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 construct sewer improvements along Merrick Road in the Village. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$219,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$219,000 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 or notes and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Village in the principal amount of not to exceed \$219,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

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. 4 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 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 "*Freeport Herald Leader*," a newspaper having a general circulation within said Village and hereby designated the official newspaper of the Village for such publication, and posted in at least six (6) public places and in each polling place in the Village, a Notice in substantially the following form:

VILLAGE OF FREEPORT, NEW YORK

PLEASE TAKE NOTICE that on October 3, 2022, 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 October 3, 2022, authorizing the construction of sewer improvements along Merrick Road in the Village, stating the estimated maximum cost thereof is \$219,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$219,000 to finance said appropriation.”

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

FIRST: AUTHORIZING said Village to construct sewer improvements along Merrick Road in the Village; STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$219,000; APPROPRIATING said amount for such purpose; STATING the plan of financing includes the issuance of bonds or notes of the Village in the principal amount of not to exceed \$219,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Village to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of not to exceed \$219,000 bonds of the Village pursuant to the Local Finance Law of the State of New York (the “Law”) to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) 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.

DATED: October 3, 2022

Pamela Walsh Boening
Village Clerk

Section 8. The Village Clerk is hereby directed, after said bond resolution shall take effect, to cause said bond resolution to be published, in summary, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

* * *

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

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

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RALEIGH

(212) 820-9620

September 30, 2022

Village of Freeport, New York
\$219,000 Bonds for Sewer Improvements along Merrick Road
(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 the request of the Village, I have prepared the attached draft Extract of Minutes of the Board of Trustees meeting to be held on October 3, 2022, showing adoption of the above bond resolution. Section 7 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

October 3, 2022

* * *

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 October 3, 2022.

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 October 3, 2022, 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 October 3, 2022.

(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 _____, 2022, 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 October 3, 2022, 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 _____ 2022.

Notary Public, State of New York

(212) 820-9620

November __, 2022

Village of Freeport, New York
\$219,000 Bonds for Sewer Improvements along Merrick Road
(Our File Designation: 7673/43235)

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

Dear Pam:

The bond resolution authorizing the above bonds takes effect thirty (30) days after its adoption and is to be published, in summary, in the official newspaper together with a statutory form of notice thereby commencing a 20-day statute of limitations period pursuant to the provisions of Section 80.00 *et seq.* of the Local Finance Law.

With reference thereto, I have enclosed the following:

- (a) Draft Certificate of No Referendum
- (b) Summary of the bond resolution with the prescribed form of Clerk's statutory notice affixed in readiness for publication.

Please send me an executed copy of the Certificate of No Referendum and an original Affidavit of Publication, when available.

With best regards, I am

Very truly yours,



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

CERTIFICATE OF NO REFERENDUM

I, Pamela Walsh Boening, Village Clerk of the Village of Freeport, in the County of Nassau, State of New York, HEREBY CERTIFY as follows:

That a resolution of the Board of Trustees of the Village of Freeport, in the County of Nassau, State of New York, entitled:

“Bond Resolution of the Village of Freeport, New York, adopted October 3, 2022, authorizing the construction of sewer improvements along Merrick Road in the Village, stating the estimated maximum cost thereof is \$219,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$219,000 to finance said appropriation,”

was adopted October 3, 2022, and that the notice setting forth the date of adoption of the resolution and containing an abstract of said resolution which concisely stated the purpose and effect thereof, was duly posted and published as required by law.

That no petition signed and acknowledged by the electors of the Village protesting against said resolution and requesting that said resolution be submitted to the electors of the Village for their approval or disapproval has been filed with the Village Clerk within thirty days after the date of the adoption thereof, or at any other time since said adoption.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village this _____ day of November, 2022.

(SEAL)

Village Clerk

(NOTICE AND SUMMARY OF BOND RESOLUTION FOR PUBLICATION)

The resolution, a summary of which is published herewith, has been adopted on October 3, 2022, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. 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 date of publication of the 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 OCTOBER 3, 2022, AUTHORIZING THE CONSTRUCTION OF SEWER IMPROVEMENTS ALONG MERRICK ROAD IN THE VILLAGE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$219,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$219,000 TO FINANCE SAID APPROPRIATION

The object or purpose for which the bonds are authorized is the construction of sewer improvements along Merrick Road in the Village, at the estimated maximum cost of \$219,000.

The period of usefulness is forty (40) years.

The maximum amount of obligations authorized to be issued is \$219,000.

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.

Dated: October 3, 2022
Freeport, New York

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 28, 2022

Re: 2022 FURNISHING OF SODIUM HEXAMETAPHOSPHATE

At the Village Board of Trustees meeting on February 7, 2022, the referenced purchase contract was awarded Chemrite, Inc., 5202 Belle Wood Ct, Suite 104. Buford, GA 30518, in the amount of \$52,632.00. The contract was set up as a one year contract expiring on February 28, 2023, with two optional one-year extensions at no increase in the contract prices.

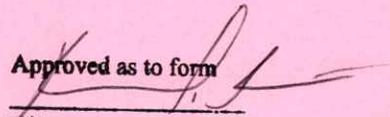
To date, we have spent \$52,632.00 under this contract and we anticipate spending an additional \$5,000.00 above the original contract amount. The increase in spending above the contract amount is due to high water demand during the past summer. Funding for this purchase will come out of the Water Department operating budget for the purchase of chemicals (WE96004 541110).

Accordingly, it is recommended that the contract “**2022 FURNISHING OF SODIUM HEXAMETAPHOSPHATE**” be retroactively increased from \$52,632.00 to \$57,632.00.



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

Approved as to form



Village Attorney

9/28/2022

Encl.

c.

P. Boening, Village Clerk
K. Weltner, Purchasing Agent
A. Dalessio, Comptroller

It was moved by Trustee _____ and seconded by Trustee _____ that the following resolution be adopted:

WHEREAS, at the Village Board of Trustees meeting on February 7, 2022, the Board awarded the 2022 Furnishing of Sodium Hexametaphosphate contract to Chemrite, Inc., 5202 Belle Wood Ct., Suite 104, Buford, Georgia 30518, in the amount of \$52,632.00, for a term of one year beginning March 1, 2022, with an option for two one-year extensions if mutually accepted; and

WHEREAS, to date, we have spent \$52,632.00 under this contract and the Village anticipates spending an additional \$5,000.00 above the original contract amount; and

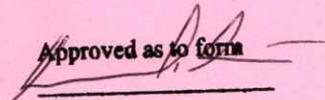
WHEREAS, the increase in spending above the contract amount is due to high water demand during the past summer; and

WHEREAS, funding will come from the Water Department operating budget WE96004 541110 for the purchase of chemicals; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Public Works, the Board approve and the Mayor be authorized to execute any and all documents necessary to retroactively approve an increase in the contract for the "2022 Furnishing of Sodium Hexametaphosphate" with Chemrite, Inc., 5202 Belle Wood Ct., Suite 104, Buford, Georgia 30518, for a total amount of \$57,632.00 for a retroactive term from March 1, 2022 to February 28, 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

Village Attorney

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

DIRECTIVE

TO: Robert R. Fisenne, Superintendent of Public Works February 10, 2022
FROM: Lisa DeBourg, Deputy Village Clerk

The following directive is an excerpt from the Minutes of the Board of Trustees Meeting of February 7, 2022:

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

WHEREAS, eight (8) bids were picked and three (3) bids were received for the January 19, 2022 bid opening for the 2022 Furnishing of Sodium Hexametaphosphate; and

WHEREAS, this contract provides a unit price for sodium hexametaphosphate which is used for sequestering iron in the water distribution system; and

WHEREAS, bids ranged from a high bid of \$57,329.64 to a low bid of \$52,632.00 and all bids have been reviewed and found to be in good order; and

WHEREAS, the lowest responsible bid was submitted by Chemrite, Inc., 5202 Belle Wood Ct., Suite 104, Buford, Georgia 30518, in the amount of \$52,632.00; and

WHEREAS, the contract will be for a term of one year beginning March 1, 2022, with an option for two one-year extensions if mutually accepted; and

WHEREAS, funding will come from the Water Department operating budget, WE96004 541210, for the purchase of chemicals; and

NOW THEREFORE BE IT RESOLVED, that based upon the recommendation of the Superintendent of Public Works, the Board and the Mayor be and hereby is authorized to execute any and all documentation necessary to award the bid for the "2022 Furnishing of Sodium Hexametaphosphate" to Chemrite, Inc., 5202 Belle Wood Ct., Suite 104, Buford, Georgia 30518, in the amount of \$52,632.00, for a term of one year beginning March 1, 2022, with an option for two one-year extensions if mutually accepted.

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: