

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, November 28, 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	Excused
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 6:34 P.M., Mayor Kennedy convened in the main conference room and Trustee Squeri led in the Pledge of Allegiance.

No residents were present.

At 6:35 P.M., it was moved by Trustee Squeri, seconded by Deputy Mayor Ellerbe and carried to adjourn this portion of the Legislative Meeting and return to the Mayor’s Conference Room 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	Excused

At 7:00 P.M., motion was made by Trustee Sanchez, seconded by Trustee Martinez and 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	Excused

Approximately eight (8) residents were present.

Trustee Martinez led in the Pledge of Allegiance.

It was moved by Trustee Martinez, seconded by Trustee Sanchez, and carried to approve the Board of Trustees Minutes of November 14, 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	Excused

It was moved by Trustee Sanchez, seconded by Trustee Martinez, and carried to approve the Board of Trustees sitting as the Board of Review Special Meeting Minutes of November 15, 2022.

The Clerk polled the Board as follows:

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

It was moved by Trustee Martinez, seconded by Trustee Sanchez, and carried to approve the Board of Trustees Special Meeting Minutes of November 10, 2022.

The Clerk polled the Board as follows:

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

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

**WHEREAS**, on March 8, 2021, the Board of Trustees awarded the 2021 Emergency Board-Ups Contract to Cipco Boarding Co., Inc., 342 Atlantic Avenue, East Rockaway, New York 11518 in the amount of \$94,600.00 for a term of one year beginning March 1, 2021 and ending February 28, 2022, with the option of two one-year extensions if mutually accepted; and

**WHEREAS**, on January 24, 2022, the Board approved to extend the contract of the 2021 Emergency Board-ups to Cipco Boarding Co., Inc., 342 Atlantic Avenue, East Rockaway, New York 11518, for the first one-year term beginning March 1, 2022 and ending February 28, 2023, in the amount of \$94,600.00; and

**WHEREAS**, this contract provides contractual unit prices for the board-up of buildings when needed due to fires or when a property is neglected and boarding up of windows and doors is required; and

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2022-3

2022-3

**WHEREAS**, Cipco Boarding Co. has proved to be a capable and dependable company and has lived up to the contract expectations; and

**WHEREAS**, the Superintendent of Buildings is requesting the second and final one-year extension of the Contract; and

**WHEREAS**, the cost of this service will be charged to A362004 543530 (Emergency Board-up); and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Buildings, Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to extend the contract of the 2021 Emergency Board-ups with Cipco Boarding Co., Inc., 342 Atlantic Avenue, East Rockaway, New York 11518, for a second and final one-year extension term beginning March 1, 2023 and ending February 29, 2024, in the amount of \$94,600.00.

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	Excused

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

**WHEREAS**, on March 28, 2022, the Board of Trustees awarded the 2022 – Lot Clearances in the Village of Freeport – Inorganic (Debris) Material contract to Jaymond Industries Inc., 45 Nevinwood Place, Huntington Station, New York 11746, in the amount of \$74,896.00 for a retroactive term from March 1, 2022 to February 28, 2023, with an option for two (2) one-year extensions if mutually accepted; and

**WHEREAS**, Jaymond Industries, Inc. has proved to be a capable and dependable company and has lived up to the contract expectations; and

**WHEREAS**, the Superintendent of Buildings is requesting the first one-year extension of the Contract; and

**WHEREAS**, the cost of this service will be charged to A362004 543510 (Lot Clearance-Debris Removal); and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Buildings, Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to extend the contract of the 2022 – Lot Clearances in the Village of

November 28, 2022

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2022-4

2022-4

Freeport – Inorganic (Debris) Material with Jaymond Industries Inc., 45 Nevinwood Place, Huntington Station, New York 11746, for a first one-year extension term from March 1, 2023 to February 29, 2024, in the amount of \$74,896.00.

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	Excused

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

**WHEREAS**, on March 28, 2022, the Board of Trustees awarded the 2022 – Lot Clearances in the Village of Freeport – Organic Material contract to Jaymond Industries Inc., 45 Nevinwood Place, Huntington Station, New York 11746, in the amount of \$103,022.50 for a retroactive term from March 1, 2022 to February 28, 2023, with an option for two (2) one-year extensions if mutually accepted; and

**WHEREAS**, Jaymond Industries, Inc. has proved to be a capable and dependable company and has lived up to the contract expectations; and

**WHEREAS**, the Superintendent of Buildings is requesting the first one-year extension of the Contract; and

**WHEREAS**, the cost of this service will be charged to A362004 543510 (Lot Clearance-Organic Material); and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Buildings, Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to extend the contract of the 2022 – Lot Clearances in the Village of Freeport – Organic Material with Jaymond Industries Inc., 45 Nevinwood Place, Huntington Station, New York 11746, for a first one-year extension term from March 1, 2023 to February 29, 2024, in the amount of \$103,022.50.

The Clerk polled the Board as follows:

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

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2022-5

2022-5

It was moved by Trustee Sanchez, seconded by Trustee Martinez and carried to approve the recommendation of the Freeport Fire Council and that membership be granted to Jesse Liotti, Hose Co. #1.

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	Excused

It was moved by Trustee Squeri, seconded by Trustee Sanchez and carried to approve the recommendation of the Freeport Fire Council and that membership be granted to Ivan Germossen, 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	Excused

It was moved by Trustee Sanchez, seconded by Trustee Martinez and carried to approve the recommendation of the Freeport Fire Council and that membership be granted to Joaquin Viedma, Hose Co. #4.

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	Excused

It was moved by Trustee Squeri, seconded by Trustee Sanchez to approve the recommendation of the Freeport Fire Council and that membership be granted to Nicholas Corell, Emergency Co. #9.

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	Excused

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2022-6

2022-6

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

**WHEREAS**, the Village’s Annual Asphalt Contract will expire on February 28, 2023; and

**WHEREAS**, said purchase and repair requires the use of competitive bidding as necessitated by General Municipal Law §103 and the Village’s Procurement Policy; and

**WHEREAS**, the Department of Public Works is requesting permission to advertise a Notice to Bidders for the 2023 Annual Asphalt Paving Contract; and

**WHEREAS**, this program provides the contractual unit prices for asphalt paving of potholes; the current contract has an approximate annual cost of \$120,000; and

**WHEREAS**, the contract will be for a term of one year beginning March 1, 2023, with an option for two (2) one-year extensions if mutually acceptable; and

**WHEREAS**, the Department Head of said Village Department will determine the appropriate account or budget line to charge work to under this contract; and

**NOW THEREFORE BE IT RESOLVED**, that upon the recommendation of the Superintendent of Public Works, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the “2023 Annual Asphalt Paving Contract” in the Freeport Herald and other relevant publications of general circulation on December 1, 2022, with bid documents available from December 5, 2022 through December 16, 2022, with a return date of December 20, 2022.

The Clerk polled the Board as follows:

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

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

**WHEREAS**, the Department of Public Works has need to replace two (2) vehicles - a 2001 Ford F350 that was taken out of service due to mechanical and safety issues, and a 2011 Ford F350 that was taken out of service due to damage from an accident; and

**WHEREAS**, the Department of Public Works seeks to purchase specifically the following vehicles via the New York State Department of General Services Mini-Bid (1379 OGS Solicitation 23166: Vehicles, Class 1-8), for Medium Duty Vehicles:

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2022-7

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- two (2) 2023 Ford F450 vehicles for the Parks Department in the Department of Public Works

**WHEREAS**, for this bid, the Village received one proposal; and

**WHEREAS**, the sole bidder is Gabrielli Truck Sales LTD., 880 South Oyster Bay Road, Hicksville, N.Y. 10801, for the price of \$69,536.22 per vehicle, including delivery; and

**WHEREAS**, funding for this purchase will come from a bond resolution that was authorized by the Mayor and Board of Trustees at the meeting on February 28, 2022 (Capital Account H719702 523001); and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Public Works, the Board of Trustees award the contract for the purchase of two (2) 2023 Ford F450 vehicles for the Parks Department in the Department of Public Works to Gabrielli Truck Sales LTD., 880 South Oyster Bay Road, Hicksville, N.Y. 10801, for the price of \$69,536.22 per vehicle, including delivery.

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	Excused

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

**WHEREAS**, on February 7, 2022, the Board awarded the bid for the “2022 Annual Tree Removal Contract” to Red Maple Tree Service Corp., 30 Independence Avenue, Freeport, New York 11520, in the amount of \$62,530.00 for a term beginning March 1, 2022 and ending February 28, 2023 with an option for two one-year extensions if mutually accepted; and

**WHEREAS**, the Superintendent of Public Works has requested for the first one-year extension of the Contract with the Contractor and the Contractor has agreed on this extension; and

**WHEREAS**, the contract will be for a term beginning March 1, 2023 and ending February 29, 2024, with no increase in the unit prices; and

**WHEREAS**, the work done under this contract will be charged to the appropriate budget line or account of the requesting department; and

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**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Superintendent of Public Works, the Board approve and the Mayor be hereby authorized to sign any paperwork necessary to extend the contract of the “2022 Annual Tree Removal Contract” with Red Maple Tree Service Corp., 30 Independence Avenue, Freeport, New York 11520, for a first one-year extension term beginning March 1, 2023 and ending February 29, 2024, in the amount of \$62,530.00, with no increase of unit prices.

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	Excused

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

**WHEREAS**, on February 28, 2022, the Board of Trustees awarded the bid for the Disposal of Inorganic Materials 2022 to Winter Bros. Recycling, 120 Nancy Street, West Babylon, New York 11704 in the amount of \$295,497.50 for a term of one year beginning March 1, 2022 and ending February 28, 2023, with an option for two one-year extensions if mutually accepted; and

**WHEREAS**, the Department of Public Works has requested for the first one-year extension term of the Contract with the Contractor and the Contractor has agreed on this extension; and

**WHEREAS**, funding for this contract is provided for in the 2022-2023 fiscal budget (A816004 546400); 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 extend the contract of the “Disposal of Inorganic Materials 2022” with Winter Bros. Recycling, 120 Nancy Street, West Babylon, New York 11704, for the first one-year extension term beginning March 1, 2023 and ending February 29, 2024, in the amount of \$295,497.50, with no increase in the unit prices.

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	Excused

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2022-9

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

**WHEREAS**, the Village of Freeport requires the services of a company able to provide envelopes as well as forms, stationary, business cards, mailings, and bound books; and

**WHEREAS**, §103 of the General Municipal Law and the Village’s Procurement Policy necessitate the use of competitive bidding to retain these services; and

**WHEREAS**, contract terms will begin on March 1, 2023 through February 29, 2024, with an option in favor of the Village to extend for two additional one-year terms; and

**WHEREAS**, in general, the Village spends between \$15,000 and \$25,000 per year for all departments combined; and

**WHEREAS**, all items ordered under this contract will be charged to the printing and stationary budget line of the requesting departments (ie. A134504 540200); and

**NOW THEREFORE BE IT RESOLVED**, that upon the recommendation of the Purchasing Agent, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the “2023 Contract for Printing Services” in the Freeport Herald and other relevant publications of general circulation on December 1, 2022, with specifications available from December 5, 2022 through December 16, 2022, with a return date of December 20, 2022.

The Clerk polled the Board as follows:

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

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

**WHEREAS**, the Village of Freeport requires the purchase of uniforms and safety gear, including shirts, hats, jeans, jackets, safety vests, etc., for employees in various departments; and

**WHEREAS**, said procurement of said uniforms and safety gear requires the use of competitive bidding as necessitated by General Municipal Law §103 and the Village’s Procurement Policy; and

**WHEREAS**, the contract terms will begin on March 1, 2023 through February 29, 2024 with an option in favor of the Village to extend for two additional one-year terms; and

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2022-10

**WHEREAS**, in general, the Village spends between \$35,000.00 and \$45,000.00 per year and all items ordered will be charged to the uniform or safety gear budget line of the requesting department; and

**WHEREAS**, all items ordered will be charged to the uniform or safety gear budget line of the requesting department (object codes 520600, 541400); and

**NOW THEREFORE BE IT RESOLVED**, that upon the recommendation of the Purchasing Agent, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the “2023 Furnishing of Village Uniforms” in the Freeport Herald and other relevant publications of general circulation on December 1, 2022, and specifications will be available from December 5, 2022 through December 16, 2022, with a return date of December 20, 2022.

The Clerk polled the Board as follows:

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

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

**WHEREAS**, on March 8, 2021, the Board of Trustees awarded the 2021 Maintenance of Various Office Equipment to Ditto Copy Systems, Inc., 209 E. Elizabeth Avenue, Linden, NJ 07036 in the amount of \$9,823.00 for a term of one year, beginning retroactive to March 1, 2021 and ending February 28, 2022, with an option of a two (2) one-year extension if mutually accepted; and

**WHEREAS**, on December 13, 2021, the Board of Trustees approved the first one-year contract extension for the 2021 Maintenance of Various Office Equipment to Ditto Copy Systems, Inc., 209 E. Elizabeth Avenue, Linden, NJ 07036 in the amount of \$9,823.00 beginning on March 1, 2022 through February 28, 2023, with no increase to current contract pricing; and

**WHEREAS**, the Purchasing Agent has requested the second and final one-year extension of the Contract and the Contractor has agreed to this extension with no additional increase in cost; and

**WHEREAS**, funding for the municipal portion of the contract will be charged to the Purchasing Department’s service contract and repairs account A134504 542800 and there are sufficient funds; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Purchasing Agent, Board approve and the Mayor be and hereby is authorized to sign any paperwork necessary to extend the contract of the 2021 Maintenance of Various Office

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Equipment with Ditto Copy Systems, Inc., 209 E. Elizabeth Avenue, Linden, NJ 07036 in the amount of \$9,823.00 for a second and final one-year extension term beginning on March 1, 2023 through February 29, 2024, with no increase to current contract pricing.

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	Excused

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

**WHEREAS**, the Village of Freeport requests proposals for a license to operate the marina at Cow Meadow Park; and

**WHEREAS**, the procurement of these services is best accomplished through the use of a formal Request for Proposals; and

**NOW THEREFORE BE IT RESOLVED**, that based upon the recommendation of the Purchasing Agent, the Village Clerk be and hereby is authorized to publish a Corrected Request for Proposals for the "Operation of the Marina in Cow Meadow Park" in the Freeport Herald and other relevant publications of general circulation on December 1, 2022, and specifications will be available from November 21, 2022 through December 30, 2022, with a return date of December 30, 2022.

The Clerk polled the Board as follows:

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

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 \$14,206.97

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

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**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 69-2022

**Owner:**       **Jean Stevenson**  
                  204 E. Dean Street  
                  Freeport NY, 11520  
                  Sec, Blk., Lot (s): 55-241-19

**Location:**    **204 E. Dean Street**

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

**Charges:**     \$2,096.15

\*\*\*

Sidewalk Survey: #MSW 122-2021

**Owner:**       **Hale Rischert**  
                  26 W. 4<sup>th</sup> Street  
                  Freeport, NY 11520  
                  Sec, Blk, Lot(s): 62-064-446

**Location:**    **26 W. 4<sup>th</sup> Street**

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

**Charges:** \$848.00

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Sidewalk Survey: #MSW 41-2019

**Owner:**       **Jianming Huang**  
                  511 Ocean Ter.  
                  Staten Island, NY 10301  
                  Sec, Blk, Lot(s): 62-064-498

**Location:**    **41 W. 4<sup>th</sup> Street**

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

**Charges:** \$1,001.60

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Sidewalk Survey: #MSW 210-2021

**Owner:** **131 Guy Lombardo LLC**

29 West Main Street

Oyster Bay, NY 11771

Sec, Blk, Lot(s): 62-075-33

**Location:** **131 Guy Lombardo Avenue**

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

**Charges:** \$2,609.13

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Sidewalk Survey: #MSW 42-2022

**Owner:** **Margaret Taboada**

**In care of Eisele Fred**

279 Lena Avenue

Freeport, NY 11520

Sec, Blk, Lot(s): 54-064-50

**Location:** **279 Lena Avenue**

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

**Charges:** \$396.44

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Sidewalk Survey: #MSW 392-2020

**Owner:** **Jean Jones**

207 S. Long Beach Avenue

Freeport, NY 11520

Sec, Blk, Lot(s): 62-120-6

**Location:** **207 S. Long Beach Avenue**

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

**Charges:** \$1,741.20

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Sidewalk Survey: #MSW 174-2021

**Owner:** **Kyle & Jasmine**

259 Maryland Avenue

Freeport, NY 11520

Sec, Blk, Lot(s): 36-527-2

**Location:** **259 Maryland Avenue**

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

**Charges:** \$919.20

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Sidewalk Survey: #MSW 42-2022

**Owner:** **Carmen Hernandez**  
18 Miller Avenue  
Freeport, NY 11520  
Sec, Blk, Lot(s): 62-120-11

**Location:** **18 Miller Avenue**

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

**Charges:** \$1,221.20

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Sidewalk Survey: #MSW 132-2022

**Owner:** **Community Housing**  
**In care of Innovations Inc.**  
19 Miller Avenue  
Freeport, NY 11520  
Sec, Blk, Lot(s): 62-115-12

**Location:** **19 Miller Avenue**

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

**Charges:** \$1,392.00

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Sidewalk Survey # MSW 230-2021

**Owner:** **Michelle Thompson**  
**125 E. Milton Street**  
Freeport NY, 11520  
Sec, Blk., Lot (s): 55-249-92

**Location:** **125 E Milton Street**

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

**Charges:** \$1,982.05

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	Excused

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

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**WHEREAS**, the Freeport Village Court utilizes the services of two Court interpreters, to wit: Viviane Higgins and Mildred Menendez; and,

**WHEREAS**, the current personal services contracts for said individuals are due to expire on February 28, 2023 and it is respectfully requested that the renewal of the Court Interpreters contract be granted for two (2) years beginning March 1, 2023 through February 28, 2025; and

**WHEREAS**, the fee per session is \$150.00 and budget line A111004 545700 has been allocated for this expenditure with no change to the current rate and an expected expenditure of \$12,000.00 to \$14,000.00 per interpreter and there are sufficient funds available in budget line; and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor be and is hereby authorized to sign any and all documents which are necessary and proper to effectuate agreements between the Village of Freeport and Viviane Higgins, 16 Crabapple Lane, Commack, New York 11725 be granted for a two-year term effective March 1, 2023 and ending February 28, 2025, to interpret in the Freeport Village Court for a not to exceed cost of \$150.00 per 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	Excused

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

**WHEREAS**, the Freeport Village Court utilizes the services of two Court interpreters, to wit: Viviane Higgins and Mildred Menendez; and,

**WHEREAS**, the current personal services contracts for said individuals are due to expire on February 28, 2023 and it is respectfully requested that the renewal of the Court Interpreters contract be granted for two (2) years beginning March 1, 2023 through February 28, 2025; and

**WHEREAS**, the fee per session is \$150.00 and budget line A111004 545700 has been allocated for this expenditure with no change to the current rate and an expected expenditure of \$12,000.00 to \$14,000.00 per interpreter and there are sufficient funds available in budget line; and

**NOW THEREFORE BE IT RESOLVED**, that the Mayor be and is hereby authorized to sign any and all documents which are necessary and proper to effectuate agreements between the Village of Freeport and Mildred Menendez, 250 West Merrick Road, Apt. 1G, Freeport, New York 11520 be granted for a two-year term effective March 1, 2023 and ending February 28, 2025, to interpret in the Freeport Village Court for a not to exceed cost of \$150.00 per session.

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

2022-16

2022-16

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	Excused

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

**WHEREAS**, the Water Department uses an outside lab to provide water quality testing for the Village of Freeport drinking water; and

**WHEREAS**, the water is tested for bacteriological contaminants, organic compounds, inorganic compounds, pesticides, lead, copper, nitrates, and other contaminants; this testing is mandated by Nassau County Department of Health and must be performed by a qualified testing laboratory; and

**WHEREAS**, procurement of said services requires the use of competitive bidding as necessitated by General Municipal Law §103 and the Village’s Procurement Policy; and

**WHEREAS**, the Water & Sewer Department is requesting permission to advertise a Notice to Bidders for the 2023 Annual Water Quality Testing Services; and

**WHEREAS**, the contract will be for a term of one year beginning March 1, 2023, with an option for two (2) one-year extensions if mutually accepted; and

**WHEREAS**, the estimated cost of the contract is \$50,000.00, and funding is anticipated to be included in the Water Department Operating Budget (WE95004 549810); and

**NOW THEREFORE BE IT RESOLVED**, that upon the recommendation of the Superintendent of Public Works, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the “2023 Annual Water Quality Testing Services” in the Freeport Herald and other relevant publications of general circulation on December 1, 2022, with bid documents available from December 5, 2022 through December 16, 2022, with a return date of December 20, 2022.

The Clerk polled the Board as follows:

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

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

2022-17

2022-17

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

**WHEREAS**, the Water Department uses various products to treat the water prior to being pumped into the distribution system; and

**WHEREAS**, one product is Calcium Hypochlorite tablets; the Water Plant Operators use Calcium Hypochlorite tablet in the water system as a disinfectant and to comply with the Nassau County Department of Health requirement; and

**WHEREAS**, said procurement of said meters requires the use of competitive bidding as necessitated by General Municipal Law §103 and the Village’s Procurement Policy; and

**WHEREAS**, the Water & Sewer Department is requesting permission to advertise a Notice to Bidders for the 2023 Furnishing of Calcium Hypochlorite (Tablet); and

**WHEREAS**, the contract will be for a term of one year beginning March 1, 2023, with an option for two (2) one-year extensions if mutually accepted; and

**WHEREAS**, the estimated cost of the contract is \$34,000.00, and funding is anticipated to be included in the Water Department Operating Budget (WE96004 541210); and

**NOW THEREFORE BE IT RESOLVED**, that upon the recommendation of the Superintendent of Public Works, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the “2023 Furnishing of Calcium Hypochlorite (Tablet)” in the Freeport Herald and other relevant publications of general circulation on December 1, 2022, with bid documents available from December 5, 2022 through December 16, 2022, with a return date of December 20, 2022.

The Clerk polled the Board as follows:

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

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

**WHEREAS**, the Water Department uses various products to treat the water prior to being pumped into the distribution system; and

**WHEREAS**, one product is liquid Sodium Hypochlorite; the Water Plant Operators introduce liquid Sodium Hypochlorite into the water system as a disinfectant and to comply with the Nassau County Department of Health requirement; and

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2022-18

2022-18

**WHEREAS**, said procurement of said meters requires the use of competitive bidding as necessitated by General Municipal Law §103 and the Village’s Procurement Policy; and

**WHEREAS**, the Water & Sewer Department is requesting permission to advertise a Notice to Bidders for the 2023 Furnishing of Liquid Sodium Hypochlorite; and

**WHEREAS**, the contract will be for a term of one year beginning March 1, 2023, with an option for two (2) one-year extensions if mutually accepted; and

**WHEREAS**, the estimated cost of the contract is \$35,000.00, and funding is anticipated to be included in the Water Department Operating Budget (WE96004 541210); and

**NOW THEREFORE BE IT RESOLVED**, that upon the recommendation of the Superintendent of Public Works, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the “2023 Furnishing of Liquid Sodium Hypochlorite” in the Freeport Herald and other relevant publications of general circulation on December 1, 2022, with bid documents available from December 5, 2022 through December 16, 2022, with a return date of December 20, 2022.

The Clerk polled the Board as follows:

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

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

**WHEREAS**, the Water Department uses various products to treat the water prior to being pumped into the distribution system; and

**WHEREAS**, one product is Sodium Hexametaphosphate, commonly known as Calgon; the Water Plant Operators introduce Sodium Hexametaphosphate to sequester iron in the system; and

**WHEREAS**, said procurement of said meters requires the use of competitive bidding as necessitated by General Municipal Law §103 and the Village’s Procurement Policy; and

**WHEREAS**, the Water & Sewer Department is requesting permission to advertise a Notice to Bidders for the 2023 Furnishing of Sodium Hexametaphosphate; and

**WHEREAS**, the contract will be for a term of one year beginning March 1, 2023, with an option for two (2) one-year extensions if mutually accepted; and

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2022-19

2022-19

**WHEREAS**, the estimated cost of the contract is \$35,000.00, and funding is anticipated to be included in the Water Department Operating Budget (WE96004 541310); and

**NOW THEREFORE BE IT RESOLVED**, that upon the recommendation of the Superintendent of Public Works, the Village Clerk be and hereby is authorized to publish a Notice to Bidders for the “2023 Furnishing of Sodium Hexametaphosphate” in the Freeport Herald and other relevant publications of general circulation on December 1, 2022, with bid documents available from December 5, 2022 through December 16, 2022, with a return date of December 20, 2022.

The Clerk polled the Board as follows:

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

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

**WHEREAS**, on February 7, 2022, the Board of Trustees awarded the bid for the “2022 Annual Well Maintenance Contract” to A.C. Schultes Inc., 664 S. Evergreen Avenue, Woodbury Heights, New Jersey 08097, in the amount of \$176,700.00 for a term beginning March 1, 2022 and ending February 28, 2023, with an option for two one-year extensions at no increase in unit prices if mutually accepted; and

**WHEREAS**, the Department of Public Works has requested for the first one-year extension term of the Contract with the Contractor and the Contractor has agreed on this extension; and

**WHEREAS**, funding for this contract will come from the Water Department Operating Budget line WE95004 544810, which is for well equipment repairs; 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 extend the contract of the “2022 Annual Well Maintenance Contract” with A.C. Schultes Inc., 664 S. Evergreen Avenue, Woodbury Heights, New Jersey 08097, for the first one-year extension term beginning March 1, 2023 and ending February 29, 2024, in the amount of \$176,700.00, with no increase in unit prices.

The Clerk polled the Board as follows:

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

November 28, 2022

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2022-20

2022-20

Trustee Sanchez  
Mayor Kennedy

In Favor  
Excused

At 7:15 P.M. Deputy Mayor Ellerbe called the public hearing to order to consider the Cablevision/Altice Franchise Agreement.

Howard E. Colton entered ten (10) exhibits into the record and turned the hearing over to A. Thomas Levin of Meyer Suozzi.

It was moved by Trustee Squeri, seconded by Trustee Sanchez to adopt the following resolution:

**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 a cable television franchise renewal agreement between the Incorporated 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**, 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.

November 28, 2022

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2022-21

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

It was moved by Trustee Squeri, seconded by Trustee Sanchez and carried to close the hearing to further evidence and testimony.

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	Excused

It was moved by Trustee Sanchez, seconded by Trustee Squeri to adopt the following resolution:

**RESOLUTION AUTHORIZING THE VILLAGE OF FREEPORT TO RENEW A CABLE FRANCHISE AGREEMENT WITH CABLEVISION SYSTEMS LONG ISLAND**

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

2022-22

2022-22

CORPORATION TO OPERATE A CABLE SYSTEM IN THE VILLAGE OF FREEPORT, NY

WHEREAS, the Village of Freeport, Count of Nassau, State of New York, (the "Village") is a "franchising authority" in accordance with Title VI of the Communications Act of 1934, (the "Communications Act"), and is authorized to grant one or more nonexclusive cable television franchises pursuant to Article 11 of the New York Public Service Law, as amended, and Title 16, Chapter VIII, Parts 890.60 through 899, of the Official Compilation of Codes, Rules and Regulations of the State of New York, as amended (collectively the "Cable Laws");

WHEREAS, the Village duly executed a franchise renewal agreement with Cablevision Systems Long Island Corporation (the "Franchisee") on July 28, 2011, which was thereafter confirmed and made effective by the New York State Public Service Commission on October 21, 2011 for a term of ten (10) years (Case No. 11-V-0421) and

WHEREAS, said franchise agreement thereafter expired on October 21, 2021; and

WHEREAS, Franchisee has submitted a proposed franchise renewal agreement (the "Franchise Renewal Agreement") to continue operating said cable system within the Village; and

WHEREAS, the Village and Franchisee, each acting by their duly authorized representatives, have mutually agreed to the terms of said Franchise Renewal Agreement; and

WHEREAS, the Village, acting by its duly authorized Board of Trustees, has determined that the Franchisee is and has been in substantial compliance with all terms/provisions of its existing franchises and applicable law; and

WHEREAS, the Village, acting by its duly authorized Board of Trustees, has determined that Franchisee has the requisite legal, technical and financial capabilities to operate cable systems within the Village and that Franchisee's proposals for renewal of the franchises meet the cable related needs of the Community; and

WHEREAS, a duly noticed Public Hearing, affording an opportunity for all those interested parties within the Village to be heard on the proposed Franchise Renewal Agreement, was held before the Village Board of Trustees on November 28, 2022.

NOW, THEREFORE, be it

RESOLVED, that the Village Board of Trustees hereby finds and determines that it is in the best interest of the public to award the Franchise Renewal Agreement to the Franchisee; and be it

November 28, 2022

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2022-23

2022-23

FURTHER RESOLVED that the Village Board of Trustees hereby authorizes the Mayor to enter into the Franchise Renewal Agreement with CABLEVISION SYSTEMS LONG ISLAND CORPORATION and to execute any other documents necessary to effectuate the granting of the franchise renewal on behalf of the VILLAGE OF FREEPORT.

Dated: November 28, 2022

The Clerk polled the Board as follows:

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

It was moved by Trustee Martinez, seconded by Trustee Squeri and carried to close the hearing.

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	Excused

Mayor Kennedy opened the meeting to questions and comments from those present; whereupon there was no response.

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

The Clerk polled the Board as follows:

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

The meeting was closed at 7:30 P.M.

\_\_\_\_\_  
Pamela Walsh Boening  
Village Clerk